HOUSE JOURNAL

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FIFTY-FIFTH IDAHO LEGISLATURE
SECOND REGULAR SESSION - 2000

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Assistant Majority Leader
DAN MADER ................................................................. Genesee
Majority Caucus Chairman
WENDY JAQUET ............................................................. Ketchum
Minority Leader
JUNE JUDD ................................................................. St. Maries
Assistant Minority Leader
ROGER CHASE ............................................................. Pocatello
Minority Caucus Chairman

HOUSE ADMINISTRATION

PAMM JUKER ................................................................. Chief Clerk and Parliamentarian
VERNA GOEDDERTZ ........................................................... Assistant Chief Clerk
JEANNE LUDWIG ........................................................... Administrative Assistant to the Speaker
TERRI FRANKS ........................................................... Fiscal Assistant to the Speaker
MARY KEELER ........................................................... Docket Clerk
SHELLEY HUBBARD ........................................................... Journal Clerk
FORREST LUDWIG ........................................................... Journal Clerk
SUSAN FRIEDERS ........................................................... Assistant Majority Leader
VIVIAN KLEIN ........................................................... Assistant Minority Leader
JUDY CHRISTENSEN ........................................................... Sergeant at Arms
LUCY BANGERTER ........................................................... Assistant Sergeant at Arms
CARL SHELL ........................................................... Assistant Sergeant at Arms
JIM HARDENBROOK ........................................................... Chaplain
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<td>STOICHEFF, JERRY</td>
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<td>STONE, RUBY R.</td>
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<td>TAYLOR, W. O. &quot;BILL&quot;</td>
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<td>WOOD, JOAN E.</td>
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<td>ZIMMERMANN, CHRISTIAN</td>
<td>Cascade</td>
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Local Government, Chairman
State Affairs

Business, Chairman
Local Government
Revenue and Taxation

Education, Chairman
Business

Agricultural Affairs
Commerce and Human Resources
Education

Environmental Affairs
Resources and Conservation
State Affairs

Transportation and Defense, Vice Chairman
Appropriations
Resources and Conservation

Commerce and Human Resources
Education
Transportation and Defense
AGRICULTURAL AFFAIRS (12)

Jones, Chairman
Stevenson, Vice Chairman

Field(20) Judd
Bell Chase
Mortensen Black
Mader Hadley
Kendell Trail
Lake Zimmermann
Montgomery

APPROPRIATIONS (10)

Geddes, Chairman
Bell, Vice Chairman

Pomeroy Robison
Wood Marley
Field(20) Pischner
Hansen(23) Clark

BUSINESS (13)

Taylor, Chairman
Alltus, Vice Chairman

Deal Chase
Tilman Henbest
Kellogg
Black
Meyer
Callister
Gagner
Kunz
Smylie

COMMERCE AND HUMAN RESOURCES (11)

Schaefer, Chairman
Mortensen, Vice Chairman

Ridinger Marley
Hadley Ringo
Lake
Trail
Zimmermann
Crow
McKague

EDUCATION (17)

Tilman, Chairman
Reynolds
Meyer, Vice Chairman
Jones
Ringe

ENVIRONMENTAL AFFAIRS (9)

Barraclough, Chairman
Gagner, Vice Chairman

Schaefer Jaquet
Meyer Ellsworth
Campbell
Wheeler
Hammond

HEALTH AND WELFARE (11)

Reynolds, Chairman
Loertscher
Sali, Vice Chairman
Henbest

Boe
Bieter

JUDICIARY, RULES, & ADMINISTRATION (15)

Gould, Chairman
Sali
Field(13), Vice Chairman

Jaquet
Boe

LOCAL GOVERNMENT (10)

Sali
Clark
Ellsworth
Hansen(23)
Mortensen
Sellman
Smith
Hammond
Pearce
Moss
HOUSE JOURNAL

Stone, Chairman
Hornbeck, Vice Chairman

Taylor
Barrett
Hansen(29)
Callister
Clark
Sellman

RESOURCES AND CONSERVATION (19)

Linford, Chairman
Field(20), Vice Chairman

Wood
Jones
Bell
Barraclough
Mader
Hansen(29)
Stevenso
Campbell
Wheeler
Barrett
Kendell
Moyle
Hornbeck

REVENUE AND TAXATION (18)

Crow, Chairman
Kellogg, Vice Chairman

Linford
Gould
Kempton
Barrett
Taylor
Hansen(29)
Bruneel
Ridinger
Lake
Mader
Gagner
Moyle
Field(13)

TRANSPORTATION AND DEFENSE (14)

Kempton, Chairman
Wood, Vice Chairman

Robison
Cuddy
Stoicheff

Pomeroy
Kellogg
Bruneel
Pischner
Ridinger
Kunz
McKague
Hadley
Zimmermann
Smith

WAYS AND MEANS (7)

Black, Chairman

Jaquet
Judd
Chase

STATE AFFAIRS (21)

Deal, Chairman
FIRST LEGISLATIVE DAY
MONDAY, JANUARY 10, 2000

House of Representatives

At the hour of 12 noon, January 10, 2000, the time established for the convening of the Second Regular Session of the Fifty-fifth Legislature, the members of the House of Representatives convened in the House Chamber of the Capitol Building in the City of Boise, with Bruce Newcomb, Speaker presiding.

Roll call showed 65 members present.
Absent and excused -- Bell, Cherrett, Jaquet, Schaefer, Williams. Total -- 5.
Total -- 70

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
BOISE, IDAHO

January 10, 2000

The Honorable Bruce Newcomb
Speaker of the House

Dear Mr. Speaker,

Pursuant to article IV, section 8 of the Idaho Constitution, I hereby report to the State Legislature that the condition of the state is sound, and that there is optimism for continued growth and opportunity.

Additionally, pursuant to article IV, section 8 of the Idaho Constitution, I estimate the state budget for fiscal year 2000 to be $1,800,029,900.

Sincerely,

DIRK KEMPThORNE
Governor

The Chief Clerk read the official proclamations as follows:
THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO
CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, by these Presents that pursuant to the provisions of Section 59-904A, Idaho Code, the Legislative District 1 Committee of the Republican Party has submitted a list of three names for consideration in filling a vacancy in the District 1 Legislative House of Representatives seat.

NOW, THEREFORE, I, DIRK A. KEMPThORNE, Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-904A, Idaho Code, do hereby appoint Jerry Stoicheff, to the position of State Representative, District 1, House Seat B, Bonner and Boundary Counties, for a term commencing on January 4, 2000, and continuing until the next general election when the term of office expires.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this fourth day of January in the year of our Lord two thousand, and of the Independence of the United States of America, the two hundred and twenty-fourth year.

/s/ DIRK A. KEMPThORNE
Governor

/s/ PETE T. CENARRUSA
Secretary of State

THE HOUSE OF REPRESENTATIVES
DISTRICT 1
DISTRICT NAME

NOW, THEREFORE, I, PETE T. CENARRUSA, 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 Fifty-fifth Legislature, as shown by official records on file in my office:

DISTRICT NAME
1................................. John L. Campbell (R), Jerry Stoicheff (D)
2................................. Hilde Kellogg (R), Wayne R. Meyer (R)
3................................. Jim Clark (R), Jeff Allius (R)
4................................. Mary Lou Shepherd (D), Don Pischner (R)
5................................. Tom Trail (R), Shirley G. Ringo (D)
6................................. Frank C. Bruneel (R), Dan Mader (R)
7................................. Charles D. Cuddy (D), June E. Judd (D)
8................................. Christian Zimmermann (R), Twila L. Hornbeck (R)
9................................. Lawerence E. Denney (R), Monty J. Pearce (R)
10............................... Beverly Montgomery (R), Dorothy L. Reynolds (R)
11............................... Robert E. Schaefer (R), W.O. "Bill" Taylor (R)
12............................... Dolores J. Crow (R), W. W. "Bill" Deal (D)
13............................... Debbie Field (R), Julie Ellsworth (R)
14............................... Mike Moyer (R), Shirley McKague (R)
15............................... Steve Smylie (R), Max C. Black (R)
16............................... Margaret Henbest (D), Horace B. "Hod" Pomeroy (R)
17............................... David Callister (R), Ruby R. Stone (R)
18............................... William T. "Bill" Sali (R), Fred Tilman (R)
19............................... David Bieter (D), Ken Robinson (D)
20............................... Frances Field (R), Sher Sellman (R)
21............................... Wendy J. Jaquet (R), Tim Ridinger (R)
22............................... Celia R. Gould (R), Douglas R. Jones (R)
23............................... Leon Smith (R), Randy Hansen (R)
24............................... John A. "Bert" Stevenson (R), M. axine T. Bell (R)
25............................... Jim D. Kempton (R), Bruce Newcomb (R)
26............................... JoAn Wood (R), Lenore Hardy Barrett (R)
27............................... Todd M. Hammond (R), Golden C. Linford (R)
28............................... Max C. Mortensen (R), Cameron Wheeler (R)
29............................... Jack T. Barraclough (R), Reed Hansen (R)
30............................... Lee Gagner (R), Thomas F. Loetscher (R)
31............................... Dennis M. Lake (R), J. Stanley Williams (R)
32............................... Robert C. Geddes (R), Clair Cheirrett (R)
33............................... Bert C. Marley (D), Roger W. Chase (D)
34............................... Donna Boe (D), Kent S. Kunz (R)
35............................... J. Steven Hadley (R), Wayne Kendl (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 seventh day of January, in the year of our Lord, Two Thousand, and of the Independence of the United States of America, the two hundred and twenty-fourth year.

/s/ PETE T. CENARRUSA
Secretary of State
The Certificate of Election was ordered filed in the Office of the Chief Clerk.

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

Prayer By The Chaplain

The prayer was offered by Chaplain Jim Hardenbrook.

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

Adjournment

Mr. Bruneel moved that in concurrence with the Senate, the House adjourn until 12 p.m., Monday, January 17, 2000. Seconded by Mr. Chase. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:36 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAM M. JUKER, Chief Clerk

EIGHTH LEGISLATIVE DAY
MONDAY, JANUARY 17, 2000

House of Representatives

The House convened at 12 p.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

January 17, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

January 6, 2000

The Honorable Bruce Newcomb
Speaker of the House
Idaho Legislature

Dear Mr. Speaker:

As required in Section 57-1601, Idaho Code, I am transmitting the attached report of the Governor's Emergency Fund for the period July 1, 1998, through December 31, 1999.

Very truly yours,

/s/ Dirk Kempthorne
Governor

GOVERNOR'S EMERGENCY FUND
FUND 0230
FOR FISCAL YEARS 1999 AND 2000

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<tr>
<th>Receipts</th>
<th>Disbursements</th>
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<tr>
<td>Balance as of December 31, 1999</td>
<td>$192,344.48</td>
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The report was ordered filed in the Office of the Chief Clerk.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 32
BY BRUNEEL AND JAQUET
A CONCURRENT RESOLUTION

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 Second Regular Session of the Fifty-fifth Idaho Legislature in the Chamber of the House of Representatives at 1 p.m. on Monday, January 17, 2000.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate meet in Joint Session on Monday, January 17, 2000, at 1 p.m. for the purpose of hearing the message from the Governor.
HOUSE CONCURRENT RESOLUTION NO. 33
BY BRUNEEL AND JAQUET
A CONCURRENT RESOLUTION

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 House of Representatives and the Senate of the Second Regular Session of the Fifty-fifth Idaho Legislature in the Chamber of the House of Representatives at 11 a.m. on Wednesday, January 19, 2000.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the House of Representatives and the Senate meet in Joint Session on Wednesday, January 19, 2000, at 11 a.m. for the purpose of hearing the message from the Governor.

HCR 32 and HCR 33 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Mr. Bruneel moved that the personal bill introduction deadline be extended to the 29th Legislative Day, Monday, February 7, 2000, and that the committee introduction and constitutional amendment introduction deadline be extended to the 43rd Legislative Day, Monday, February 21, 2000, and the constitutional transmittal deadline be extended to the 64th Legislative Day, Monday, March 13, 2000. Ms. Jaquet seconded the motion.

The question being, "Shall the motion carry?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempston, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Molyne, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sal, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Williams, Wood, Zimmermann, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Taylor. Total -- 1.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried and the introduction deadlines were extended as stated.

Mr. Bruneel 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 Kellogg, Wheeler, and Cuddy were appointed as the committee to notify the Governor and Representatives Zimmermann, Tilman, and Bieter 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.

Report of Standing Committees

January 17, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 32 and HCR 33.

GOULD, Chairman

HCR 32 was held at the Desk.

HCR 33 was filed for second reading.

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

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of HCR 32 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 32 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempston, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Molyne, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sal, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Williams, Wood, Zimmermann, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Taylor. 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 32 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. Bruneel to open debate.

The question being, "Shall HCR 32 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Lortscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Myle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sall, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stochich, Stone, Taylor, Tilman, Trail, Wheeler, Williams, Wood, Zimmermann, Mr. Speaker. Total – 70.

Whereupon the Speaker declared HCR 32 adopted and ordered the resolution transmitted to the Senate.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 381
BY MR. SPEAKER
Requested by: Idaho State Board of Veterinary Medicine
AN ACT
RELATING TO THE IDAHO BOARD OF VETERINARY MEDICINE; AMENDING SECTION 54-2103, IDAHO CODE, TO PROVIDE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2104, IDAHO CODE, TO REQUIRE AN ACTIVE LICENSE AND TO PROVIDE EXCEPTIONS; AMENDING SECTION 54-2105, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR THE BOARD OF VETERINARY MEDICINE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2107, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR LICENSE APPLICATIONS; AMENDING SECTION 54-2110, IDAHO CODE, TO PROVIDE FOR LICENSING WITHOUT TAKING THE CLINICAL COMPETENCY TEST; AMENDING SECTION 54-2111, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR TEMPORARY PERMITS; AMENDING SECTION 54-2112, IDAHO CODE, TO PROVIDE FOR RENEWAL OF LICENSES, TO PROVIDE FOR INACTIVE STATUS LICENSING, TO PROVIDE FOR EXPIRATION OF LICENSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 21, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2113, IDAHO CODE, TO PROVIDE FOR CORPORATE PRACTICE; AMENDING CHAPTER 21, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2114, IDAHO CODE, TO PROVIDE THAT UNAUTHORIZED PRACTICE IS A MISDEMEANOR; AMENDING SECTION 54-2113, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE DISCIPLINARY ACTIONS AND GROUNDS FOR SUCH ACTIONS; AMENDING SECTION 54-2115, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE A REFERENCE TO THE ADMINISTRATIVE PROCEDURE ACT; AMENDING SECTION 54-2116, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2117, IDAHO CODE, TO REDESIGNATE THE SECTION, TO PROVIDE FOR VIOLATIONS, TO INCREASE PENALTIES, TO PROVIDE FOR CALCULATION OF MULTIPLE OFFENSES AND TO PROVIDE WHO MAY BRING AN ACTION TO ENJOIN VIOLATIONS; AMENDING SECTION 54-2118, IDAHO CODE, TO REDESIGNATE THE SECTION; AMENDING SECTION 54-2119, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE A REFERENCE TO THE ATTORNEY GENERAL'S OFFICE; AMENDING SECTION 54-2120, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO MAKE A TECHNICAL CORRECTION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 382
BY MR. SPEAKER
Requested by: Wheat Commission
AN ACT
RELATING TO THE IDAHO WHEAT COMMISSION; AMENDING SECTION 22-3307, IDAHO CODE, TO CHANGE THE DESIGNATION OF THE ADMINISTRATOR TO THE EXECUTIVE DIRECTOR; AMENDING SECTIONS 22-3311, 22-3312 AND 22-3313, IDAHO CODE, TO CHANGE THE DESIGNATION OF THE ADMINISTRATOR TO THE EXECUTIVE DIRECTOR AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 383
BY MR. SPEAKER
Requested by: Department of Parks and Recreation
AN ACT
RELATING TO GASOLINE TAXES; AMENDING SECTION 63-2412, IDAHO CODE, TO BROADEN THE USES OF GASOLINE TAX REVENUES DISTRIBUTED TO THE PARK AND RECREATION CAPITAL IMPROVEMENT ACCOUNT TO INCLUDE DEVELOPING, CONSTRUCTING AND MAINTAINING ROADS, BRIDGES AND PARKING AREAS WITHIN AND LEADING TO PARK AND RECREATION AREAS AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 384
BY MR. SPEAKER
Requested by: Department of Parks and Recreation
AN ACT
RELATING TO MOTORCYCLES AND ALL-TERRAIN VEHICLES; AMENDING SECTION 49-302, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM THE REQUIREMENT TO OBTAIN A MOTORCYCLE ENDORSEMENT WHEN OPERATING MOTORCYCLES ON CERTAIN UNPAVED OR
SPECIALLY DESIGNATED HIGHWAYS ON PUBLIC LAND; AMENDING SECTION 49-402, IDAHO CODE, TO REQUIRE REGISTRATION FEES FOR MOTORCYCLES OPERATED ON PUBLIC HIGHWAYS AND FOR MOTORCYCLES AND ALL-TERRAIN VEHICLES OPERATED OFF THE PUBLIC HIGHWAYS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-426, IDAHO CODE, TO PROVIDE EXEMPTIONS FROM OPERATING FEES FOR MOTORCYCLES AND ALL-TERRAIN VEHICLES USED ON UNPAVED HIGHWAYS AND SPECIALLY DESIGNATED HIGHWAYS ON PUBLIC LAND, TO PROVIDE FOR APPLICATION OF CERTAIN CRIMINAL LAWS AND MOTOR VEHICLE LAWS, TO PROVIDE THAT POLITICAL SUBDIVISIONS OF THE STATE MAY ADOPT ORDINANCES DESIGNATING CERTAIN HIGHWAYS UPON WHICH UNREGISTERED ALL-TERRAIN VEHICLES AND MOTORCYCLES MAY BE OPERATED AND TO PROVIDE THAT COSTS RELATING TO POSTING OF SIGNS ARE ELIGIBLE FOR REIMBURSEMENT THROUGH THE MOTORBIKE RECREATION ACCOUNT; AMENDING SECTION 67-7122, IDAHO CODE, TO PROVIDE FOR REGISTRATION OF ALL-TERRAIN VEHICLES OR MOTORCYCLES USED OFF HIGHWAYS OR ON SPECIALLY DESIGNATED HIGHWAYS, TO PROVIDE AN EXEMPTION, TO PROVIDE A REFERENCE TO MOTORBIKE/ATV REGISTRATION STICKERS, TO PROVIDE THE EFFECTIVE PERIOD OF THE REGISTRATION STICKERS, TO PROVIDE REFERENCES TO ALL-TERRAIN VEHICLES AND MOTORBIKES, TO PROVIDE AN EXEMPTION FROM STANDARD MOTOR VEHICLE REGISTRATION FOR ALL-TERRAIN VEHICLES AND MOTORBIKES USED ON CERTAIN HIGHWAYS AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 385
BY MR. SPEAKER
Requested by: Idaho Department of Transportation
AN ACT
RELATING TO MOTOR VEHICLE EQUIPMENT; AMENDING SECTION 49-913, IDAHO CODE, TO REVISE SPECIFICATIONS FOR FLAGS WHEN REQUIRED TO BE DISPLAYED ON PROJECTING LOADS; AMENDING SECTION 49-1010, IDAHO CODE, TO REVISE SPECIFICATIONS FOR FLAGS WHEN REQUIRED TO BE DISPLAYED ON FARM TRACTORS AND IMPLEMENTS OF HUSBANDRY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-1013, IDAHO CODE, TO CLARIFY TERMINOLOGY RELATING TO PENALTIES FOR WEIGHT VIOLATIONS AND TO MAKE A TECHNICAL CORRECTION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 386
BY MR. SPEAKER
Requested by: Office of Secretary of State
AN ACT
RELATING TO ELECTIONS; AMENDING SECTION 31-4306, IDAHO CODE, TO REVISE TIMING REQUIREMENTS FOR THE FILING OF A DECLARATION OF INTENT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 22-2721, IDAHO CODE, TO REVISE TIMING REQUIREMENTS FOR THE FILING OF A DECLARATION OF INTENT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 387
BY MR. SPEAKER
Requested by: Department of Administration
AN ACT
RELATING TO THE PURCHASE OF PROPERTY BY THE STATE OF IDAHO; REPEALING SECTION 67-5728, IDAHO CODE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 388
BY MR. SPEAKER
Requested by: Division of Purchasing
AN ACT
RELATING TO THE SALE, TRADE-IN OR EXCHANGE OF STATE PERSONAL PROPERTY; AMENDING SECTION 67-5722, IDAHO CODE, TO PROVIDE THAT THE ADMINISTRATOR OF THE DIVISION OF PURCHASING MAY PERMIT AN EXCHANGE OF PROPERTY IN PART PAYMENT FOR NEW PROPERTY ACQUISITIONS FROM CONTRACTS FOR THE SAME OR SIMILAR PROPERTY; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 389
BY MR. SPEAKER
Requested by: Department of Finance
AN ACT
RELATING TO THE IDAHO BANK ACT; AMENDING SECTIONS 26-101 AND 26-1111, IDAHO CODE, TO ADD CODE REFERENCES; AMENDING SECTION 26-1203, IDAHO CODE, TO MAKE THE SECTION APPLICABLE TO TRUST COMPANIES AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 12, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-1204, IDAHO CODE, TO PROVIDE ADMINISTRATIVE AND CIVIL REMEDIES FOR FALSE STATEMENTS REGARDING BANKS AND TRUST COMPANIES; REPEALING CHAPTER 13, TITLE 26, IDAHO CODE; AMENDING SECTION 26-1401, IDAHO CODE, TO ADD CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 26-1808, IDAHO CODE, TO PROVIDE THAT SAVINGS BANKS WHICH HAVE RECEIVED A CHARTER AUTHORIZING THE OPERATION OF A TRUST DEPARTMENT MAY ENGAGE IN THE TRUST BUSINESS IN ACCORDANCE WITH CHAPTERS 32 THROUGH 36, IDAHO CODE; AMENDING TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 32, TITLE 26, IDAHO CODE, TO PROVIDE A TITLE, TO PROVIDE THE PURPOSES OF THE ACT, TO PROVIDE DEFINITIONS, TO IDENTIFY PERSONS AUTHORIZED TO ACT AS A FIDUCIARY, TO PROVIDE ACTIVITIES NOT REQUIRING A CHARTER, TO PROVIDE FOR TRUST BUSINESS OF A STATE TRUST INSTITUTION, TO PROVIDE FOR TRUST BUSINESS OF AN OUT-OF-STATE TRUST INSTITUTION AND TO PROVIDE FOR THE NAME OF A TRUST INSTITUTION; AMENDING TITLE 26,
IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 33, TITLE 26, IDAHO CODE, TO PROVIDE THE AUTHORITY OF A STATE TRUST COMPANY OR A STATE BANK TO ACT AS A FIDUCIARY AND ENGAGE IN TRUST BUSINESS, TO PROVIDE THE AUTHORIZED BUSINESS AT BRANCHES AND OFFICES OF STATE TRUST INSTITUTIONS, TO REQUIRE A STATE TRUST COMPANY PRINCIPAL OFFICE, TO PROVIDE FOR TRUST OFFICES AND REPRESENTATIVE TRUST OFFICES AND TO PROVIDE FOR OUT-OF-STATE OFFICES; AMENDING TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 34, TITLE 26, IDAHO CODE, TO PROVIDE FOR TRUST BUSINESS AT A BRANCH OR TRUST OFFICE OR REPRESENTATIVE TRUST OFFICE, TO PROVIDE FOR THE ESTABLISHMENT OR ACQUISITION OF AN INTERSTATE TRUST OFFICE OR REPRESENTATIVE OFFICE, TO REQUIRE AN OUT-OF-STATE TRUST INSTITUTION DESIRING TO ESTABLISH AND MAINTAIN A TRUST OFFICE IN THIS STATE TO GIVE WRITTEN NOTICE TO THE DIRECTOR, TO PROVIDE CONDITIONS FOR ESTABLISHMENT OF A TRUST OFFICE IN THIS STATE BY AN OUT-OF-STATE TRUST INSTITUTION, TO PROVIDE FOR ESTABLISHMENT AND REGISTRATION OF A REPRESENTATIVE TRUST OFFICE IN THIS STATE BY AN OUT-OF-STATE TRUST INSTITUTION, TO PROVIDE FOR ADDITIONAL TRUST OFFICES OF AN OUT-OF-STATE TRUST INSTITUTION AND TO REQUIRE NOTICE OF A SUBSEQUENT MERGER, TRANSFER OR CLOSING AFFECTING AN OUT-OF-STATE TRUST INSTITUTION MAINTAINING AN OFFICE IN THIS STATE; AMENDING TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 35, TITLE 26, IDAHO CODE, TO PROVIDE PREREQUISITES FOR A STATE TRUST COMPANY TO ENGAGE IN TRUST BUSINESS, TO PROVIDE FOR A CHARTER APPLICATION AND APPLICATION FEE, TO PROVIDE THE MINIMUM CAPITAL FOR ISSUANCE OF A CHARTER, TO PROVIDE FOR ISSUANCE OF A CHARTER, TO PROVIDE FOR RECORDS AND PRESERVATION OF RECORDS, TO PROVIDE FOR DISCLOSURE OF INFORMATION, TO PROVIDE FOR TRUST FUNDS, TO PROVIDE FOR RECORDS AND PRESERVATION OF RECORDS, TO PROVIDE FOR DISCLOSURE OF INFORMATION, TO PROVIDE FOR TRUST FUNDS, TO PROVIDE FOR ADDITIONAL TRUST OFFICES OF AN OUT-OF-STATE TRUST INSTITUTION AND TO REQUIRE NOTICE OF A SUBSEQUENT MERGER, TRANSFER OR CLOSING AFFECTING AN OUT-OF-STATE TRUST INSTITUTION MAINTAINING AN OFFICE IN THIS STATE; AMENDING TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 36, TITLE 26, IDAHO CODE, TO PROVIDE THE RULEMAKING AUTHORITY OF THE DIRECTOR, TO PROVIDE FOR EXAMINATIONS, PERIODIC REPORTS, COOPERATIVE AGREEMENTS AND ASSESSMENT OF FEES, TO PROVIDE FOR ADMINISTRATIVE ORDERS, TO PROVIDE FOR NOTICE AND OPPORTUNITY FOR HEARING, TO AUTHORIZE THE DIRECTOR TO ISSUE SUBPOENAS AND EXAMINE WITNESSES UNDER OATH, TO AUTHORIZE THE DIRECTOR TO REQUIRE REMOVAL OF DIRECTORS, OFFICERS AND EMPLOYEES UNDER CERTAIN CIRCUMSTANCES, TO PROVIDE THE AUTHORITY OF THE DIRECTOR IF THE CAPITAL OF A STATE TRUST COMPANY IS IMPAIRED OR THE AFFAIRS OF THE COMPANY ARE IN AN UNSOUND CONDITION, TO PROVIDE FOR LEGAL ACTION BY THE DIRECTOR AND OTHER PERSONS AND TO AUTHORIZE CONTINUED OPERATION OF BANKS CHARTERED TO OPERATE A TRUST DEPARTMENT ON JULY 1, 2000, UPON CONFORMITY WITH THE PROVISIONS OF THE ACT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 390
BY MR. SPEAKER

Requested by: Board of Professional Engineers and Land Surveyors

AN ACT
RELATING TO PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS; AMENDING SECTION 54-1202, IDAHO CODE, TO REVISE THE DEFINITION OF A CONSULTING ENGINEER; AMENDING SECTIONS 54-1205, 54-1207, 54-1208 AND 54-1209, IDAHO CODE, TO PROVIDE PROPER NOMENCLATURE; AMENDING SECTION 54-1211, IDAHO CODE, TO ELIMINATE PUBLICATION OF A BIENNIAL ROSTER AND PROVIDE FOR MAINTAINING A ROSTER IN ELECTRONIC FORMAT; AMENDING SECTION 54-1212, IDAHO CODE, TO CLARIFY REQUIREMENTS FOR ASSIGNMENT TO EXAMINATIONS; AMENDING SECTION 54-1213, IDAHO CODE, TO INCREASE THE ALLOWABLE ADMINISTRATIVE FEE FOR APPLICATIONS AND TO ELIMINATE A SEPARATE FEE FOR CERTIFICATES; AMENDING SECTION 54-1214, IDAHO CODE, TO PROVIDE PROPER NOMENCLATURE AND TO MAKE PUBLICATION OF EXAMINATION BROCHURES PERMISSIVE; AMENDING SECTION 54-1215, IDAHO CODE, TO PROVIDE PROPER NOMENCLATURE AND TO ELIMINATE DETAILS OF THE SEAL; AMENDING SECTION 54-1216, IDAHO CODE, TO PROVIDE FOR BIENNIAL RENEWAL OF INDIVIDUAL CERTIFICATES OF REGISTRATION AND TO ADJUST THE FEES FOR BIENNIAL RENEWAL; AMENDING SECTION 54-1220, IDAHO CODE, TO LIMIT THE FILING OF CHARGES TO AFFECTED PARTIES, TO PROVIDE PROPER NOMENCLATURE AND TO ALLOW THE BOARD TO EXTEND THE TIME FOR HEARING A COMPLAINT; AMENDING SECTION 54-1222, IDAHO CODE, TO PROVIDE PROPER NOMENCLATURE; AMENDING SECTION 54-1223, IDAHO CODE, TO ELIMINATE AN OBSOLETE REFERENCE; REPEALING SECTION 54-1224, IDAHO CODE; AMENDING SECTIONS 54-1226 AND 54-1229, IDAHO CODE, TO PROVIDE PROPER NOMENCLATURE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 391
BY MR. SPEAKER

Requested by: Public Works Contractors State License Board

AN ACT
RELATING TO THE PUBLIC WORKS CONSTRUCTION MANAGEMENT LICENSING ACT; AMENDING SECTION 54-4511, IDAHO CODE, TO PROVIDE THAT IN CERTAIN CIRCUMSTANCES THE CONSTRUCTION MANAGER MAY
BID ON AND PERFORM WORK NORMALLY PERFORMED BY HIS OWN FORCES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 392
BY MR. SPEAKER
Requested by: Division of Building Safety
AN ACT
RELATING TO PLUMBERS; AMENDING SECTION 54-2604, IDAHO CODE, TO DELETE THE EXCEPTION FOR WATER CONDITIONING EQUIPMENT FROM THE DEFINITION OF PLUMBING SYSTEM AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 393
BY MR. SPEAKER
Requested by: Idaho Department of Labor
AN ACT
RELATING TO THE EMPLOYMENT SECURITY LAW; AMENDING SECTION 72-1366, IDAHO CODE, TO REPLACE AN OBSOLETE CITATION TO THE JOB TRAINING PARTNERSHIP ACT WITH THE CORRECT CITATION TO THE WORKFORCE INVESTMENT ACT, TO CLARIFY THAT SUBSECTION TWELVE ONLY APPLIES TO CLAIMANTS WHO WILLFULLY MADE A FALSE STATEMENT OR WILLFULLY FAILED TO REPORT A MATERIAL FACT IN ORDER TO OBTAIN BENEFITS AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 394
BY MR. SPEAKER
Requested by: Bureau of Occupational Licenses
AN ACT
RELATING TO THE IDAHO BOARD OF PODIATRY; AMENDING SECTION 54-608, IDAHO CODE, TO PROVIDE FOR REVOCATION, SUSPENSION OR DENIAL OF A LICENSE FOR REASONS OF MENTAL ILLNESS, PHYSICAL ILLNESS OR HAVING A COMMUNICABLE, CONTAGIOUS OR INFECTIONIOUS DISEASE AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 395
BY MR. SPEAKER
Requested by: Division of Building Safety
AN ACT
RELATING TO MASTER ELECTRICIANS; AMENDING SECTIONS 54-1002, 54-1006 AND 54-1017, IDAHO CODE, TO DELETE JOURNEYMAN IN REFERENCE TO MASTER ELECTRICIANS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 396
BY MR. SPEAKER
Requested by: Department of Insurance
AN ACT
RELATING TO THE DEPARTMENT OF INSURANCE; AMENDING SECTION 41-406, IDAHO CODE, TO ALLOW FOR DEPOSITS TO THE INSURANCE REFUND ACCOUNT OF UP TO TWENTY PERCENT OF TAXES, FINES AND PENALTIES AS NEEDED TO MEET CURRENT REFUND OBLIGATIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 397
BY MR. SPEAKER
Requested by: Outfitters and Guides Licensing Board
AN ACT
RELATING TO OUTFITTERS AND GUIDES; AMENDING SECTION 36-2108, IDAHO CODE, TO PROVIDE THAT APPLICATIONS FOR A LICENSE SHALL BE ACCOMPANIED BY PROOF OF ELIGIBILITY FOR A BOND TO BE EXECUTED BY A QUALIFIED SURETY; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 398
BY MR. SPEAKER
Requested by: Outfitters and Guides Licensing Board
AN ACT
RELATING TO THE OUTFITTERS AND GUIDES LICENSING BOARD; AMENDING SECTION 36-2113, IDAHO CODE, TO PROVIDE THAT PROBATION IS PERMITTED AS A FORM OF RESTRICTION TO AN OUTFITTER’S OR GUIDE’S LICENSE AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 399
BY MR. SPEAKER
Requested by: Department of Water Resources
AN ACT
RELATING TO WATER RIGHTS; AMENDING SECTION 42-1426, IDAHO CODE, TO PROVIDE REFERENCES TO THE ENACTMENT DATE OF THE SECTION, TO PROVIDE A REFERENCE TO A LATER IN TIME WATER RIGHT, TO REDUCE THE TIME IN WHICH CERTAIN PERSONS MAY FILE A PETITION WITH THE DEPARTMENT OF WATER RESOURCES ASSERTING AN INJURY FROM AN ENLARGEMENT OF A WATER RIGHT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 400
BY MR. SPEAKER
Requested by: Department of Water Resources
AN ACT
RELATING TO WATER RIGHTS; AMENDING SECTION 42-201, IDAHO CODE, TO PROVIDE THAT WATER MAY BE USED AT ANY TIME, WITH OR WITHOUT A WATER RIGHT, FOR FIREFIGHTING PURPOSES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 401
BY MR. SPEAKER
Requested by: Public Employees Retirement System of Idaho
AN ACT
RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM AND THE FIREFIIGHTER'S
HOUSE BILL NO. 402  
BY MR. SPEAKER  
Requested by: Public Employees Retirement System of Idaho  
AN ACT  
RELATING TO THE PUBLIC EMPLOYMENT RETIREMENT SYSTEM; AMENDING CHAPTER 13, TITLE 59, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 59-1365, IDAHO CODE, TO AUTHORIZE THE PUBLIC EMPLOYEE RETIREMENT SYSTEM BOARD TO ESTABLISH ANDAdminister AN UNUSED SICK LEAVE POOL FOR THE VOLUNTARY PARTICIPATION OF PERSI EMPLOYERS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 403  
BY MR. SPEAKER  
Requested by: Department of Administration  
AN ACT  
RELATING TO ASSESSMENTS TO THE SPECIAL INDEMNITY FUND; AMENDING SECTION 72-327, IDAHO CODE, TO PROVIDE THAT WITHIN THIRTY DAYS SUBSEQUENT TO SEPTEMBER 1 AND APRIL 1, WORKER'S COMPENSATION INSURERS SHALL PAY TO THE INDUSTRIAL COMMISSION FOR DEPOSIT IN THE SPECIAL INDEMNITY FUND AN ASSESSMENT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 404  
BY MR. SPEAKER  
Requested by: Idaho Division of Professional Technical Education  
AN ACT  
RELATING TO DISPLACED HOMEMAKERS; AMENDING SECTION 39-5002, IDAHO CODE, TO REVISE THE DEFINITION OF THE TERM DISPLACED HOMEMAKER AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.
BE FROM THE IDAHO PODIATRIC MEDICAL ASSOCIATION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 409
BY MR. SPEAKER
Requested by: Board of Pharmacy
AN ACT
RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2711, IDAHO CODE, TO ADD THE DRUG CARISOPRODOL TO SCHEDULE IV CONTROLLED SUBSTANCES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 410
BY MR. SPEAKER
Requested by: Board of Pharmacy
AN ACT
RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2707, IDAHO CODE, TO ADD THE DRUG KETAMINE TO SCHEDULE II AND TO REMOVE THE DRUG DRONABINOL AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 37-2709, IDAHO CODE, TO ADD THE DRUG DRONABINOL TO SCHEDULE III AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 411
BY MR. SPEAKER
Requested by: Board of Dentistry
AN ACT
RELATING TO THE BOARD OF DENTISTRY; AMENDING SECTION 54-912, IDAHO CODE, TO AUTHORIZE THE APPOINTMENT OF AN EXECUTIVE DIRECTOR; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 412
BY MR. SPEAKER
Requested by: Board of Tax Appeals
AN ACT
RELATING TO THE SMALL CLAIMS DIVISION OF THE BOARD OF TAX APPEALS; REPEALING SECTIONS 63-3815, 63-3816, 63-3817, 63-3818, 63-3819 AND 63-3820, IDAHO CODE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 413
BY MR. SPEAKER
Requested by: Board of Tax Appeals
AN ACT
RELATING TO APPEALS FROM THE BOARD OF TAX APPEALS; AMENDING SECTION 63-3812, IDAHO CODE, TO PROVIDE THAT APPEALS FROM DECISIONS OF THE BOARD OF TAX APPEALS TO DISTRICT COURT BE FILED WITH THE COURT AND A COPY SERVED UPON THE BOARD AND TO PROVIDE THAT THE PETITION FOR JUDICIAL REVIEW SHALL CONFORM WITH THE IDAHO RULES OF CIVIL PROCEDURE INCLUDING RULE 84(e); AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 414
BY MR. SPEAKER
Requested by: Department of Juvenile Corrections
AN ACT
RELATING TO THE JUVENILE CORRECTIONS ACT; AMENDING CHAPTER 5, TITLE 20, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 20-532A, IDAHO CODE, TO ALLOW THE DIRECTOR OF THE DEPARTMENT OF JUVENILE CORRECTIONS TO ISSUE AN ADMINISTRATIVE ORDER FOR THE APPREHENSION AND DETENTION OF JUVENILES WHO HAVE ESCAPED FROM CUSTODY OF THE DEPARTMENT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 415
BY MR. SPEAKER
Requested by: Department of Juvenile Corrections
AN ACT
RELATING TO ESCAPES FROM CUSTODY BY JUVENILES; AMENDING SECTION 18-2505, IDAHO CODE, TO AMEND THE CATCHLINE, TO INCLUDE JUVENILES ADJUDICATED OF A FELONY WITHIN THE PURVIEW OF THE SECTION, TO DELETE THE AGE RESTRICTION WITH RESPECT TO PERSONS AGAINST WHOM ESCAPE CHARGES CAN BE FILED AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 18-2506, IDAHO CODE, TO AMEND THE CATCHLINE, TO INCLUDE JUVENILES ADJUDICATED OF A MISDEMEANOR WITHIN THE PURVIEW OF THE SECTION AND TO DELETE THE AGE RESTRICTION WITH RESPECT TO PERSONS AGAINST WHOM ESCAPE CHARGES CAN BE FILED; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 416
BY MR. SPEAKER
Requested by: Department of Juvenile Corrections
AN ACT
RELATING TO STATE CHARITABLE INSTITUTIONS; AMENDING SECTION 66-1106, IDAHO CODE, TO PROVIDE A CORRECT REFERENCE TO THE STATE JUVENILE CORRECTIONS INSTITUTIONS FUND; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 417
BY MR. SPEAKER
Requested by: Department of Health and Welfare
AN ACT
RELATING TO EXEMPTIONS FROM DISCLOSURE OF PUBLIC RECORDS; AMENDING SECTION 9-340C, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM DISCLOSURE FOR RECORDS ALLOWING LOCATION OF PARTIES TO CHILD SUPPORT SERVICES IN CASES OF DOMESTIC VIOLENCE AND TO MAKE A TECHNICAL CORRECTION; AND PROVIDING AN EFFECTIVE DATE.
HOUSE BILL NO. 418  
BY MR. SPEAKER  
Requested by: Department of Health and Welfare  
AN ACT  
RELATING TO CHILD SUPPORT; AMENDING SECTION 32-706, IDAHO CODE, TO CLARIFY AUTHORITY OF THE SUPREME COURT TO ESTABLISH AND MODIFY CHILD SUPPORT GUIDELINES; REPEALING SECTION 32-706A, IDAHO CODE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 419  
BY MR. SPEAKER  
Requested by: Department of Health and Welfare  
AN ACT  
RELATING TO SUPPORT OF CHILDREN; AMENDING SECTION 38-401, IDAHO CODE, TO INCREASE THE AGE OF REQUIRED SUPPORT TO EIGHTEEN YEARS AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 420  
BY MR. SPEAKER  
Requested by: Department of Health and Welfare  
AN ACT  
RELATING TO CHILD SUPPORT; AMENDING SECTION 32-710A, IDAHO CODE, TO ALLOW CHILD SUPPORT CASES TO BE TRANSFERRED FROM COUNTY TO COUNTY AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 421  
BY MR. SPEAKER  
Requested by: State Appellate Public Defender  
AN ACT  
RELATING TO THE RECORD ON APPEAL IN CRIMINAL PROCEEDINGS AND MAKING PROVISIONS FOR THE DISTRIBUTION OF THE PRESENTENCE REPORT; AMENDING SECTION 19-2803, IDAHO CODE, TO PROVIDE THAT APPELLATE COUNSEL SHALL RECEIVE A COPY OF THE PRESENTENCE REPORT AND DOCUMENTARY EXHIBITS WHERE THE PRESENTENCE REPORT OR DOCUMENTARY EXHIBITS WERE TRANSMITTED TO THE SUPREME COURT OR COURT OF APPEALS FOR USE IN APPELLATE PROCEEDINGS TO WHICH THE STATE OR ANY OF ITS OFFICERS IS A PARTY IN AN OFFICIAL CAPACITY AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 422  
BY MR. SPEAKER  
Requested by: Department of Parks and Recreation  
AN ACT  
RELATING TO LAW ENFORCEMENT; AMENDING CHAPTER 5, TITLE 19, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 19-510B, IDAHO CODE, TO DEFINE "SPECIAL FUNCTION OFFICER," TO PROVIDE THAT A SPECIAL FUNCTION OFFICER MAY EXERCISE PEACE OFFICER AUTHORITY DESIGNATED BY THE DIRECTOR OF THE DEPARTMENT OF LAW ENFORCEMENT, TO PROVIDE LIMITS ON AUTHORITY, TO REQUIRE TRAINING AND CERTIFICATION OF TRAINING, TO PROVIDE THAT THE EMPLOYING AGENCY MAY ESTABLISH A TRAINING COURSE AND IN-SERVICE TRAINING AS APPROVED BY THE PEACE OFFICER STANDARDS AND TRAINING COUNCIL AND TO PROVIDE REQUIREMENTS FOR IN-SERVICE TRAINING AND COSTS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 423  
BY MR. SPEAKER  
Requested by: Office of Secretary of State  
AN ACT  
RELATING TO THE COMMISSIONERS ON UNIFORM LAWS; AMENDING SECTION 67-1701, IDAHO CODE, TO PROVIDE FOR AN ADDITIONAL COMMISSIONER; PROVIDING FOR THE FIRST TERM OF THE ADDITIONAL COMMISSIONER; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 424  
BY MR. SPEAKER  
Requested by: Department of Juvenile Corrections  
AN ACT  
RELATING TO THE JUVENILE CORRECTIONS ACT; AMENDING SECTION 20-502, IDAHO CODE, TO REDEFINE "JUVENILE OFFENDER" TO INCLUDE A JUVENILE CONFINED BY THE DEPARTMENT IN A COMMUNITY-BASED FACILITY AND TO ADD A DEFINITION OF "STAFF SECURE FACILITY"; AMENDING SECTION 20-504, IDAHO CODE, TO AUTHORIZE PLACEMENT OF OFFENDERS COMMITTED TO THE DEPARTMENT IN COMMUNITY-BASED PROGRAMS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 425  
BY JUDD  
AN ACT  
STATING LEGISLATIVE INTENT AND PROVIDING BACKGROUND INFORMATION; APPROPRIATING MONEYS TO THE NATIONAL WORLD WAR II MEMORIAL FUND FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY.


H 381 and H 382 were referred to the Agricultural Affairs Committee. H 383, H 384, and H 385 were referred to the Transportation and Defense Committee.
H 386, H 387, and H 388 were referred to the State Affairs Committee.

H 389, H 390, H 391, H 392, H 393, H 394, H 395, and H 396 were referred to the Business Committee.

H 397, H 398, H 399, and H 400 were referred to the Resources and Conservation Committee.

H 401, H 402, H 403, and H 404 were referred to the Commerce and Human Resources Committee.

H 405, H 406, H 407, H 408, H 409, H 410, and H 411 were referred to the Health and Welfare Committee.

H 401, H 402, H 403, and H 404 were referred to the Commerce and Human Resources Committee.

H 405, H 406, H 407, H 408, H 409, H 410, and H 411 were referred to the Health and Welfare Committee.

H 405, H 406, H 407, H 408, H 409, H 410, and H 411 were referred to the Health and Welfare Committee.

H 405, H 406, H 407, H 408, H 409, H 410, and H 411 were referred to the Health and Welfare Committee.

H 412 and H 413 were referred to the Revenue and Taxation Committee.

H 414, H 415, H 416, H 417, H 418, H 419, H 420, H 421, H 422, H 423, and H 424 were referred to the Judiciary, Rules, and Administration Committee.

H 425 was referred to the Appropriations Committee.

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

Motions, Memorials, and Resolutions

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. Bruneel 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 Lake, Stevenson, and Henbest as the committee to wait upon the Senate. The committee was excused.

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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.

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JOINT SESSION

Pursuant to HCR 32, the hour of 1 p.m. having arrived, the members of the Senate entered the House Chamber and met in Joint Session with Speaker Newcomb presiding.

Roll call of the House showed all 70 members present.

Roll call of the Senate showed 33 members present.

Absent and excused -- Lee. Total -- 1. Total -- 34.

*District 31 Seat is temporarily vacant.

Mr. Bruneel 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.

Mr. Speaker appointed Senators Darrington and Dunklin, and Representatives Gould and Judd as the committee to wait upon the Supreme Court Justices and Appellate Court Judges and Senators Andreason and Boatright, and Representatives Deal and Bieter as the committee to wait upon the Elected Officials and escort them to the House Chamber. The committees were excused.

Mr. Bruneel 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 Senators Parry and Stennett and Representatives Gould and Judd 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, Dirk Kempthorne, was introduced by the Speaker and the following State of the State Message was delivered by Governor Kempthorne:

STATE OF THE STATE MESSAGE

Mr. Speaker. Mr. President. Distinguished members of the Legislature. Distinguished members of the Supreme Court. Fellow citizens of Idaho.
With new beginnings come new expectations and new hopes. In such a setting, therefore, to lose a dear friend and colleague and a great leader like Jerry Twiggs broke our hearts and dampened our spirits. A new year should not begin in grief, but it did. Just as last year ended in grief with the loss of another wonderful man, Jim Stoicheff.

We will miss them deeply – just as we miss Pat Bieter. Their memory can inspire us to do great things in the manner by which we came to know them. With genuine care for one another, deep respect for the citizens we serve, and a wonderful sense of humor that allows us to keep things in perspective.

It is fair to say that Jerry, Jim, and Pat loved this institution and the legislative process. Let’s draw from their inspiration to begin again. Because new beginnings should inspire. They would want it this way, to set course for a new session and a new era. With that as a guiding star, I now present my State of the State message.

God bless Jerry and Jim and Pat and their families. And God bless each of you this year as we begin anew.

These past few weeks have shown me a lot about the good in Idaho. I had the pleasure of participating in a number of the ceremonies that marked the third Humanitarian Bowl. Isn’t it wonderful that this bowl game isn’t dedicated to some product you consume, but to celebrating the human spirit, and what athletes do for the good of others off the field? People like Wilma Rudolph, Tom Landry, and Tony Gwynn, who were inducted into the Humanitarian Hall of Fame. And people like Harmon Killebrew and Picabo Street, our own Athletes of the Century.

I was told that a number of the officials who over the years have refereed some of the other major bowls – the Liberty Bowl, the Orange Bowl, the Rose Bowl – ask to come back to do the Humanitarian Bowl. Why? Because they say they’ve never been made to feel more welcome than they have been here in Idaho.

The Governor of Kentucky and both of Kentucky’s United States Senators flew out to watch their Louisville Cardinals play the BSU Broncos. One of those senators is Jim Bunning. Some of you may also know him as a Hall of Fame pitcher for the Philadelphia Phillies and the Detroit Tigers. He told me: “I just have to compliment Idaho. This is a fantastic facility, and your people have been wonderful. It’s been a perfect day.”

This from a man who won 100 games, threw 1,000 strikeouts, and pitched a no-hitter. In both leagues. He knows a little bit about perfection.

And I had to be polite when he told me: “I can’t figure out how both your offense and defense are beating our guys off the line.” The exact same question could have been asked a year ago from the Southern Miss fans about what the Vandals did to them.

ESPN says that more than a million households tuned into the Humanitarian Bowl this year. In a million homes around the country, people were tuning in to find out what’s going on in Idaho.

When you think of the rich heritage and traditions of the programs at these southern institutions, it demonstrates the strength of our programs, and our faculty and students that we emerge the victors in these contests, whether athletic, academic or music. This is true at Idaho State University and all of our colleges as well.

And the next day, we saw a truly remarkable event. We watched the capitals of the world celebrate the millennium as it rolled across the time zones. We saw it celebrated in Beijing. In Cairo. In Paris. In London. New York.

And when it reached the Mountain Time Zone, the world watched the millennium celebrated in another world-class capital: Boise, Idaho. The world saw 60 hot air balloons light up on Capitol Boulevard, one after the other, in one-second intervals as the last seconds of the 20th Century receded. They saw the fireworks shower this capitol dome with stars. And they heard Nancy Roche’s inspiring song, calling on us to “celebrate our past and imagine our future.”

Do you know what Tom Brokaw of NBC News said about what he saw? He said: “Boise is the capital, of course, of Idaho. And it’s one of the fastest growing cities and urban areas anywhere in America. This is one capital city that appears to have a very bright future.”

Let’s make sure that the world continues to watch Idaho, and for all of the right reasons. And therefore, let’s talk today about how we should enter this new century.

So let us start our look at the state of our state with what I believe is one of the most important issues before us, and that is the safety of our children in our schools.

When I stood here last year, I said we needed up-to-date information on the state of our school facilities, so that we would make the right choices on what steps we should take. I appointed a 25-member committee, and I charged them with producing an updated, thorough, and accurate assessment of the state of our school facilities.

We now have that updated information, and I want to thank Chairman Milford Terrell and all of the committee members for their diligent work. After canvassing the state, and after a great deal of study and review, the committee identified the extent of the problem. In order to address the existing life safety needs of our schools, it will cost between $25 million and $48 million.

We now have the information we need to make the proper policy decisions. How, then, should we proceed?

In addition to adopting their recommendations, I believe we should go further. I believe there’s an appropriate role for the state to play to ensure safe school facilities.
I propose a two-pronged course of action - one to address the problems of the past, and one to ensure that we don’t suffer the same problem in the future.

To deal with the life safety problems that have built up in recent years, let’s take the opportunity of this millennium year to wipe the slate clean. I will submit legislation to you that will establish a loan program, by which school districts that have been unable to address these problems with local resources will receive repair funds.

It won’t be an open-ended program for general construction. It will be limited to life safety. It won’t be a program that will run in perpetuity. It will be a one-time opportunity. It won’t have the state take on the full financial responsibility. The schools will repay the principal, while the state will pay the costs of interest. That means that over 20 years, the state will commit between $40 million and $50 million to be a partner with school districts in fixing this problem. In essence, it is a 50/50 partnership in life safety that I am proposing.

I don’t believe – and I don’t propose - that the state get into the business of full-time school construction. That would lead us down a path that would ultimately usurp local control, and potentially, force district consolidation.

The Facilities Committee soundly rejected a motion that the state use general funds for the replacement or the construction of school facilities. I don’t want to go there, and I don’t believe you do either.

As we correct the problems of the past, we can’t allow another backlog to build up. Ten years from now, I don’t want a future governor to stand at this podium and say we have to deal with another major life safety problem - because our predecessors didn’t act.

I propose that we coordinate the inspections of school facilities that are found to have life safety problems. A position will be created within the Division of Public Works to make a determination on these inspections. If a building has major life-threatening safety concerns that are not being addressed, then our children should not and will not be allowed inside.

It’s a tough proposal. But when it comes to the safety of our children, we have to be tough. It will send the clearest of messages that we cannot tolerate unsafe conditions in our schools.

Coming to grips with the life safety issue is one of the most important tasks we face in this legislative session.

Some have suggested that we do nothing.

It’s not sufficient for us to say that this issue is “not our responsibility.” What happens if, God forbid, an electrical short were to cause a fire in a school building that leads to injury? Or even worse, death? Do we then travel to a hospital to comfort the families – or do we then attend a funeral to console the mourners – and say that we are sorry … but the safety of that school was, quote, “not our responsibility”?

Ladies and gentlemen, we’re talking about the very well-being of our children and our grandchildren. We have a responsibility to address this issue. It is not a fiscal responsibility. It is a moral responsibility.

My friends, we can do this. We can meet this challenge without infringing upon the history of local control. We can do it in a way that is fiscally sound. And we can do it in a way that will prevent a far more sweeping mandate from being imposed upon us.

Let me also talk about another aspect of the safety of our schools, and that’s the issue of guns and schools.

Right now in Idaho, it’s not against the law for an adult to openly carry a weapon onto school grounds. As you know, I vetoed a bill on this subject last March. It was a well-intentioned effort to address this problem. But as often happens, the details at the end of the legislative process caused serious concern, and I made my objections very clear in my veto message.

I ask you to send me legislation to correct this problem, so that the spirit of the law can be met by the letter of the law. Our children must be protected, and our schools must be safe.

We also have to deal with another issue of public safety that demands our action.

In August, we saw the conclusion of the prosecution of the man who was convicted of shooting Trooper Linda Huff seventeen times outside the ISP headquarters in Coeur d’Alene in June of 1998. Linda Huff was not the target of a murder because she was Linda Huff. She was targeted because she wore the uniform of the Idaho State Police.

After lengthy presentations in court, the presiding district judge determined that this brutal crime did not constitute an aggravating circumstance that would warrant the imposition of the death penalty. I do not intend to use this occasion to dissect the legal reasoning by which the judge reached this conclusion. But I do intend today to make it clear that if such a horrible act occurs again, there will be no question as to what the law requires.

I will submit legislation to you making it clear that the murder of a police officer qualifies as a capital offense that warrants the death penalty. If you kill a cop in Idaho, be prepared to forfeit your life.

Sadly, but not surprisingly, the person convicted of Linda Huff’s murder was under the influence of methamphetamine at the time of the crime. I can tell you today that we’re making substantial progress in our war against this powerful and poisonous drug.

Along with our Director of Law Enforcement, Ed Strickfaden, I convened a series of 5 meetings with local, state, and federal law enforcement officials this past year. We met in Idaho Falls, Lewiston, Coeur d’Alene, Boise and Twin Falls.
We developed what we call CAMP - Combined Agency Methamphetamine Program. As the manufacture and distribution of meth becomes more sophisticated, it’s essential that all of our law enforcement agencies - federal, state, and local - are part of a seamless strategy to fight meth.

I just look at what happened this past year in Canyon County, where we were able to break up a sophisticated meth ring and hand down thirty-two indictments. We took an organization that ran from the Canadian border to Mexico, and we broke its back.

It was because a dozen law enforcement agencies at the federal, state and local level worked together as a team. Our U.S. Attorney, Betty Richardson, other federal agencies, local law enforcement agencies, and significantly, the Idaho State Police that led this team, committing over 50 troopers to make this happen.

Captain Don Van Cleave of the ISP told me he knew how important this was because of how much the state invested in this case. Well, thanks to you, Idaho’s law enforcement knows they have that kind of support. I thank you again for approving my proposals to put more money and muscle into fighting this scourge.

Because of your support, 350 state, county, and city police officials received up-to-date meth training throughout Idaho this past year. They’ve learned state-of-the-art techniques to detect clandestine labs, understand trends in drug trafficking, and improve search and seizure techniques.

Because of our increased efforts, more than 170 meth labs were shut down in Idaho this past year. That’s a 74-percent increase over 1998, and it’s proof that our efforts are paying off.

I want to express my thanks to all of the county sheriffs, chiefs of police and county prosecutors who are making this partnership work. Also, Senator Denton Darrington and Representative Celia Gould have been effective chairmen on these issues. I ask for your continued support for the proposed reorganization of the Idaho State Police so that progress will continue.

Having declared this the Generation of the Child, I want to return to the issue of education. I’m committed to providing the resources that are necessary to ensure our students will have an education that’s second to none. The budget I will submit on Wednesday will contain education funding levels of historic proportions.

But we know that the amount of money we provide to K-through-12 education isn’t the sole yardstick by which our commitment should be measured. It must also be measured in how and where we are spending these resources - in the programs designed to bring out the great potential in our students.

You took a significant step forward in improving our educational system this past year by adopting the recommendations of the Interim Committee on Reading. And I want to again thank the co-chairs of this committee, Representative Lee Gagner and Senator Betsy Dunklin, and the other members of the committee for all of their hard work in this regard.

We’ve begun to put the focus where it belongs - on reading. In student testing. In special reading courses for those who have fallen behind. And in greater teacher preparation in our colleges and universities.

Our Superintendent of Public Instruction, Marilyn Howard, has seen the excitement and enthusiasm that’s been created by this effort. She’s absolutely right when she says watching this is like watching magic happen, and her background in early reading is so beneficial.

Last year, I asked you to provide funding for those Idaho teachers who have attained National Board Certification - a nationally recognized symbol of broad-based teaching excellence.

Last year, 73 Idaho teachers reached this high-water mark, bringing us to a total of 90, which puts us among the top ten states in the nation.

Thanks to your support, these teachers will receive a $10,000 bonus over five years for their achievement. And I want to thank Senator Gary Schroeder for working with me to give this kind of financial recognition to teachers who want to excel.

We should take this same concept - setting high standards for our teachers and rewarding those who reach them - and apply it here in Idaho on the one skill that above all is critical to future learning: the gateway skill of reading.

I propose that we create our own high-water mark for reading instruction this year - the Idaho Reading Specialist Examination. Say the words “Iowa Test,” and parents and teachers alike recognize it as a national symbol by which students’ academic achievement is measured. Why shouldn’t an “Idaho Test” be a universal standard of excellence for educators in reading instruction in Idaho?

And while we’re talking about outcomes, let’s talk about exiting standards. I believe there’s great value in state standards, but they must strike a balance between local control and meaningful accountability. I thank those who have put so many hours into fashioning a plan for Idaho.

In much the same way as our state assures the competency of our medical programs as a common-sense safeguard, I believe the state should ensure that every Idaho child leaves our schools knowing how to read, write, and do basic math. It is as critical to life as good health, and it is the right of every Idaho young person.

We should focus our standards and our testing on these essential basic skills. We still have too many of our young people moving through our schools who cannot read at grade level. Who cannot write clearly and effectively. Or who cannot grasp the fundamentals of math and understand how it impacts
almost everything they will do. It is here, in the basics, where I believe we must first place our time and energy.

I ask that we focus on these basic skills, and do it in a way where meaningful accountability guides the process. I will propose sufficient funds in my budget to move forward on this critical task, and I ask that the content standards that have been developed be entrusted to local communities.

We've also seen successes in the learning options available to our students. Because of your support, 184 schools received Innovative Grants of up to $500 to create new ways for their students to learn. And you'll be pleased to see how far these dollars are going.

Cascade High School students have built a web site, where they're marketing the products they make. Geometry students at Wendell High School have learned how their studies apply in the real world through model rocketry. And ninth-grade students at North Junior High in Boise have "adopted" elementary school students, serving one-on-one as their tutors and mentors.

We can take this kind of creativity and help schools develop even more innovative learning options for our public school students. Look at what's going on inside our school walls, and then look at how fast the skills you need to be in the job market are changing outside those walls. If our schools aren't flexible enough to adapt, then we're not just short-changing our students, we're crippling our future workforce.

Let's encourage our schools to break the molds. And when we do, then we'll see them achieve great results. We have outstanding teachers who can achieve great things when given the tools.

That's why I'm proposing a program to help schools develop more choice options for public school students. Grants will be awarded to schools and school districts that work cooperatively with parents, students and staff to change the way schools do business - in curriculums, in hours, in rules, and in other creative areas. And while I'm not going to spell out all of the details of my budget today, I will tell you that I've set aside half a million dollars for this initiative.

I also want to endorse one of the recommendations of the School Safety Committee. I believe it's critical that every school have a character education program in place. I think it can play an important role in preventing an increase in school violence.

The school safety hotline I started last fall logged fifty calls by December. That's a good sign, in that it shows we're providing a way for students and parents to alert officials to potential threats. But it's also troubling, since it shows we still have a lot of work to do in reducing the potential for violence.

I think character education can help make that phone ring a lot less. Schools are in a unique position to assist parents in this critical area. Every young Idahoan deserves a secure foundation in those character traits that will help assure success in work, in family, and in life. I've asked my education advisor, Dr. Tom Morley, to build on this recommendation. He should know. He literally wrote the book on character education.

As we continue into the Generation of the Child, we've insisted on ensuring that our children are not only well-educated but are healthy. And we're making progress here as well.

Your approval of Senate Bill 1183 last March opened the floodgates of financial support for our voluntary immunization registry. Since then, we've received contributions from the public and private sectors that now total more than $1.6 million.

With the support of health care providers, health districts, and concerned citizens, we've developed a sound plan this past year for an immunization registry. That plan is now in motion.

I'm pleased to tell you today that the registry will be up and running this year. It will be a comprehensive immunization tracking system. It will help us reach our goal of a 90-percent immunization rate. And it will be voluntary.

In addition, the funding you approved this past year has meant that more than 20,000 Idaho children will have been vaccinated against chicken pox by the end of this fiscal year.

There's another area of children's health where we need to focus our efforts, and it's early dental care. Tooth decay continues to be a significant problem among our children. Not only does it have the health consequences of pain, infection, and tooth loss. It can also affect school attendance, self-esteem, and readiness to learn.

Fortunately, like immunization, children's tooth decay is a problem that in large part is preventable. I've asked the Idaho dentists to join with the state in a partnership to improve our children's dental health. And once again, I've found that when you ask the business professionals of this state to help our children, they enthusiastically answer the call.

Today, I'm pleased to announce Seal Idaho 2000. Its goal is to give all second graders a free application of dental sealant - a protective coating that's applied to young teeth to prevent cavities.

In cooperation with schools, communities, and public health groups, sealants will be provided free of charge next month by dentists and dental hygienists throughout the state. If we're successful in getting the word out to parents, some 20,000 young Idahoans will have brighter smiles for the rest of their lives. And this, too, is voluntary.

There's another area where we can expand on our efforts in this Generation of the Child. As I've traveled throughout the state this past year, I've been fortunate to see a number of programs that are designed to improve the well-being of our children and strengthen the bonds of family.

Hundreds of them are at work in cities and towns throughout the state. From pre-natal care to senior literacy volunteers.
From teen pregnancy prevention to substance abuse awareness. From parent education and early learning to adolescent counseling. And many, many more.

While they are unquestionably successful, one of the things that’s kept them from being even more effective is that there’s no overall coordination. There’s no common forum for information, where communities can talk to their peers and tap into what’s working in other parts of the state that might meet their local needs.

That’s why today, I’m announcing the formation of the Governor’s Coordinating Council for Families and Children. This council will provide the organizations involved in family and children’s services - private, public, and not-for-profit - with a common forum, where ideas can be shared and efforts can be coordinated to improve family and children’s services in the state.

The council will hold a statewide roundtable in the spring, to bring together representatives of these organizations and help them collaborate on a statewide level, sharing information, and coordinating their efforts.

I’ve asked two distinguished and committed Idahoans to serve as the co-chairs of this council.

The first is a renowned pediatrician, whose efforts on behalf of children are known throughout this state and far beyond. He’s Dr. Jerry Hirschfeld of St. Luke’s Hospital.

The second is someone whose commitment to the children of this state and the importance of family has been an inspiration to me, both in the office and at home. She’s my wife, Patricia.

I also want to thank Senators Grant Ipsen and John Andreason, and Representatives Fred Tillman, Dorothy Reynolds, Debbie Field, and Margaret Henbest for the valuable advice they’ve provided in creating this council.

The importance of strong family and caring parents in a child’s life can’t be overstated. Parents are a child’s first and most influential teacher. That’s why I continue to support Parents As Teachers – a voluntary program to help give parents the skills and tools they need.

Last year, you said you wanted more information. This year, we’re continuing to gather it. Using federal TANF dollars, we’re partnering with the University of Idaho’s Cooperative Extension program to set up 12 pilot projects for Parents As Teachers across the state. We will be able to observe and assess the program, and we’ll receive feedback from communities on how well they’re working. I want to recognize Representative Bev Montgomery for her help and guidance in this area.

We’re also gathering more information from the Parents as Teachers sites that already exist. Through a federal AmeriCorps grant, volunteers are helping us understand the impact of parent education and mentoring on the families and children of Idaho.

I mentioned substance abuse awareness a moment ago as part of the Coordinating Council’s efforts. I want to recognize the many efforts underway throughout the state to steer Idahoans away from drug and alcohol dependency, and to help those who want help to return to a clean and sober life. We know too well the role substance abuse plays in filling our jails and prisons. I absolutely prefer education and rehabilitation to incarceration.

We need to pull these efforts together. That’s why I asked Superintendent Howard and the heads of the departments of Health and Welfare, Correction, Law Enforcement, Juvenile Correction, and Transportation to come to the table and develop a coordinated strategy. I’ve asked Lupe Wissel to oversee this effort. And I look forward to their recommendations on how we bring our resources together to combat a disease that ruins lives and families.

Regarding families, let me take a moment to talk about the issue of parental consent.

This Legislature and this state have grappled with this complex and personal issue for a number of years. I want to take this opportunity to commend the work that Representative Bill Sali has done in the past year to move this discussion forward.

There is a legislative proposal that’s been available to everyone with an interest in the issue for nearly a year. There are no surprises as to what it contains. I believe it is something that we can and should take care of early in the session. Mr. Speaker and Mr. President, if you send me that bill in its current form, I will sign it.

So as we’re preparing our children to become the healthy and well-educated workforce of the future, what kind of job market awaits them? And what are we doing right now to improve the climate for the businesses that will create these jobs?

Consider this: at just under 9 years running, the U.S. is about to set a record for economic expansion. But Idaho’s economic expansion, as measured by employment growth, has been running for 14 years.

We’ve seen a number of exciting new job creations in the state in the past year. Convergys will create more than 500 new jobs at its new Pocatello call center. In Idaho Falls, Center Partners’ technical support phone center will add more than 370 jobs. And here in Boise, Capital One’s credit card and financial center will add more than 230 jobs.

All told, 14,000 more Idahoans were employed in 1999 than there were in 1998, and we’re projecting an additional increase of 11,000 this year. And on Friday, it was announced that Idaho’s unemployment rate was 4.4 percent - the lowest rate since 1978.

But despite this strength, we know all too well that many regions of our state have not shared in the overall success. Five counties in Idaho have experienced double-digit unemployment rates in each of the past 5 years. Employment in the forest products industry has declined each year for the past five years.
Mining employment suffered back-to-back losses in 1998 and 1999. And commodity prices in agriculture continue to be in the tank, contributing to the lowest farm income levels in nearly 20 years.

So how do we continue to maintain the strength of our industries that are fueling our overall growth? And at the same time, how do we make sure that those areas that have suffered economically aren’t left behind?

First, we must continue to kick down the doors overseas, aggressively pursuing new and expanded markets for Idaho products abroad.

I was pleased to lead two successful trade missions this past year – one to Asia, and one to Latin America.


We gave these nations a unique package. Nearly every state goes overseas looking for business. But we brought our A-Team. We combined government officials, educators, and business leaders to present a unified voice. And believe me, the folks we met with – from heads of state and government ministers to C.E.O.’s and college presidents – were impressed with our approach.

How successful were we? Ask Drew McDaniel of Precision Panel in Eagle, who broke ground on the first model home built in Beijing by a western company.

Ask Tammy and Herb Harney of Hamilton Manufacturing in Twin Falls, who will nearly quadruple their business because of contracts signed with the largest developer in Shanghai.

Ask the folks at Power Engineers in Hailey, who aren’t only building a large geothermal plant in Costa Rica, but are bidding on business with major contractors throughout Central America.

I have a great sales team working with me to sell Idaho. Without question, Lieutenant Governor Butch Otter has been very effective in this role. He and Commerce Director Gary Mahn and Agriculture Director Pat Takasugi know how to leverage our trade offices in Taipei, Seoul, Tokyo, and Guadalajara – and our new office in our nation’s capital – into more opportunities to sell Idaho’s goods and services overseas.

To give them more firepower, I’ve appointed an International Trade Advisory Committee, headed by Jim Hungelmann of Simplot Corporation and Charlie Pottenger of Potlatch, to help build more beachheads to new markets.

Improving our jobs climate is why I’ve created a Rural Economic Development Council, chaired by Peter O’Neill and co-chaired by Con Paulos, Steve Meyer, and Kenlon Johnson.

It’s why I’ve established a Science and Technology Advisory Committee, headed by a world-class scientist, Dr. Billy Shipp. The partnership with Bechtel, the INEEL, and the university consortium adds great strength to our base.

And it’s why I’ve appointed a Value-Added Committee, chaired by Larry Eastland, to take the developments we make here in Idaho one step further. Let me give you a case in point.

The University of Idaho has developed a new variety of wheat that’s specifically targeted for the Asian noodle market. But instead of shipping them the raw material, why shouldn’t we ship them the finished product. These are the kinds of opportunities I want to seize.

Let the world know: If it says “Made in Idaho,” it means “Quality.”

And since we’re on the subject of quality, we have a tremendous asset in this state that backs up that brand name. It’s the Quality Assurance Lab in Twin Falls. And as you will see on Wednesday, I believe it’s time for the state to financially support the Quality Assurance Lab.

As we look forward to the future, we must also honor our heritage. And central to that is our stewardship of our natural resources – our forests and rivers, our mountains and deserts.

We’ve been responsible stewards this past year.

We’ve begun the process to significantly expand our magnificent Ponderosa State Park.

We’ve concluded the efforts begun by Governor Batt to acquire Box Canyon as a state park. And I want to express the thanks of all Idahoans to the late Earl Hardy and his family. Their generosity will allow future generations of Idahoans to enjoy the splendor of this site.

We’ve expanded our trails system. I was proud to sign the consent decree last month that will lead to 71 miles of new trails from Plummer to Mullan.

We’ve entered into negotiations that will lead to a cleanup of the Coeur d’Alene Basin without federal intervention. When I spoke last month with EPA officials, they informed me that they were prepared to start naming additional Superfund sites in the basin within days.

But after discussions in my office, they’ve agreed to hold off as we seek an Idaho solution. The major mining companies, the Coeur d’Alene Tribe, and the Justice Department have all agreed to join me in negotiations to settle this issue.

In the end, we will have a state-based solution to this problem. I believe we should embark on a 25-year public works project to clean the basin up. And we will give northern Idaho the clean bill of health it deserves.
We’ve also seen progress this year in our Fish and Game Commission. Don Clower, Marcus Gibbs, Alex Irby, and Roy Moulton have joined Nancy Hadley, John Burns, and Fred Wood. These new members have brought a new spirit of cooperation to the Commission’s work, and I believe we can say today that the era of conflict at the Commission has come to a close.

It’s because of this new atmosphere and management that I will support their proposal to increase fees on fish and game licenses.

I don’t do this lightly. When a fee increase proposal was before us last year at this time, I said no. I say yes now because I’m confident that this Commission will take these additional funds and put them where they’re needed the most – in programs that are going to directly improve the quality of hunting and fishing opportunities for the sportsmen and women of Idaho.

Critical decisions on the issue of salmon and steelhead recovery also await us this year.

The Pacific Northwest and the federal government have spent billions of dollars on this process. And to put it in blunt terms, we have little to show for it so far.

Many within the federal government have thought they could regulate the salmon back into existence without seeking the partnership of the states and their people.

They cannot.

To their credit, they now recognize that there isn’t one single answer – no silver bullet – that will resolve this complex and contentious issue.

It is time for us as a state to renew our commitment to preserve these species.

And we have begun the process by gathering the critical information we need to craft Idaho’s action plan. A plan that will be mindful of what our resources mean to our state’s economic livelihood.

The Salmon Cabinet I formed this past year has been hard at work to develop data and research in the critical areas of habitat, hatcheries, harvest, and hydropower.

We will take this data to the table and help develop proposals that will balance the need to restore our salmon and steelhead stocks with the need to ensure that Idaho’s economy continues to grow. We do not intend to simply react to a federal solution. Working with our sister states, we intend to play a key role in shaping a solution. And it will be a solution that can be supported economically, politically, and biologically.

It is our turn to solve the problem. It is time for Idaho’s agenda.

I will work with the Legislature to marshal our state resources and bring cohesive direction and guidance to this effort on salmon and other endangered species issues. By instilling a new sense of urgency and cooperation between the state agencies, we will be able to develop conservation initiatives that benefit both species and property owners.

There is no more important challenge to the environmental and economic future of this state than that presented by the Endangered Species Act. But in true Idaho fashion, we can rise to this challenge.

This session, we must examine where we can be most effective with the Endangered Species Act. Is it in the existing Fish and Game Department, or should it be moved elsewhere?

I want to make sure that if a change is made, then the appropriate resources go with it, so that we don’t set ourselves up for failure by raising expectations. So there are very important conditions and circumstances that will have to be a part of this going in.

And while we intend to work in cooperation to develop a solution to these critical species issues, we will not allow the federal government to dictate by decree how Idaho’s lands are managed.

Given the little we know about it so far, the Clinton Administration plan to halt development on roadless areas would affect the lives and livelihoods of thousands of Idahoans. And it could affect the value of our public trust lands - which translates directly into the dollars that help fund our schools for our children.

As President of the Land Board, maintaining the value of our lands for our children is a responsibility I take very seriously. Just as I do protecting Idaho’s water.

Idaho has asked for more time to review the roadless proposal. The federal government has denied our request. Idaho has asked for basic information. Thus far, they have refused. And therefore, Idaho is the first state in the Union to file suit against this unilateral action by the federal government.

The other members of the Land Board and I have joined in this bipartisan lawsuit to seek more time and more information. When a decision like this could dramatically affect this state, we have every right to insist on this information. If it takes a lawsuit to get their attention, then we’ll see them in court. Our Attorney General, Al Lance, has an excellent track record in federal court.

And I’ve sent a letter to all of the western governors, notifying them of our lawsuit. Because regardless of their affiliation, they understand that a dictatorial approach is not how democracy works. And the states of the United States must stand firm and say no.

As we deal with all of these federal issues, one of the great assets Idaho has going for it is our congressional delegation. I commend and thank Senator Craig, Senator Crapo,
Congressman Chenoweth-Hage, and Congressman Simpson for their continued effectiveness on behalf of Idaho.

Balancing environmental protection and economic growth will also be at the heart of the debate on the Division of Environmental Quality, and granting it department status. Last January, I said we’d work with all of the interested parties to try and reach consensus on this issue. We’ve met throughout the past year, and we’ve had a healthy discussion.

I’m now ready to proceed, and I believe most of the parties are as well. If some groups still have reservations, then that’s what the legislative process is all about. But it’s time to move forward. Our environment, which is our life-support system, justifies department status as we enter a new century. This isn’t bigger government. It’s better government. And it’s good public policy.

Let me also take a moment to publicly commend and thank the members of the Idaho Supreme Court for their willingness to revisit their previous decision on wilderness water rights.

Protecting the quality and productivity of our natural resources isn’t the only way we honor our heritage. We honor it by celebrating our people. And at the beginning of this new century, I want to pay special respect to Idaho’s seniors, for the contributions they have made – and continue to make – to all of us.

Today, 1 out of 5 Idahoans is 55 or older. More than 17,000 seniors are 85 or older, and they represent the fastest growing segment of our population. They represent a deep well of history and experience. And they deserve to enjoy these years in dignity and in safety.

I will always remember a dinner I attended last year for R.S.V.P. - the Retired Seniors Volunteer Program. What a special night it was to see how genuinely appreciative these seniors were for the recognition they received for their contributions to their communities. It was a great evening for Idaho.

I’m pleased to tell you thanks to the good work of our Commission on Aging, Idaho has once again been ranked by the U.S. Labor Department as the best state in the nation for its senior employment program. For those seniors who want to get back into the job market, we’re providing them with the skills they need.

But before these seniors go back into the job market full-time, community service is part of their training. Last year alone, those who participated in the Senior Employment Program put in nearly 46,000 hours of community service in Idaho. 46,000 hours. That’s why I want to salute the seniors of Idaho. They set the example for the state.

We must continue to support and celebrate the contributions of Idaho’s Hispanic community.

When we were in Guadalajara last fall, several of you here joined me, along with Gladys Esquibel and Antonio Salcido of our Hispanic Commission, in the capitol building in Jalisco. I had the honor of accepting a $50,000 contribution from our sister state to help establish the Idaho Hispanic Cultural Center in Nampa.

And when Governor Cardenas presented this contribution, he talked about how much our states have in common.

That’s why I believe this gift is an economic development tool. This prestigious center will become a destination center as we honor the contributions of our citizens of Hispanic descent. It will also be a facility that will strengthen our common economic bonds. So I ask that we match our sister state’s contribution and get this center off the drawing board.

We must also continue to embrace tolerance and celebrate the diversity of all Idahoans, and the contributions that each of us makes to the good of our state.

And let me take a moment to salute a man who left us yesterday far too soon - Gene Harris. The jazz world has lost a giant. Idaho has lost one of its finest goodwill ambassadors. And I have lost a friend. And while we mourn his loss, Gene will continue to live on - in his music, in the festival here that bears his name, and in the friendship and love he shared with all of us.

You couldn’t ask for a better example of our spirit than what we saw recently, when Idahoans stepped up and contributed more than $700,000 to secure a matching grant to build the Anne Frank Human Rights Memorial.

I want to thank everyone who played a part in making this possible, and I especially want to commend Greg Carr for putting up the $500,000 challenge grant that made this possible. This effort represents the true face of Idaho.

But we still know that a small number of people who peddle hate can cast a false image of Idaho. An image that’s absolutely against who we are and what we are about. An image that’s against our values.

I will continue to speak out against those who promote prejudice. I know you will too. And I will tell you this: a handful of people who may want to burn a cross are no match for 10,000 Idahoans who marched to support the Table Rock Cross.

To make sure our message is heard loud and clear, I’ve asked our Department of Commerce to develop a unified image campaign for the state. I want the rest of the nation to know clearly that Idaho is a state that welcomes people of all races, colors, creeds, and faiths. And it is the best place in the nation to live, to work, and to raise a family.

Last October, I had the honor of speaking at the annual banquet of the local chapter of the NAACP. It honors a great Idahoan, Bertha Edwards. A strong and courageous woman who gave freely to her community, but who refused to be intimidated
by racism and hate. A few days before the banquet, I received a letter from a former Grand Dragon of the KKK in Louisiana, urging me not to attend. The only thing that letter did was to guarantee my attendance.

We must also continue to recognize the contributions of our Native Americans, and I want to applaud the Legislature for your foresight in establishing an Indian Affairs Committee, so that we can have government-to-government discussions. And I want to commend the work that’s been done by the chairman of this committee, Senator Moon Wheeler.

The issue of Indian gaming will also be before you this year. Let me say this: it is my intent that the Shoshone-Bannock Tribe have a compact this year. However, we are also working on an approach to the gaming issue that will resolve this issue to the benefit of both the state and all of Idaho’s tribes. These deliberations will be challenging, but I believe they are worth our efforts.

We must also continue to honor those Idahoans who proudly served our state and our nation in the Armed Forces – our veterans.

A while ago, I spoke about the innovative grants we awarded this past year to schools throughout the state. One went to Shoshone Elementary School, where students are using it to study World War Two by interviewing the Idahoans who fought in it, and their families who lived through the war as well. They’re writing to veterans this month to invite them in to tell their stories, and they hope to complete both a book and a web site by this March. Teacher Diane Norman says that when her students received a phone call from their first veteran, they cheered.

What a wonderful way to learn, and what a moving way to honor the contributions of our Idaho veterans. More and more, Idahoans and Americans are taking time to remember, to reflect, and to celebrate our veterans. You see it in the success of movies like “Saving Private Ryan”. You see it in the sales of the book, “The Greatest Generation.” And you see it in the enthusiasm of an elementary school project in Shoshone.

I believe we can do our part as well. We should move the Division of Veterans Services out of the Department of Health and Welfare, and establish it as an agency in its own right. Representative Ruby Stone has been working diligently on this issue. Ruby, I know it’s an issue dear to your heart, and I’m looking for your continued leadership. You stay with it, and when it comes to my desk, I’ll sign it.

And right now, Idaho is the only state in the union without a state or federally supported final resting place for our veterans. That distinction must end. My budget will include funds to begin the design of an Idaho Veterans Cemetery. The state will then step forward and maintain this sacred ground in perpetuity.

I want to thank Representative Helen Chenoweth-Hage for her efforts on our veterans’ behalf, and I want to commend Joe Terteling for his generous offer of land here in Boise to establish this cemetery.

On Wednesday, we will discuss the budget in detail. We will discuss the extent of the surplus, and how I propose to utilize it. And we’ll discuss the details of funding levels for education, for my initiatives, for our state employees, and for many other areas. But I do want to take a moment and talk about the tobacco settlement.

Last year, we agreed not to rush to spend money that we had yet to receive. In hindsight, we made a smart move. Because as you know, the proverbial “check in the mail” didn’t show up until just a few weeks ago.

Now that we’ve received the first installment, I’m once again recommending a prudent course of action.

I ask you to take this money and put it in a trust fund. Once we spend the principal, the money’s gone. And that would close the window for funding any number of programs that are critical to this state’s future.

By establishing a trust fund, and through the interest that money will earn, we have a once-in-a-lifetime opportunity to provide funding for programs in perpetuity. For those who might be thinking about spending this money right off the bat, consider this: In just 20 years, the annual interest we’ll be able to spend will exceed the annual payment that would go in this trust fund.

And with Treasurer Ron Crane and Senator John Sandy, I’ve discussed the concept of a bond bank. The principal could be used as collateral to leverage the state’s buying power, so that municipalities could borrow this money at a much lower rate of interest. I commend them for thinking creatively about how we can get more bang for these bucks.

There’s no shortage of ideas on how to spend this money. But through the concept of a trust fund, let me tell you the three areas that I believe merit priority consideration. They’re all tied together, and they’re all consistent with my priority of healthy, well-educated children.

The first is in health advocacy, so that we can steer our children away from ever getting hooked on tobacco in the first place. The other two would be the Permanent Building Fund, which has been woefully low for many years, and scholarships, so that Idaho children will both have an opportunity to go to school and to stay in Idaho.

These details can be worked out. But the first dollars should go to health advocacy.

But today isn’t a day to dwell on dollars. That comes on Wednesday.

As I was preparing for this speech, I came across an article from the Idaho Statesman that I thought was appropriate for the occasion.

It said, and I quote: “In all occupations, the people have improved their condition, and their prospects for the future are brighter than before in the history of the state.”
And it said this: “the foundations have been laid deep and broad for more comprehensive development than the state has yet known.”

It wasn’t a recent article. It ran a hundred years ago, on New Year’s Day, 1900. And yet it still applies today. Our foundations are strong. The opportunities are here.

But a hundred years from now, think about what those who will sit in this historic place will say about us. How did we begin the journey of the greatest century this state has ever seen? Did we take those issues that have tied us up for the past ten or twenty years - and did we face them and solve them?

My friends, that is my intention - to face these issues and solve them together. We have a lot of work ahead of us. Let us begin anew.

Let me close by introducing you to two people whose presence here today is quite remarkable.

Ruth Winther was born on June 19, 1896. She came to northern Idaho in 1902, where her dad homesteaded near Kamiah. She met her husband while teaching in Lapwai. They married in 1921 and moved to Nampa in 1927. In 1943, her husband opened a music store, Winther Music. Their Boise store is still open today. Until just a few years ago, she worked in the store. 3 sons. 8 grandchildren. 17 great grandchildren. And at the young age of 103, she lives in her home in Nampa and now considers herself “officially retired.”

Ruth, you’ve earned it. We thank you for your service, and we’re honored with your presence.

And this past New Year’s Eve, Gretchen Anderson and her husband, Buster Minshew, bid farewell to the 20th Century and ushered in the new millennium with a wonderful view of the fireworks here at the Capitol. They watched from the 10th floor of St. Luke’s Hospital, where little Margaret Delaney Viola Minshew was waiting to enter the world. And on New Year’s Day, at 5:17 p.m., Maggie staked her claim as one of the first Idahoans to be born in the 21st Century. Maggie, we’re going to make sure you have a wonderful future in Idaho.

With Ruth having been born in the 19th Century, with Maggie having been born in the 21st Century, and all of us having been born in the 20th Century, I believe it’s the first time when three centuries of Idahoans have gathered in this historic chamber.

Just think about the history in Idaho that Ruth has seen. And who can tell what the future will bring for Maggie? That’s why we should celebrate our past - and imagine our future - as we begin our work.

It is my honor to serve with you, the people of Idaho. This great state, this forty-third star in the galaxy of states that form the greatest nation in the world.

Thank you. God bless you. And God bless the great State of Idaho.
The following committee assignments were announced:

**APPROPRIATIONS** (10)
Geddes, Chairman
Bell, Vice Chairman
Pomeroy
Wood
Field(20)
Pischner
Hansen(23)
Clark

**ENVIRONMENTAL AFFAIRS** (9)
Barraclough, Chairman
Gagner, Vice Chairman
Schaefer
Meyer
Ellsworth
Campbell
Wheeler
Hammond

**HEALTH AND WELFARE** (11)
Reynolds, Chairman
Sali, Vice Chairman
Loertscher
Denney
Hansen(23)
Moyle
Williams
Cheirrett

**JUDICIARY, RULES, & ADMINISTRATION** (15)
Gould, Chairman
Field(13), Vice Chairman
Sali
Hornbeck
Clark
Ellsworth
Hansen(23)
Montgomery
Sellman
Smith
Hammond
Pearce

**LOCAL GOVERNMENT** (10)
Stone, Chairman
Hornbeck, Vice Chairman
Taylor
Barrett
Hansen(29)
Callister
Clark
Sellman

**RESOURCES AND CONSERVATION** (19)
Linford, Chairman
Field(20), Vice Chairman
Robison
Cuddy
Stoicheff
Wood
Jones
Bell
Robison
Mader
Marley
Braaclough
Hansen(29)
Steveson
Denney
Campbell
Wheeler
Barrett
Kendell
Moyle
Williams

**REVENUE AND TAXATION** (18)
Crow, Chairman
Kellogg, Vice Chairman
Cuddy
Chase
Shepherd
Linford
Gould
Kempton
Barrett
Taylor
Hansen(29)
Bruneel
Ridinger
Lake
Moyle
Gagner
Field(13)

**STATE AFFAIRS** (21)
Deal, Chairman
Ellsworth, Vice Chairman
Judd
Henbest
Jaquet
Boe
Stone
Loertscher
Ailtus
Hornbeck
Stevenson
Denney
Kunz
McKague
Wheeler
Callister
Campbell
Williams
Smylie
Pearce
Cheirrett

**WAYS AND MEANS** (7)
Black, Chairman
Judd
Chase
Judd
Jacquet
Bruneel
Denney
Mader
There being no objection, the House advanced to the Sixteenth Order of Business.

**Adjournment**

Mr. Bruneel moved that the House adjourn until 9:30 a.m., Tuesday, January 18, 2000. Seconded by Mr. Chase. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:55 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

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**NINTH LEGISLATIVE DAY**
**TUESDAY, JANUARY 18, 2000**

House of Representatives

The House convened at 9:30 a.m., the Speaker in the Chair.

Roll call showed 66 members present.

Absent and excused -- Hadley, Sali, Schaefer, Zimmermann.

Total -- 4.

Total – 70.

Prayer was offered by Chaplain Jim Hardenbrook.

**Approval of Journal**

January 18, 2000

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.

GOULD, Chairman


**Consideration of Messages from the Governor and the Senate**

January 17, 2000

Mr. Speaker:

I return herewith HCR 32 which has passed the Senate.

WOOD, Secretary

HCR 32 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

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

**Motions, Memorials, and Resolutions**

Mr. Bruneel moved that the following persons be approved as attaches to serve the House of Representatives for and during the Second Regular Session of the Fifty-fifth Idaho Legislature. Seconded by Ms. Jaquet.

Chief Clerk ................................. Pamm Juker
Assistant Chief Clerk .................. Verna M. Goeddertz
Docket Clerk ............................... Mary Keeler
Journal Clerk ............................. Forrest Ludwig
Chaplain ................................. Jim Hardenbrook
Sergeant at Arms ....................... Judith K. Christensen
Assistant Sergeant at Arms .......... Carl Shell
Lucy Bangerter

Administrative Assistant to the Speaker ........ Jeanne Ludwig
Fiscal Assistant to the Speaker .......... Terri Franks
Administrative Assistant to Majority Leadership ... Susan Frieders
Administrative Assistant to Minority Leadership .... Vivian Klein
Secretary to Majority Leadership ........ Aimee Nielson
Mary Davis

Assistant Lounge Hostess .................. Michelle Hill

Committee Secretaries:
Agricultural Affairs .................... Rose Schulte
Appropriations .......................... Kathy Ewert
Business ................................ Mary Lou Molitor
Education ............................... Karen Daniels
Environmental Affairs .................. Karen Moore
Health and Welfare ..................... Claudia A. Howell
Local Government ..................... Barbara Lee Allumbaugh
Commerce and Human Resources .... Katherine Garrett
Judiciary, Rules, and Administration ... Betty A. Baker

Assistant Secretary to Revenue and Taxation ....... Sherry M. Cottrell
State Affairs ............................ Kathryn A. Mooney
Transportation and Defense ............. Teresa C. Jones
Subcommittee Secretary (Located in 404A) ........ Alys Mcknight
Doorkeeper/Secretary (4th floor) ........ Susan Forbes
Secretary/Receptionist (Chairmen’s Suite) ...... Mary Lou M oon
Secretary/Receptionist (Joe R. Williams Building) ...... Jamey Graham

Information Center:
Director ....................................... Sue Burwell
Information Specialist .................. Marilyn Buxton
Telephone Operators .................. Majorie L Annis
WOOD, Secretary

Copy Machine Operators ................ Donna M organ

Tour Guides ............................ Melissa Farnsworth

Janet Bryant
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 advanced to the Tenth Order of Business.

**Second Reading of Bills and Joint Resolutions**

HCR 33, by Bruneel and Jaquet, 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.

**Adjournment**

Mr. Bruneel moved that the House adjourn until 10:30 a.m., Wednesday, January 19, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 9:45 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

**TENTH LEGISLATIVE DAY**

**WEDNESDAY, JANUARY 19, 2000**

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

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

Prayer was offered by Chaplain Jim Hardenbrook.

**Approval of Journal**

January 19, 2000

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.

GOULD, Chairman


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

**Third Reading of Bills and Joint Resolutions**

HCR 33 was read the third time at length, and placed before the House for final consideration.

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

The question being, “Shall HCR 33 be adopted?”

Whereupon the Speaker declared HCR 33 adopted by voice vote and ordered the resolution transmitted to the Senate.

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

**Report of Standing Committees**

January 19, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 32.

GOULD, Chairman

The Speaker announced he was about to sign enrolled HCR 32, 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 Seventh Order of Business.

**Motions, Memorials, and Resolutions**

Mr. Bruneel 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 Kempton, Sali, and Judd 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 33, the hour of 11 a.m. having arrived, the members of the Senate entered the House Chamber and met in Joint Session with Speaker Newcomb presiding.

Roll call of the House showed 69 members present.
Absent and excused -- Trail. Total -- 1.
Total -- 70.

Roll call of the Senate showed 33 members present.
Absent and excused -- Crow. Total -- 1.
Total – 34.
*District 31 Seat is temporarily vacant.

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

Mr. Speaker appointed Senators King and Davis, and Representatives Field(13) and Boe as the committee to wait upon the Supreme Court Justices and Senators Cameron and Danielson, and Representatives Gagner and Ringo as the committee to wait upon the Elected Officials and escort them to the House Chamber. The committees were excused.

Mr. Bruneel 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 Senators Sandy and Whitworth, and Representatives Geddes and Marley 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 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, Dirk Kempthorne, was introduced by the Speaker and the following Budget Message was delivered by Governor Kempthorne:

BUDGET ADDRESS

Mr. Speaker, Mr. President, Mr. President Pro Tem, Distinguished members of the Legislature, Distinguished members of the Judiciary, and Fellow citizens of Idaho.

I’m pleased to submit for your consideration the Governor’s Budget for Fiscal Year 2001.

A budget isn’t just a fiscal document. It’s a statement of our priorities - what we believe is the wisest allocation of our resources for our shareholders - the Idaho taxpayers.

This Fiscal Year 2001 General Fund budget of $1.8 billion reflects the priorities of this Administration, as I put forward on Monday. And, I believe it reflects the priorities of the people of Idaho.

It provides the resources to ensure our children get a solid education that prepares them for the challenges of the global marketplace.

It provides an ongoing commitment to public safety.

It provides the resources to expand on our efforts to improve the job climate in Idaho.

It is a budget that is balanced.

And it is a budget that contains no tax increases.

For K-12 education, as I said Monday, the funding levels in this budget are historic. My recommended general fund appropriation for K-12 is more than $873 million.

That’s 99% of the education community’s budget request, and it’s an increase of more than $52 million above this year’s levels. And while the state’s general fund is projected to grow by just over 4%, we’re increasing General Fund spending for K-12 education by more than 6.4%.

When you combine this with all of the categories of K-12 spending - the endowment funds, local property taxes and others we will be spending more than $1.2 billion on K-12 education. Without question, an unprecedented and responsible investment in our children’s future.

There is consensus that we have critical life safety needs at our school facilities of up to $50 million. Idaho cannot afford to risk the health and safety of our children. Let me repeat what I said on Monday - this is our moral obligation.

My budget calls for up to $2.5 million to be set aside for interest on my proposed life safety loan program for school facilities. This investment will total between $40 million and $50 million over 20 years.

That’s the incentive we’re offering. If schools are willing, we’ll help them clean the slate on unsafe conditions, and make sure that it stays that way.

The budget provides $40,000 to the State Board of Education to begin developing the Idaho Reading Specialist Examination. Idaho can and should take the lead and set the bar for one of the most fundamental tools in life for our children - reading.
I want to provide $100,000 to continue the successes achieved by our innovative grant program, which we've shown can go a long way. In the classroom, it's creating innovation and creativity.

On Monday, I proposed we begin the school choice grant program. My budget includes $500,000, so parents can begin to opt for conditions or courses that better meet their aspirations for their children.

Secondary schools can use these start-up funds to create multiple options for their students. Students might be offered a traditional school day, or an evening schedule, or even courses can be taken at home over the Internet.

We must do all in our power to help our public schools adapt to our changing needs as a society. And this funding will assist schools in their efforts to make the necessary changes.

Our efforts to keep Idaho students here in Idaho - allowing them to get an education, get a job, and raise a family are paying off. And we're going to see an increase of more than 1,300 students next year in our colleges and universities. That's why this budget provides an increase of $14.3 million over last year's higher education budget to total more than $216 million, a 7.1% increase.

As you'll recall, we provided $1.3 million last year to begin the Colleges and Universities Excellence Grant Program. These funds were matched dollar for dollar by the institutions. We challenged them to recognize the needs of business and industry, and to create more opportunities for economic development.

So what are the results?

With this money, Lewis-Clark State College added needed faculty members in physics, computer science, chemistry, technical writing, and electronics. That created educational opportunities for 221 new students, and created partnerships with regional secondary schools.

Idaho State University took $364,000, matched it with funds from the federal government, Lockheed-Martin, and Bechtel, and was able to enhance their ability to attract research and train students for high-tech industries.

The University of Idaho used $442,000 to improve their research infrastructure and retain key professors who were being recruited by leading universities outside of Idaho, including Purdue University, which was trying to recruit our computer security team. These funds helped us retain this team.

Seven successful research proposals brought in over $908,000, and qualified the university to receive a NASA grant of $250,000. For this $442,000, we achieved $1.7 million in additional funds, a 4-to-1 ratio.

And Boise State University took $364,000, matched it, and added three new faculty members in computer science, electrical engineering, and computer engineering. That resulted in 250 new student majors in computer science, engineering, and computer information systems.

Many of you had lunch with me yesterday with a number of entrepreneurs and business people. What did they tell us? They told us that they must have more in computer sciences. You can see how this program is addressing the real-world needs of our business sector and enhancing our colleges and universities.

I think you'll agree that a $3 million return for a $1.3 million investment - in one year - is more than successful. And we'll continue to reap the rewards from these benefits. I want to build on these accomplishments in the coming year. So once again, I'm proposing $1.3 million in this category.

I'm also proposing more than $2.2 million in this budget to provide scholarships for more than 3,100 students, and keep them in Idaho. It includes a new pilot project to provide tuition assistance to those young Idahoans who spend part of their summers working for our Department of Parks and Recreation.

All told, when you combine K-12 and higher education, this budget will spend 65 cents out of every General Fund dollar on education in this state. This is an impressive commitment in our young people and our state.

There's one other budget item in public education that I want to mention, and that's public television.

My budget provides $2.5 million for the Idaho Public Broadcasting System to begin the conversion to digital broadcasting, to meet new technological requirements.

In the past year, Idaho Public TV has brought some outstanding programming to viewers throughout the state.

Programming such as Ken Burns' epic, The Civil War. The historic documentary on Lewis and Clark. The News Hour. Outdoor Idaho. Idaho Reports.

It also aired a program that caused justifiable controversy. With all due respect, as you review this issue, I would ask that you keep one thing in mind: 60 minutes does not a season make.

Now, let's discuss one of our great resources - our state employees. Day in and day out, they're working to make this state run more efficiently and more effectively. Let me give you a few examples.

This past year, the State Tax Commission instituted TeleFile, where taxpayers who file simple returns were given the option to file by phone. Normally, it would take about 60 days for these filers to get their refunds. But because of TeleFile, more than 17,000 Idahoans got refunds in 6 days or less. That's customer service.

Working with our Departments of Labor and Administration, our new Division of Human Resources has created the state's first on-line Internet job application process.
With this system in place, 21 applications can be electronically received, scored, and entered into their master job list system - in the same time it takes a fully trained staff person to manually enter a single application. Now that's an impressive return on investment, and I salute these three agencies for their creative, collaborative, and effective efforts.

Our Department of Agriculture has developed a new inspection program for the fruit and vegetable industry that’s just received the go-ahead from the federal government. It’s expected to reduce costs to Idaho’s fresh packing industry by 30%, while ensuring that consumers get a quality product from Idaho.

And when Idaho made its jump to the 21st Century, the work our departments and agencies did on Y2K ensured we had no major disruptions.

The state identified 1,100 projects - everything from managing timesheets to making sure our law enforcement communications system stayed up and running and made sure that everything ran smoothly. I want to thank Pam Ahrens and the Department of Administration for coordinating our efforts.

This is the kind of innovation, creativity, and dedication that we should reward and encourage. And that's why my budget includes a competitive compensation package for state workers.

Let's start with PERSI. I’ve followed the work of the interim committee closely. I commend the members for their work, and I want to express my appreciation to the co-chairs - Senator Dean Cameron, Representatives Bob Schaefer, and Dennis Lake for their work.

I support the interim committee’s recommendation to enhance the PERSI Defined Benefit Program, by increasing the multiplier in the formula that determines retirement benefits. This will result in our employees realizing an increased total benefit of roughly $4.1 million.

In addition, I also agree that when the PERSI fund has enough reserve to ensure its stability, the additional earnings should be shared with employers, employees, and retirees. And because of the success of PERSI’s investment strategy, we can do this without increasing employees’ current contribution rate. With this, we’re essentially providing each and every PERSI-eligible employee in the state with their own personal 401K plan.

This is a first for the system. Think of that. For some, this may be the first time that they've had a savings account for their retirement to enhance their PERSI benefits. And the state is helping them get that established. Now that's attractive. That's being competitive.

With this, PERSI becomes a more valuable recruitment and retention tool. We’re becoming more competitive. However, the data from the marketplace clearly indicates that we’re not as competitive as we should be at the entry level.

To be even more competitive, we should move the payline by 5% in order to continue to attract outstanding employees. I recommend that we move the payline by 5%.

We project that increased medical insurance costs will continue to cut into employees take-home pay. My recommended budget fully funds the anticipated health care cost increases on the employer’s side.

That will not guarantee that there won’t be any increase in insurance costs. But the state is committing $5.8 million to offset most of these costs. In essence, it’s equivalent to a 1% increase for employees.

We know how important it is to reward performance, productivity and creativity. This budget includes $14.6 million to provide merit raises to retain our qualified workers. That amounts to a 3.5% increase.

We should reward good people for good work. This is an attractive package. It’s competitive. It’s comprehensive. And it’s well-deserved.

It’s a package that’s designed to help us recruit, retain, and reward our state employees. And I want to commend our Human Resources Director, Ann Heilman, for the work she’s done to bring it together.

To bolster our efforts in economic development, I’ve added $350,000 to the Commerce Department’s budget.

It includes $150,000 to focus on rural economic development, $100,000 for the unified Idaho image campaign, $50,000 in matching funds to start building the Idaho Hispanic Cultural Center in Nampa, and $50,000 to expand our international marketing efforts. Again, an indication of the importance of this is that last year alone, 9,000 of our jobs in Idaho were directly related to trade with Asia.

What kind of return do we get for the money we spend on economic development? I asked one of our state’s top entrepreneurs our Commerce Director, Gary Mahn, to give me his analysis.

He says that in our Workforce Development Training Fund, for every dollar we invest, $17 in wages is pumped back into the Idaho Economy.

As we promote Idaho as a travel destination, for every dollar we spend, $20 is returned to the state.

And in community development, for every dollar we spend, $50 in federal funds and $225 in private, local, and other dollars are used to build public facilities, housing, and other job creation opportunities in the state.

Clearly, we’re getting a significant return on our investment, and this budget intends to build on this past year’s successes in our efforts to create more jobs and expand markets for our products.
To keep our streets and communities safe, we will invest $168 million in public safety for our corrections, courts, and police services.

The budget contains the funds to continue advanced training of more law enforcement officers at the POST Academy and throughout the state to fight methamphetamine. And it reflects the opening of the new state prison, as scheduled on July 1st. Because of your support, we’re sending a message to criminals that Idaho is not a good place to do business.

I’m proposing to bring stability to the water quality funding. My budget transfers $2.3 million from the Soil Conservation Commission to the General Fund for Total Maximum Daily Load (TMDL) activities.

Right now, there are two revenue sources for this funding: the estate tax, which can vary greatly from year to year, and the Water Pollution Control Fund, which receives a portion of its monies from cigarette and tobacco taxes - a declining revenue source. With a more predictable source of funds, I want to put greater emphasis on TMDL projects that affect our salmon and steelhead fish runs.

We’re also boosting our efforts to combat the noxious weeds that are choking our lands. Last year, you approved my proposal to spend $200,000. This year, I propose increasing that amount to $250,000. When matched with $750,000 in federal funds, for the first time, we’re going to have $1 million to fight noxious weeds.

On Monday, I told you how important the Quality Assurance Lab in Twin Falls is to Idaho. That’s why in this budget, I’m providing $100,000 to support the operating costs of this facility. As I said Monday, if it says “Made in Idaho,” it means “quality.”

I said Monday that I would support the increase in Fish and Game fees, and this budget reflects the kinds of expenditures that will directly improve hunting and fishing opportunities.

It provides $400,000 to repair hatcheries in Grace, Ashton, Cabinet Gorge, and Mackay. It provides more than $230,000 for sheep, goat, and moose surveys, for wildlife trapping and transplanting, and to repair wildlife management areas. It provides funds for the construction of fish ponds at Long Gulch, Orofino, and Stanley. It provides funds to repair the dam at Winchester Lake State Park. And more.

Let me be clear: this fee increase is not a bailout. It will provide sportsmen with additional quality hunting and fishing.

As you know, my budget contains no tax increase. But let us continue to cut the marriage tax penalty by an additional $150 of deductibility next year. Just because you say “I do” doesn’t mean you should pay more taxes. If you believe in family and the institution of marriage, why would you penalize it?

Let me talk for a moment about health and welfare. It’s no secret that it’s one of the fastest growing areas of the state budget. While we don’t cut any programs, you will note that my recommendation is nearly $39 million less than what the Department of Health and Welfare requested. Because the Department and you and I have to continue to get our arms around this and find efficiencies so that the programs will be there for those who need them.

We also need to address a long-standing problem that involves the premium taxes we collect from insurers.

Right now, 10% of premium taxes are set aside to provide refunds for overpayments that insurance companies make. That’s proven to be insufficient. We have an obligation to make timely payments, which we’re not doing, and it’s not our money.

Therefore I propose a measure to allow the current 10% set-aside to rise to up to 20%. This will cost us $3.1 million. But it will get this backlog caught up, which has existed since 1992.

This budget not only corrects some of these things from the past, but it takes into account the bright future that each of us wants to create. And, it enhances the financial stability of the State of Idaho.

Governing Magazine, many leading universities, and Wall Street consider a 5% budget stabilization fund to be the minimum measure of a state’s financial strength.

And that has been a responsible objective in Idaho since 1985 when the stabilization fund was first established.

Then, two years ago, in Idaho Code Section 57-814, you put into statute that the state would indeed have a 5% budget stabilization fund.

And therefore, because we have been fiscally prudent and because this economy has performed so well, we do have additional revenue. And with that additional revenue, I am recommending that, for the first time, we fulfill that statutory goal of a 5% budget stabilization fund.

Some might ask: why not just spend that money now?

I firmly believe it’s now, when times are good, that you put this money away and invest it. There are four good reasons why this is a prudent course of action.

First, if you take these additional funds to dramatically build the spending base, you’re setting yourself up for a tax increase down the road.

Second, in the event of unforeseen changes in our economy, this will be an insurance policy against a tax increase. Or, for that matter, holdbacks.

When employers are looking to set up shop or expand or relocate their businesses, one thing that’s a critical factor is the stability of the state’s tax structure. So this is something that’s directly related to economic development.
Third, at current rates of interest, putting this money in the reserve will provide an even greater return on an ongoing basis than it would if we simply paid off those outstanding bonds that have been issued by the State Building Authority.

And fourth, the increased interest that this money earns will be deposited in the Permanent Building Fund, which has been sorely lacking for funds in recent years. How many years have we said that this fund is woefully low?

By taking it to 5%, we will add at least $2.7 million in interest income each year for the fund, increasing the total annual interest from the Budget Stabilization Account to $5 million.

You know, and our citizens know, that is prudent, responsible, and good stewardship of taxpayers’ dollars.

Our Controller, J.D. Williams, tells me that for the second year in a row, Idaho has received a national Certificate of Excellence for the quality of our financial accounting reporting. It’s considered the “Good Housekeeping Seal of Approval,” in the financial community, so that bankers, bond buyers, and the public in general know that Idaho has met the highest standards of financial reporting excellence.

I want to send an even stronger signal that our state’s finances are rock-solid. And we can do that by building our reserve to the stated goal of 5%.

Where does this leave us? Let’s start with the “nickel.”

When I presented my budget last year, I pointed out that because of statutory diversions and base expenditures, we were essentially debating how to spend five cents of the budget dollar. But because of what we did together on the current year’s budget, where do you think we are?

Well, you put in your two cents worth, and that nickel is now 7 cents. We’re going in the right direction.

Because of our budgeting decisions, and because of increased accountability, efficiency, and innovation, we have more discretion today.

And if we continue to work to keep the base from growing, then we will give ourselves even more flexibility to set budget priorities.

In closing, I’d like to note that this budget is the product of a lot of hard work and effort by a number of talented individuals.

Let me thank the staff of the Division of Financial Management for their dedication and professionalism.

In particular, I’d like to thank Administrator Darrell Manning, his predecessor Jeff Malmen, and Brad Foltman for their efforts.

I appreciate the opportunity to present this budget to you. It reflects the initiatives that I believe are important to the future of Idaho. I leave it in your good care knowing that you will make improvements to it.

But as we begin this new millennium, we can be the pioneers who built a solid financial foundation for this state that will serve generations of Idahoans well into the future.

The Speaker thanked Governor Kempthorne.

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

The committee appointed to wait upon the Supreme Court Justices 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. Bruneel moved that the Governor’s Budget Message be printed in both the House and Senate Journals. Seconded by Ms. Jaquet.

The question being, "Shall the motion carry?"

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

Mr. Bruneel moved that the Joint Session be dissolved. Seconded by Ms. Jaquet. Motion carried.

The Senate returned to its Chamber.

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

Adjournment

Mr. Bruneel moved that the House adjourn until Thursday, 8:00 a.m., January 20, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:22 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk
HOUSE JOURNAL

ELEVENTH LEGISLATIVE DAY
THURSDAY, JANUARY 20, 2000

House of Representatives

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

Roll call showed 65 members present.
Absent and excused -- Crow, Cuddy, Ellsworth, Schaefer, Taylor. Total -- 5.
Total -- 70

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

January 20, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

January 19, 2000

Mr. Speaker:
I return herewith HCR 33 which has passed the Senate.

WOOD, Secretary

HCR 33 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 8 a.m., Friday, January 21, 2000. Seconded by Mrs. Judd. Motion carried.

Whereupon the Speaker declared the House adjourned at 8:18 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

TWELFTH LEGISLATIVE DAY
FRIDAY, JANUARY 21, 2000

House of Representatives

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

Roll call showed 64 members present.
Absent and excused -- Bieter, Crow, Loertscher, Ridinger, Taylor. Total -- 5.
Total -- 69.
*District 31 Seat B is temporarily vacant.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

January 21, 2000

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.

GOULD, Chairman


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

Motions, Memorials, and Resolutions

HOUSE RESOLUTION NO. 3
BY BRUNEEL AND JAQUET

A HOUSE RESOLUTION


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

WHEREAS, House Rule 74 provides that the compensation of the employees of the House of Representatives shall be fixed by resolution of the House of Representatives.

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives that the compensation of the various officers and employees of the House of Representatives of the Second Regular Session of the Fifty-fifth Idaho Legislature be fixed as follows:

Chief Clerk and Parliamentarian .................. $17.00 hourly
Assistant Chief Clerk ................................ $13.48 hourly
Docket Clerk ........................................ $12.24 hourly

Chief Clerk and Parliamentarian .................. $17.00 hourly
Assistant Chief Clerk ................................ $13.48 hourly
Docket Clerk ........................................ $12.24 hourly
Enrolled HCR 32 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.
The question being, "Shall HR 3 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Lake, Linford, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, M oyler, Pacheco, Pomeroy, Reynolds, Ringo, Robison, Sal i, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trai l, Wheeler, Wood, Mr. Speaker. Total -- 62.

NAYS -- None.


Total -- 69.

Whereupon the Speaker declared HR 3 adopted and ordered the resolution filed in the office of the Chief Clerk.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 426
BY ROBISON, SHEPHERD, AND STOICHEFF
AN ACT
RELATING TO THE CIRCUIT BREAKER TAX RELIEF LAW; AMENDING SECTION 63-701, IDAHO CODE, TO REVISE THE DEFINITION OF "CLAIMANT"; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

H 426 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.

Adjournment

Mr. Bruneel moved that the House adjourn until Monday, 11 a.m., January 24, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 8:23 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

FIFTEENTH LEGISLATIVE DAY
MONDAY, JANUARY 24, 2000

House of Representatives

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

Roll call showed 67 members present. Absent and excused -- Sali, Stevenson. Total -- 2. Total -- 69.

*District 31 Seat B is temporarily vacant.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

January 24, 2000

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.

GOULD, Chairman


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

Report of Standing Committees

January 24, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 426.

GOULD, Chairman

H 426 was referred to the Revenue and Taxation Committee.

January 24, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 32 to the Secretary of State at 8:45 a.m., as of this date, January 21, 2000.

GOULD, Chairman

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

Adjournment

Mr. Bruneel moved that the House adjourn until 11:45 a.m., Tuesday, January 25, 2000. Seconded by Ms. Jaquet. Motion carried.
Whereupon the Speaker declared the House adjourned at 11:13 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAM M JUKER, Chief Clerk

SIXTEENTH LEGISLATIVE DAY
TUESDAY, JANUARY 25, 2000

House of Representatives

The House convened at 11:45 a.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused -- Henbest. Total -- 1.

Total -- 69.

*District 31 Seat B is temporarily vacant.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

January 25, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

January 24, 2000

Mr. Speaker:

I return herewith enrolled HCR 33 which has been signed by the President.

WOOD, Secretary

Enrolled HCR 33 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Report of Standing Committees

January 24, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 412 and H 413 and recommend that they do pass.

CROW, Chairman

H 412 and H 413 were filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.
HOUSE BILL NO. 431
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO SEED POTATOES; AMENDING SECTION 22-501, IDAHO CODE, TO DEFINE THE TERM "DISTRIBUTE"; AMENDING SECTION 22-503, IDAHO CODE, TO CLARIFY THAT ONLY CERTIFIED SEED POTATOES SHALL BE OFFERED FOR SALE, SOLD OR DELIVERED UNDER CONTRACT OR DISTRIBUTED INTO OR WITHIN THE STATE OF IDAHO; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 432
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO COMMERCIAL FERTILIZERS; REPEALING CHAPTER 6, TITLE 22, IDAHO CODE; AMENDING TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 6, TITLE 22, IDAHO CODE, TO PROVIDE A TITLE, TO PROVIDE FOR ADMINISTRATION BY THE DEPARTMENT OF AGRICULTURE, TO PROVIDE DEFINITIONS, TO PROVIDE FOR ADOPTION OF RULES, TO PROVIDE FOR REGISTRATION OF PRODUCTS, TO PROVIDE FORMULAS, TO PROVIDE THAT LABELS WITH CERTAIN INFORMATION ARE REQUIRED, TO PROVIDE INSPECTION FEES, TO PROVIDE FOR TONNAGE REPORTS, TO PROVIDE FOR INSPECTION AND SAMPLING, TO PROVIDE PENALTIES, TO PROVIDE FOR ASSESSMENT OF PENALTIES, TO PROHIBIT MISBRANDING, TO PROHIBIT ADULTERATION, TO PROVIDE FOR PUBLICATION OF INFORMATION, TO PROVIDE FOR ISSUANCE AND ENFORCEMENT OF STOP SALE ORDERS, TO PROVIDE FOR COMPLAINTS FOR SEIZURE OF FERTILIZER AND HEARINGS, TO PROVIDE VIOLATIONS, TO PROVIDE REMEDIES FOR VIOLATIONS, TO PROVIDE FOR USE OF FUNDS RECEIVED, TO PROVIDE FOR COOPERATION WITH OTHER GOVERNMENTAL AGENCIES, TO PROVIDE THAT ENACTMENT DOES NOT AFFECT EXISTING LIABILITY, TO PROVIDE THAT THE CHAPTER DOES NOT APPLY TO WHOLESALE TRANSACTIONS AND TO PROVIDE AN EFFECTIVE DATE.

HOUSE BILL NO. 433
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO THE IDAHO PESTICIDES AND CHEMIGATION LAW; AMENDING SECTION 22-3406, IDAHO CODE, TO PROVIDE FOR THE SALE OF RESTRICTED USE PESTICIDES TO AN UNLICENSED PERSON WHEN THE RESTRICTED USE PESTICIDE IS TO BE APPLIED BY A LICENSED APPLICATOR; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 434
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO DEALERS IN FARM PRODUCE; AMENDING SECTION 22-1304, IDAHO CODE, TO INCREASE THE BONDING REQUIREMENT FOR PERSONS LICENSED AS A BROKER, DEALER OR COMMISSION MERCHANT DEALING IN FARM PRODUCE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 435
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO THE DEPARTMENT OF AGRICULTURE; AMENDING SECTION 22-101, IDAHO CODE, TO PROVIDE THAT FOR THE PURPOSES OF INTERNATIONAL TRADE, THE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE MAY USE THE TITLE OF SECRETARY OF THE DEPARTMENT AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 436
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE ENDOWMENT FUND INVESTMENT BOARD; AMENDING SECTION 57-719, IDAHO CODE, TO PROVIDE THAT MEETINGS SHALL BE HELD AT LEAST QUARTERLY AND TO DELETE THE REQUIREMENT THAT MEETINGS MUST BE HELD IN THE STATE CAPITOL; AMENDING SECTION 57-721, IDAHO CODE, AS AMENDED BY SECTION 37, CHAPTER 256, LAWS OF 1998, TO PROVIDE THAT THE ENDOWMENT FUND INVESTMENT BOARD SHALL CONTRACT WITH OR EMPLOY A MANAGER OF INVESTMENTS AND TO PROVIDE POWERS AND DUTIES OF THE MANAGER OF INVESTMENTS AND PORTFOLIO MANAGERS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 437
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO VETERANS OF THE ARMED FORCES; AMENDING SECTION 39-106, IDAHO CODE, TO DELETE AN INCORRECT REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 65-201, IDAHO CODE, TO ESTABLISH THE DIVISION OF VETERANS SERVICES IN THE DEPARTMENT OF SELF-GOVERNING AGENCIES, TO PROVIDE THAT THE ADMINISTRATOR OF THE DIVISION SHALL BE APPOINTED BY THE GOVERNOR AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 65-202, IDAHO CODE, TO PROVIDE THAT THE ADMINISTRATOR MAY PRESCRIBE QUALIFICATIONS FOR PERSONNEL EMPLOYED IN VETERANS HOMES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 66-901, IDAHO CODE, TO PROVIDE THAT VETERANS HOMES ARE ESTABLISHED IN THE DIVISION OF VETERANS SERVICES IN THE DEPARTMENT OF SELF-GOVERNING AGENCIES AND TO MAKE TECHNICAL CORRECTIONS;
AMENDING SECTION 66-906, IDAHO CODE, TO PROVIDE FOR SUCCESSION TO PROPERTY OF DECEASED RESIDENTS OF VETERANS HOMES; AMENDING SECTION 66-907, IDAHO CODE, TO PROVIDE THAT THE ADMINISTRATOR OF THE DIVISION OF VETERANS SERVICES IN THE DEPARTMENT OF SELF-GOVERNING AGENCIES SHALL ESTABLISH ADMISSIONS CRITERIA FOR VETERANS HOMES AND ESTABLISH CHARGES FOR CERTAIN RESIDENTS; AMENDING SECTION 67-2601, IDAHO CODE, TO CREATE THE DIVISION OF VETERANS SERVICES IN THE DEPARTMENT OF SELF-GOVERNING AGENCIES AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

H 427, H 428, H 429, H 430, H 431, H 432, H 433, H 434, H 435, H 436, and H 437 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 11 a.m., Wednesday, January 26, 2000. Seconded by Ms. Jaquet. Motion carried.

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

BRUCE NEWCOMB, Speaker

ATTEST:
PAM M JUKER, Chief Clerk

SEVENTEENTH LEGISLATIVE DAY
WEDNESDAY, JANUARY 26, 2000

House of Representatives

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

Roll call showed 68 members present.
Absent and excused -- Field(13). Total -- 1.
Total -- 69.
*District 31 Seat B is temporarily vacant.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

January 26, 2000

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.

GOULD, Chairman


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

Report of Standing Committees

January 26, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 427, H 428, H 429, H 430, H 431, H 432, H 433, H 434, H 435, H 436, and H 437.

GOULD, Chairman

H 427 and H 428 were referred to the Revenue and Taxation Committee.

H 429 was referred to the Health and Welfare Committee.

H 430, H 431, H 432, H 433, H 434, and H 435 were referred to the Agricultural Affairs Committee.

H 436 and H 437 were referred to the State Affairs Committee.

January 26, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 33 to the Secretary of State at 11:15 a.m. as of this date, January 25, 2000.

GOULD, Chairman

January 26, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 386, H 387, and H 388 and recommend that they do pass.

DEAL, Chairman

H 386, H 387, and H 388 were filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 34
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

A CONCURRENT RESOLUTION PROVIDING FOR PRINTING OF HOUSE AND SENATE BILLS, RESOLUTIONS, MEMORIALS AND AMENDMENTS, AND FIXING THE PRICE FOR PRINTING THE SAME.

Be It Resolved by the Legislature of the State of Idaho:
WHEREAS, the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee have, according to law, made provisions for the printing of the House and Senate bills, resolutions, memorials and amendments;

NOW, THEREFORE, in accordance with a written contract duly made and entered into by the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee;

BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the contract for the printing of the House and Senate bills, resolutions, memorials, and amendments, in accordance with the provisions of law and in accordance with the written contract between the Joint Committee as party of the first part, and the Bureau of Copy and Records Services, Boise, Idaho, as party of the second part, be, and the same is hereby ratified and concurred in, and is incorporated herein, and made a part of this resolution in words and figures following, to wit:

PRINTING AGREEMENT

THIS AGREEMENT, made and entered into this 10th day of January, 2000, by and between the HOUSE JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE and the SENATE JUDICIARY AND RULES COMMITTEE of the Second Regular Session of the Fifty-fifth Idaho Legislature, hereinafter referred to as the Joint Committee, and the Bureau of Copy and Records Services, hereinafter referred to as the Bureau of Copy and Records Services.

WITNESSETH:

That pursuant to written bids submitted to and considered by the Joint Committee, a contract for legislative printing is hereby awarded to the Bureau of Copy and Records Services per your letter response of November 30, 1999, for the Second Regular Session and any Extraordinary Sessions of the Fifty-fifth Idaho Legislature upon the following additional terms and conditions:

1. That the Bureau of Copy and Records Services will utilize the Docutech printer process from "Camera Ready" copies, as these terms are used and recognized in the trade, to print House and Senate Bills, Resolutions and Memorials.

2. That the Bureau of Copy and Records Services concurrently with the execution of this contract, deliver to the Joint Committee good and sufficient surety bond or other collateral, if and when requested, in the manner and form, and with a surety acceptable to the Joint Committee, in the sum of five thousand dollars ($5,000), guaranteeing the satisfactory and faithful performance by the Bureau of Copy and Records Services of all the terms and conditions of this contract.

3. That the Bureau of Copy and Records Services will maintain at all times a high standard of workmanship to the end that all printing will be neat, clean, legible and with adequate contrast between print and paper to be easily read.

4. That the Bureau of Copy and Records Services will insure that all bills, resolutions and memorials will have neat and proper underlining, strikeovers and deletions and that the paper used will be properly punched and sized.

5. That for the purposes of this contract, all printing will be received from and delivered to the presiding officer of each house or his designee.

6. That the Bureau of Copy and Records Services will deliver all standard lot printed material conforming to the above requirements by 9 a.m. the next morning after receipt of copy, unless prior arrangements have been made.

7. Upon failure to deliver such bills in the manner and within the time herein specified, this contract may be deemed terminated forthwith at the option of the Joint Committee and recourse had against the Bureau of Copy and Records Services.

8. That a standard lot of printed material will be four hundred fifty (450) copies or less of individual bills, resolutions or memorials at a cost of eighteen dollars ($18.00) per printed page which shall also provide for more or less copies in units of one hundred (100) at the same rate per page.

9. That the Bureau of Copy and Records Services will pick up "Camera Ready" copy at least twice daily of each day that the Legislature is in session.

10. That the Bureau of Copy and Records Services shall make copies available for sale to the public at the base per page rate, provided the order for such is received prior to the time the bill is printed.

11. That the Joint Committee reserves to itself the sole and exclusive decision as to the proper fulfillment of the terms and conditions of this agreement by the Bureau of Copy and Records Services and that the Joint Committee may terminate this agreement upon twenty-four (24) hours notice to the Bureau of Copy and Records Services, with no liability accruing to the Joint Committee or the State except for printing already completed and delivered.

IN WITNESS WHEREOF, the parties hereto have hereunder set their hands as of the day and year first above written.

By /s/ Bruce Newcomb
BRUCE NEWCOMB, Speaker of the House

HOUSE JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

By /s/ Celia R. Gould
CELIA R. GOULD, Chairman

By /s/ Jerry T. Twiggs
JERRY T. TWIGGS, President Pro Tempore

SENATE JUDICIARY AND RULES COMMITTEE

By /s/ Denton Darrington
DENTON DARRINGTON, Chairman

BUREAU OF COPY AND RECORDS SERVICES

By /s/ Mona R. Whittington
MONA R. WHITTINGTON, Supervisor

HCR 34 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.
Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 438
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE JUVENILE CORRECTIONS ACT; AMENDING SECTION 20-518, IDAHO CODE, TO ALLOW FOR THE DETENTION OF PERSONS EIGHTEEN YEARS OF AGE AND OVER IN THE COUNTY JAIL; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 439
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO AUTHORITY TO DESIGNATE DETENTION OFFICERS AS PEACE OFFICERS; AMENDING CHAPTER 6, TITLE 20, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 20-603, IDAHO CODE, TO PROVIDE THAT THE COUNTY SHERIFF CAN DESIGNATE DETENTION OFFICERS TO ACT AS PEACE OFFICERS IN CERTAIN CIRCUMSTANCES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 440
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO COUNTY JAILS; AMENDING SECTION 20-617, IDAHO CODE, TO PROVIDE THAT PERSONS CONFINED IN THE COUNTY JAIL UNDER A JUDGMENT OF CONVICTION, SUSPENDED SENTENCE OR WITHHELD JUDGMENT RENDERED IN ANY CRIMINAL CASE EITHER UNDER A JUDGMENT OF IMPRISONMENT OR A JUDGMENT FOR THE PAYMENT OF A FINE AND COSTS MAY BE REQUIRED TO PERFORM LABOR ON FEDERAL, STATE OR OTHER GOVERNMENTAL PROJECTS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 441
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE PEACE OFFICER STANDARDS AND TRAINING COUNCIL; AMENDING SECTION 19-5109, IDAHO CODE, TO DELETE OBSOLETE LANGUAGE REGARDING DETENTION OFFICERS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 442
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO THE STATE PERSONNEL SYSTEM; AMENDING SECTION 67-5309C, IDAHO CODE, TO ALLOW TEMPORARY PAY GRADES TO BE USED TO RETAIN QUALIFIED EMPLOYEES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 443
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO HOLIDAY PAY AND MILITARY LEAVE FOR STATE EMPLOYEES; AMENDING SECTION 67-5302, IDAHO CODE, TO CLARIFY THAT HOLIDAY PAY IS LIMITED TO EIGHT HOURS PER STATE HOLIDAY; AMENDING SECTION 46-216, IDAHO CODE, TO CLARIFY THAT PAID MILITARY LEAVE IS LIMITED TO ONE HUNDRED TWENTY HOURS PER YEAR; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 444
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO POSSESSING WEAPONS OR FIREARMS ON SCHOOL PROPERTY; AMENDING SECTION 18-3302D, IDAHO CODE, TO PROVIDE THAT IT SHALL BE UNLAWFUL FOR ANY PERSON TO POSSESS A FIREARM OR OTHER DEADLY OR DANGEROUS WEAPON WHILE ON THE PROPERTY OF A SCHOOL OR OTHER STRUCTURE ON SCHOOL GROUNDS WHICH WERE BEING USED FOR AN ACTIVITY SPONSORED BY OR THROUGH A SCHOOL IN THIS STATE, TO PROVIDE APPLICATION TO STUDENTS OF SCHOOLS OFF SCHOOL PROPERTY, TO DEFINE TERMS, TO PROVIDE FOR THE SEARCH OF STUDENTS OR MINORS, TO PROVIDE EXCEPTIONS AND TO PROVIDE PENALTIES; AMENDING SECTION 18-3302C, IDAHO CODE, TO PROVIDE A CIRCUMSTANCE WHERE A PERSON CAN CARRY A CONCEALED WEAPON IN A PUBLIC OR PRIVATE SCHOOL; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 445
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO RECORDING AND FILING LEGAL DESCRIPTIONS AND MAPS OF TAXING DISTRICTS AND REVENUE ALLOCATION AREAS; AMENDING SECTION 50-2907, IDAHO CODE, TO PROVIDE MORE DEFINITE TIMES WITHIN WHICH ORDINANCES, LEGAL DESCRIPTIONS AND MAPS SHALL BE TRANSMITTED AS REQUIRED BY LAW; AMENDING SECTION 63-215, IDAHO CODE, TO EXPAND THE TIME FOR FILING MAPS AND LEGAL DESCRIPTIONS WITH THE STATE TAX COMMISSION AND TO CLARIFY THE REQUIREMENTS FOR URBAN RENEWAL AGENCIES WITH REGARD TO REVENUE ALLOCATION AREAS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 446
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO FILING TAX RETURNS ELECTRONICALLY; AMENDING SECTION 63-113, IDAHO CODE, AS ADDED BY SECTION 10, CHAPTER 117, LAWS OF 1997,
TO REDESIGNATE THE SECTION AND TO CLARIFY THE FILING DATE OF ELECTRONICALLY FILED RETURNS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE JOINT RESOLUTION NO. 1
BY STATE AFFAIRS COMMITTEE
A JOINT RESOLUTION
PROPOSING AN AMENDMENT TO SECTION 4, ARTICLE IX OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO THE PUBLIC SCHOOL FUND, TO CHANGE THE NAME OF THE PUBLIC SCHOOL FUND TO THE PUBLIC SCHOOL PERMANENT ENDOWMENT FUND, TO PROVIDE THAT THE FUND SHALL CONSIST OF PROCEEDS FROM THE SALE OF SCHOOL LANDS AND AMOUNTS ALLOCATED FROM THE PUBLIC SCHOOL EARNINGS RESERVE FUND, TO PROVIDE THAT PROCEEDS FROM THE SALE OF SCHOOL LANDS MAY BE DEPOSITED INTO A LAND BANK FUND TO BE USED TO ACQUIRE OTHER LANDS WITHIN THE STATE, TO PROVIDE THAT IF THOSE PROCEEDS ARE NOT USED TO ACQUIRE OTHER LANDS WITHIN A TIME PROVIDED BY THE LEGISLATURE, THE PROCEEDS SHALL BE DEPOSITED INTO THE PUBLIC SCHOOL PERMANENT ENDOWMENT FUND ALONG WITH ANY EARNINGS ON THE PROCEEDS; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

H 438, H 439, H 440, H 441, H 442, H 443, H 444, H 445, H 446, and HJR 1 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.

Second Reading of Bills and Joint Resolutions

H 412 and H 413, by Mr. Speaker, requested by Board of Tax Appeals, were read the second time by title and filed for third reading.

At this time, Ms. Gould introduced Chief Justice Linda Copple-Trout, who spoke briefly to the Members of the House.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 11:30 a.m., Thursday, January 27, 2000. Seconded by Ms. Jaquet. Motion carried.
House Journal

January 27

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

**Introduction, First Reading, and Reference of Bills and Joint Resolutions**

**House Bill No. 447**

By Revenue and Taxation Committee

An Act

Relating to the Mine License Tax and the Idaho Income Tax; Amending Section 47-1203, Idaho Code, to Provide an Automatic Extension of Time for Filing Mine License Tax Returns; Amending Section 48-603B, Idaho Code, to Permit Tax Return Preparers to Supply Their Federal Preparer Identification Number in Lieu of Their Social Security Number on State Income Tax Returns They Prepare for Others; Amending Section 63-3022A, Idaho Code, to Provide That the Deduction for Certain Retirement Benefits May Be Subject to Additional Limitations of Law and Rule Applicable to Part-Year or Nonresident Individuals and to Make Technical Corrections; Amending Section 63-3027B, Idaho Code, to Provide Correct Code References and to Make Technical Corrections; Amending Section 63-3030, Idaho Code, to Delete a Requirement to File an Income Tax Return for Trusts and Estates If Not Required to File a Federal Return and for Partnerships and S Corporations Without a Resident Partner or Shareholder; Amending Section 63-3032, Idaho Code, to Conform the Due Date of Tax Returns of Farmer’s Cooperatives to the Federal Due Date Without Extensions and to Make Technical Corrections; Amending Section 63-3036, Idaho Code, to Eliminate Filing Income Tax Withholding by Farmers Not Required to Withhold Federal Taxes; Declaring an Emergency and Providing a Retroactive Effective Date.

**House Bill No. 448**

By Revenue and Taxation Committee

An Act

Relating to Income Taxes; Amending Section 63-3004, Idaho Code, to Update References to the Internal Revenue Code; Declaring an Emergency and Providing a Retroactive Effective Date.

**House Bill No. 449**

By Local Government Committee

An Act

Relating to County Fair Boards; Amending Section 22-204, Idaho Code, to Provide That County Fair Board Members May File Another Form of Financial Responsibility Suitable to the Board of County Commissioners in Lieu of a Surety Bond and to Provide That the Fair Board Shall Meet in Such Times and Places As the County Fair Board Deems Necessary in Compliance with the Open Meeting Law; and Providing an Effective Date.

**House Bill No. 450**

By Local Government Committee

An Act

Relating to Lease of County Property; Amending Section 31-836, Idaho Code, to Authorize the Board of County Commissioners to Lease Property, Without Public Auction, to a Nonprofit Corporation or Association Organized for the Purpose of Erecting and Maintaining a Shelter Intended to House Victims of Sexual or Domestic Violence and to Make a Technical Correction; and Providing an Effective Date.

**House Bill No. 451**

By Local Government Committee

An Act

Relating to Planning and Zoning Commissions; Amending Section 67-6504, Idaho Code, to Delete the Requirement That a Person Cannot Serve More Than Two Consecutive Terms; and Providing an Effective Date.

**House Bill No. 452**

By Agricultural Affairs Committee

An Act

Relating to the Idaho Potato Commission; Amending Section 22-1210, Idaho Code, to Provide That All Tort Obligations Arising Out of Acts and Omissions of the Commission Are Binding on the State of Idaho as, and to the Extent Provided For, in the Idaho Tort Claims Act; and Declaring an Emergency and Providing Retroactive Application.

H 447, H 448, H 449, H 450, H 451, and H 452 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.

**Second Reading of Bills and Joint Resolutions**

H 386, by Mr. Speaker, requested by Office of Secretary of State, was read the second time by title and filed for third reading.

H 387, by Mr. Speaker, requested by Department of Administration, was read the second time by title and filed for third reading.

H 388, by Mr. Speaker, requested by Division of Purchasing, was read the second time by title and filed for third reading.
Third Reading of Bills and Joint Resolutions

H 412 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hansen(29) to open debate.

The question being, "Shall H 412 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, M ader, Marley, McKague, Meyer, M ortensen, M oyie, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoi cheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.
NAYS -- Pearce. Total -- 1.
Absent and excused -- Ellsworth, Geddes, Reynolds, Tilman. Total -- 4.

Whereupon the Speaker declared H 412 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 413 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 413 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Geddes, Reynolds, Tilman. Total -- 3.

Whereupon the Speaker declared H 413 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 8 a.m., Friday, January 28, 2000. Seconded by Ms. Jaquet. Motion carried.

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

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

NINTEENTH LEGISLATIVE DAY
FRIDAY, JANUARY 28, 2000

Approval of Journal

January 28, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

January 27, 2000

Mr. Speaker:

I transmit herewith S 1296 which has passed the Senate.

WOOD, Secretary

S 1296 was filed for first reading.
Report of Standing Committees

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 447, H 448, H 449, H 450, H 451, and H 452.

GOULD, Chairman

H 447 and H 448 were referred to the Revenue and Taxation Committee.

H 449, H 450, and H 451 were referred to the Local Government Committee.

H 452 was referred to the Agricultural Affairs Committee.

January 27, 2000

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 393 and recommend it be referred to the Commerce and Human Resources Committee.

TAYLOR, Chairman

H 393 was referred to the Commerce and Human Resources Committee.

January 27, 2000

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 400 and recommend that it do pass.

LINFORD, Chairman

H 400 was filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 453
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO CONFINEMENT OF PRISONERS; AMENDING SECTION 20-614, IDAHO CODE, TO DELETE OBSOLETE LANGUAGE, TO DELETE THE REQUIREMENT OF APPROVAL OF THE SENTENCING COURT, TO PROVIDE A GRAMMATICALLY CORRECT PRONOUN, TO PROVIDE FOR MANDATORY REIMBURSEMENT FOR COSTS OF CONFINEMENT AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 454
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO NO CONTACT ORDERS; AMENDING SECTION 18-920, IDAHO CODE, TO ADD BEING CHARGED WITH ASSAULT TO COMMIT A SERIOUS FELONY TO THE LIST OF CHARGED OFFENSES FOR WHICH A NO CONTACT ORDER MAY BE ISSUED; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 455
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO PROSECUTING ATTORNEYS; AMENDING SECTION 31-3113, IDAHO CODE, TO PROVIDE THAT A FULL-TIME COUNTY PROSECUTING ATTORNEY MAY CONTRACT WITH A CITY IN THE COUNTY TO PROSECUTE NONCONFLICTING INFRACTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 456
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO TRESPASS; AMENDING SECTION 18-7008, IDAHO CODE, TO PROVIDE THAT A PERSON COMMITS TRESPASS IF THE PERSON RETURNS AND ENTERS UPON REAL PROPERTY WITHIN A YEAR AFTER BEING NOTIFIED TO DEPART FROM THE PROPERTY AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 457
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAXES; AMENDING SECTION 63-3069, IDAHO CODE, TO REQUIRE TAXPAYERS TO REPORT TO THE STATE TAX COMMISSION ADJUSTMENTS TO INCOME TAXES MADE BY OTHER STATES OR TERRITORIES WHICH RESULT IN A CHANGE OF THE AMOUNT OF CREDIT FOR TAXES PAID TO ANOTHER STATE OR TERRITORY; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3069A, IDAHO CODE, TO PROVIDE A SPECIAL STATUTE OF LIMITATIONS ON REFUNDS OR ASSESSMENTS OF INCOME TAXES RESULTING FROM CHANGES TO THE CREDIT FOR TAXES PAID TO ANOTHER STATE OR TERRITORY; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 458
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO CONFIDENTIALITY OF TAX INFORMATION; AMENDING SECTION 63-3076, IDAHO CODE, TO MORE SPECIFICALLY DEFINE THE SCOPE OF CONFIDENTIAL TAX INFORMATION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION
HOUSE BILL NO. 459
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO PERSONAL PROPERTY TAX; AMENDING SECTION 63-302, IDAHO CODE, TO REQUIRE THE STATE TAX COMMISSION, UPON REQUEST OF THE COUNTY ASSESSOR, TO PROVIDE THE COUNTY ASSESSOR A LIST OF PERSONS WITH ADDRESSES IN THE COUNTY WHO HOLD LICENSES, PERMITS OR ACCOUNTS ISSUED BY THE STATE TAX COMMISSION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 460
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAXES; AMENDING SECTION 63-3022L, IDAHO CODE, TO PROVIDE AN ELECTION FOR THE METHOD OF REPORTING CERTAIN INCOME EARNED IN IDAHO BY BENEFICIARIES OF TRUSTS AND ESTATES AND TO CLARIFY THAT ENTITIES PAYING THE TAX FOR INDIVIDUALS MAKING THE ELECTION DO NOT INCREASE THEIR OWN TAXABLE INCOME OR LOSS; AMENDING SECTION 63-3082, IDAHO CODE, TO PROVIDE THAT TRUSTS AND ESTATES THAT ARE PAYING THE TAX OF BENEFICIARIES ALSO PAY THE PERMANENT BUILDING FUND TAX; AMENDING SECTION 63-3021, IDAHO CODE, TO PROVIDE A CORRECT CITATION; AMENDING SECTION 63-3022, IDAHO CODE, TO PROVIDE A DATE CHANGE AND TO STRIKE LANGUAGE RENDERED IMATERIAL AND INCONSTANT; AMENDING SECTION 63-3026A, IDAHO CODE, TO PROVIDE A CORRECT CITATION; DECLARING AN EMERGENCY AND PROVIDING A RETROACTIVE EFFECTIVE DATE.

HOUSE BILL NO. 461
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO RULES OF THE WATER RESOURCE BOARD GOVERNING MINE TAILINGS STRUCTURES; AMENDING SECTION 42-1714, IDAHO CODE, TO PROVIDE FOR THE WATER RESOURCE BOARD TO ADOPT RULES PROVIDING FOR THE OWNER TO FILE A PLAN AND A BOND OR OTHER ACCEPTABLE SURETY TO ASSURE ABANDONMENT OF A MINE TAILINGS IMPOUNDMENT STRUCTURE AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.
Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, by these Presents that pursuant to the provisions of Section 59-904A, Idaho Code, the Legislative District 31 Committee of the Republican Party has submitted a list of three names for consideration in filling a vacancy in the District 31 Legislative House of Representatives seat.

NOW, THEREFORE, I, DIRK A. KEMPTHORNE, Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-904A, Idaho Code, do hereby appoint Tom Moss of Blackfoot, Idaho, to the position of State Representative, District 31, House Seat B, for a term commencing on January 31, 2000, and continuing until the next general election when the term of offices expires.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this 27th day of January in the year of our Lord two thousand and of the Independence of the United States of America, the two hundred and twenty-fourth year.

/s/ DIRK A. KEMPTHORNE
Governor

/s/ PETE T. CENARRUSA
Secretary of State

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

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

Report of Standing Committees

January 31, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 453, H 454, H 455, H 456, H 457, H 458, H 459, H 460, and H 461. FIELD (13), Vice Chairman

H 453, H 454, H 455, and H 456 were referred to the Judiciary, Rules, and Administration Committee.

H 457, H 458, H 459, and H 460 were referred to the Revenue and Taxation Committee.

H 461 was referred to the Resources and Conservation Committee.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 35
BY COMMERCE AND HUMAN RESOURCES COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE, ADOPTING CERTAIN RECOMMENDATIONS, AND STATING POLICY TOWARD FUNDING RECOMMENDATIONS REGARDING PAY POLICIES FOR STATE EMPLOYEES.

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

WHEREAS, the Legislature has by law provided that the Governor and Division of Human Resources report to the Legislature their recommendations for proposed pay policies, together with the estimated costs thereof; and

WHEREAS, the Legislature has received and reviewed the report of the Governor dated January 19, 2000, and the report of the Division of Human Resources dated October 1, 1999; and

WHEREAS, the Legislature endorses the Compensation Policy adopted by House Concurrent Resolution No. 58 in the 1994 legislative session, which is restated in part as follows:

1. It is the mission of Idaho state government to provide a high level of responsive service in meeting the needs of its citizens. To accomplish this mission, it is the policy of the state of Idaho to provide a total compensation system that attracts, retains and recognizes employees. The foundation of this system is to reward employees for performance in the achievement of service delivery goals and objectives.

2. It is intended that the state of Idaho pay competitive job market average salaries. Employees should expect to reach the market rate within their assigned pay grade based upon acceptable performance.

3. It is the policy of the Legislature that employees be rewarded and advanced in their assigned pay grade based upon their performance in the achievement of organizational missions, goals, and objectives; and

WHEREAS, the Legislature recognizes the need to maintain spending patterns within established guidelines.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that:

1. Recommendations in the report of the Division of Human Resources and not concurred in by the Chief Executive are hereby rejected.

2. Recommendations in the report of the Chief Executive are hereby adopted.

3. The Joint Finance Appropriations Committee is requested to appropriate an amount not to exceed $14,629,300 from the General Fund to fund these recommendations for state agencies, colleges and universities.

4. For those agencies funded in total or in part from non-General Fund money, the Joint Finance Appropriations Committee is requested to appropriate in as nearly as possible the same manner as for General Fund funded agencies.

5. To the extent possible, within agencies’ appropriations, directors are expected to provide salary increases consistent with
the stated legislative policy above. It is further expected that particular emphasis shall be placed on employees who are below the policy rate within their assigned pay grades and who have performed in an acceptable manner in the same job class for five years or more. State agency directors are also encouraged to allocate higher percentage pay increases to lower pay grade employees who have performed in an acceptable manner.

6. The effective date of implementation of these salary adjustments shall be June 11, 2000.

BE IT FURTHER RESOLVED that appropriations measures to fund nonclassified employees be prepared in as nearly as possible the same manner as for classified employees.

HCR 35 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

**HOUSE BILL NO. 462**
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT
RELATING TO EMPLOYER LIABILITY FOR ACTS OF AN EMPLOYEE; AMENDING CHAPTER 16, TITLE 6, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 6-1607, IDAHO CODE, TO LIMIT THE LIABILITY OF AN EMPLOYER FOR THE TORTIOUS ACTS OF AN EMPLOYEE.

**HOUSE BILL NO. 463**
BY STATE AFFAIRS COMMITTEE

AN ACT
RELATING TO TRADE PRACTICES; REPEALING CHAPTERS 1 AND 3, TITLE 48, IDAHO CODE; REPEALING SECTION 18-5201, IDAHO CODE; AMENDING TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 1, TITLE 48, IDAHO CODE, TO PROVIDE SHORT TITLE, TO PROVIDE LEGISLATIVE FINDINGS, PURPOSE, INTERPRETATION AND SCOPE OF THE ACT, TO PROVIDE DEFINITIONS, TO PROHIBIT UNREASONABLE RESTRAINTS OF TRADE, TO PROHIBIT MONOPOLIZATIONS AND ATTEMPTS TO MONOPOLIZE, TO PROHIBIT ACQUISITIONS THAT SUBSTANTIALLY LESSEN COMPETITION, TO EXEMPT CERTAIN ACTIVITIES, TO PROVIDE FOR CIVIL ACTIONS AND SETTLEMENTS BY THE ATTORNEY GENERAL, TO PROVIDE FOR CIVIL INVESTIGATIONS, TO PROHIBIT THE FAILURE TO OBEY A CIVIL INVESTIGATIVE DEMAND OR SUBPOENA, TO PROHIBIT VIOLATION OF COURT ORDERS AND CONSENT DECRES AND TO PROVIDE PENALTIES, TO AUTHORIZE ADDITIONAL RELIEF BY THE DISTRICT COURT, TO PROVIDE FOR PRIVATE CAUSES OF ACTION, TO PROVIDE FOR AWARDS TO THE ATTORNEY GENERAL AND USE OF MONEYS, TO PROVIDE A STATUTE OF LIMITATIONS, TO PROVIDE THAT AN ACTION IS NOT BARRIED BECAUSE IT AFFECTS INTERSTATE OR FOREIGN COMMERCE, TO PROVIDE FOR SERVICE OF NOTICE AND TO PROVIDE FOR VENUE; AMENDING SECTION 18-7803, IDAHO CODE, TO DELETE A REFERENCE TO MONOPOLIES AND COMBINATIONS AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 464**
BY TRAIL, ROBISON, AND BIETER

AN ACT
RELATING TO MINIMUM WAGES FOR AGRICULTURAL WORKERS; AMENDING SECTION 44-1504, IDAHO CODE, TO PROVIDE APPLICATION OF A MINIMUM WAGE LAW FOR AGRICULTURAL PIECE RATE WORKERS AND TO PROVIDE THAT OVERTIME PROVISIONS SHALL NOT APPLY TO AN INDIVIDUAL EMPLOYED IN AGRICULTURE AND TO MAKE A TECHNICAL CORRECTION; AMENDING TITLE 44, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 16, TITLE 44, IDAHO CODE, TO PROVIDE A MINIMUM WAGE FOR AGRICULTURAL PIECE RATE WORKERS AND TO PROVIDE RECORDKEEPING REQUIREMENTS; AND PROVIDING AN EFFECTIVE DATE.

H 462, H 463, and H 464 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.

Second Reading of Bills and Joint Resolutions

H 400, by Mr. Speaker, requested by Department of Water Resources, was read the second time by title and filed for third reading.

S 1296, by Finance Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 386 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 386 pass?"

Roll call resulted as follows:

AYE'S -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempston, Kendell, Kenz, Lake, Linford, Lortscher, Mader, M arley, Mckague, M eyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy,

NAYS -- Hornbeck, Smylie. Total -- 2.

Absent and excused -- Gould, Pischner, Ridinger, Taylor, Trail, M r. Speaker. Total -- 6.

Total -- 70.

Whereupon the Acting Speaker declared H 386 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 387 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized M rs. Stone to open debate.

The question being, "Shall H 387 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, M eyer, Montgomery, Mortensen, Moss, M oyle, Pearce, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Wheeler, Wood, Zimmermann. Total -- 64.

NAYS -- None.

Absent and excused -- Gould, Pischner, Ridinger, Taylor, Trail, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Acting Speaker declared H 387 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 388 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Stone to open debate.

The question being, "Shall H 388 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Crow, Gould, Mortensen, Pischner, Ridinger, Smylie, Taylor, Trail, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Acting Speaker declared H 388 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

Miscellaneous and Unfinished Business

The following committee assignments were made:

HEALTH AND WELFARE (11)
Reynolds, Chairman
Sali, Vice Chairman

Loertscher
Denney
Boe

Hansen(23)
J udd

J aquet

Sali

Ellsworth

Field(13), Vice Chairman

C lark

J udd

J aquet

Boe

Field(20), Vice Chairman

Hammond

Pearce

M oss

RESOURCES AND CONSERVATION (19)
Linford, Chairman

Robison

Wood

Peach

W h eeler

Stevenson

M ader

Barraclough

C uddy

Hansen(29)

S t oicheff

Stevenson

C ampbell

W h eeler

Barrett

K endell

M oyle

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

**Adjournment**

Mr. Denney moved that the House adjourn until 10:45 a.m., Tuesday, February 1, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Acting Speaker declared the House adjourned at 11:40 a.m.

FRANK BRUNEEL, Acting Speaker

**Report of Standing Committees**

February 1, 2000

Mr. Speaker: We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 35, H 462, H 463, and H 464.

GOULD, Chairman

H 462 was referred to the Judiciary, Rules, and Administration Committee.

H 463 was referred to the State Affairs Committee.

H 464 was referred to the Agricultural Affairs Committee.

HCR 35 was filed for second reading.

January 31, 2000

Mr. Speaker: We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 401 and H 402 and recommend that they do pass.

SCHAEFER, Chairman

H 401 and H 402 were filed for second reading.

February 1, 2000

Mr. Speaker: We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 397 and H 398 and recommend that they do pass.

LINFORD, Chairman

H 397 and H 398 were filed for second reading.

February 1, 2000

Mr. Speaker: We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 447 and H 448 and recommend that they do pass.

CROW, Chairman

H 447 and H 448 were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 36
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
A CONCURRENT RESOLUTION PROVIDING FOR PRINTING OF HOUSE AND SENATE BILLS, RESOLUTIONS, MEMORIALS AND AMENDMENTS, AND FIXING THE PRICE FOR PRINTING THE SAME.

BE IT RESOLVED by the Legislature of the State of Idaho:

WHEREAS, the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee have, according to law, made provisions for the printing of the House and Senate bills, resolutions, memorials and amendments;

NOW, THEREFORE, in accordance with a written contract duly made and entered into by the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee,

BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the contract for the printing of the House and Senate bills, resolutions, memorials, and amendments, in accordance with the provisions of law and in accordance with the written contract between the Joint Committee as party of the first part, and the Bureau of Copy and Records Services, Boise, Idaho, as party of the second part, be, and the same is hereby ratified and concurred in, and is incorporated herein, and made a part of this resolution in words and figures following, to wit:

PRINTING AGREEMENT

THIS AGREEMENT, made and entered into this 10th day of January, 2000, by and between the HOUSE JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE and the SENATE JUDICIARY AND RULES COMMITTEE of the Second Regular Session of the Fifty-fifth Idaho Legislature, hereinafter referred to as the Joint Committee, and the Bureau of Copy and Records Services, hereinafter referred to as the Bureau of Copy and Records Services.

WITNESSETH:

That pursuant to written bids submitted to and considered by the Joint Committee, a contract for legislative printing is hereby awarded to the Bureau of Copy and Records Services per your letter response of November 30, 1999, for the Second Regular Session and any Extraordinary Sessions of the Fifty-fifth Idaho Legislature upon the following additional terms and conditions:

1. That the Bureau of Copy and Records Services will utilize the Docutech printer process from "Camera Ready" copies, as these terms are used and recognized in the trade, to print House and Senate Bills, Resolutions and Memorials.

2. That the Bureau of Copy and Records Services concurrently with the execution of this contract, deliver to the Joint Committee good and sufficient surety bond or other collateral, if and when requested, in the manner and form, and with a surety acceptable to the Joint Committee, in the sum of five thousand dollars ($5,000), guaranteeing the satisfactory and faithful performance by the Bureau of Copy and Records Services of all the terms and conditions of this contract.

3. That the Bureau of Copy and Records Services will maintain at all times a high standard of workmanship to the end that all printing will be neat, clean, legible and with adequate contrast between print and paper to be easily read.

4. That the Bureau of Copy and Records Services will insure that all bills, resolutions and memorials will have neat and proper underlining, strikeouts and deletions and that the paper used will be properly punched and sized.

5. That for the purposes of this contract, all printing will be received from and delivered to the presiding officer of each house or his designee.

6. That the Bureau of Copy and Records Services will deliver all standard lot printed material conforming to the above requirements by 9 a.m. the next morning after receipt of copy, unless prior arrangements have been made.

7. Upon failure to deliver such bills in the manner and within the time herein specified, this contract may be deemed terminated forthwith at the option of the Joint Committee and recourse had against the Bureau of Copy and Records Services.

8. That a standard lot of printed material will be four hundred fifty (450) copies or less of individual bills, resolutions or memorials at a cost of eighteen dollars ($18.00) per printed page which shall also provide for more or less copies in units of one hundred (100) at the same rate per page.

9. That the Bureau of Copy and Records Services will pick up "Camera Ready" copy at least twice daily of each day that the Legislature is in session.

10. That the Bureau of Copy and Records Services shall make copies available for sale to the public at the base per page rate, provided the order for such is received prior to the time the bill is printed.

11. That the Joint Committee reserves to itself the sole and exclusive decision as to the proper fulfillment of the terms and conditions of this agreement by the Bureau of Copy and Records Services and that the Joint Committee may terminate this agreement upon twenty-four (24) hours notice to the Bureau of Copy and Records Services, with no liability accruing to the Joint Committee or the State except for printing already completed and delivered.

IN WITNESS WHEREOF, the parties hereto have hereunder set their hands as of the day and year first above written.

By /s/ Bruce Newcomb
BRUCE NEWCOMB, Speaker of the House

By /s/ Celia R. Gould
CElia R. GOULD, Chairman

By /s/ Robert L. Geddes
ROBERT L. GEDDES, President Pro Tempore

SENATE JUDICIARY AND RULES COMMITTEE
HCR 36 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 465
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO INTERNET ACCESS; AMENDING TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 16, TITLE 48, IDAHO CODE, TO PROVIDE FOR NONDISCRIMINATORY ACCESS TO INTERNET SERVICE PROVIDERS, TO DEFINE TERMS, TO PROVIDE MOST FAVORED NATIONS STATUS, TO PROVIDE A PRIVATE RIGHT OF ACTION AND TO PROVIDE FOR OTHER ENFORCEMENT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 466
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO COLLECTION OF DELINQUENT TAXES; AMENDING SECTION 63-3059, IDAHO CODE, TO PROVIDE PROTECTION FOR THIRD PARTIES WHO PAY OVER ASSETS IN OBEDIENCE TO A TAX WARRANT, TO CLARIFY THE LIABILITY OF PERSONS WHO FAIL TO COMPLY WITH A TAX WARRANT AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 467
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE INCOME TAX; AMENDING SECTION 63-3046, IDAHO CODE, TO REDUCE THE PENALTY APPLICABLE TO PERSONS WHO FILE INCOME TAX RETURNS WITH THE STATE TAX COMMISSION BUT DO NOT PAY THE TAX SHOWN ON THE RETURN AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 468
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO SALES TAX DISTRIBUTIONS; AMENDING SECTION 63-316, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 63-3638, IDAHO CODE, TO REVISE THE FORMULA BY WHICH SIX PERCENT OF SALES TAX COLLECTIONS ARE APPROPRIATED TO THE SEVERAL COUNTIES FOR DISTRIBUTION TO CITIES, COUNTIES AND SPECIAL PURPOSE TAXING DISTRICTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-6211, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 469
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO VICTIMS OF CRIMES; AMENDING CHAPTER 2, TITLE 5, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 5-247, IDAHO CODE, TO PROVIDE FOR A TOLLING OF THE LIMITATIONS ON ACTIONS FOR VICTIMS OF CRIMES AND TO DEFINE THE TERM "FULL SATISFACTION OF THE SENTENCE IMPOSED"; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 470
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO DRIVING WITHOUT PRIVILEGES; AMENDING SECTION 18-8001, IDAHO CODE, TO PROVIDE THAT A PERSON CONVICTED OF A FELONY UNDER THE PROVISIONS OF SECTION 18-8001, IDAHO CODE, IN EFFECT PRIOR TO JULY 1, 1998, MAY MAKE APPLICATION TO THE COURT FOR AN AMENDED JUDGMENT AND IF CERTAIN REQUIREMENTS ARE MET, THE COURT MAY AMEND THE JUDGMENT TO REFLECT A MISDEMEANOR RATHER THAN A FELONY CONVICTION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 471
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO ESCAPE OF PRISONERS; AMENDING SECTION 18-2505, IDAHO CODE, TO PROVIDE THAT ESCAPE SHALL BE DEEMED TO INCLUDE ABANDONMENT OF A JOB SITE OR WORK ASSIGNMENT WITHOUT THE PERMISSION OF AN EMPLOYMENT SUPERVISOR OR OFFICER AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 472
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF LANDS FOR FISCAL YEAR 2000; PROVIDING TRANSFERS TO THE FIRE SUPPRESSION DEFICIENCY FUND; PROVIDING TRANSFERS TO THE PEST CONTROL DEFICIENCY FUND; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 473
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE TAX ON TOBACCO PRODUCTS; AMENDING SECTION 63-2559, IDAHO CODE, TO
PROVIDE THAT TAXES PREVIOUSLY PAID ON CIGARETTES OR TOBACCO PRODUCTS REPRESENTED BY ACCOUNTS FOUND TO BE WORTHLESS AND ACTUALLY CHARGED OFF FOR INCOME TAX PURPOSES MAY BE CREDITED UPON SUBSEQUENT PAYMENT OF THE TAX PROVIDED IN THIS CHAPTER, OR, IF NO SUCH TAX IS DUE, REFUNDED, TO PROVIDE IF SUCH ACCOUNTS ARE THEREAFTER COLLECTED, THE TAX PER UNIT SHALL BE PAID BASED ON THE AMOUNT ACTUALLY RECEIVED DIVIDED BY THE PRICE PER UNIT OF THE ORIGINAL SALE MULTIPLIED BY THE APPROPRIATE TAX RATE; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 474
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE CIRCUIT BREAKER PROPERTY TAX REDUCTION; AMENDING SECTION 63-701, IDAHO CODE, TO REVISE THE DEFINITION OF OWNER AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 475
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE SECRETARY OF STATE; REPEALING SECTION 67-916, IDAHO CODE; TRANSFERRING MONEYS IN THE COMMERCIAL AFFAIRS ADMINISTRATIVE FUND TO THE GENERAL FUND; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 476
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE PRESIDENTIAL PREFERENCE PRIMARY; AMENDING CHAPTER 7, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-731A, IDAHO CODE, TO PROVIDE A PRESIDENTIAL PREFERENCE PRIMARY SHALL NOT BE CONDUCTED FOR ANY POLITICAL PARTY WHOSE STATE CHAIRMAN CERTIFIES TO THE SECRETARY OF STATE, NOT LATER THAN SIXTY DAYS PRIOR TO THE ELECTION, THAT THE CHAIRMAN'S PARTY IS SELECTING CANDIDATES AND DELEGATES BY ANOTHER METHOD; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 477
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO CONTRACTORS; AMENDING CHAPTER 5, TITLE 45, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 45-525, IDAHO CODE, TO REQUIRE THAT CONTRACTORS ENTERING INTO A CONTRACT FOR FIVE THOUSAND DOLLARS OR MORE TO CONSTRUCT, ALTER OR REPAIR ANY IMPROVEMENTS ON RESIDENTIAL PROPERTY PROVIDE THE HOMEOWNER WITH A DISCLOSURE STATEMENT CONTAINING SPECIFIED INFORMATION CONCERNING THE RIGHTS OF THE HOMEOWNER AND DUTIES OF THE CONTRACTOR, TO PROVIDE FOR PROMULGATION OF RULES BY THE ATTORNEY GENERAL ESTABLISHING THE FORM OF THE DISCLOSURE AND OTHER RULES NECESSARY TO IMPLEMENT THE SECTION, TO PROVIDE PENALTIES FOR FAILURE TO PROVIDE THE DISCLOSURE FORM PRIOR TO THE INITIATION OF THE PROPOSED PROJECT, TO PROVIDE THAT SUCH FAILURE SHALL BE A DECEPTIVE ACT OR PRACTICE UNDER THE IDAHO CONSUMER PROTECTION ACT AND TO PROVIDE PENALTIES FOR FAILURE OF THE CONTRACTOR TO APPLY PAYMENTS RECEIVED ON THE CONTRACT FIRST TO THE PAYMENT OF SUBCONTRACTORS PERFORMING SERVICES OR PROVIDING MATERIALS FOR THE PROJECT FOR WHICH THE CONTRACTOR RECEIVED PAYMENT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 478
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO POLITICAL CAMPAIGNS; AMENDING CHAPTER 66, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-6629, IDAHO CODE, TO PROVIDE THAT PERSUASIVE POLLS CONCERNING A CANDIDATE MUST IDENTIFY THE PERSON OR ENTITY PAYING FOR THE POLL, TO PROVIDE PROCEDURES, TO DEFINE A TERM AND TO PROVIDE PENALTIES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE JOINT RESOLUTION NO. 2
BY STATE AFFAIRS COMMITTEE
A JOINT RESOLUTION
PROPOSING AN AMENDMENT TO ARTICLE XX OF THE CONSTITUTION OF THE STATE OF IDAHO, BY THE ADDITION OF A NEW SECTION 5, ARTICLE XX OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO QUALIFICATIONS FOR CONSTITUTIONAL OFFICE, TO PROVIDE THAT QUALIFICATIONS FOR CONSTITUTIONAL OFFICES ARE EXCLUSIVE AND THE LEGISLATURE SHALL NOT HAVE THE POWER TO CHANGE, ADD TO OR DIMINISH SUCH QUALIFICATIONS EXCEPT BY AMENDMENT TO THE CONSTITUTION OF THE STATE OF IDAHO OR BY CONSTITUTIONAL CONVENTION WHEREBY THE PROPOSED REVISION SHALL BE SUBMITTED TO, AND ADOPTED BY, THE PEOPLE; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

H 465, H 466, H 467, H 468, H 469, H 470, H 471, H 472, H 473, H 474, H 475, H 476, H 477, H 478, and HJR 2 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.

Third Reading of Bills and Joint Resolutions

H 400 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. Kendell to open debate.

The question being, "Shall H 400 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Herbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stolichoff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Field(20), Sali, Trail. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 400 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent that S 1296 retain its place on the Third Reading Calendar for one legislative day.

There being no objection, it was so ordered.

At this time, Representative Tilman introduced and escorted Mayor Brent Coles into the House Chamber where he spoke to the Members of the House.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 11:30 a.m., Wednesday, February 2, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:22 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

February 2, 2000

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.

GOULD, Chairman


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

Report of Standing Committees

February 2, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 36, H 465, H 466, H 467, H 468, H 469, H 470, H 471, H 472, H 473, H 474, H 475, H 476, H 477, H 478, and HJR 2.

GOULD, Chairman

H 465, H 475, H 476, H 477, H 478, and HJR 2 were referred to the State Affairs Committee.

H 466, H 468, and H 473 were referred to the Revenue and Taxation Committee.

H 469, H 470, and H 471 were referred to the Judiciary, Rules, and Administration Committee.

HCR 36, H 467, H 472, and H 474 were filed for second reading.

February 1, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 416 and H 423 and recommend that they do pass.

GOULD, Chairman

H 416 and H 423 were filed for second reading.
February 1, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 414, H 415, and H 424 and report them back with amendments attached to be placed on General Orders for consideration.

GOULD, Chairman

H 414, H 415, and H 424 were placed on General Orders for consideration.

February 1, 2000

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 395 and recommend that it do pass.

TAYLOR, Chairman

H 395 was filed for second reading.

February 2, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 445, H 446, and H 457 and recommend that they do pass.

CROW, Chairman

H 445, H 446, and H 457 were filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 479
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO BIG GAME DEPREDACTION ACCOUNTS AND CLAIMS FOR DAMAGES; AMENDING SECTION 36-114, IDAHO CODE, TO REDUCE THE DEDUCTIBLE ON EACH STATEMENT FOR A CLAIM FROM ONE THOUSAND DOLLARS TO FIVE HUNDRED DOLLARS; AMENDING SECTION 36-115, IDAHO CODE, TO REDUCE THE DEDUCTIBLE ON EACH STATEMENT FOR A CLAIM FROM ONE THOUSAND DOLLARS TO FIVE HUNDRED DOLLARS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-1108, IDAHO CODE, TO REDUCE THE MINIMUM AMOUNT ON WHICH A CLAIM CAN BE FILED FROM ONE THOUSAND DOLLARS TO FIVE HUNDRED DOLLARS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-1109, IDAHO CODE, TO REDUCE THE MINIMUM AMOUNT ON WHICH A CLAIM CAN BE FILED FROM ONE THOUSAND DOLLARS TO FIVE HUNDRED DOLLARS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 480
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO REAL PROPERTY IN THE BUNKER HILL CLEANUP SITE; AMENDING SECTION 39-107a, IDAHO CODE, TO PROVIDE THAT THE DEPARTMENT OF HEALTH AND WELFARE MAY MANAGE, LEASE OR DISPOSE OF CERTAIN PROPERTY IN THE BUNKER HILL AREA FOR THE PURPOSE OF FACILITATING APPROPRIATE OPERATION AND MAINTENANCE ACTIVITIES, ENCOURAGING ECONOMIC DEVELOPMENT OF THE SILVER VALLEY OR ASSISTING LOCAL GOVERNMENTAL ENTITIES AND TO PROVIDE THAT THE MANAGEMENT, LEASE OR DISPOSAL OF THE PROPERTY SHALL NOT BE SUBJECT TO THE STATE SURPLUS PROPERTY LAW AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 481
BY BUSINESS COMMITTEE
AN ACT
RELATING TO CONVERSION INTO A DOMESTIC MUTUAL INSURER; AMENDING SECTION 41-3102a, IDAHO CODE, TO PROVIDE THAT A DOMESTIC MUTUAL INSURER WHICH HAS CONVERTED FROM A COUNTY MUTUAL INSURER SHALL BE SUBJECT TO THE SAME REQUIREMENTS AND SHALL HAVE THE SAME RIGHTS AS A LIKE DOMESTIC INSURER TRANSACTING LIKE KINDS OF INSURANCE EXCEPT THAT PRIOR TO JUNE 30, 2004, SURPLUS AS REGARDS POLICYHOLDERS MAY BE MAINTAINED AT A LEVEL EQUAL TO SEVENTY-FIVE PERCENT NET WRITTEN PREMIUM IN THE CALENDAR YEAR PRECEDING, WITH A MINIMUM SET AT ONE MILLION DOLLARS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 482
BY BUSINESS COMMITTEE
AN ACT
RELATING TO AUTOMOBILE INSURANCE; AMENDING CHAPTER 25, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-2517, IDAHO CODE, TO PROVIDE FOR THE AUTOMOBILE INSURED'S BILL OF RIGHTS, TO PROVIDE THE INTENT OF THE SECTION, TO REQUIRE THAT AN INSURER ADVISE THE INSURED OF AN ASSIGNMENT OF FAULT FOR INSURANCE PURPOSES WHICH COULD ADVERSELY AFFECT THE INSURED'S RATES OF INSURANCE OR RESULT IN THE CANCELLATION OR NONRENEWAL OF THE INSURED'S POLICY OF INSURANCE, TO PROVIDE THAT THE INSURED MAY PROTEST A FINDING OF FAULT, TO PROVIDE FOR MEDIATION AND TO PROVIDE FOR PROMULGATION OF RULES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 483
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE CIRCUIT BREAKER PROPERTY TAX RELIEF; AMENDING SECTION 63-701, IDAHO CODE,
TO PROVIDE THAT "INCOME" DOES NOT INCLUDE "SURVIVOR'S BENEFITS" OR "WIDOW(ER)'S BENEFITS" RECEIVED FROM THE SOCIAL SECURITY ADMINISTRATION; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 484
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE COUNTY VALUATION PROGRAM FOR PROPERTY TAX PURPOSES; AMENDING SECTION 63-314, IDAHO CODE, TO ALLOW A BOARD OF COUNTY COMMISSIONERS TO REQUEST THAT THE STATE TAX COMMISSION GRANT AN EXTENSION OF THE FIVE YEAR REAPPRaisal DEADLINE REQUIRED BY LAW, TO PROVIDE PROCEDURES AND TO PROVIDE THE MAXIMUM EXTENSION THAT MAY BE GRANTED; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE JOINT RESOLUTION NO. 3
BY RESOURCES AND CONSERVATION COMMITTEE
A JOINT RESOLUTION
PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE III, OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO THE POWERS OF REFERENDUM AND INITIATIVE, TO PROVIDE THAT A TWO-THIRDS MAJORITY IS REQUIRED FOR APPROVAL OF ANY INITIATIVE OR REFERENDUM WHICH PROPOSES IN ANY MANNER TO AFFECT THE TAKING OF WILDLIFE, THE SEASON FOR, OR THE METHOD OF, THE TAKING OF WILDLIFE; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

H 479, H 480, H 481, H 482, H 483, H 484, and HJR 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 Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

HCR 35, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

H 401 and H 402, by M. Speaker, requested by Public Employee Retirement System of Idaho, were read the second time by title and filed for third reading.

H 397 and H 398, by M. Speaker, requested by Outfitters and Guides Licensing Board, were read the second time by title and filed for third reading.

H 447 and H 448, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

S 1296 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. Geddes to open debate.

The question being, "Shall S 1296 pass?"

Roll call resulted as follows:


Absent and excused -- Field(20), Trail. Total -- 2.

Paired Vote:

AYE -- Loertscher. NAY -- Sali.
(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared S 1296 passed the House. Title was approved and the bill was ordered returned to the Senate.

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

Adjournment

M. Bruneel moved that the House adjourn until 10:45 a.m., Thursday, February 3, 2000. Seconded by M. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:18 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

TWENTY-FIFTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 3, 2000

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed 69 members present.

Absent and excused -- Wood. Total -- 1.

Total -- 70.
Prayer was offered by Chaplain Jim Hardenbrook.

**Approval of Journal**

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.

GOULD, Chairman


**Consideration of Messages from the Governor and the Senate**

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO
CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, by these Presents that Tom Trail, State Representative, District 5, Latah County, State of Idaho, pursuant to the provisions of Section 59-917, Idaho Code, has nominated Maynard Miller, of Moscow, Idaho, to perform the duties of this office temporarily as Acting State Representative.

NOW, THEREFORE, I, DIRK A. KEMPTHORNE, Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-917, Idaho Code, do hereby appoint Maynard Miller, Acting State Representative, District 5, Latah County, State of Idaho, for a term commencing on Thursday, February 3, 2000, and continuing until the incumbent shall resume the performance of the duties or a vacancy occurs in such office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this 2nd day of February in the year of our Lord two thousand two and of the Independence of the United States of America, the two hundred and twenty-fourth.

/s/ DIRK A. KEMPTHORNE
Governor

/s/ PETE T. CENARRUSA
Secretary of State

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

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

Mr. Speaker:

I transmit herewith S 1299 which has passed the Senate.

WOOD, Secretary

S 1299 was filed for first reading.

**Report of Standing Committees**

February 3, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 479, H 480, H 481, H 482, H 483, H 484, and HJR 3.

GOULD, Chairman

H 479 and HJR 3 were referred to the Resources and Conservation Committee.

H 480 was referred to the Environmental Affairs Committee.

H 481 and H 482 were referred to the Business Committee.

H 483 and H 484 were referred to the Revenue and Taxation Committee.

February 2, 2000

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 449 and H 450 and recommend that they do pass.

STONE, Chairman

H 449 and H 450 were filed for second reading.

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

**Introduction, First Reading, and Reference of Bills and Joint Resolutions**

HOUSE BILL NO. 485
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO STATE ADMINISTRATIVE FACILITIES; AMENDING CHAPTER 57 TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5709A, IDAHO CODE, TO PROVIDE WHEN A STATE AGENCY DECLARES THAT A STATE ADMINISTRATIVE FACILITY IS NOT NEEDED OR IS UNSUITABLE FOR THEIR PURPOSES, IT SHALL TRANSFER CUSTODY AND CONTROL AND TITLE TO THE STATE BOARD OF EXAMINERS WHO SHALL TRANSFER AUTHORITY FOR THE DISPOSITION OF THE PROPERTY TO THE DEPARTMENT OF ADMINISTRATION, TO PROVIDE PROCEDURES AND TO PROVIDE A DEFINITION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 486
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO FACILITIES NEEDS PLANNING; AMENDING CHAPTER 57, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5708B, IDAHO CODE, TO PROVIDE FOR FIVE YEAR FACILITIES NEEDS PLANS BY STATE AGENCIES AND TO REQUIRE THE
REPORT OF SUCH NEEDS AT THEIR BUDGET HEARINGS, TO PROVIDE STANDARDS FOR THE SPACE USAGE, TO DEFINE TERMS AND TO PROVIDE RULES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO.  487
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO STATE PROPERTY; AMENDING CHAPTER 3, TITLE 58, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 58-330, IDAHO CODE, TO PROVIDE THAT THE DEPARTMENT OF LANDS SHALL MAINTAIN A DATABASE TO CENTRALIZE THE DEEDS OF ALL FEE SIMPLE PROPERTY AND ENCUMBRANCES THAT ARE OWNED BY THE STATE, TO PROVIDE FOR STATE OWNED BUILDINGS TO BE INTEGRATED INTO THE DATABASE AND TO PROVIDE FOR RULES; AND DECLARING AN EMERGENCY.

HOUSE BILL NO.  488
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO MOTOR VEHICLE FINANCIAL RESPONSIBILITY; AMENDING SECTION 49-1209, IDAHO CODE, TO DELETE REFERENCE TO CERTIFICATES OF DEPOSIT OF MONEY OR SECURITIES AS A METHOD OF PROVING FINANCIAL RESPONSIBILITY; REPEALING SECTION 49-1216, IDAHO CODE; AMENDING SECTIONS 49-1218 AND 49-1220, IDAHO CODE, TO DELETE REFERENCE TO MONEY OR SECURITIES DEPOSITED WITH THE STATE TREASURER AS PROOF OF FINANCIAL RESPONSIBILITY; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO.  489
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE SOLEMNIZATION OF MARRIAGE; AMENDING SECTION 32-303, IDAHO CODE, TO PROVIDE THAT A FORMER GOVERNOR CAN SOLEMNIZE A MARRIAGE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO.  490
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO MOTOR FUEL TAXES; AMENDING SECTION 63-2406, IDAHO CODE, TO CLARIFY THAT DISTRIBUTORS ARE REQUIRED TO PAY AND REMIT TAX TO THE COMMISSION; AMENDING SECTION 63-2416, IDAHO CODE, TO CLARIFY THE EXEMPTION FROM SPECIAL FUELS TAX FOR GOVERNMENT ENTITIES, TO DELETE OUTDATED LANGUAGE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-2418, IDAHO CODE, TO DELETE REFERENCE TO A REPEALED LAW AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 63-2442A, IDAHO CODE, TO CLARIFY THE AUTHORITY OF THE STATE TAX COMMISSION TO COORDINATE TAX AGREEMENTS WITH JURISDICTIONS OTHER THAN DOMESTIC STATES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO.  491
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO MOTOR FUELS TAXES; PROVIDING A STATEMENT OF LEGISLATIVE INTENT; AMENDING CHAPTER 24, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2406A, IDAHO CODE, TO PROVIDE A CREDIT AGAINST TAXES AS AN INCENTIVE TO FILE MOTOR FUEL DISTRIBUTOR’S REPORTS AND PAYMENT OF TAXES ELECTRONICALLY; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO.  492
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO THE HAZARDOUS SUBSTANCE EMERGENCY RESPONSE ACT; AMENDING SECTION 39-7103, IDAHO CODE, TO REVISE THE DEFINITION OF “EMERGENCY”; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO.  493
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO THE IDAHO TRANSPORTATION DEPARTMENT; AMENDING SECTION 40-510, IDAHO CODE, TO PROVIDE THAT CERTAIN INDIVIDUALS APPOINTED AND EMPLOYED BY THE IDAHO TRANSPORTATION BOARD SHALL HAVE LIMITED PEACE OFFICER AUTHORITY FOR THE ENFORCEMENT OF MOTOR VEHICLE LAWS RELATED TO MOTOR CARRIERS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO.  494
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO THE DESIGNATION OF THE I.B. PERRINE BRIDGE; AMENDING CHAPTER 5, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-513A, IDAHO CODE, TO DESIGNATE THE BRIDGE SPANNING THE SNAKE RIVER ON U.S. HIGHWAY 93 SOUTH OF INTERSTATE HIGHWAY 84 NEAR TWIN FALLS, IDAHO, AS THE I.B. PERRINE BRIDGE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO.  495
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO CHANGE OF ADDRESS FOR MOTOR VEHICLE DRIVER’S LICENSES, REGISTRATION CARDS AND IDENTIFICATION CARDS; AMENDING SECTION 49-320, IDAHO CODE, TO PROVIDE AN INFRACTION PENALTY FOR FAILURE TO NOTIFY THE DEPARTMENT OF A CHANGE OF ADDRESS; AMENDING SECTION 49-421, IDAHO CODE, TO REQUIRE THAT A CHANGE OF ADDRESS SHALL BE REPORTED WITHIN THIRTY DAYS FOLLOWING THE CHANGE AND TO PROVIDE AN INFRACTION PENALTY FOR FAILURE TO NOTIFY THE DEPARTMENT OF A CHANGE OF ADDRESS; AMENDING SECTION 49-2444, IDAHO CODE, AS AMENDED BY

HOUSE BILL NO. 496
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO VALIDATION OF PUBLIC HIGHWAYS AND PUBLIC RIGHTS-OF-WAY; AMENDING SECTION 40-117, IDAHO CODE, TO FURTHER DEFINE TERMS AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 40-203A, IDAHO CODE, TO PROVIDE FOR A DETERMINATION WHETHER THE VALIDATION OF THE PROPOSED PUBLIC HIGHWAY OR PROPOSED PUBLIC RIGHT-OF-WAY IS IN THE PUBLIC INTEREST, WHETHER THE HIGHWAY OR RIGHT-OF-WAY UNDER CONSIDERATION HAS BEEN CREATED PURSUANT TO STATE LAW, WHETHER PUBLIC RIGHT OF PASSAGE HAS BEEN ESTABLISHED PURSUANT TO STATE LAW, WHETHER THE HIGHWAY OR RIGHT-OF-WAY MAY HAVE BEEN SUBSEQUENTLY ABANDONED PURSUANT TO STATE LAW, TO PROVIDE FOR AN ORDER VALIDATING THE HIGHWAY OR RIGHT-OF-WAY AS PUBLIC OR DECLARING THE HIGHWAY OR RIGHT-OF-WAY NOT BE PUBLIC AND TO REVISE THE FORMULA FOR THE AWARDING OF COMPENSATION AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 497
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO REGISTRATION OF MOTOR VEHICLES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE AN ANNUAL REGISTRATION FEE FOR SCHOOL BUSES IF CERTAIN CONDITIONS ARE OCCURRING AND TO MAKE A TECHNICAL CORRECTION; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 498
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE BOARD OF NURSING, BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS, REAL ESTATE COMMISSION AND BUREAU OF OCCUPATIONAL LICENSES FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 499
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF FISH AND GAME FOR FISCAL YEAR 2000; INCREASING THE NUMBER OF AUTHORIZED FULL-TIME POSITIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 500
BY ROBISON, BIETER, AND TRAIL
AN ACT
RELATING TO MINIMUM WAGES FOR AGRICULTURAL WORKERS; AMENDING SECTION 44-1504, IDAHO CODE, TO PROVIDE APPLICATION OF A MINIMUM WAGE LAW FOR AGRICULTURAL LABOR, TO PROVIDE THAT OVERTIME PROVISIONS SHALL NOT APPLY TO AN INDIVIDUAL EMPLOYED IN AGRICULTURE AND TO MAKE A TECHNICAL CORRECTION; AMENDING TITLE 44, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 16, TITLE 44, IDAHO CODE, TO PROVIDE A MINIMUM WAGE FOR AGRICULTURAL PIECE RATE WORKERS AND TO PROVIDE RECORDKEEPING REQUIREMENTS; AND PROVIDING AN EFFECTIVE DATE.

H 485, H 486, H 487, H 488, H 489, H 490, H 491, H 492, H 493, H 494, H 495, H 496, H 497, H 498, H 499, and H 500 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1299, 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.

Second Reading of Bills and Joint Resolutions

HCR 36, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

H 467, H 474, H 445, H 446, and H 457, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 472, by Appropriations Committee, was read the second time by title and filed for third reading.

H 416, by Mr. Speaker, requested by Department of Juvenile Corrections, was read the second time by title and filed for third reading.

H 423, by Mr. Speaker, requested by Office of Secretary of State, was read the second time by title and filed for third reading.
H 395, by Mr. Speaker, requested by Division of Building Safety, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

HCR 35 was read the third time at length, and placed before the House for final consideration.

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

The question being, "Shall HCR 35 be adopted?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Callister, Campbell, Cherrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jones, Kellogg, Kempont, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Mckague, M eyer, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Stevenson, Stoicheff, Taylor, Tilman, Trail(Miller), Wheeler, Zimmermann, Mr. Speaker. Total -- 57.


Absent and excused -- Bruneel, Wood. Total -- 2.

Whereupon the Speaker declared HCR 35 adopted and ordered the resolution transmitted to the Senate.

H 401 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. Ridinger to open debate.

The question being, "Shall H 401 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunell, Callister, Campbell, Chase, Cherrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempont, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, M eyer, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Crow, Wood. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 401 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent that the remaining bills retain their places 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 11 a.m., Friday, February 4, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:32 a.m.

BRUCE NEWCOMB, Speaker

ATTEND:
PAM M JUKER, Chief Clerk

TWENTY-SIXTH LEGISLATIVE DAY FRIDAY, FEBRUARY 4, 2000

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

Roll call showed 68 members present.

Absent and excused -- Kellogg, Tilman. Total -- 2.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 4, 2000

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.

GOULD, Chairman


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

Report of Standing Committees

February 4, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 485, H 486, H 487, H 488, H 489, H 490, H 491, H 492, H 493, H 494, H 495, H 496, H 497, H 498, H 499, and H 500.

GOULD, Chairman
H 485, H 486, H 487, H 488, and H 489 were referred to the State Affairs Committee.

H 490, H 491, H 492, H 493, H 494, H 495, H 496, and H 497 were referred to the Transportation and Defense Committee.

H 500 was referred to the Agricultural Affairs Committee.

H 498 and H 499 were filed for second reading.

February 3, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 463 and recommend that it do pass.

DEAL, Chairman

H 463 was filed for second reading.

February 3, 2000

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 461 and recommend that it do pass.

LINFORD, Chairman

H 461 was filed for second reading.

February 3, 2000

Mr. Speaker:
We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 393 and recommend that it do pass.

SCHAEFER, Chairman

H 393 was filed for second reading.

February 3, 2000

Mr. Speaker:
We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 404 and report it back with amendments attached to be placed on General Orders for consideration.

SCHAEFER, Chairman

H 404 was placed on General Orders for consideration.

February 4, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 436 and recommend that it do pass.

DEAL, Chairman

H 436 was filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 37
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATIVE COUNCIL INTERIM COMMITTEE ON THE PUBLIC EMPLOYEE RETIREMENT SYSTEM, AFFIRMING THE GOAL OF THE RETIREMENT BOARD TO MAINTAIN A FULLY-FUNDED SYSTEM AT A ONE HUNDRED PERCENT FUNDED RATIO, ENDORSING THE INVESTMENT POLICIES OF THE BOARD, AND STATING THE INTENT OF THE LEGISLATURE THAT THE PUBLIC EMPLOYEE RETIREMENT SYSTEM CONTINUE TO BE FULLY-FUNDED AT A ONE HUNDRED PERCENT FUNDED RATIO WITH A STABILIZATION RESERVE SUFFICIENT TO ABSORB NORMAL MARKET FLUCTUATIONS, WITHIN ONE STANDARD DEVIATION, WITHOUT A CONTRIBUTION RATE INCREASE, AS DETERMINED BY THE BOARD.

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

WHEREAS, the Legislative Council Interim Committee on the Public Employee Retirement System was charged by the 1999 Idaho Legislature in House Concurrent Resolution No. 21 to undertake and complete a study of the Public Employee Retirement System and options which could provide enhancements or alternatives to existing provisions; and

WHEREAS, H.C.R. No. 21 directed the committee to report its findings, recommendations and proposed legislation to the Second Regular Session of the Fifty-fifth Idaho Legislature; and

WHEREAS, the committee has conducted a thorough review of the system, including an in-depth examination of the current and anticipated financial status of the retirement fund and the investment policies of the Retirement Board; and

WHEREAS, the committee finds that the retirement fund has produced outstanding returns under the investment policies of the board, resulting in a fully-funded system for the first time since the inception of PERSI; and

WHEREAS, the committee recommends adoption of a resolution affirming the board's goal of maintaining a fully-funded system at a 100% funded ratio, endorsing the investment policies of the board, and stating the intent of the Legislature that the system continue to be fully-funded at a 100% funded ratio with a stabilization reserve sufficient to absorb normal market fluctuations, within one standard deviation, without a contribution rate increase, as determined by the board.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the goal of the Retirement Board of the Public Employee Retirement System to maintain a fully-funded system at a 100% funded ratio is hereby affirmed, that the investment policies of the board are hereby endorsed and that it is the intent of the Legislature that the Public Employee Retirement System continue to be fully-funded at a 100% funded ratio with a stabilization reserve sufficient to absorb normal market fluctuations, within one standard deviation, without a contribution rate increase, as determined by the board.
fluctuations, within one standard deviation, without a contribution rate increase, as determined by the board.

HCR 37 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HCR 37
BY APPROPRIATIONS COMMITTEE
AN ACT
RELATING TO THE TOBACCO MASTER SETTLEMENT AGREEMENT; AMENDING SECTION 39-7803, IDAHO CODE, TO DELETE LANGUAGE STATING THAT ALL PER UNIT NUMBERS ARE SUBJECT TO VERIFICATION AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HCR 37
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO LAND ACTIVELY DEVOTED TO AGRICULTURE; AMENDING SECTION 63-604, IDAHO CODE, TO REVISE THE DEFINITION OF LAND ACTIVELY DEVOTED TO AGRICULTURE; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HCR 37
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO FISH AND GAME; AMENDING SECTION 36-104, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-106, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR MAY DEFINE ACTIVITIES OR FACILITIES THAT PROVIDE A BENEFIT; TO PROVIDE LEGISLATIVE INTENT; AMENDING SECTION 36-111, IDAHO CODE, TO INCREASE THE AMOUNT FROM EACH STEELHEAD TROUT OR ANADROMOUS SALMON PERMIT DEPOSITED INTO THE FISH AND GAME SET-ASIDE ACCOUNT AND TO DELETE REFERENCES TO HOW MONEYS ARE TO BE USED; AMENDING SECTION 36-306, IDAHO CODE, TO PROVIDE PROPER REFERENCE FOR LICENSES AND TO DELETE A REFERENCE TO DEER, ELK AND BEAR "PAK"; AMENDING SECTION 36-401, IDAHO CODE, TO REMOVE A REFERENCE TO RESIDENT MILITARY PERSONNEL; AMENDING SECTION 36-404, IDAHO CODE, TO PROVIDE FOR NONRESIDENT COMBINATION LICENSES; AMENDING SECTION 36-405, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-406, IDAHO CODE, TO PROVIDE FOR FEES, TO ADJUST CERTAIN AMOUNTS DEPOSITED FROM SALES OF LICENSES OF THE EIGHTH CLASS, TO DELETE REFERENCES TO WHAT CERTAIN MONEYS SHALL BE USED FOR AND TO PROVIDE FOR DISABLED PERSON LICENSES AND MILITARY FURLOUGH LICENSES; AMENDING SECTION 36-406A, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-407, IDAHO CODE, TO PROVIDE FOR FEES, TO PROVIDE FOR NONRESIDENT SMALL GAME HUNTING LICENSES AND TO PROVIDE FOR NONRESIDENT COMBINATION LICENSES; AMENDING SECTION 36-409, IDAHO CODE, TO PROVIDE FOR HUNTING OF SANDHILL CRANES, TO PROVIDE FOR FEES, TO PROVIDE THAT THE COMMISSION MAY MAKE RULES TO ALLOW A NONRESIDENT DEER TAG TO BE USED FOR OTHER PURPOSES, TO PROVIDE FOR RESIDENT AND NONRESIDENT HOUND HUNTER PERMITS, TO PROVIDE FOR A BEAR BAITING PERMIT, TO PROVIDE FOR A MIGRATORY BIRD HARVEST INFORMATION FEES PROGRAM PERMIT AND TO PROVIDE FOR A DOG FIELD TRIAL PERMIT; AMENDING SECTION 36-410, IDAHO CODE, TO PROVIDE FOR FEES AND TO MAKE A TECHNICAL CORRECTION; REPEALING SECTION 36-414, IDAHO CODE; AMENDING CHAPTER 4, TITLE 36, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 36-416, IDAHO CODE, TO PROVIDE A SCHEDULE OF LICENSE FEES; AMENDING SECTION 36-501, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-502, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-503, IDAHO CODE, TO PROVIDE FOR FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-701, IDAHO CODE, TO REQUIRE PERMITS FOR IMPORT AND EXPORT OF WILDLIFE AND TO PROVIDE FOR FEES; AMENDING SECTION 36-703, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-706, IDAHO CODE, TO REQUIRE FEES FOR PARK PERMITS AND POND PERMITS, TO PROVIDE FOR PERMITS FOR LIVE FISH TRANSPORTATION AND TO PROVIDE FOR FEES; AMENDING SECTION 36-712, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-713, IDAHO CODE, TO REMOVE LANGUAGE REGARDING FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-802, IDAHO CODE, TO PROVIDE FOR FEES AND TO REDUCE THE SIZE OF CERTAIN NETS FOR WHICH FEES ARE REQUIRED; REPEALING SECTION 36-904, IDAHO CODE; AMENDING SECTION 36-1102, IDAHO CODE, TO PROVIDE FOR ELECTRONICALLY ISSUED UNEXPIRED VALIDATION FOR MIGRATORY BIRD HUNTING, TO PROVIDE FOR FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-1104, IDAHO CODE, TO PROVIDE FOR FEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-1104A, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-1401, IDAHO CODE, TO PROVIDE FOR FEES, TO PROVIDE FOR FEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-2205, IDAHO CODE, TO PROVIDE FOR FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-2206, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-2207, IDAHO CODE, TO PROVIDE FOR FEES; REPEALING SECTION 36-904, IDAHO CODE; AMENDING SECTION 36-1102, IDAHO CODE, TO PROVIDE FOR ELECTRONICALLY ISSUED UNEXPIRED VALIDATION FOR MIGRATORY BIRD HUNTING, TO PROVIDE FOR FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-1104, IDAHO CODE, TO PROVIDE FOR FEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-1104A, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-1401, IDAHO CODE, TO PROVIDE FOR FEES, TO PROVIDE FOR FEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-2205, IDAHO CODE, TO PROVIDE FOR FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-2206, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-2207, IDAHO CODE, TO PROVIDE FOR FEES; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
HOUSE BILL NO. 504
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO ACTIONS BY CONSUMER REPORTING AGENCIES; AMENDING TITLE 28, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 50, TITLE 28, IDAHO CODE, TO DEFINE TERMS AND TO PROVIDE FOR THE BARRING OF INFORMATION OCCURRING AS A RESULT OF A VIOLATION OF THE CRIMINAL CODE SECTION MAKING IT A VIOLATION TO MISAPPROPRIATE PERSONAL IDENTIFYING INFORMATION, TO PROVIDE EXCEPTIONS AND TO PROVIDE REMEDIES.

HOUSE BILL NO. 505
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE TRANSMISSION OF BULK ELECTRONIC MAIL ADVERTISEMENTS; AMENDING CHAPTER 6, TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 48-603E, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE PROHIBITED ACTS REGARDING BULK ELECTRONIC MAIL ADVERTISEMENT PRACTICES, TO PROVIDE FOR CIVIL DAMAGES AND TO PROVIDE EXCEPTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 506
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO ADOPTION; AMENDING CHAPTER 15, TITLE 16, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 16-1501A, IDAHO CODE, TO PROVIDE LEGISLATIVE INTENT REGARDING RIGHTS AND RESPONSIBILITIES OF PARTIES IN ADOPTION PROCEEDINGS; AMENDING SECTION 16-1504, IDAHO CODE, TO PROVIDE NECESSARY CONSENT TO ADOPTION; REPEALING SECTION 16-1505, IDAHO CODE; AMENDING CHAPTER 15, TITLE 16, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 16-1505, IDAHO CODE, TO PROVIDE FOR NOTICE OF ADOPTION PROCEEDINGS; AMENDING SECTION 16-1506, IDAHO CODE, TO PROVIDE THAT NOTHING IN THE STATUTES ON ADOPTION SHALL BE CONSTRUED AS LIMITING THE INITIATION OF ANY APPROPRIATE JUDICIAL PROCEEDING PRIOR TO THE BIRTH OF THE CHILD WHICH IS THE SUBJECT OF ANY ADOPTION PROCEEDING; REPEALING SECTION 16-1510, IDAHO CODE; AMENDING SECTION 16-1513, IDAHO CODE, TO PROVIDE FOR PROCEDURES OF REGISTRATION OF NOTICE OF COMMENCEMENT OF PATERNITY PROCEEDINGS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 16-2002, IDAHO CODE, TO FURTHER DEFINE TERMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 16-2005, IDAHO CODE, TO DELETE LANGUAGE WHERE THE PUTATIVE FATHER HAS FAILED TO ESTABLISH PATERNITY OR HAS FAILED TO FILE NOTICE OF CLAIM TO PATERNITY AND WILLINGNESS TO ASSUME RESPONSIBILITY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 16-2007, IDAHO CODE, TO REVISE NOTICE PROCEEDINGS FOR GUARDIAN AD LITEM AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 16-2008, IDAHO CODE, TO REVISE REQUIREMENTS FOR SOCIAL STUDY OR INVESTIGATIONS OF A PUTATIVE FATHER; AND AMENDING SECTION 16-2010, IDAHO CODE, TO REVISE REQUIREMENTS FOR A DECREE TERMINATING THE PARENT-CHILD RELATIONSHIP.

HOUSE BILL NO. 507
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO ADOPTION; AMENDING SECTION 18-1511, IDAHO CODE, TO ALLOW CERTAIN FINANCIAL ASSISTANCE TO A BIRTH PARENT, TO ALLOW COURT APPROVED FINANCIAL ASSISTANCE BE PROVIDED BIRTH PARENTS FOR REASONABLE MATERNITY, LIVING AND POST PARTUM COSTS, PROVIDING A LIMIT OF TWO THOUSAND DOLLARS ON SUCH FINANCIAL ASSISTANCE UNLESS OTHERWISE APPROVED BY THE COURT, TO PROVIDE THAT THE FINANCIAL ASSISTANCE SHALL BE CONSIDERED A CHARITABLE GIFT AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 508
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE ADOPTION OF CHILDREN; AMENDING SECTION 16-1512, IDAHO CODE, TO PLACE A SIX MONTH LIMITATION ON ALL CHALLENGES TO AN ADOPTION ORDER, TO PROVIDE REASONS FOR AN ADOPTION ORDER TO BE OVERTURNED AND TO PROVIDE THE EFFECT OF THE FAILURE OF CERTAIN ACTS ON THE VALIDITY OF ADOPTION PROCEEDINGS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 509
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO ADOPTION; AMENDING SECTION 18-1512A, IDAHO CODE, TO DEFINE THE TERM “ADVERTISEMENT,” TO REVISE LEGAL ADVERTISEMENT PROCEDURES, TO PROVIDE FOR APPLICATION OF THE CONSUMER PROTECTION ACT, TO PROVIDE FOR ATTORNEYS LICENSED TO PRACTICE IN THE STATE TO ADVERTISE AND TO PROVIDE FOR PHYSICIANS AND OTHER HEALTH CARE PROVIDERS TO ASSIST NATURAL AND ADOPTIVE PARENTS WITH
MEDICAL CARE NECESSARY TO INITIATE AND COMPLETE ADOPTIVE PLACEMENTS.

HOUSE BILL NO. 510
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM; AMENDING SECTION 59-1308, IDAHO CODE, TO PROVIDE FOR ONE OR MORE SUPPLEMENTAL BENEFIT PLANS TO BE USED FOR ALLOCATION OF EXTRAORDINARY GAINS OF THE RETIREMENT FUND AND VOLUNTARY CONTRIBUTIONS OF ACTIVE MEMBERS, TO PROVIDE FOR ESTABLISHMENT OF TAX-DEFERRED PLANS AND FOR STAFF AND CONSULTANTS TO ADMINISTER SUCH PLANS, TO PROVIDE FOR INVESTMENT OPTIONS, TO PROVIDE FOR EDUCATIONAL OPPORTUNITIES RELATED TO SUPPLEMENTAL BENEFIT PLANS AND RETIREMENT SAVINGS, TO PROVIDE FOR ACTIVE MEMBER ACCOUNTS FOR EXTRAORDINARY GAINS TRANSFERS AND VOLUNTARY CONTRIBUTIONS, TO PROVIDE FOR COORDINATION OF CONTRIBUTIONS BETWEEN MULTIPLE PLANS, TO PROVIDE DUTIES OF THE EMPLOYER, TO EXEMPT INVESTMENT RELATED EXPENSES FROM APPROPRIATION, TO PROVIDE FOR DISTRIBUTION OF FUNDS HELD IN SUPPLEMENTAL BENEFIT PLAN ACCOUNTS, TO PROVIDE THAT FUNDS ACCRUED IN A SUPPLEMENTAL BENEFIT PLAN ACCOUNT SHALL NOT BE CONSIDERED IN DETERMINING ANY OTHER RETIREMENT BENEFITS, TO PROVIDE FOR CONFIDENTIALITY AND INALIENABILITY OF SUPPLEMENTAL BENEFIT PLANS, TO PROVIDE THAT A COURT-ORDERED ASSIGNMENT OF ALL OR PART OF A SUPPLEMENTAL BENEFIT PLAN ACCOUNT TO A PARTICIPANT’S SPOUSE OR FORMER SPOUSE SHALL BE DISTINCT FROM AN APPROVED DOMESTIC RETIREMENT ORDER AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 511
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM; AMENDING SECTION 59-1342, IDAHO CODE, TO PROVIDE AN ADJUSTMENT IN THE PERCENTAGE OF AVERAGE MONTHLY SALARY TO BE USED IN THE COMPUTATION OF SERVICE RETIREMENT ALLOWANCES AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 512
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO THE BOARD OF MEDICINE; AMENDING SECTION 54-1806A, IDAHO CODE, TO PROVIDE A COMMITTEE ON PROFESSIONAL DISCIPLINE WITHIN THE BOARD OF MEDICINE, TO PROVIDE POWERS AND DUTIES OF THE COMMITTEE, TO PROVIDE MEMBERSHIP AND TO PROVIDE FOR RULES; AMENDING SECTION 54-1806, IDAHO CODE, TO PROVIDE THAT THE BOARD OF MEDICINE SHALL CONTRACT WITH THE OFFICE OF THE ATTORNEY GENERAL FOR LEGAL ASSISTANCE, TO PROVIDE THAT THE RULES OF THE OFFICE OF THE ATTORNEY GENERAL FOR PRACTICE AND PROCEDURE SHALL BE THE RULES FOR PRACTICE AND PROCEDURE BEFORE THE BOARD, TO DELETE REFERENCE TO THE BOARD OF PROFESSIONAL DISCIPLINE, TO REVISE THE AUTHORITY FOR THE BOARD TO REQUEST SUBPOENAS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1814, IDAHO CODE, TO DELETE A CITATION AND TO PROVIDE FOR RULES; AMENDING SECTION 54-3914, IDAHO CODE, TO DELETE A CITATION AND TO PROVIDE FOR RULES; REPEALING SECTION 54-1841, IDAHO CODE; AMENDING SECTION 9-340C, IDAHO CODE, TO PROVIDE THAT THE RECORDS OF CERTAIN BOARD OF MEDICINE PROCEEDINGS AND ANY COMMITTEE OF THE BOARD BE EXEMPT FROM DISCLOSURE AND TO MAKE A TECHNICAL CORRECTION; PROVIDING AN EFFECTIVE DATE AND PROVIDING APPLICATION.

HOUSE BILL NO. 513
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO TAXATION OF LARGE-SIZE FOREST TRACTS; PROVIDING LEGISLATIVE INTENT; AMENDING SECTION 63-1705, IDAHO CODE, TO PROVIDE AN ALTERNATIVE METHOD OF DETERMINING MARKET VALUES FOR ASSESSMENT PURPOSES FOR LARGE-SIZE FOREST TRACTS FOR THE PERIOD JANUARY 1, 2000, THROUGH JANUARY 1, 2006, TO CREATE WITHIN THE STATE TAX COMMISSION THE COMMITTEE ON FOREST LAND TAXATION METHODOLOGIES, TO PROVIDE MEMBERSHIP, TO PROVIDE DUTIES, TO PROVIDE FOR A REPORT TO LEGISLATIVE COMMITTEES AND TO MAKE
TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 514
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO EXPOSURE OF INFANTS TO SUBSTANCE ABUSE; AMENDING SECTION 16-1602, IDAHO CODE, TO FURTHER DEFINE TERMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 1, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-175, IDAHO CODE, TO AUTHORIZE A WORK GROUP TO ADDRESS EXPOSURE OF INFANTS TO SUBSTANCE ABUSE, TO ASSESS NEEDS, TO CONSIDER NECESSARY PROGRAMS AND TO REQUIRE REPORTS AND RECOMMENDATIONS; DECLARING AN EMERGENCY, PROVIDING EFFECTIVE DATES AND PROVIDING SUNSET OF PROVISIONS.

HOUSE BILL NO. 515
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO CREATION OF THE OFFICE OF THE STATE MEDICAL EXAMINER; AMENDING TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 87, TITLE 67, IDAHO CODE, TO CREATE THE OFFICE OF THE STATE MEDICAL EXAMINER, TO CREATE THE MEDICAL EXAMINER ADVISORY COMMISSION, TO PROVIDE THE POWERS AND DUTIES OF THE STATE MEDICAL EXAMINER, TO REQUIRE REPORTS AND RECORDS FROM THE MEDICAL EXAMINER, TO PROVIDE FOR TRAINING AND SUPPORT BY THE MEDICAL EXAMINER; AMENDING SECTION 19-4301, IDAHO CODE, TO SPECIFY CIRCUMSTANCES WHICH GOVERN THE INVESTIGATION OF DEATHS; AMENDING SECTION 19-4301B, IDAHO CODE, TO GOVERN THE REQUIREMENTS FOR PERFORMANCE OF AUTOPSIES; AMENDING CHAPTER 43, TITLE 19, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 19-4301E, IDAHO CODE, TO GOVERN THE CONDITIONS REQUIRING EXHUMATION OF A BODY; AMENDING SECTION 39-252, IDAHO CODE, TO INCREASE THE FEE FOR COPIES, SEARCHES AND OTHER SERVICES BY THE STATE REGISTRAR, TO DEDICATE THE INCREASE TO THE PURPOSES OF THE OFFICE OF THE STATE MEDICAL EXAMINER AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 9-340B, IDAHO CODE, TO GOVERN EXEMPTION OF RECORDS OF THE STATE MEDICAL EXAMINER FROM DISCLOSURE AS PUBLIC RECORDS; AND PROVIDING EFFECTIVE DATES.

H 501, H 502, H 503, H 504, H 505, H 506, H 507, H 508, H 509, H 510, H 511, H 512, H 513, H 514, and H 515 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.

Second Reading of Bills and Joint Resolutions

H 449 and H 450, by Local Government Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 402 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. Ringo to open debate.

The question being, "Shall H 402 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Chirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kempston, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefler, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker.

Total -- 65.

NAYS -- None.

Absent and excused -- Black, Henbest, Kellogg, Pischner, Tilman. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 402 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 397 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 397 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Chirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempston, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefler, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Black, Kellogg, Pischner, Tilman. Total -- 4.

Total -- 70.
Whereupon the Speaker declared **H 397** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 398** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hansen(29) to open debate.

The question being, "Shall **H 398** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Myole, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoichoff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 67.

**NAYS** -- None.

Absent and excused -- Black, Kellogg, Tilman. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 398** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 447** 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. Linford to open debate.

The question being, "Shall **H 447** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Myole, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoichoff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

**NAYS** -- None.

Absent and excused -- Kellogg, Tilman. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 447** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 448** 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. Field(13) to open debate.

The question being, "Shall **H 448** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Myole, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoichoff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

**NAYS** -- None.

Absent and excused -- Kellogg, Tilman. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 448** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 447** 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. Linford to open debate.

The question being, "Shall **HCR 36** be adopted?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Myole, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoichoff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

**NAYS** -- None.

Absent and excused -- Kellogg, Tilman. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **HCR 36** adopted and ordered the resolution transmitted to the Senate.

**H 467** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Gould to open debate.
The question being, "Shall H 467 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Chirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker.  Total -- 68.
NAYS -- None.
Absent and excused -- Kellogg, Tilman.  Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 467 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

H 472 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. Pomeroy to open debate.

The question being, "Shall H 472 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Chirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker.  Total -- 68.
NAYS -- None.
Absent and excused -- Kellogg, Tilman.  Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 472 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

H 474 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. Montgomery to open debate.

The question being, "Shall H 474 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Chirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker.  Total -- 68.
NAYS -- None.
Absent and excused -- Kellogg, Tilman.  Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 474 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

H 416 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. Hammond to open debate.

The question being, "Shall H 416 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Chirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker.  Total -- 67.
NAYS -- None.
Absent and excused -- Crow, Kellogg, Tilman.  Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 416 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

H 423 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. Montgomery to open debate.
The question being, “Shall H 423 pass?”

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kentmon, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pichner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, M r. Speaker. Total -- 65.
NAYS -- Callister, McKague. Total -- 2.
Absent and excused -- Kellogg, Tilman. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 423 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 395 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. Deal to open debate.

The question being, “Shall H 395 pass?”

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kentmon, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pichner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.
NAYS -- None.
Absent and excused -- Kellogg, Tilman. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 395 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 445 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. Gagner to open debate.

The question being, “Shall H 445 pass?”

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kentmon, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pichner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 67.
NAYS -- None.
Absent and excused -- Gould, Kellogg, Tilman. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 445 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 446 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. Ridinger to open debate.

The question being, “Shall H 446 pass?”

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kentmon, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pichner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.
NAYS -- None.
Absent and excused -- Kellogg, Tilman. Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 446 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 457 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 457 pass?”

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kentmon, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pichner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 67.
NAYS -- None.
Absent and excused -- Kellogg, Tilman. Total -- 3.
Total -- 70.
Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smiley, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.
Absent and excused -- Kellogg, Tilman. Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 457 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 11 a.m., Monday, February 7, 2000. Seconded by Mrs. Shepherd. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:03 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

TWENTY-NINTH LEGISLATIVE DAY
MONDAY, FEBRUARY 7, 2000

House of Representatives

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

Roll call showed 68 members present.
Absent and excused -- Linford, Marley. Total -- 2.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 7, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

February 4, 2000

Mr. Speaker:
I transmit herewith enrolled S 1296 for the signature of the Speaker.

WOOD, Secretary

The Speaker Pro Tem announced that enrolled S 1296 would be signed by the Speaker and, when so signed, ordered it returned to the Senate.

February 4, 2000

Mr. Speaker:
I transmit herewith S 1289, S 1290, S 1291, S 1292, S 1293, S 1294, S 1295, S 1302, and S 1303 and I return H 412 which have passed the Senate.

WOOD, Secretary

S 1289, S 1290, S 1291, S 1292, S 1293, S 1294, S 1295, S 1302, and S 1303 were filed for first reading.

H 412 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

February 7, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 37, H 501, H 502, H 503, H 504, H 505, H 506, H 507, H 508, H 509, H 510, H 511, H 512, H 513, H 514, and H 515.

GOULD, Chairman

HCR 37, H 510, and H 511 were referred to the Commerce and Human Resources Committee.

H 502 and H 513 were referred to the Revenue and Taxation Committee.

H 503 was referred to the Resources and Conservation Committee.

H 504, H 505, H 506, H 507, H 508, H 509, and H 514 were referred to the Judiciary, Rules, and Administration Committee.

H 512 was referred to the Health and Welfare Committee.

H 515 was referred to the State Affairs Committee.

H 501 was filed for second reading.
Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 452 and recommend that it do pass.

JONES, Chairman

H 452 was filed for second reading.

February 4, 2000
Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 383 and recommend that it do pass.

KEMPTON, Chairman

H 383 was filed for second reading.

February 4, 2000
Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 385 and report it back with amendments attached to be placed on General Orders for consideration.

KEMPTON, Chairman

H 385 was placed on General Orders for consideration.

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

_Introduction, First Reading, and Reference of Bills and Joint Resolutions_

**HOUSE BILL NO. 516**
BY STATE AFFAIRS COMMITTEE

AN ACT
RELATING TO DISPOSAL OF SURPLUS PROPERTY OF THE STATE OF IDAHO; AMENDING SECTION 58-331, IDAHO CODE, TO PROVIDE AN EXCEPTION TO THE DISPOSAL OF SURPLUS REAL PROPERTY; AMENDING SECTION 58-332, IDAHO CODE, TO REVISE THE PROCEDURE UTILIZED BY THE STATE BOARD OF LAND COMMISSIONERS FOR THE DISPOSAL OF SURPLUS REAL PROPERTY OF THE STATE OF IDAHO; AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 517**
BY STATE AFFAIRS COMMITTEE

AN ACT
RELATING TO THE STATE BUILDING AUTHORITY; AMENDING SECTION 67-6410, IDAHO CODE, TO PROVIDE FOR APPROVAL BY THE STATE BOARD OF EXAMINERS WITH THE PRESIDENT PRO TEMPOR OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES EACH CONCURRING THEREIN TO AUTHORIZE A STATE BODY TO HAVE THE STATE BUILDING AUTHORITY PROVIDE A SPECIFIC FACILITY OR FACILITIES, TO MAKE TECHNICAL CORRECTIONS AND TO PROVIDE A MINIMUM THRESHOLD APPROVAL PROCESS FOR THE BOARD OF EXAMINERS TO GRANT APPROVAL.

**HOUSE BILL NO. 518**
BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT
RELATING TO THE YOUTH PROGRAMS FUND; AMENDING CHAPTER 22, TITLE 31, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 31-2228, IDAHO CODE, TO AUTHORIZE CREATION OF THE YOUTH PROGRAMS FUND, TO DESIGNATE THE PURPOSES OF THE FUND AND TO AUTHORIZE MONEYS FOR DEPOSIT IN THE FUND; AND DECLARING AN EMERGENCY.

**HOUSE BILL NO. 519**
BY EDUCATION COMMITTEE

AN ACT
RELATING TO CHILDREN; AMENDING CHAPTER 60, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-6009, IDAHO CODE, TO CREATE THE PARENTAL INFORMATION FUND IN THE STATE TREASURY, TO PROVIDE FOR FUNDS, TO PROVIDE FOR USES OF THE MONEYS, TO PROVIDE FOR ADMINISTRATION OF THE FUND, TO CREATE AN ADVISORY COMMITTEE AND TO PROVIDE AN ANNUAL REPORT; AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 520**
BY EDUCATION COMMITTEE

AN ACT
RELATING TO MAINTENANCE OF SCHOOLS; AMENDING SECTION 33-511, IDAHO CODE, TO REQUIRE THAT A MAJORITY VOTE SHALL DECIDE THE ELECTION FOR CONTINUANCE OR DISCONTINUANCE OF A SCHOOL; AND DECLARING AN EMERGENCY.

**HOUSE BILL NO. 521**
BY EDUCATION COMMITTEE

AN ACT
RELATING TO AN INCENTIVE SCHOLARSHIP PROGRAM; AMENDING CHAPTER 43, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-4316, IDAHO CODE, TO ESTABLISH THE INCENTIVE SCHOLARSHIP PROGRAM FOR STUDENTS ENROLLING IN ELIGIBLE POSTSECONDARY INSTITUTIONS IN IDAHO, TO PROVIDE LIMITS, TO CREATE THE INCENTIVE SCHOLARSHIP FUND AND TO PROVIDE DUTIES OF THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO; AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 522**
BY EDUCATION COMMITTEE

AN ACT
RELATING TO CHARTER SCHOOLS; AMENDING SECTION 33-5210, IDAHO CODE, TO REQUIRE THAT CHARTER SCHOOLS COMPLY WITH THE REQUIREMENT
THAT ALL SCHOOL EMPLOYEES UNDERGO A CRIMINAL HISTORY CHECK; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 523
BY EDUCATION COMMITTEE
AN ACT
RELATING TO MEMBERS OF THE COMMISSION ON THE ARTS; AMENDING SECTION 67-5603, IDAHO CODE, TO PROVIDE THE TERMS OF THE MEMBERS OF THE COMMISSION ON THE ARTS SHALL BE EXTENDED TO JUNE 30 OF THE YEAR THEIR TERM EXPIRES AND WHEN A MEMBER'S TERM EXPIRES, THE GOVERNOR SHALL APPOINT A MEMBER FOR A FOUR YEAR TERM, WHICH SHALL BE FROM JULY 1 TO JUNE 30 FOUR CALENDAR YEARS LATTER AND TO PROVIDE THAT A VACANCY SHALL BE FILLED FOR THE REMAINDER OF THE TERM; DECLARING AN EMERGENCY AND PROVIDING APPLICATION TO MEMBERS OF THE COMMISSION ON THE ARTS WHOSE TERM WOULD EXPIRE ON APRIL 1, 2000.

HOUSE BILL NO. 524
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO TOWING OF MOTOR VEHICLES; AMENDING CHAPTER 18, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-1807A, IDAHO CODE, TO PROVIDE THAT A TOWING FIRM CALLED TO THE SCENE OF AN ACCIDENT OR DISABLED VEHICLE SHALL REMOVE THE VEHICLE AS DIRECTED BY AN AUTHORIZED OFFICER OR AS REQUESTED BY THE OWNER OR AUTHORIZED AGENT, TO PROHIBIT COLLECTION OF CERTAIN FEES IF THE VEHICLE IS REMOVED OTHER THAN AS SO DIRECTED OR IF THE TOWING FIRM REFUSES TO RELEASE THE VEHICLE TO THE OWNER FOR ANY REASON OTHER THAN THE OWNER'S REFUSAL TO PAY LAWFUL FEES.

HOUSE BILL NO. 525
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO ASSESSMENT OF DAMAGES IN EMINENT DOMAIN PROCEEDINGS; AMENDING SECTION 7-711, IDAHO CODE, TO REVISE THE FORMULA AND PROCEDURE FOR ASSESSMENT OF DAMAGES WHEN THE DAMAGES ARE TO ANY ESTABLISHED BUSINESS OF MORE THAN FIVE YEARS' STANDING AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 526
BY SALI
AN ACT
RELATING TO THE BOARD OF ACUPUNCTURE; AMENDING SECTION 54-4705, IDAHO CODE, TO REQUIRE THAT FUNDS PAID TO THE BOARD SHALL BE AVAILABLE FOR PURPOSES OF THE BOARD SUBJECT TO APPROPRIATION AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE JOINT RESOLUTION NO. 4
BY SALI
A JOINT RESOLUTION

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

SECTION 1. That Article III, of the Constitution of the State of Idaho, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 28, Article III, of the Constitution of the State of Idaho, and to read as follows:

SECTION 28. INTERPRETATION OF CONSTITUTION -- ORIGINAL INTENT TO BE FOLLOWED -- RESOLUTION RESCINDING OR AMENDING JUDICIAL INTERPRETATION -- INITIATIVE TO RESCIND OR AMEND LEGISLATIVE OR JUDICIAL INTERPRETATION. The words of this Constitution, when interpreted as to their effect as law, shall be given the meaning attributed to such words at the time the language became part of this Constitution. Primary regard and directive in all interpretation shall be taken from the intent,
reasoning and principles espoused by those prevailing in the debate over inclusion of the language at issue. The legislature is obligated, when aggrieved by any court’s interpretation of the language of this Constitution, to, by concurrent resolution approved by a majority of both houses, rescind or amend such judicial interpretation to reflect the original meaning of the language construed. The language of that resolution shall then be the law of this state and pending court actions premised on the previous court interpretation shall be appropriately reconsidered and modified. After allowing reasonable time for legislative action, the people, when aggrieved by action or inaction of the legislature, may in the form of initiative approved by a majority of the voting electorate, rescind or amend a court’s or legislature’s interpretation so as to reflect the original meaning of such language.

SECTION 2. The question to be submitted to the electors of the State of Idaho at the next general election shall be as follows:

"Shall Article III, of the Constitution of the State of Idaho be amended by the addition of a new Section 28, Article III, to provide that the words of the Constitution of the State of Idaho, when interpreted as to their effect as law, be given the meaning attributed to such words at the time the language became part of the Constitution and that primary regard and directive in all interpretation be taken from the intent, reasoning and principles espoused by those prevailing in the debate over inclusion of the language at issue, to require the legislature when aggrieved by a court’s interpretation of the language of the Constitution, by concurrent resolution approved by a majority of both houses, rescind or amend such judicial interpretation to reflect the original meaning of the language construed, to provide that the resolution shall then be the law of this state and pending court actions premised on the previous court interpretation shall be appropriately reconsidered and modified, and to provide that the people, when aggrieved by the action or inaction of the legislature, may in the form of initiative approved by a majority of the voting electorate, rescind or amend a court’s or legislature’s interpretation so as to reflect the original meaning of such language?".

SECTION 3. The Legislative Council is directed to prepare the statements required by Section 67-453, Idaho Code, and file the same.

SECTION 4. The Secretary of State is hereby directed to publish this proposed constitutional amendment and arguments as required by law.

H 516, H 517, H 518, H 519, H 520, H 521, H 522, H 523, H 524, H 525, H 526, and HJR 4 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1289, S 1290, S 1291, S 1292, S 1293, S 1294, and S 1295, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1302 and S 1303, by State Affairs Committee, were 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.

Second Reading of Bills and Joint Resolutions

H 498 and H 499, by Appropriations Committee, were read the second time by title and filed for third reading.

H 463 and H 436, by State Affairs Committee, were read the second time by title and filed for third reading.

H 461, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

H 393, by Mr. Speaker, requested by Idaho Department of Labor, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

At this time, the Speaker took the Chair.

H 449 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. Jaquet to open debate.

The question being, "Shall H 449 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempston, Kendall, Kunz, Lake, Loertscher, Mader, Mckague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Selman, Shepard, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, M r. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Callister, Gagner, Linford, Marley. Total -- 4.

Total -- 70.

Whereupon the Speaker declared H 449 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 450 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. Jaquet to open debate.
The question being, "Shall H 450 pass?"

Roll call resulted as follows:


Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Gagner, Linford, Marley, Mortensen. Total -- 4.

Total – 70.

Whereupon the Speaker declared H 450 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

Consideration of General Orders

Mr. Bruneel moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney 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 7, 2000

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration H 414, H 415, H 424, H 404, and H 385 and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H 414

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 16, following "person" delete ", and it" and insert: ", It"; and in line 17, following "parole" delete "and probation".

HOUSE AMENDMENTS TO H 415

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 25, following "(18)" insert: "who is"; in line 26, delete "has been" and following "adjudicated" insert: "for"; and in line 27, following "adult" insert: ", and".

HOUSE AMENDMENT TO H 424

AMENDMENTS TO SECTION 1

On page 2 of the printed bill, in line 16, following "any", insert: "architecturally secure".

CORRECTION TO TITLE

On page 1, in line 4, following "FACILITY" insert: ", TO REVISE THE DEFINITION OF "SECURE FACILITY"".

HOUSE AMENDMENT TO H 404

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 22, delete "livable wage" and insert: "living"; and in line 25, delete "livable wage" and insert: "living".

HOUSE AMENDMENTS TO H 385

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 20, delete "or cloth" and insert: "or cloth"; and in line 21, delete "entire area" and insert: "entire area flag".

AMENDMENT TO SECTION 2

On page 2, in line 7, delete "or cloth".

DENNEY, Chairman

Mr. Denney moved that the report be adopted. Seconded by Mr. Bruneel.

Whereupon the Speaker declared the report adopted.

H 414, as amended, H 415, as amended, H 424, as amended, H 404, as amended, and H 385, 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 advanced to the Sixteenth Order of Business.

Adjournment

Mr. Bruneel moved that the House adjourn until 11 a.m., Tuesday, February 8, 2000. Seconded by Ms. Jaquet. Motion carried.
Whereupon the Speaker declared the House adjourned at 11:45 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAM M JUKER, Chief Clerk

THIRTIETH LEGISLATIVE DAY
TUESDAY, FEBRUARY 8, 2000

House of Representatives

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

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

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 8, 2000

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.

GOULD, Chairman


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

Report of Standing Committees

February 8, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 516, H 517, H 518, H 519, H 520, H 521, H 522, H 523, H 524, H 525, H 526, HJR 4, and House amendments to H 414, H 415, H 424, H 404, and H 385.

GOULD, Chairman

H 516 was referred to the Revenue and Taxation Committee.

H 517 and HJR 4 were referred to the State Affairs Committee.

H 518 was referred to the Judiciary, Rules, and Administration Committee.

H 519, H 520, H 521, H 522, and H 523 were referred to the Education Committee.

H 524 and H 525 were referred to the Transportation and Defense Committee.

H 526 was referred to the Health and Welfare Committee.

February 8, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 412.

GOULD, Chairman

H 412 was referred to the State Affairs Committee.

February 7, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 414, as amended, H 415, as amended, H 424, as amended, H 404, as amended, and H 385, as amended.

GOULD, Chairman

H 414, as amended, H 415, as amended, H 424, as amended, H 404, as amended, and H 385, as amended, were filed for first reading of engrossed bills.

February 8, 2000

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 460 and recommend that it do pass.

CROW, Chairman

H 460 was filed for second reading.

February 7, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration HJR 1 and recommend that it do pass.

DEAL, Chairman

HJR 1 was filed for second reading.

February 7, 2000

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration HJR 3 and recommend that it do pass.

LINFORD, Chairman

HJR 3 was filed for second reading.
February 7, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 438, H 439, H 440, H 441, and H 453 and recommend that they do pass.

GOULD, Chairman

H 438, H 439, H 440, H 441, and H 453 were filed for second reading.

February 7, 2000

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 390 and recommend that it do pass.

TAYLOR, Chairman

H 390 was filed for second reading.

February 7, 2000

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 389 and recommend it back with amendments attached to be placed on General Orders for consideration.

TAYLOR, Chairman

H 389 was placed on General Orders for consideration.

February 7, 2000

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 403, H 442, and H 443 and recommend that they do pass.

SCHAEFER, Chairman

H 403, H 442, and H 443 were filed for second reading.

February 8, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 428 and H 466 and recommend that they do pass.

CROW, Chairman

H 428 and H 466 were filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 6
BY RESOURCES AND CONSERVATION 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 Second Regular Session of the Fifty-fifth Idaho Legislature, do hereby respectfully represent that:

WHEREAS, on February 2, 1999, H.R. 488, known as the "Northern Rockies Ecosystem Protection Act," was introduced in the U.S. House of Representatives;

WHEREAS, the Act is far reaching and would designate wilderness, wild and scenic rivers, national park and preserve study areas, wildland recovery areas, and biological connecting corridors in five northwest states: Idaho, Montana, Oregon, Washington and Wyoming;

WHEREAS, the Act would create over eighteen million acres of new wilderness alone, approximately five million acres of which would be in Idaho, more than in any other state;

WHEREAS, the Act also designates over a million acres along the Idaho-Oregon border as the Hells Canyon/Chief Joseph National Preserve;

WHEREAS, the Act, a concept presented by the Montana-based environmental group, the Alliance for the Wild Rockies, was first introduced in 1992 to oppose a bill designating wilderness areas only in the state of Montana;

WHEREAS, the members of the Idaho congressional delegation opposed the Act in 1992 and continue to oppose it now;

WHEREAS, the Act is also opposed by the majority of representatives in the Congress from the other affected states: Montana, Oregon, Washington and Wyoming;

WHEREAS, the lands addressed by the Act closely resemble those at issue in President Clinton's current roadless lands initiative, which is also opposed by the state of Idaho and the Idaho congressional delegation;

WHEREAS, setting aside so much acreage in Idaho as wilderness, wild and scenic rivers, national park and preserve study areas, wildland recovery areas, and biological connecting corridors would severely reduce employment and income in many areas of the state in which it is difficult to replace the lost money by other means, and would landlock thousands of acres of state endowment land, thereby reducing funds for public education in Idaho.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that we urge the Congress of the United States to oppose H.R. 488, known as the "Northern Rockies Ecosystem Protection Act."

BE IT FURTHER RESOLVED, that the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, support natural resource planning and environmental management featuring site-specific management decisions made by local decision-makers, local citizens and parties directly and personally affected by land and resource management decisions.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 527
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO AUDITORIUM OR COMMUNITY CENTER DISTRICTS; AMENDING SECTION 67-4917B, IDAHO CODE, TO PROVIDE FOR AN AUDITORIUM DISTRICT ESTABLISHED AFTER JULY 1, 2000, THE SALES TAX ON RECEIPTS DERIVED BY HOTELS AND MOTELS WITHIN THE DISTRICT SHALL NOT EXCEED THE MAXIMUM TAX RATE AUTHORIZED IN THE PETITION AND SHALL IN NO EVENT EXCEED FOUR PERCENT AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 528
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO AUDITORIUM OR COMMUNITY CENTER DISTRICTS; AMENDING SECTION 67-4902, IDAHO CODE, TO CLARIFY THE DEFINITION OF DISTRICT; AMENDING SECTION 67-4904, IDAHO CODE, TO CLARIFY PETITION CONTENTS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-4917B, IDAHO CODE, TO REQUIRE SPECIFICATION OF A MAXIMUM TAX RATE; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 529
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO TRUSTS; AMENDING PART 3, CHAPTER 7, TITLE 15, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 15-7-308, IDAHO CODE, TO PROVIDE FOR REMOVAL OF A TRUSTEE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 530
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE HOUSING OF STATE PRISONERS; AMENDING SECTION 20-237A, IDAHO CODE, TO INCREASE THE PER DAY COST FOR HOUSING SENTENCED STATE PRISONERS AND TO PROVIDE FOR LEGISLATIVE REVIEW REGARDING THE COSTS OF HOUSING STATE PRISONERS IN COUNTY JAILS BEGINNING IN 2004.

HOUSE BILL NO. 531
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO SALES AND USE TAX; AMENDING SECTION 63-36220, IDAHO CODE, TO INCLUDE THE IDAHO WOMEN’S AND CHILDREN’S ALLIANCE WITHIN THE DEFINITION OF A HEALTH-RELATED ENTITY AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 532
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE CAPITOL COMMISSION FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 533
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR MEDICAL ASSISTANCE SERVICES FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY.

HOUSE JOINT RESOLUTION NO. 5
BY STATE AFFAIRS COMMITTEE
A JOINT RESOLUTION
PROPOSING AN AMENDMENT TO ARTICLE XX OF THE CONSTITUTION OF THE STATE OF IDAHO, BY THE ADDITION OF A NEW SECTION 5, ARTICLE XX OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO QUALIFICATIONS FOR CONSTITUTIONAL OFFICE, TO PROVIDE THAT QUALIFICATIONS FOR CONSTITUTIONAL OFFICES ARE EXCLUSIVE AND THE SAME SHALL NOT BE CHANGED, ADDED TO OR DIMINISHED EXCEPT BY AMENDMENT TO THE CONSTITUTION OF THE STATE OF IDAHO OR BY CONSTITUTIONAL CONVENTION WHEREBY THE PROPOSED REVISION SHALL BE SUBMITTED TO, AND ADOPTED BY, THE PEOPLE; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

H 527, H 528, H 529, H 530, H 531, H 532, H 533, and HJR 5 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

First Reading of Engrossed Bills

H 414, as amended, H 415, as amended, and H 424, as amended, by Mr. Speaker, requested by Department of Juvenile Corrections, was introduced, read the first time by title and filed for second reading.
H 404, as amended, by Mr. Speaker, requested by Idaho Division of Professional Technical Education, was introduced, read the first time by title and filed for second reading.

H 385, as amended, by Mr. Speaker, requested by Idaho Department of Transportation, was introduced, read the first time by title and filed for second reading.

**Second Reading of Bills and Joint Resolutions**

H 501, by Appropriations Committee, was read the second time by title and filed for third reading.

H 452, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

H 383, by Mr. Speaker, requested by Department of Parks and Recreation, was read the second time by title and filed for third reading.

**Third Reading of Bills and Joint Resolutions**

At this time, Mr. Bruneel took the Chair.

H 498 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. Wood to open debate.

The question being, "Shall H 498 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Clark, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Lake, Linford, Mader, Marley, M eyer, M ontgomery, M ortensen, M oss, M oyle, P arce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Sellman, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail(M iller), Wheeler, Zimmermann, M r. Speaker. Total -- 58.


Absent and excused -- Crow, Cuddy. Total -- 2.

Total – 70.

Whereupon the Speaker Pro Tem declared H 498 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 463 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 M r. Newcomb and M r. Callister to open debate.

The question being, "Shall H 463 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, M cague, M eyer, M ontgomery, M ortensen, M oss, M oyle, P arce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, S ali, Schaefer, Sellman, Shepher, Smith, Smylie, Stevenson, Stoicheff, Stone, T aylor, T ilman, T rail(M iller), Wheeler, Wood, Zimmermann, M r. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Crow. Total -- 1.

Total – 70.

Whereupon the Speaker Pro Tem declared H 463 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 461 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized M rs. Barrett to open debate.

The question being, "Shall H 461 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, M cague, M eyer, M ontgomery, M ortensen, M oss, M oyle, P arce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, S ali, Schaefer, Sellman, Shepher, Smith, Smylie, Stevenson, Stoicheff, Stone, T aylor, T ilman, T rail(M iller), Wheeler, Wood, Zimmermann, M r. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Crow, Cuddy. Total -- 4.

Total – 70.

Whereupon the Speaker Pro Tem declared H 499 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 499 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 M r. Robison to open debate.

The question being, "Shall H 499 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, M cague, M eyer, M ontgomery, M ortensen, M oss, M oyle, P arce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, S ali, Schaefer, Sellman, Shepher, Smith, Smylie, Stevenson, Stoicheff, Stone, T aylor, T ilman, T rail(M iller), Wheeler, Wood, Zimmermann, M r. Speaker. Total -- 58.


Absent and excused -- Crow, Cuddy. Total -- 2.

Total – 70.

Whereupon the Speaker Pro Tem declared H 499 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 463 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 M r. Newcomb and M r. Callister to open debate.

The question being, "Shall H 463 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, M cague, M eyer, M ontgomery, M ortensen, M oss, M oyle, P arce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, S ali, Schaefer, Sellman, Shepher, Smith, Smylie, Stevenson, Stoicheff, Stone, T aylor, T ilman, T rail(M iller), Wheeler, Wood, Zimmermann, M r. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Crow. Total -- 1.

Total – 70.

Whereupon the Speaker Pro Tem declared H 463 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 461 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized M rs. Barrett to open debate.

The question being, "Shall H 461 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, M cague, M eyer, M ontgomery, M ortensen, M oss, M oyle, P arce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, S ali, Schaefer, Sellman, Shepher, Smith, Smylie, Stevenson, Stoicheff, Stone, T aylor, T ilman, T rail(M iller), Wheeler, Wood, Zimmermann, M r. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Crow, Cuddy. Total -- 4.

Total – 70.

Whereupon the Speaker Pro Tem declared H 498 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

NAYS -- Jaquet. Total -- 1.
Absent and excused -- Alltus, Crow, Kunz. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 461 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 393 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. Ridinger to open debate.

The question being, "Shall H 393 pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefcor, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 67.

NAYS -- None.
Absent and excused -- Alltus, Crow, Kunz. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 393 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 436 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. Deal to open debate.

The question being, "Shall H 436 pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefcor, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- Jaquet. Total -- 1.
Absent and excused -- Alltus, Crow, Kunz. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 436 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

Adjournment

Mr. Denney moved that the House adjourn until 11 a.m., Wednesday, February 9, 2000. Seconded by Mrs. Stoicheff. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 12:09 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

THIRTY-FIRST LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 9, 2000

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

Roll call showed 68 members present.
Absent and excused -- Kellogg, Zimmermann. Total -- 2.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 9, 2000

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.

GOULD, Chairman

Consideration of Messages from the Governor and the Senate

February 8, 2000

Mr. Speaker:

I transmit herewith S 1304, S 1313, S 1336, S 1305, S 1311, and S 1348 and I return herewith H 413, H 386, H 387, and H 388 which have passed the Senate.

WOOD, Secretary

S 1304, S 1313, S 1336, S 1305, S 1311, and S 1348 were filed for first reading.

H 413, H 386, H 387, and H 388 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

February 9, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HJM 6, H 527, H 528, H 529, H 530, H 531, H 532, and HJR 5.

GOULD, Chairman

HJM 6 was referred to the Resources and Conservation Committee.

H 527, H 528, and H 531 were referred to the Revenue and Taxation Committee.

H 529, H 530, and HJR 5 were referred to the Judiciary, Rules, and Administration Committee.

H 532 and H 533 were filed for second reading.

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 38
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 THE EXCESSIVE UNEMPLOYMENT RATE AMONG PERSONS WITH DISABILITIES.

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

WHEREAS, sixty percent of Idahoans with disabilities between sixteen and sixty-four years of age are unemployed; and

WHEREAS, this alarming statistic represents approximately 150,000 of Idaho’s citizens; and

WHEREAS, many of the disabled are willing and able to become employed, but once they do so are faced with the dilemma of losing certain federal and state benefits which their earnings cannot sufficiently replace; and

WHEREAS, insufficient training programs and an absence of adequate transportation and affordable housing to accommodate the working disabled are also contributing factors; and

WHEREAS, the causes of this excessive unemployment rate are complex, involving an interplay of state and federal programs, goals and incentives which contradict and frustrate the efforts of the disabled to become employed and maintain a reasonable standard of living; and

WHEREAS, empowering the disabled to become members of the work force, achieve personal financial independence and become taxpayers enhances the self-esteem of the individual and benefits society as a whole by reducing the strain on government resources needed to provide for their financial support and medical care; and

February 8, 2000

Mr. Speaker:

We, your COMMITTEE ON ENVIRONMENTAL AFFAIRS, report that we have had under consideration H 480 and recommend that it do pass.

BARRACLOUGH, Chairman

H 480 was filed for second reading.

February 9, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 437, H 488, and H 489 and recommend that they do pass.

DEAL, Chairman

H 437, H 488, and H 489 were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.
WHEREAS, it is essential to the welfare of the state of Idaho that remedies be identified to address the employment issues confronting this significant segment of Idaho’s population.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth 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 causes of and remedies for the excessive unemployment rate among persons with disabilities in 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, including without limitation, representatives of the disabled, the Department of Health and Welfare, Vocational Rehabilitation, Education, and the Commission for the Blind and Visually Impaired.

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 First Regular Session of the Fifty-sixth Idaho Legislature.

HCR 38 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 534
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO SALES TAX EXEMPTIONS; AMENDING SECTION 63-36220, IDAHO CODE, TO PROVIDE A SALES TAX EXEMPTION FOR DONATIONS TO SALES TO AND PURCHASES BY MUSEUMS; TO DEFINE "MUSEUM" AND TO MAKE A TECHNICAL CORRECTION; AND TO PROVIDE AN EFFECTIVE DATE.

HOUSE BILL NO. 535
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO SPECIAL MOTOR VEHICLE LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CORRECT REFERENCE AND TO CLARIFY DEPOSIT OF CERTAIN FEES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-420B, IDAHO CODE, TO ESTABLISH A LEWIS AND CLARK COMMEMORATIVE LICENSE PLATE PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 536
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO PORT DISTRICTS; AMENDING SECTION 70-1501, IDAHO CODE, TO AUTHORIZE PORT DISTRICTS TO CONSTRUCT, CONDEMN, PURCHASE, ACQUIRE, ADD TO, MAINTAIN AND OPERATE ANY SUPPORT FACILITIES WHICH ADD TO THE USEFULNESS OR DESIRABILITY OF ANY FACILITY THAT A PORT DISTRICT IS AUTHORIZED BY STATUTE TO CONSTRUCT, CONDEMN, PURCHASE, ACQUIRE, ADD TO, MAINTAIN AND OPERATE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 70-1616, IDAHO CODE, TO AUTHORIZE THE PORT COMMISSION TO ACCEPT RENTAL INSURANCE, FINANCIAL OR MONETARY BACKING AS DEEMED SUFFICIENT BY THE COMMISSION IN LIEU OF A SURETY BOND; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 537
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO FEES OF THE COUNTY RECORDER; AMENDING SECTION 31-3205, IDAHO CODE, TO INCREASE THE FEE TO RECORD A DOCUMENT, TO RECORD A PLAT OR MAP AND TO ISSUE A MARRIAGE LICENSE.

HOUSE BILL NO. 538
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO ANNEXATION OF ADJACENT UNINCORPORATED AREAS BY CITIES; AMENDING CHAPTER 2, TITLE 50, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 50-221A, IDAHO CODE, TO PROVIDE A CITY TO GIVE NOTICE OF INTENT TO ANNEX, HOLD A PUBLIC HEARING AND HOLD AN ELECTION IN THE AFFECTED AREA IF CERTAIN EVENTS OCCUR; AMENDING SECTION 50-222, IDAHO CODE, TO REQUIRE THAT A CITY MUST COMPLY WITH THE REQUIREMENT OF SECTION 50-221A, IDAHO CODE, BEFORE IT CAN ANNEX ADJACENT TERRITORY; DECLARING AN EMERGENCY AND PROVIDING APPLICATION.

HOUSE BILL NO. 539
BY ENVIRONMENTAL AFFAIRS COMMITTEE
AN ACT
RELATING TO THE SOLID WASTE FACILITIES ACT; AMENDING SECTION 39-7403, IDAHO CODE, TO REDEFINE "INDUSTRIAL SOLID WASTE" AND "SOLID WASTE" TO CLARIFY EXEMPTIONS FOR MINERAL PROCESSING WASTE AND OTHER MATERIALS UNIQUELY ASSOCIATED WITH MINING AND MINERAL PROCESSING OPERATIONS AND TO MAKE TECHNICAL CORRECTIONS.
HOUSE BILL NO. 540
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO RECORDS EXEMPT FROM DISCLOSURE; AMENDING SECTION 9-340B, IDAHO CODE, TO PROVIDE THAT OPERATION AND SECURITY MANUALS, PLANS OR CODES OF COUNTY JAILS AND BUILDINGS OWNED OR LEASED BY IDAHO STATE GOVERNMENT, A COUNTY OR A CITY SHALL BE EXEMPT FROM DISCLOSURE, TO FURTHER DEFINE A TERM AND TO DEFINE A TERM; AND PROVIDING AN EFFECTIVE DATE.

H 534, H 535, H 536, H 537, H 538, H 539, and H 540 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1304 and S 1305, by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

S 1313, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1336, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1311, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

S 1348, 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.

Second Reading of Bills and Joint Resolutions

H 460, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

HJR 1, by State Affairs Committee, was read the second time by title and filed for third reading.

HJR 3, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

H 438, H 439, H 440, H 441, and H 453, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

H 390, by Mr. Speaker, requested by Board of Professional Engineers and Land Surveyors, was read the second time by title and filed for third reading.

H 403, by Mr. Speaker, requested by Department of Administration, was read the second time by title and filed for third reading.

H 442 and H 443, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

H 428 and H 466, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 414, as amended, and H 415, as amended, by Mr. Speaker, requested by Department of Juvenile Corrections, were read the second time by title and filed for third reading.

H 424, as amended, and H 404, as amended, by Mr. Speaker, requested by Idaho Division of Professional Technical Education, were read the second time by title and filed for third reading.

H 385, as amended, by Mr. Speaker, requested by Idaho Department of Transportation, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 501 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. Hansen(23) to open debate.

The question being, "Shall H 501 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempston, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Mr. Speaker. Total -- 64.

NAYS -- None.

Absent and excused -- Barrett, Field(20), Kellogg, Mortensen, Pischner, Zimmermann. Total -- 6.

Total -- 70.

Whereupon the Speaker declared H 501 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 452 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. Stevenson to open debate.
The question being, "Shall H 452 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Moss, Myole, Pearce, Pischner, Pomeroy, Reynolds, Riding, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Mr. Speaker.

Total -- 66.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 452 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 383 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. Kempton to open debate.

The question being, "Shall H 383 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Moss, Myole, Pearce, Pischner, Pomeroy, Reynolds, Riding, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Mr. Speaker.

Total -- 68.

NAYS -- None.

Absent and excused -- Kellogg, Zimmermann. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 383 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 11 a.m., Thursday, February 10, 2000. Seconded by Ms. Jaquet. Motion carried.
Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 38, H 534, H 535, H 536, H 537, H 538, H 539, and H 540.

GOULD, Chairman

HCR 38 and H 540 were referred to the State Affairs Committee.

H 534 was referred to the Revenue and Taxation Committee.

H 535 was referred to the Transportation and Defense Committee.

H 536, H 537, and H 538 were referred to the Local Government Committee.

H 539 was referred to the Environmental Affairs Committee.

February 10, 2000

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 396 and recommend that it do pass.

TAYLOR, Chairman

H 396 was filed for second reading.

February 9, 2000

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration HCR 37, H 510, and H 511 and recommend that they do pass.

SCHAEFER, Chairman

HCR 37, H 510, and H 511 were filed for second reading.
WHEREAS, during the course of its meetings during the 1999 interim, the committee became aware of additional issues which affect the general safety, quality and uniformity of building construction in this state; and

WHEREAS, the 1999 interim committee was unable to address these related issues because it was restricted by time and the terms of its resolution to recommendations of a specific nature; and

WHEREAS, at the present time the state has no statewide, uniform building codes; and

WHEREAS, there is a need to create a process by which building plans are reviewed and site inspections are conducted for compliance with accessibility standards as required by federal laws and regulations; and

WHEREAS, inspections of construction projects, and thereby the public safety, is compromised by the absence of mandatory inspector certification; and

WHEREAS, the safety of Idaho school students is an important priority and the apparent lack of uniform and enforced review of school building plans and inspections of school buildings should be investigated; and

WHEREAS, school building plans should be reviewed for compliance with applicable building codes; and

WHEREAS, bidding practices are not uniform and often are not fair; and

WHEREAS, advisory and rulemaking boards within the Division of Building Safety should be reexamined as to the number of members on the various boards and the relevance of member positions to the scope of responsibilities and expertise required of the various boards; and

WHEREAS, it is timely and advisable to continue the work of the 1999 Interim Committee on Construction Industry Laws by addressing these issues which have been identified and are in need of legislative attention.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint an interim committee to undertake and complete a study of the feasibility of adopting statewide building codes, to recommend a process for the review of building plans and site inspections for compliance with accessibility standards prescribed by the federal government, to provide for mandatory certification of inspectors if it is deemed advisable, to review bidding practices for fairness and uniformity, and to reexamine the membership of advisory and rulemaking boards within the Division of Building Safety. 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 First Regular Session of the Fifty-sixth Idaho Legislature.

HOUSE CONCURRENT RESOLUTION NO. 40
BY STATE AFFAIRS COMMITTEE
A CONCURRENT RESOLUTION
TO RUBY SAMUELSON, WIFE OF FORMER GOVERNOR DON W. SAMUELSON, HIS SON AND DAUGHTER AND FAMILY MEMBERS.

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

WHEREAS, Don W. Samuelson, a former Idaho Governor and State Senator, died on January 20, 2000; and

WHEREAS, Don Samuelson served in the Idaho State Senate in 1960, 1962 and 1964, including service on the Finance Committee and chairmanship of the Public Resources and Public Recreation Committee; and

WHEREAS, although not a native of Idaho, Don Samuelson became a resident by choice after locating in Sandpoint, Idaho, following his discharge from the U. S. Navy; and

WHEREAS, an astute businessman, Don Samuelson operated the Pend Oreille Sport Shop and later the Don Samuelson Equipment Company, participating in two major Idaho economic interests, recreation activities and the mining and logging industry; and

WHEREAS, as Governor of the State of Idaho, Don Samuelson was recognized for his sincerity, his rugged individualism, and his unwavering commitment to fiscal conservatism; and

WHEREAS, in his personal memoir, "His Hand On My Shoulder: A Life Story of Hunting, Fishing, Love and Politics," Samuelson wrote that "I had the distinct feeling that the good Lord was with me and guiding me throughout my campaign for Governor and the four years that I served in that position."; and

WHEREAS, we salute this fine man and dedicated public servant for his unyielding faith and belief that honesty, integrity, high morals and decency are life's valuable assets and for his perseverance in these values in his personal and political life; and

WHEREAS, Don Samuelson is survived by his wife, Ruby, whose service at his side as the First Lady of Idaho was exemplary and greatly revered, a son and daughter, four grandchildren and four great-grandchildren; and

WHEREAS, it is appropriate that the Legislature of the State of Idaho, on behalf of the citizens of this state which Don Samuelson loved and served with distinction, recognize and memorialize this statesman and express our sympathy to his family.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that we extend our sympathy to the family of former Governor Don W. Samuelson at the loss of this stalwart Idaho citizen whose devotion to public service we commend and recognize.

BE IT FURTHER RESOLVED that the Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Resolution to Ruby Samuelson, wife of Don W. Samuelson with our deepest feelings of love and warmest best wishes.
HOUSE CONCURRENT RESOLUTION NO. 41
BY HEALTH AND WELFARE COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND DECLARING MARCH 2000, COLORECTAL CANCER AWARENESS MONTH.

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

WHEREAS, colorectal cancer is the second leading cause of cancer deaths in the United States; and
WHEREAS, it is estimated that in 1999, physicians diagnosed 400 new cases of colorectal cancer in Idaho; and
WHEREAS, fewer than 50% of men and women above age 50 receive screenings for colorectal cancer; and
WHEREAS, adopting a healthy diet at a young age can significantly reduce the risk of developing colorectal cancer; and
WHEREAS, March is designated as National Colorectal Cancer Awareness month and National Nutrition Awareness month and the prevention of colorectal cancer is highly dependent upon dietary factors; and
WHEREAS, regular diagnostic screenings can prevent the disease and save many lives; and
WHEREAS, education can help inform the public of methods of prevention and symptoms for early detection of the disease.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that March 2000, is declared “Colorectal Cancer Awareness Month” in Idaho and the Legislature calls upon the people of this state to observe the month by learning about the prevention of colorectal cancer and by encouraging all persons age 50 and older or otherwise at high risk to be screened for the disease.

HCR 39, HCR 40, and HCR 41 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 541
BY EDUCATION COMMITTEE
AN ACT
RELATING TO SCHOOL UNIFORMS; AMENDING SECTION 33-512, IDAHO CODE, TO PROVIDE THAT THE BOARD OF TRUSTEES OF EACH SCHOOL DISTRICT SHALL HAVE THE POWER TO ESTABLISH A POLICY WHICH REQUIRES PUPILS TO WEAR SCHOOL UNIFORMS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 542
BY EDUCATION COMMITTEE
AN ACT
RELATING TO CRIMINAL HISTORY CHECKS FOR EMPLOYEES OF PAROCHIAL SCHOOLS UPON REQUEST; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 543
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO EMPLOYER LIABILITY FOR ACTS OF AN EMPLOYEE; PROVIDING LEGISLATIVE INTENT; AND AMENDING CHAPTER 16, TITLE 6, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 6-1607, IDAHO CODE, TO LIMIT THE LIABILITY OF AN EMPLOYER FOR THE TORTIOUS ACTS OF AN EMPLOYEE.

HOUSE BILL NO. 544
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO WATER RIGHTS; AMENDING SECTION 42-1426, IDAHO CODE, TO PROVIDE THAT PERSONS HAVE THIRTY DAYS FROM THE DATE OF LAST PUBLICATION OF THE NOTICE OF ENLARGEMENT OF A WATER RIGHT TO FILE A PETITION WITH THE DEPARTMENT OF WATER RESOURCES TO ASSERT ANY CLAIMED INJURY FROM THE ENLARGEMENT.

HOUSE BILL NO. 545
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO WATER RIGHTS; AMENDING SECTION 42-248, IDAHO CODE, TO EXTEND THE TIME PERIODS FOR FILING CERTAIN INFORMATION WITH THE DEPARTMENT OF WATER RESOURCES, TO EXTEND THE TIME PERIOD FOR LATE FILING FEES, TO PROVIDE THAT THE DIRECTOR MAY WAIVE LATE FILING FEES FOR GOOD CAUSE, TO PROVIDE THAT FILING AN APPLICATION TO CHANGE A WATER RIGHT IN CERTAIN CIRCUMSTANCES SHALL BE DEEMED COMPLIANCE, TO PROVIDE FILING FEES, TO PROVIDE A PROCEDURE FOR RECEIVING NOTICE OF CERTAIN ACTIONS AFFECTING A WATER RIGHT AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 546
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO APPEALS FROM APPLICATION TO APPROPRIATE WATERS; AMENDING SECTIONS 42-203A AND 42-222, IDAHO CODE, TO AUTHORIZE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES TO IMPOSE APPROPRIATE SANCTIONS FOR FILING A PLEADING NOT REASONABLY GROUNDED IN FACT OR LAW AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 547
BY BUSINESS COMMITTEE
AN ACT
RELATING TO NONPROFIT HOSPITAL SALES AND CONVERSIONS; AMENDING TITLE 48, IDAHO CODE, BY
THE ADDITION OF A NEW CHAPTER 15, TITLE 48, IDAHO CODE, TO PROVIDE A STATEMENT OF LEGISLATIVE FINDINGS AND INTENT, TO PROVIDE DEFINITIONS, TO PROVIDE NOTICE TO THE ATTORNEY GENERAL, TO PROVIDE FOR ATTORNEY GENERAL REVIEW AND TIME PERIODS, TO PROVIDE FOR PUBLIC MEETINGS, NOTICE AND TIME, TO PROVIDE NONPROFIT HOSPITAL CONVERSION TRANSACTION REVIEW ELEMENTS, TO PROVIDE FOR RULEMAKING AND CONSEQUENCES OF REFUSAL TO PROVIDE INFORMATION, TO PROVIDE FOR CONTRACTS WITH AGENCIES AND CONSULTANTS, REIMBURSEMENTS FOR COSTS AND EXPENSES OF REVIEW, TO PROVIDE FOR PUBLIC RECORDS, TO PROVIDE FOR PENALTIES AND REMEDIES, TO PROVIDE FOR NOTICE AND REVIEW OF NONPROFIT HOSPITAL ACQUISITION OF A NONPROFIT HOSPITAL, TO PROVIDE FOR THE PROHIBITION OF ANY PRIVATE BENEFIT FROM THE ACQUISITION OF A NONPROFIT HOSPITAL AND TO PROVIDE FOR THE APPLICATION OF THE ACT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 548
BY BUSINESS COMMITTEE
AN ACT
RELATING TO PUBLIC WORKS CONTRACTORS; AMENDING SECTION 54-1903, IDAHO CODE, TO INCREASE THE VALUE OF WORK EXEMPT FROM THE PROVISIONS OF THIS CHAPTER.

HOUSE BILL NO. 549
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO WORKER’S COMPENSATION; AMENDING SECTION 72-223, IDAHO CODE, TO FURTHER CLARIFY ATTORNEY FEE OBLIGATIONS WHEN CLAIMS ARE MADE AGAINST A THIRD PARTY; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 550
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO REGULATION OF TELECOMMUNICATIONS; AMENDING SECTION 62-610F, IDAHO CODE, TO DELETE LANGUAGE PROVIDING REFERENCE TO THE FEDERAL COMMUNICATION’S COMMISSION IMPLEMENTATION DATE OF A NEW MECHANISM FOR DETERMINING HIGH-COST SUPPORT FOR NONRURAL CARRIERS; AND DECLARING AN EMERGENCY.

H 541, H 542, H 543, H 544, H 545, H 546, H 547, H 548, H 549, and H 550 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1297, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1349, S 1352, and S 1362, 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.

Second Reading of Bills and Joint Resolutions
H 532 and H 533, by Appropriations Committee, were read the second time by title and filed for third reading.

S 1299, by State Affairs Committee, was read the second time by title and filed for third reading.

H 490 and H 494, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

H 480, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

H 437, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1348, by Finance Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions
H 460 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. Ridinger to open debate.

The question being, "Shall H 460 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Gagner, Moss. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 460 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

Mr. Schaefer asked unanimous consent that H 443 be returned to the Commerce and Human Resources Committee. There being no objection, it was so ordered.
HJR 1 was read the third time at length, and placed before the House for final consideration.

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

The question being, "Shall HJR 1 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Zimmermann, Mr. Speaker. Total -- 65.


Absent and excused -- Moss. Total -- 1.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, HJR 1 passed the House. Title was approved and the resolution was ordered transmitted to the Senate.

HJR 3 was read the third time at length, and placed before the House for final consideration.

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

The question being, "Shall HJR 3 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 41.


Absent and excused -- Moss. Total -- 1.

Total -- 70.

Whereupon the Speaker declared that less than two-thirds of the membership having voted in the affirmative, HJR 3 failed to pass the House and was ordered filed in the office of the Chief Clerk.

H 438 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 438 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Hansen(29), Moh. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 438 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 439 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. Boe to open debate.

The question being, "Shall H 439 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Hansen(29), Moss. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 439 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel 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.
Adjournment

Mr. Bruneel moved that the House adjourn until 10:30 a.m., Friday, February 11, 2000. Seconded by Ms. Jaquet. Motion carried.

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

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

THIRTY-THIRD LEGISLATIVE DAY
FRIDAY, FEBRUARY 11, 2000

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 65 members present.

Absent and excused -- Campbell, Crow, Hansen(29), Linford, Moss. Total -- 5.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 11, 2000

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.

GOULD, Chairman


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

Report of Standing Committees

February 11, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 39, HCR 40, HCR 41, H 541, H 542, H 543, H 544, H 545, H 546, H 547, H 548, and H 550.

GOULD, Chairman

HCR 39, H 547, and H 548 were referred to the Business Committee.

HCR 41 was referred to the Health and Welfare Committee.

H 541 and H 542 were referred to the Education Committee.

H 543 was referred to the Judiciary, Rules, and Administration Committee.

H 544, H 545, and H 546 were referred to the Resources and Conservation Committee.

H 549 was referred to the Commerce and Human Resources Committee.

H 550 was referred to the State Affairs Committee.

HCR 40 was filed for second reading.

February 11, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 412 to the Governor at 11:45 a.m., as of this date, February 10, 2000.

GOULD, Chairman

February 10, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 513 and recommend that it do pass.

CROW, Chairman

H 513 was filed for second reading.

February 10, 2000

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 407, H 408, and H 411 and recommend that they do pass.

REYNOLDS, Chairman

H 407, H 408, and H 411 were filed for second reading.

February 10, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 492 and recommend it be referred to the Environmental Affairs Committee.

KEMPTON, Chairman

H 492 was referred to the Environmental Affairs Committee.

February 10, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 493, H 495, H 497, and H 524 and recommend that they do pass.

KEMPTON, Chairman

H 493, H 495, H 497, and H 524 were filed for second reading.
February 10, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 491 and report it back with amendments attached to be placed on General Orders for consideration.

KEMPTON, Chairman

H 491 was placed on General Orders for consideration.

February 10, 2000

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration S 1311 and recommend it be referred to the Business Committee.

SCHAEFER, Chairman

S 1311 was referred to the Business Committee.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 42
BY TRANSPORTATION AND DEFENSE COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE IDAHO TRANSPORTATION DEPARTMENT RELATING TO OVERLEGAL PERMITS FOR EXTRA-LENGTH VEHICLE COMBINATIONS AND WEATHER RESTRICTIONS.

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 Transportation Department relating to overlegal permits for extra-length vehicle combinations and weather restrictions is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 39.03.22, Section 200, Subsection 05 only, rules of the Idaho Transportation Department relating to overlegal permits for extra-length vehicle combinations and weather restrictions is not consistent with legislative intent and should be rejected.

HCR 42 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.
TO PROVIDE A MAXIMUM CREDIT; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 554
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO HORSE OWNERS; AMENDING SECTION 25-2510, IDAHO CODE, TO PROVIDE FOR A REFERENDUM TO DETERMINE WHETHER HORSE OWNERS SUPPORT AN INCREASE FROM ONE DOLLAR TO THREE DOLLARS IN THE PER HEAD ASSESSMENT FOR FUNDING THE IDAHO HORSE BOARD; TO PROVIDE REQUIREMENTS FOR A REFERENDUM TO DETERMINE WHETHER THE ASSESSMENT TO FUND THE IDAHO HORSE BOARD SHOULD CONTINUE AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 25-2505, IDAHO CODE, TO PROVIDE THE ASSESSMENT PER HORSE SHALL BE THREE DOLLARS AND TO PROVIDE THAT THE ASSESSMENT SHALL REVERT TO ONE DOLLAR IF SO VOTED AT THE REFERENDUM.

HOUSE BILL NO. 555
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO THE IDAHO PESTICIDES AND CHEMIGATION LAW; AMENDING SECTION 22-3404, IDAHO CODE, TO CLARIFY THAT THOSE PERSONS USING CHEMICALS IN AN IRRIGATION SYSTEM ARE NOT EXEMPTED FROM ANY LICENSING REQUIREMENTS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 556
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO MARKET LABELING OF FRUITS OR VEGETABLES OR PACKAGES OF HONEY; AMENDING CHAPTER 1, TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 22-111, IDAHO CODE, TO REQUIRE LABELING PRODUCTS WHICH ORIGINATE IN IDAHO TO INDICATE THEIR ORIGIN, TO REQUIRE LABELING PRODUCTS WHICH DO NOT ORIGINATE IN IDAHO TO INDICATE THEIR ORIGIN AND PROHIBITING THE REMOVAL OF SUCH LABELING.

HOUSE BILL NO. 557
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO THE ALFALFA SEED INDUSTRY ACT; AMENDING THE HEADING FOR CHAPTER 42, TITLE 22, IDAHO CODE; AMENDING SECTION 22-4201, IDAHO CODE, TO CHANGE THE TITLE OF THE ACT TO THE ALFALFA AND CLOVER SEED COMMISSION AND TO PROVIDE THAT MEMBERS INCLUDE REPRESENTATIVES OF THE CLOVER SEED INDUSTRY; AMENDING SECTION 22-4205, IDAHO CODE, TO ADD REFERENCES TO CLOVER SEED GROWERS; AMENDING SECTION 22-4207, IDAHO CODE, TO PROVIDE THAT THE POWERS AND DUTIES OF THE ALFALFA AND CLOVER SEED COMMISSION INCLUDE ACTIVITIES RELATED TO CLOVER SEED AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 22-4208, IDAHO CODE, TO PROVIDE A REFERENCE TO THE ALFALFA AND CLOVER SEED COMMISSION; AMENDING SECTION 22-4210, IDAHO CODE, TO PROVIDE AN ASSESSMENT ON CLOVER SEED; AMENDING SECTION 22-4211, IDAHO CODE, TO ADD REFERENCES TO CLOVER SEED IN THE CONTEXT OF PAYING ASSESSMENTS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 22-4214, IDAHO CODE, TO REQUIRE RECORDS FOR CLOVER SEED AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING A RETROACTIVE EFFECTIVE DATE.

HOUSE BILL NO. 558
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO SOIL AND PLANT AMENDMENTS; REPEALING CHAPTER 11, TITLE 22, IDAHO CODE, AS ADDED BY SECTION 1, CHAPTER 426, LAWS OF 1990; REPEALING SECTIONS 22-2203, 22-2204, 22-2205, 22-2206 AND 22-2213, IDAHO CODE; AND AMENDING TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 22, TITLE 22, IDAHO CODE, TO PROVIDE A TITLE, TO PROVIDE FOR ADMINISTRATION BY THE DEPARTMENT OF AGRICULTURE, TO PROVIDE DEFINITIONS OF WORDS AND TERMS, TO PROVIDE FOR ADOPTION OF RULES, TO PROVIDE FOR REGISTRATION OF PRODUCTS, TO PROVIDE FORMULAS, TO PROVIDE LABELS WITH CERTAIN INFORMATION ARE REQUIRED, TO PROVIDE TONNAGE FEES, TO PROVIDE FOR TONNAGE REPORTS, TO PROVIDE FOR INSPECTION, SAMPLING AND ANALYSIS, TO PROVIDE FOR SHORT WEIGHTS, TO PROVIDE PENALTIES FOR DEFICIENT ANALYSIS, TO PROVIDE FOR ASSESSMENT OF PENALTIES, TO PROHIBIT MISBRANDING, TO PROHIBIT ADULTERATION, TO PROVIDE FOR PUBLICATION OF INFORMATION, TO PROVIDE FOR ISSUANCE AND ENFORCEMENT OF STOP-SALE ORDERS, TO PROVIDE VIOLATIONS, TO PROVIDE REMEDIES FOR VIOLATIONS, TO PROVIDE FOR DISPOSITION OF FUNDS RECEIVED, TO PROVIDE FOR COOPERATION WITH OTHER GOVERNMENTAL AGENCIES, TO PROVIDE THAT ENACTMENT DOES NOT AFFECT EXISTING LIABILITY, TO PROVIDE THAT THE CHAPTER DOES NOT APPLY TO WHOLESALE TRANSACTIONS AND TO PROVIDE SEVERABILITY.
HOUSE BILL NO. 559
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO THE SOIL CONSERVATION COMMISSION AND DISTRICTS; AMENDING SECTION 22-2716, IDAHO CODE, TO PROVIDE FURTHER LEGISLATIVE INTENT; AMENDING SECTION 22-2717, IDAHO CODE, TO FURTHER DEFINE TERMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 22-2718, IDAHO CODE, TO PROVIDE THAT THE SOIL CONSERVATION COMMISSION SHALL PROVIDE THE ESTABLISHMENT AND ENCOURAGEMENT OF THE IDAHO ONEPLAN AS A PRIMARY COMPUTER-BASED CONSERVATION PLANNING PROCESS FOR ALL NATURAL RESOURCE CONCERNS AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 560
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO DAY CARE FACILITIES; AMENDING SECTION 39-1102, IDAHO CODE, TO REVISE THE DEFINITIONS OF "FAMILY DAY CARE HOME" AND "GROUP DAY CARE FACILITY"; AMENDING SECTION 39-1110, IDAHO CODE, TO PROVIDE THAT GROUP DAY CARE FACILITIES MUST COMPLY WITH HEALTH STANDARDS; AMENDING SECTION 39-1113, IDAHO CODE, TO PROVIDE THAT THE DEPARTMENT OF HEALTH AND WELFARE SHALL IMMEDIATELY INVESTIGATE ANY DAY CARE CENTER OR GROUP DAY CARE FACILITY AND TAKE APPROPRIATE ACTION UPON A REPORT BY A PUBLIC HEALTH DISTRICT THAT THE HEALTH OR SAFETY OF CHILDREN IS ENDANGERED; AMENDING SECTION 39-1114, IDAHO CODE, TO PROVIDE THAT A GROUP DAY CARE FACILITY SHALL OBTAIN A HEALTH INSPECTION FROM THE DISTRICT HEALTH DEPARTMENT ESTABLISHING COMPLIANCE WITH HEALTH STANDARDS; AND AMENDING SECTION 39-1119, IDAHO CODE, TO PROVIDE FOR THE EFFECTIVE PERIOD OF THE REGISTRATION STICKERS, TO PROVIDE REFERENCES TO ALL-TERRAIN VEHICLES AND MOTORBIKES, TO PROVIDE AN EXEMPTION FROM STANDARD MOTOR VEHICLE REGISTRATION FOR ALL-TERRAIN VEHICLES AND MOTORBIKES USED ON CERTAIN HIGHWAYS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 562
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO EXEMPTIONS FROM SALES AND USE TAXES; AMENDING SECTION 63-3622O, IDAHO CODE, TO FURTHER DEFINE HEALTH-RELATED ENTITIES TO INCLUDE THE IDAHO DIABETES YOUTH PROGRAMS AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 563
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO AREAS OF CITY IMPACT; AMENDING SECTION 50-1306, IDAHO CODE, TO PROVIDE THAT FIRE AND OTHER LIFE SAFETY CODES ADOPTED BY A CITY SHALL NOT APPLY TO PROPERTY OUTSIDE THE CORPORATE LIMITS OF THE CITY, BUT IN THE AREA OF CITY IMPACT, UNLESS THE CITY OR FIRE DISTRICT CAN SHOW THAT THE PUBLIC SAFETY WOULD BE COMPROMISED; AND DECLARING AN EMERGENCY.

H 551, H 552, H 553, H 554, H 555, H 556, H 557, H 558, H 559, H 560, H 561, H 562, and H 563 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.
Second Reading of Bills and Joint Resolutions

H 444 and H 471, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

H 396, by Mr. Speaker, requested by Department of Insurance, was read the second time by title and filed for third reading.

HCR 37, H 510, and H 511, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

H 475, by State Affairs Committee, was read the second time by title and filed for third reading.

H 396, by Mr. Speaker, requested by Department of Insurance, was read the second time by title and filed for third reading.

S 1349, S 1352, and S 1362, by Finance Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 440 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. Sellman to open debate.

The question being, "Shall H 440 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Barrett, Callister, Campbell, Crow, Hansen(29), Jones, Linford, M oss. Total -- 7.
Total -- 70.
Whereupon the Speaker declared H 440 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 453 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. Clark to open debate.

The question being, "Shall H 453 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefrer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Mr. Speaker. Total -- 59.
NAYS -- None.
Absent and excused -- Barrett, Callister, Campbell, Crow, Hansen(29), Jones, Linford, M oss, Sellman, Smylie, Zimmermann. Total -- 11.
Total -- 70.
Whereupon the Speaker declared H 453 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 390 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. Stone to open debate.
The question being, "Shall H 390 pass?"

Roll call resulted as follows:
NAYS -- Campbell. Total -- 1.
Paired Vote:
AYE -- Lake. NAY -- Campbell.
(Pair enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker declared H 390 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 403 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. Hadley to open debate.

The question being, "Shall H 403 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, McKague, Meye, Montgomery, Mortensen, Mylee, Pearson, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 59.
Total -- 70.

Whereupon the Speaker declared H 442 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 428 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 428 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meye, Montgomery, Mortensen, Mylee, Pearson, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.
NAYS -- None. Total -- 70.
Absent and excused -- Campbell, Crow, Hammond, Hansen(29), Linford, Marley, Moss. Total -- 7.
Total -- 70.

Whereupon the Speaker declared H 428 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 415, 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. Ridinger to open debate.

The question being, "Shall H 415 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meye, Montgomery, Mortensen, Mylee, Pearson, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.
NAYS -- None. Total -- 70.
Total -- 70.

Whereupon the Speaker declared H 415 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
The question being, "Shall H 415, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Jud, Kellogg, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Moyle, Pearce, Pomroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 415, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 424, 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. Montgomery to open debate.

The question being, "Shall H 424, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Jud, Kellogg, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Moyle, Pearce, Pomroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wood, Zimmermann, Mr. Speaker. Total -- 60.


Total -- 70.

Whereupon the Speaker declared H 424, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 385, 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. Pischner to open debate.

The question being, "Shall H 385, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Jud, Kellogg, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Moyle, Pearce, Pomroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wood, Zimmermann, Mr. Speaker. Total -- 60.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 385, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 532 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 \( \text{H 532} \) pass?"

Roll call resulted as follows:

\[ \text{AYES} -- \text{Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wood, Zimmermann, Mr. Speaker. Total -- 61.} \]

\[ \text{NAYS} -- \text{None.} \]

Absent and excused -- \text{Black, Campbell, Crow, Deal, Hammond, Hansen(29), Linford, Moss, Wheeler. Total -- 9.} \]

Total -- 70.

Whereupon the Speaker declared \( \text{H 532} \) passed the House. Title was approved and the bill was ordered transmitted to the Senate.

\( \text{H 533} \) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized \text{Mr. Marley} to open debate.

The question being, "Shall \( \text{H 533} \) pass?"

Roll call resulted as follows:

\[ \text{AYES} -- \text{Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wood, Zimmermann, Mr. Speaker. Total -- 61.} \]

\[ \text{NAYS} -- \text{None.} \]

Absent and excused -- \text{Black, Campbell, Crow, Deal, Hammond, Hansen(29), Linford, Moss. Total -- 9.} \]

Total -- 70.

Whereupon the Speaker declared \( \text{H 533} \) passed the House. Title was approved and the bill was ordered transmitted to the Senate.

\( \text{H 490} \) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized \text{Mr. Smith} to open debate.

The question being, "Shall \( \text{H 490} \) pass?"

Roll call resulted as follows:

\[ \text{AYES} -- \text{Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.} \]

\[ \text{NAYS} -- \text{None.} \]

Absent and excused -- \text{Alltus, Black, Campbell, Crow, Deal, Hammond, Hansen(29), Linford, Moss. Total -- 9.} \]

Total -- 70.

Whereupon the Speaker declared \( \text{H 490} \) passed the House. Title was approved and the bill was ordered transmitted to the Senate.

\( \text{H 494} \) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized \text{Mr. Smith} to open debate.

The question being, "Shall \( \text{H 494} \) pass?"

Roll call resulted as follows:

\[ \text{AYES} -- \text{Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.} \]

\[ \text{NAYS} -- \text{None.} \]

Absent and excused -- \text{Alltus, Black, Campbell, Crow, Deal, Hammond, Hansen(29), Linford, Moss. Total -- 9.} \]

Total -- 70.

Whereupon the Speaker declared \( \text{H 494} \) passed the House. Title was approved and the bill was ordered transmitted to the Senate.

\( \text{H 480} \) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized \text{Mr. Pischner} to open debate.

The question being, "Shall \( \text{H 480} \) pass?"
The question being, "Shall **H 480** pass?"

Roll call resulted as follows:
AYES -- Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefcr, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.
NAYS -- None.
Absent and excused -- Alltus, Black, Campbell, Crow, Deal, Hammond, Hansen(29), Linford, Moss. Total -- 9.
Total -- 70.

Whereupon the Speaker declared **H 480** passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

**H 437** 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. Stone to open debate.

The question being, "Shall **H 437** pass?"

Roll call resulted as follows:
AYES -- Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendall, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefcr, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 57.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared **H 437** passed the House.
Title was approved and the bill was ordered returned to the Senate.

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

**Adjournment**

Mr. Bruneel moved that the House adjourn until 10:45 a.m., Monday, February 14, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:36 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAM JUKER, Chief Clerk

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**THIRTY-SIXTH LEGISLATIVE DAY**
**MONDAY, FEBRUARY 14, 2000**

The House convened at 10:45 a.m., Mr. Bruneel in the Chair.

Roll call showed 67 members present.
Absent and excused -- Geddes, Hornbeck, Linford.
Total -- 3.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.
Approval of Journal

February 14, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

February 11, 2000

Mr. Speaker:

I return herewith enrolled H 413, H 386, H 387, and H 388 which have been signed by the President.

WOOD, Secretary

Enrolled H 413, H 386, H 387, and H 388 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 11, 2000

Mr. Speaker:

I return herewith HCR 35 which has passed the Senate.

WOOD, Secretary

HCR 35 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

February 14, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 42, H 551, H 552, H 553, H 554, H 555, H 556, H 557, H 558, H 559, H 560, H 561, H 562, and H 563.

GOULD, Chairman

HCR 42 and H 561 were referred to the Transportation and Defense Committee.

H 551 and H 563 were referred to the Local Government Committee.

H 552, H 553, and H 562 were referred to the Revenue and Taxation Committee.

H 554, H 555, H 556, H 557, H 558, and H 559 were referred to the Agricultural Affairs Committee.

H 560 was referred to the Health and Welfare Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 564

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

RELATING TO LICENSING OF FARM LABOR CONTRACTORS; AMENDING TITLE 44, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 16, TITLE 44, IDAHO CODE, TO PROVIDE APPLICABILITY, TO PROVIDE DEFINITIONS, TO PROVIDE FOR LICENSING OF FARM LABOR CONTRACTORS, TO PROVIDE AN APPLICATION PROCESS AND QUALIFICATIONS FOR ISSUANCE OF A LICENSE, TO PROVIDE BONDING, TO PROVIDE CLAIMS FOR WAGES, TO PROVIDE GROUNDS FOR DENIAL OF A LICENSE, TO PROVIDE FOR REVOCATION, SUSPENSION, REFUSAL TO ISSUE AND REFUSAL TO RENEW A LICENSE, TO SPECIFY INFORMATION TO BE CONTAINED ON THE LICENSE, TO PROVIDE FOR EXPIRATION AND RENEWAL OF LICENSES, TO PROVIDE DUTIES OF FARM LABOR CONTRACTORS, TO SPECIFY PROHIBITED ACTS BY FARM LABOR CONTRACTORS, TO PROVIDE FOR ASSESSMENT OF CIVIL PENALTIES AND DUE PROCESS, TO PROVIDE CIVIL ACTIONS, TO PROVIDE FOR SERVICE OF PROCESS ON AN UNLICENSED CONTRACTOR AND TO PROHIBIT RETALIATION AGAINST AN EMPLOYEE; AND PROVIDING AN EFFECTIVE DATE.

February 11, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 486 and recommend that it do pass.

DEAL, Chairman

H 486 was filed for second reading.

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

H 486 was filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.
SCHOOL EXCEPT UPON APPROVAL OF THE BOARD OF COUNTY COMMISSIONERS AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 23-916, IDAHO CODE, TO AUTHORIZE THE BOARD OF COUNTY COMMISSIONERS TO IMPOSE AND COLLECT AN ANNUAL FEE ON LICENSES ISSUED WITHIN THE UNINCORPORATED LIMITS OF THE COUNTY FOR THE USE AND BENEFIT OF THE COUNTY.

HOUSE BILL NO. 566

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO DESIGNATION OF THE STATE FRUIT; AMENDING THE HEADING FOR CHAPTER 45, TITLE 67, IDAHO CODE; AMENDING CHAPTER 45, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-4510, IDAHO CODE, TO DESIGNATE THE HUCKLEBERRY AS THE STATE FRUIT.

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

Second Reading of Bills and Joint Resolutions

HCR 40, by State Affairs Committee, was read the second time by title and filed for third reading.

H 513, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

H 407, by Mr. Speaker, requested by Idaho Commission on Aging, was read the second time by title and filed for third reading.

H 408, by Mr. Speaker, requested by Bureau of Occupational Licenses, was read the second time by title and filed for third reading.

H 411, by Mr. Speaker, requested by Board of Dentistry, was read the second time by title and filed for third reading.

H 493, H 495, H 497, and H 524, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 466 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Hansen(29) to open debate.

The question being, "Shall H 466 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Snylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Zimmermann.

Total -- 65.

NAYS -- None.

Absent and excused -- Geddes, Hornbeck, Linford, Wood, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 466 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 414, 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. Moss to open debate.

The question being, "Shall H 414, as amended, pass?"

Roll call resulted as follows:


Total -- 66.

NAYS -- None.

Absent and excused -- Geddes, Hornbeck, Linford, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 414, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

S 1299 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. Sali to open debate.

The question being, "Shall S 1299 pass?"

Roll call resulted as follows:

AYE S -- Alltus, Barraclough, Barrett, Bell, Black, Brunee, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Henbest, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner,


Paired Vote:
AYE -- Mr. Speaker. NAY -- Jones.
(Pair enumerated in the roll call above.)
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1299 passed the House. Title was approved and the bill was ordered returned to the Senate.

H 444 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. Hansen(23) to open debate.

The question being, "Shall H 444 pass?"

Roll call resulted as follows:
Total -- 66.

NAYS -- None.
Absent and excused -- Geddes, Hornbeck, Linford, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 444 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 471 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. Taylor to open debate.

At this time, the Speaker took the chair.

The question being, "Shall H 471 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Riding, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smyle, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 67.

NAYS -- None.
Absent and excused -- Geddes, Hornbeck, Linford.
Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 471 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 396 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. Taylor to open debate.

At this time, the Speaker took the chair.

The question being, "Shall H 396 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Riding, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smyle, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 67.

NAYS -- None.
Absent and excused -- Geddes, Hornbeck, Linford, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 396 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel 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.

Adjournment

Mr. Denney moved that the House adjourn until 10:45 a.m., Tuesday, February 15, 2000. Seconded by Ms. Jaquet. Motion carried.
Whereupon the Speaker declared the House adjourned at 12:20 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAM M JUKER, Chief Clerk

THIRTY-SEVENTH LEGISLATIVE DAY
TUESDAY, FEBRUARY 15, 2000

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed 69 members present.

Absent and excused -- Hornbeck. Total -- 1.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 15, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

February 14, 2000

Mr. Speaker:

I transmit herewith S 1306 and S 1364 which have passed the Senate.

WOOD, Secretary

S 1306 and S 1364 were filed for first reading.

Mr. Speaker:

I return herewith H 472 which has passed the Senate.

WOOD, Secretary

H 472 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

February 14, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 35.

GOULD, Chairman

HCR 35 was referred to the Agriculture Affairs Committee.

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, recommend that it do pass.

CROW, Chairman

H 468 was filed for second reading.

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 468 and recommend that it do pass.

CROW, Chairman

H 468 was placed on General Orders for consideration.

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 478 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 478 was placed on General Orders for consideration.

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 516 and recommend it be referred to the State Affairs Committee.

CROW, Chairman

H 516 was referred to the State Affairs Committee.
Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 406 and H 429 and recommend that they do pass.

REYNOLDS, Chairman

H 406 and H 429 were filed for second reading.

February 15, 2000

Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 430, H 431, H 434, and H 435 and recommend that they do pass.

JONES, Chairman

H 430, H 431, H 434, and H 435 were filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 43
BY HEALTH AND WELFARE COMMITTEE
A CONCURRENT RESOLUTION
RECOGNIZING THE DESTRUCTIVE EFFECTS OF SUICIDE AS A MATTER OF GREAT CONCERN TO THE STATE OF IDAHO AND ITS CITIZENS, AND ENCOURAGING EFFORTS DESIGNED TO PREVENT SUICIDE AND REHABILITATE THOSE WHO SURVIVE SUICIDE ATTEMPTS.

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

WHEREAS, nationally, Idaho consistently ranks among the top ten states with the highest rate of suicide; and
WHEREAS, Idaho statistics indicate that suicide is the second leading cause of death for persons 15 to 24 years of age, and the third leading cause of death for persons 25 to 44 years of age; and
WHEREAS, Idaho's suicide rate for persons 10 to 14 years of age is double the national average; and
WHEREAS, the actual number of suicides and suicide attempts may be as great as four times the number reported since they are often classified as either accidents or homicides; and
WHEREAS, while the suicide completion rate per 100,000 has remained relatively stable over the past forty years for the general population, it has nearly tripled for young people over the same time period; and
WHEREAS, the stigma associated with mental illness works against suicide prevention by keeping persons at risk of completing suicide from seeking lifesaving help; and
WHEREAS, suicide is a complex, multifaceted biological, sociological, psychological and societal problem; and
WHEREAS, even though many suicides are currently preventable, there is great need for the development and use of more effective suicide prevention programs; and
WHEREAS, suicide prevention efforts should be encouraged to the maximum extent possible.
NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislature and the Governor recognize the destructive effects of suicide as a matter of great concern to the citizens of Idaho and its leaders.
BE IT FURTHER RESOLVED that the Legislature and Governor recognize that, while no single suicide prevention program or effort is appropriate for all populations or communities, strengthening efforts to prevent these tragedies is a state priority.
BE IT FURTHER RESOLVED that the Legislature and Governor encourage efforts dedicated to preventing suicide, responding to people at risk for suicide and people who have attempted suicide, promoting safe and effective treatment for persons at risk of suicidal behavior, supporting those who have lost a loved one to suicide, and developing an effective state strategy for the prevention of suicide.
BE IT FURTHER RESOLVED that the Legislature and Governor support educational efforts to remove the stigma associated with mental health issues and urge that accessibility and affordability issues related to insurance and mental health services be resolved so that all persons at risk for suicide may obtain services.
BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Idaho Department of Health and Welfare and the Idaho Education Association.

HCR 43 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 567
BY APPROPRIATIONS COMMITTEE
AN ACT
RELATING TO THE GENERAL FUND; AMENDING CHAPTER 35, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-3529, IDAHO CODE, TO PROVIDE FOR DISTRIBUTION OF A YEAR-END BALANCE IN THE GENERAL FUND.

HOUSE BILL NO. 568
BY APPROPRIATIONS COMMITTEE
AN ACT
RELATING TO DISTRIBUTION OF MONEYS IN THE LIQUOR ACCOUNT; AMENDING SECTION 23-404, IDAHO CODE, TO PROVIDE ADDITIONAL DISTRIBUTION OF MONEYS IN THE LIQUOR ACCOUNT TO THE COMMUNITY COLLEGE ACCOUNT.

HOUSE BILL NO. 569
BY APPROPRIATIONS COMMITTEE
AN ACT
RELATING TO THE BUDGET STABILIZATION FUND; AMENDING SECTION 57-814, IDAHO CODE, TO REVISE
METHOD OF DETERMINING THE AMOUNT TO BE TRANSFERRED INTO THE BUDGET STABILIZATION FUND; AND AMENDING SECTION 57-814A, IDAHO CODE, TO CHANGE A REFERENCE FROM THE BUDGET RESERVE ACCOUNT TO THE BUDGET STABILIZATION FUND.

HOUSE BILL NO. 570
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO DISTRIBUTION OF TAX IMPOSED ON TOBACCO PRODUCTS; AMENDING SECTION 63-2552A, IDAHO CODE, TO PROVIDE A DISTRIBUTION DIRECTLY TO THE DEPARTMENT OF LAW ENFORCEMENT FOR TOXICOLOGY LAB CAPACITY AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 571
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO PLANNING AND ZONING COMMISSIONS; AMENDING SECTION 67-6504, IDAHO CODE, TO PROVIDE THAT NO PERSON SHALL SERVE MORE THAN TWO FULL CONSECUTIVE TERMS WITHOUT SPECIFIC CONCURRENCE BY TWO-THIRDS OF THE GOVERNING BOARD ADOPTED BY MOTION AND RECORDED IN THE MINUTES AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 572
BY ENVIRONMENTAL AFFAIRS COMMITTEE
AN ACT
RELATING TO THE STATE PURCHASING LAW; AMENDING SECTION 67-5716, IDAHO CODE, TO PROVIDE ADDITIONAL DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-5717, IDAHO CODE, TO PROVIDE A PURCHASING PREFERENCE FOR RECYCLED PAPER PRODUCTS; AMENDING SECTION 67-2349, IDAHO CODE, TO PROVIDE A PURCHASING PREFERENCE FOR RECYCLED PAPER PRODUCTS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 573
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO MEDICAL INDIGENCY; AMENDING SECTION 31-3502, IDAHO CODE, TO SPECIFY THAT AN INDIVIDUAL MUST BE A RESIDENT OF THE STATE OF IDAHO FOR ELIGIBILITY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 31-3504, IDAHO CODE, TO CLARIFY REQUIREMENTS FOR A UNIFORM APPLICATION OF COUNTY MEDICAL INDIGENT ASSISTANCE; AMENDING SECTION 31-3505, IDAHO CODE, TO GOVERN FILING REQUIREMENTS FOR AN APPLICATION FOR NECESSARY MEDICAL SERVICES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 31-3506, IDAHO CODE, TO CLARIFY DETERMINATION OF THE OBLIGATED COUNTY WHEN STATE RESIDENCY REQUIREMENTS HAVE BEEN MET; AND AMENDING SECTION 31-3509, IDAHO CODE, TO SPECIFY TIME REQUIREMENTS GOVERNING REIMBURSEMENT BY MEDICAL PROVIDERS WHEN A PAYMENT IS RECEIVED FROM OTHER RESOURCES.

HOUSE BILL NO. 574
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO OUT OF HOME CARE FACILITIES; AMENDING SECTION 39-3302, IDAHO CODE, TO AUTHORIZE THE DEPARTMENT TO INCREASE THE NUMBER OF PERSONS WHO MAY BE CARED FOR IN AN ADULT FOSTER CARE HOME AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-3371, IDAHO CODE, TO AUTHORIZE THE DEPARTMENT TO ADOPT RULES GOVERNING AUTHORIZATION TO INCREASE THE NUMBER OF PERSONS WHO MAY BE CARED FOR IN AN ADULT FOSTER CARE HOME AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-3502, IDAHO CODE, TO AUTHORIZE THE DEPARTMENT TO ADOPT RULES GOVERNING AUTHORIZATION TO INCREASE THE NUMBER OF PERSONS WHO MAY BE CARED FOR IN AN ADULT FOSTER CARE HOME.

HOUSE BILL NO. 575
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO WELFARE; AMENDING SECTION 56-202, IDAHO CODE, TO AUTHORIZE THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO PROVIDE WELFARE ASSISTANCE TO DRUG DEPENDENT PERSONS UPON CERTAIN CIRCUMSTANCES OCCURRING.

HOUSE BILL NO. 576
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO VETERANS; AMENDING SECTION 49-418, IDAHO CODE, TO PROVIDE THAT A PORTION OF THE SPECIAL PROGRAM FEES FOR VETERANS MOTOR VEHICLE LICENSE PLATES SHALL BE DEPOSITED TO THE VETERANS CEMETERY MAINTENANCE FUND; AND AMENDING CHAPTER 1, TITLE 65, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 65-107, IDAHO CODE, TO CREATE A VETERANS CEMETERY MAINTENANCE FUND AND TO PROVIDE FOR PURPOSES AND ADMINISTRATION OF MONEYS IN THE FUND.

HOUSE BILL NO. 577
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO OPERATORS OF SCHOOL BUSES; AMENDING SECTION 33-1508, IDAHO CODE, TO CHANGE REFERENCES TO SCHOOL BUS DRIVERS AND
TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 33-1509, IDAHO CODE, TO CHANGE REFERENCES TO SCHOOL BUS DRIVERS AND AUTHORIZE A WAIVER FOR PERSONS WITH INSULIN-DEPENDENT DIABETES MELLITUS AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 578
BY HEALTH AND WELFARE COMMITTEE
AN ACT RELATING TO CHILD FATALITY REVIEW COMMITTEES; AMENDING CHAPTER 16, TITLE 16, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 16-1609C, IDAHO CODE, TO AUTHORIZE COUNTY CHILD ABUSE MULTIDISCIPLINARY TEAMS TO ESTABLISH CHILD FATALITY REVIEW COMMITTEES WITHIN THEIR JURISDICTION, TO PROVIDE FOR MEMBERSHIP AND TO PROVIDE PROCEDURES AND POWERS OF THE COMMITTEE; AMENDING SECTION 9-340B, IDAHO CODE, TO EXEMPT FROM DISCLOSURE THE RECORDS, FINDINGS, DETERMINATIONS, DECISIONS AND RECOMMENDATIONS OF ANY COUNTY CHILD FATALITY REVIEW COMMITTEE AND ANY STATEWIDE CHILD MORTALITY REVIEW COMMITTEE ESTABLISHED BY STATUTE OR EXECUTIVE ORDER OF THE GOVERNOR; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 579
BY HEALTH AND WELFARE COMMITTEE
AN ACT RELATING TO HOSPITALIZATION OF THE MENTALLY ILL; AMENDING SECTION 66-327, IDAHO CODE, TO REQUIRE THAT THE STATE SHALL ASSUME COSTS OF TREATMENT BEGINNING WITH THE DAY AFTER NOTICE THAT AN INDIVIDUAL HAS BEEN DISPOSITIONED TO THE CUSTODY OF THE STATE.

H 567, H 568, H 569, H 570, H 571, H 572, H 573, H 574, H 575, H 576, H 577, H 578, and H 579 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1306, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1364, 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.

Second Reading of Bills and Joint Resolutions

H 486, 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 Twelfth Order of Business.

Consideration of General Orders

Mr. Bruneel moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney 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 15, 2000

M. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration H 389, H 476, and H 491 and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H 389

AMENDMENTS TO SECTION 8
On page 9 of the printed bill, delete lines 4 and 5, and insert:

"(2) Obtaining trust business as a result of an existing attorney-client relationship or certified public accountant-client relationship;";

delete lines 31 and 32, and insert:

"(11) Acting as a fiduciary for relatives;" in line 42, delete "." and insert: ";" and following line 42, insert:

"(13) Acting pursuant to court appointment as:
(a) A personal representative of a decedent's estate; or
(b) A guardian or conservator of an estate.".

HOUSE AMENDMENT TO H 389

AMENDMENTS TO SECTION 4
On page 3 of the printed bill, delete lines 1 through 5; in line 6 delete "department" and insert: "general fund"; and on page 4, delete lines 1 through 5; in line 6 delete "department" and insert: "general fund".

AMENDMENT TO TITLE
On page 1, in line 6, delete "ADMINISTRATIVE AND".

HOUSE AMENDMENTS TO H 389

AMENDMENTS TO SECTION 4
On page 3 of the printed bill, in line 35, delete "ADMINIS-" and in line 36, delete "TRATIVE AND"; in line 43, delete "or is" and in line 44, delete "about to engage"; in line 45 delete ";"; and delete lines 46 through 51; on page 4, delete lines 1 through 5; in line 6 delete "(b) Bring" and insert: "bring"; in line 13, delete "(ii)" and insert: "(a)"; in line 16, delete "(iii)" and insert: "(b)"; and in line 19, delete "(iii)" and insert: "(c)".

CORRECTION TO TITLE
On page 1, in line 6, delete "ADMINISTRATIVE AND".

HOUSE AMENDMENTS TO H 389

AMENDMENTS TO SECTION 4
On page 3 of the printed bill, in line 35, delete "ADMINIS-" and in line 36, delete "TRATIVE AND"; in line 43, delete "or is" and in line 44, delete "about to engage"; in line 45 delete ";"; and delete lines 46 through 51; on page 4, delete lines 1 through 5; in line 6 delete "(b) Bring" and insert: "bring"; in line 13, delete "(ii)" and insert: "(a)"; in line 16, delete "(iii)" and insert: "(b)"; and in line 19, delete "(iii)" and insert: "(c)".

HOUSE AMENDMENTS TO H 389

AMENDMENTS TO SECTION 4
On page 3 of the printed bill, in line 35, delete "ADMINIS-" and in line 36, delete "TRATIVE AND"; in line 43, delete "or is" and in line 44, delete "about to engage"; in line 45 delete ";"; and delete lines 46 through 51; on page 4, delete lines 1 through 5; in line 6 delete "(b) Bring" and insert: "bring"; in line 13, delete "(ii)" and insert: "(a)"; in line 16, delete "(iii)" and insert: "(b)"; and in line 19, delete "(iii)" and insert: "(c)".

CORRECTION TO TITLE
On page 1, in line 6, delete "ADMINISTRATIVE AND".

HOUSE AMENDMENTS TO H 389

AMENDMENTS TO SECTION 4
On page 3 of the printed bill, in line 35, delete "ADMINIS-" and in line 36, delete "TRATIVE AND"; in line 43, delete "or is" and in line 44, delete "about to engage"; in line 45 delete ";"; and delete lines 46 through 51; on page 4, delete lines 1 through 5; in line 6 delete "(b) Bring" and insert: "bring"; in line 13, delete "(ii)" and insert: "(a)"; in line 16, delete "(iii)" and insert: "(b)"; and in line 19, delete "(iii)" and insert: "(c)".

CORRECTION TO TITLE
On page 1, in line 6, delete "ADMINISTRATIVE AND".
HOUSE AMENDMENT TO H 476

AMENDMENT TO SECTION 1
On page 1 of the printed bill, following line 17, insert: "This section shall only apply to those political parties whose primary ballot is not printed pursuant to the provisions of section 34-904, Idaho Code."

CORRECTION TO TITLE
On page 1, in line 7, following "METHOD" insert: "AND TO PROVIDE NO APPLICATION TO POLITICAL PARTIES WHOSE PRIMARY BALLOT IS NOT PRINTED PURSUANT TO STATUTE".

HOUSE AMENDMENT TO H 491

AMENDMENTS TO SECTION 2
On page 1 of the printed bill, in line 21, following "A" insert: "qualified"; in line 26, following "amount" delete the remainder of the line and insert: "of two thousand five hundred dollars ($2,500)"; and delete all of lines 27 through 42.

On page 2, delete line 1, and insert:
"(2) A "qualified licensed distributor" is a licensed distributor who, over the six (6) months immediately preceding the month in which the distributor may claim the credit provided in this section averaged in excess of fifty thousand (50,000) gallons each month of:
(a) Motor fuel received, plus
(b) Motor fuel shipped or delivered within a refinery or pipeline terminal or from a refinery or pipeline terminal to another refinery or pipeline terminal."

in line 2, delete "(4)" and insert: "(3)"; and in line 12, delete "(5)" and insert: "(4)".

DENNEY, Chairman

Mr. Denney moved that the report be adopted. Seconded by Mr. Bruneel.

Whereupon the Speaker declared the report adopted.

H 389, as amended, H 476, as amended, and H 491, 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.

Third Reading of Bills and Joint Resolutions

Mr. Bruneel asked unanimous consent that H 495 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

H 495 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. Jaquet to open debate.

The question being, "Shall H 495 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Crow, Hornbeck, Pischner. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 495 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HCR 37 was read the third time at length, and placed before the House for final consideration.

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

The question being, "Shall HCR 37 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Callister, Hornbeck, Pischner, Tilman. Total -- 4.

Total -- 70.

Whereupon the Speaker declared HCR 37 adopted and ordered the resolution transmitted to the Senate.

H 510 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. Lake to open debate.
The question being, "Shall H 510 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Hornbeck. Total -- 1.
Total -- 70.

Whereupon the Speaker declared H 510 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 511 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. Marley and Mr. Miller to open debate.

The question being, "Shall H 511 pass?"

Absent and excused -- Black, Hornbeck. Total -- 2.
Paired Vote:
AYE -- Kunz. NAY -- Tilman.
(Pair enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker declared H 511 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 10:45 a.m., Wednesday, February 16, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:58 p.m. BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

THIRTY-EIGHTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 16, 2000

House of Representatives

The House convened at 10:45 a.m., Mr. Bruneel in the Chair.

Roll call showed 65 members present.
Absent and excused -- Field(13), Gould, Hornbeck, Loertscher, Mr. Speaker. Total -- 5.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 16, 2000

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.

FIELD(13), Vice Chairman


Consideration of Messages from the Governor and the Senate

February 15, 2000

Mr. Speaker:
I transmit herewith enrolled S 1348 for the signature of the Speaker.

WOOD, Secretary

The Acting Speaker announced that enrolled S 1348 would be signed by the Speaker, and, when so signed, ordered it returned to the Senate.
February 15, 2000

Mr. Speaker:

I transmit herewith S 1341, S 1332, S 1318, S 1322, S 1324, S 1350, S 1363, and S 1366 which have passed the Senate.

WOOD, Secretary

S 1341, S 1332, S 1318, S 1322, S 1324, S 1350, S 1363, and S 1366 were filed for first reading.

Report of Standing Committees

February 16, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 43, H 567, H 568, H 569, H 570, H 571, H 572, H 573, H 574, H 575, H 576, H 577, H 578, and H 579, and House amendments to H 389, H 476, and H 491.

FIELD(13), Vice Chairman

HCR 43, H 573, H 574, H 575, H 578, and H 579 were referred to the Health and Welfare Committee.

H 567 and H 569 were referred to the Appropriations Committee.

H 568 and H 570 were referred to the Revenue and Taxation Committee.

H 571 was referred to the Local Government Committee.

H 572 was referred to the Environmental Affairs Committee.

H 576 and H 577 were referred to the Transportation and Defense Committee.

February 16, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 472.

FIELD(13), Vice Chairman

The Acting Speaker announced that enrolled H 472 would be signed by the Speaker, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

February 16, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 389, as amended, H 476, as amended, and H 491, as amended.

FIELD(13), Vice Chairman

H 389, as amended, H 476, as amended, and H 491, as amended, were filed for first reading of engrossed bills.

February 15, 2000

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 443 and recommend that it do pass.

SCHAEFER, Chairman

H 443 was filed for second reading.

February 15, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 418 and H 421 and recommend that they do pass.

GOULD, Chairman

H 418 and H 421 were filed for second reading.

February 15, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 456, H 417, and H 419 and report them back with amendments attached to be placed on General Orders for consideration.

GOULD, Chairman

H 456, H 417, and H 419 were placed on General Orders for consideration.

February 16, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 485, H 489, HCR 38, H 516, H 487, and H 540 and recommend that they do pass.

DEAL, Chairman

H 488, H 489, HCR 38, H 516, H 487, and H 540 were filed for second reading.

February 16, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 485 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 485 was placed on General Orders for consideration.

There being no objection, the House advanced to the Eighth Order of Business.
Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 580
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO TAXATION POLICIES; AMENDING SECTION 63-3609, IDAHO CODE, TO FURTHER DEFINE THE TERM "RETAIL SALE" OR "SALE AT RETAIL"; AMENDING SECTION 63-3610, IDAHO CODE, TO FURTHER DEFINE THE TERM "RETAILER"; AMENDING SECTION 63-3611, IDAHO CODE, TO FURTHER DEFINE THE TERM "RETAILER ENGAGED IN BUSINESS IN THIS STATE"; AMENDING SECTION 63-3612, IDAHO CODE, TO FURTHER DEFINE THE TERM "SALE"; AMENDING SECTION 63-3613, IDAHO CODE, TO FURTHER DEFINE THE TERM "SALES PRICE"; AMENDING SECTION 63-3619, IDAHO CODE, TO DECREASE THE SALES TAX RATE TO FOUR PERCENT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 63-3621, IDAHO CODE, TO DECREASE THE USE TAX RATE TO FOUR PERCENT, TO PROVIDE FOR IMPOSITION ON SERVICES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-3622, IDAHO CODE, TO PROVIDE AN EXEMPTION FOR SALES OF CERTAIN SERVICES; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3618A, IDAHO CODE, TO DEFINE THE TERM "TELECOMMUNICATIONS" FOR SALES TAX PURPOSES; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3619A, IDAHO CODE, TO PROVIDE FOR A CREDIT FOR TAXES ON TELECOMMUNICATIONS IMPOSED BY AND PAID TO ANOTHER STATE OR LOCAL GOVERNMENT OF ANOTHER STATE; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3621B, IDAHO CODE, TO PROVIDE FOR AN EXCISE TAX ON THE PURCHASE OF ANY TELECOMMUNICATIONS; AMENDING SECTION 63-3622A, IDAHO CODE, TO PROVIDE AN EXEMPTION FOR THE SALE OF USED MANUFACTURED HOMES IF SUCH USED MANUFACTURED HOMES ARE SOLD FOR USE OUTSIDE THE STATE; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3639, IDAHO CODE, TO PROVIDE THE EFFECT ON CONTRACTS ENTERED INTO BEFORE THE EFFECTIVE DATE OF THE SALES AND USE TAX ON SERVICES; AMENDING SECTION 63-3622D, IDAHO CODE, TO PROVIDE APPLICATION OF THE PRODUCTION EXEMPTION TO CERTAIN SERVICES; AMENDING SECTION 63-3622J, IDAHO CODE, TO PROVIDE APPLICATION OF THE LOGGING EXEMPTION TO CERTAIN SERVICES; REPEALING SECTIONS 63-3622S, 63-3622T, 63-3622V AND 63-3622BB, IDAHO CODE; AMENDING SECTION 33-1002, IDAHO CODE, TO DELETE REFERENCE TO AN OBSOLETE PROVISION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-1002D, IDAHO CODE, TO REVISE HOW PROPERTY TAX REPLACEMENT IS CALCULATED AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-1003, IDAHO CODE, TO STRIKE REFERENCE TO AN OBSOLETE PROVISION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-1002D, IDAHO CODE, TO PROVIDE FOR REMITTANCE OF MONEYS TO THE PUBLIC SCHOOL INCOME FUND TO BE UTILIZED FOR PROPERTY TAX REPLACEMENT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-701, IDAHO CODE, TO DELETE REFERENCE TO AN OBSOLETE PROVISION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTIONS 63-316 AND 67-6211, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES AND RETROACTIVE APPLICATION.

HOUSE BILL NO. 581
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO URBAN RENEWAL; AMENDING SECTION 50-2906, IDAHO CODE, TO PROVIDE THAT THE ADMINISTRATIVE AUTHORITY OF BOTH THE LOCAL GOVERNING BODY AND URBAN RENEWAL AGENCY DOES NOT EXTEND BEYOND THE MUNICIPAL BOUNDARY OF THE AUTHORIZED MUNICIPALITY, TO PROVIDE CONSEQUENCES OF URBAN RENEWAL PLANS AND REVENUE ALLOCATION FINANCING PROVISIONS IF AN URBAN RENEWAL AREA OR REVENUE ALLOCATION AREA EXTENDS OUTSIDE THE MUNICIPAL BOUNDARY OF AN AUTHORIZED MUNICIPALITY AND A TRANSFER OF POWERS ORDINANCE HAS NOT BEEN ADOPTED BY THE COOPERATING COUNTY, TO REVISE NOTICE REQUIREMENTS AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 50-2907, IDAHO CODE, TO PROVIDE FOR A COPY OF THE TRANSFER OF POWERS ORDINANCE ADOPTED BY THE COOPERATING COUNTY TO BE TRANSMITTED TO VARIOUS TAXING AGENCIES.

HOUSE BILL NO. 582
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE TAX ON CIGARETTES AND TOBACCO PRODUCTS; AMENDING SECTION 63-2559, IDAHO CODE, TO PROVIDE THAT TAXES PAID ON TOBACCO PRODUCTS SOLD ON OR AFTER JANUARY 1, 2000, ON ACCOUNTS LATER FOUND TO BE WORTHLESS AND ACTUALLY CHARGED-OFF MAY BE CREDITED UPON A SUBSEQUENT PAYMENT OF THE TAX ON TOBACCO PRODUCTS OR, IF NO SUCH TAX IS DUE, REFUNDED AND IF ALL OR PART OF SUCH AN ACCOUNT IS THEREAFTER COLLECTED, THE TAX SHALL BE PAID BASED UPON THE PROPORTION OF THE AMOUNT COLLECTED AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-1002, IDAHO CODE, TO REVISE HOW THE EDUCATIONAL SUPPORT PROGRAM IS CALCULATED AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-1003, IDAHO CODE, TO STRIKE REFERENCE TO AN OBSOLETE PROVISION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-1002D, IDAHO CODE, TO REVISE HOW PROPERTY TAX REPLACEMENT IS CALCULATED; REPEALING SECTION 33-1002D, IDAHO CODE; AMENDING SECTION 63-3638, IDAHO CODE, TO PROVIDE FOR REMITTANCE OF MONEYS TO THE PUBLIC SCHOOL INCOME FUND TO BE UTILIZED FOR PROPERTY TAX REPLACEMENT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-701, IDAHO CODE, TO DELETE REFERENCE TO AN OBSOLETE PROVISION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTIONS 63-316 AND 67-6211, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES AND RETROACTIVE APPLICATION.
CODE, TO PROVIDE THAT TAXES PAID ON CIGARETTES SOLD ON OR AFTER JANUARY 1, 2000, ON ACCOUNTS LATER FOUND TO BE WORTHLESS AND ACTUALLY CHARGED-OFF MAY BE CREDITED UPON A SUBSEQUENT PAYMENT OF THE TAX ON CIGARETTES OR, IF NO SUCH TAX IS DUE, REFUNDED AND IF ALL OR PART OF SUCH AN ACCOUNT IS THEREAFTER COLLECTED, THE TAX SHALL BE PAID BASED UPON THE PROPORTION OF THE AMOUNT COLLECTED AND TO MAKE A TECHNICAL CORRECTION; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 583
BY BUSINESS COMMITTEE
AN ACT
RELATING TO ELECTRICAL CONTRACTORS AND JOURNEYMEN AND PLUMBING AND PLUMBERS; AMENDING SECTION 54-1006, IDAHO CODE, TO DELETE REFERENCE TO THE POSITION OF CHIEF ELECTRICAL INSPECTOR AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2627, IDAHO CODE, TO DELETE REFERENCE TO THE POSITIONS OF CHIEF INSPECTOR AND DEPUTY INSPECTORS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 584
BY BUSINESS COMMITTEE
AN ACT
RELATING TO ELECTRICAL CONTRACTORS AND JOURNEYMEN, PLUMBING AND PLUMBERS, AND THE DIVISION OF BUILDING SAFETY; AMENDING SECTION 54-1006, IDAHO CODE, TO DELETE REFERENCE TO THE POSITION OF CHIEF ELECTRICAL INSPECTOR AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2627, IDAHO CODE, TO DELETE REFERENCE TO THE POSITIONS OF CHIEF INSPECTOR AND DEPUTY INSPECTORS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 585
BY BUSINESS COMMITTEE
AN ACT
RELATING TO THE PUBLIC WORKS CONTRACTORS LICENSE BOARD; AMENDING SECTION 54-1914, IDAHO CODE, TO PROVIDE ADDITIONAL DISCIPLINARY ACTIONS THE BOARD MAY TAKE AGAINST LICENSEES AND APPLICANTS WHO COMMIT OR ARE FOUND GUILTY OF SPECIFIED ACTS OR OMISSIONS; AMENDING SECTION 54-1920, IDAHO CODE, TO INCREASE THE PENALTIES IMPOSED AGAINST PERSONS ACTING IN THE CAPACITY OF A PUBLIC WORKS CONTRACTOR WITHOUT A LICENSE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-4508, IDAHO CODE, TO PROVIDE ADDITIONAL DISCIPLINARY ACTIONS THE BOARD MAY TAKE AGAINST PUBLIC WORKS CONSTRUCTION MANAGEMENT LICENSEES OR HOLDERS OF CERTIFICATES OF AUTHORITY WHO ARE FOUND TO BE IN VIOLATION OF CERTAIN CONDITIONS SPECIFIED IN LAW; AMENDING SECTION 54-4513, IDAHO CODE, TO PROVIDE PENALTIES FOR ACTING IN THE CAPACITY OF A PUBLIC WORKS CONSTRUCTION MANAGER WITH A LICENSE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 586
BY BUSINESS COMMITTEE
AN ACT
RELATING TO ACTIVITIES IN PROXIMITY TO HIGH VOLTAGE OVERHEAD LINES; AMENDING SECTION 55-2401, IDAHO CODE, TO FURTHER DEFINE TERMS; AND AMENDING SECTION 55-2403, IDAHO CODE, TO REQUIRE NOTIFICATION IN WRITING AND TO CLARIFY TIME REQUIREMENTS.

HOUSE BILL NO. 587
BY BUSINESS COMMITTEE
AN ACT
RELATING TO MORTGAGE GUARANTY INSURANCE; AMENDING SECTION 41-2651, IDAHO CODE, TO REVISE THE DEFINITION OF "AUTHORIZED REAL PROPERTY SECURITY" TO PROVIDE THAT MORTGAGE GUARANTY INSURANCE MAY INSURE INDEBTEDNESS IN AN AMOUNT UP TO ONE HUNDRED PERCENT OF THE FAIR MARKET VALUE OF THE REAL PROPERTY WHICH IS THE SECURITY FOR THE INDEBTEDNESS AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 588
BY BUSINESS COMMITTEE
AN ACT
RELATING TO CONVERSION TRANSACTIONS OF CERTAIN NONPROFIT CORPORATIONS; AMENDING TITLE 30, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 4, TITLE 30, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE NOTICE TO THE ATTORNEY GENERAL BY A COMMUNITY BENEFIT ORGANIZATION THAT IT INTENDS TO ENTER INTO A CONVERSION TRANSACTION, TO PROVIDE FOR PUBLIC HEARINGS, TO PROVIDE THAT PRIVATE BENEFIT IS PROHIBITED, TO PROVIDE EXCLUDED TRANSACTIONS AND TO PROVIDE APPLICATION.

HOUSE BILL NO. 589
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO TRANSITIONAL OWNERSHIP DOCUMENTS OF MOTOR VEHICLES; AMENDING CHAPTER 5, TITLE 49, IDAHO CODE, BY THE ADDITION OF NEW SECTIONS 49-527, 49-528, 49-529 AND 49-530, IDAHO CODE, TO PROVIDE THE PURPOSE OF TRANSITIONAL OWNERSHIP DOCUMENTS, TO PROVIDE CIRCUMSTANCES UNDER WHICH A TRANSITIONAL OWNERSHIP DOCUMENT IS ACCEPTABLE AS AN OWNERSHIP RECORD, TO PROVIDE CIRCUMSTANCES FOR MANDATORY REJECTION OR INVALIDATION OF A
TRANSITIONAL OWNERSHIP DOCUMENT BY THE TRANSPORTATION DEPARTMENT AND TO PROVIDE CIRCUMSTANCES FOR DISCRETIONARY REJECTION OF A TRANSITIONAL OWNERSHIP DOCUMENT; AMENDING SECTION 49-121, IDAHO CODE, TO PROVIDE A DEFINITION OF "TRANSITIONAL OWNERSHIP DOCUMENT"; AMENDING SECTION 49-202, IDAHO CODE, TO PROVIDE A FEE FOR RECORDING A TRANSITIONAL OWNERSHIP DOCUMENT, TO PROVIDE FOR PORTIONS OF FEES TO GO TO THE COUNTY ASSESSOR OR SHERIFF AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTIONS 49-425 AND 49-1817, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 590
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO EXEMPTION FROM WORKER'S COMPENSATION COVERAGE; AMENDING SECTION 72-212, IDAHO CODE, TO PROVIDE THAT A PILOT OF AN AIRCRAFT WHILE ACTUALLY OPERATING THE AIRCRAFT FOR THE PURPOSE OF APPLYING FERTILIZERS OR PESTICIDES TO AGRICULTURAL CROPS SHALL BE EXEMPT FROM WORKER'S COMPENSATION COVERAGE IF THE EMPLOYER HAS BEEN ISSUED WRITTEN APPROVAL OF AN INSURANCE POLICY BY THE INDUSTRIAL COMMISSION AND THE PROOF OF COVERAGE FOR EACH PILOT HAS BEEN FILED WITH THE COMMISSION PRIOR TO THE PILOT ACTUALLY OPERATING THE AIRCRAFT, TO PROVIDE WHEN THE EXEMPTION IS EFFECTIVE AND TO PROVIDE THAT A POLICY OF INSURANCE SHALL BE APPROVED, AND THE PROOF OF COVERAGE FOR EACH PILOT INSURED UNDER THE POLICY SHALL BE FILED, EACH CALENDAR YEAR WITH THE INDUSTRIAL COMMISSION.

HOUSE BILL NO. 591
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO IMMUNITY OF FOOD DONORS AND FOOD BANKS; AMENDING CHAPTER 3, TITLE 5, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 5-338, IDAHO CODE, TO PROVIDE FOR IMMUNITY FROM CIVIL AND CRIMINAL LIABILITY OF A DONOR OF FOOD TO A FOOD BANK AND A FOOD BANK ABSENT NEGLIGENCE, RECKLESSNESS OR INTENTIONAL MISCONDUCT AND TO PROVIDE DEFINITIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 592
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO THE IDAHO PRIVATE ACTIVITY BOND CEILING ALLOCATION ACT; AMENDING SECTION 50-2803, IDAHO CODE, TO PROVIDE THAT THE ALLOCATION FORMULA BE IMPLEMENTED AND ADMINISTERED BY THE GOVERNOR BASED ON THE CHRONOLOGICAL ORDER IN WHICH APPLICATIONS FROM GOVERNMENTAL UNITS ARE RECEIVED; AND AMENDING SECTION 50-2804, IDAHO CODE, TO PROVIDE THAT THE EXECUTIVE ORDER IMPLEMENTING THE ALLOCATION FORMULA SHALL NOT CHANGE THE FORMULA IN ANY WAY, TO PROVIDE THAT AN EXECUTIVE ORDER ESTABLISHED BEFORE THE EFFECTIVE DATE OF THIS ACT SHALL BE NULL AND VOID AND A NEW EXECUTIVE ORDER SHALL BE ISSUED AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 593
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO THE FIREFIGHTERS' RETIREMENT FUND; AMENDING SECTION 72-1444, IDAHO CODE, TO PROVIDE FOR THE PURCHASE OF CERTAIN SERVICE CREDITS FOR BREAKS IN SERVICE RESULTING FROM TERMINATIONS DUE TO REDUCTIONS IN WORK FORCE AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 594
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO THE PERSONNEL SYSTEM FOR STATE EMPLOYEES; AMENDING SECTION 67-5302, IDAHO CODE, TO DEFINE "EARNED ADMINISTRATIVE LEAVE"; AMENDING SECTION 67-5332, IDAHO CODE, TO PROVIDE THAT CREDITED STATE SERVICE SHALL NOT BE EARNED WHEN COMPENSATORY TIME OR EARNED ADMINISTRATIVE LEAVE IS TAKEN; AMENDING SECTION 67-5333, IDAHO CODE, TO PROVIDE THAT SICK LEAVE SHALL NOT ACCRUE WHEN COMPENSATORY TIME OR EARNED ADMINISTRATIVE LEAVE IS TAKEN; AMENDING SECTION 67-5334, IDAHO CODE, TO PROVIDE THAT VACATION TIME SHALL NOT ACCRUE WHEN COMPENSATORY TIME OR EARNED ADMINISTRATIVE LEAVE IS TAKEN; AND AMENDING SECTION 59-1604, IDAHO CODE, TO PROVIDE THAT ELIGIBLE NONCLASSIFIED OFFICERS AND EMPLOYEES SHALL ACCRUE CREDITED STATE SERVICE AT THE SAME RATE AND UNDER THE SAME CONDITIONS AS IS PROVIDED FOR CLASSIFIED OFFICERS AND EMPLOYEES AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 595
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE UNAUTHORIZED RELEASE OF NONPUBLIC PERSONAL INFORMATION; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 6, TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW
SECTION 48-603F, IDAHO CODE, TO PROVIDE PROHIBITED ACTS, TO PROVIDE DEFINITIONS AND TO PROVIDE EXCEPTIONS.

HOUSE BILL NO. 596
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE DISCLOSURE OF NONPUBLIC PERSONAL INFORMATION BY FINANCIAL SERVICE PROVIDERS; STATING POLICY OF THE LEGISLATURE; AMENDING TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 37, TITLE 26, IDAHO CODE, TO IMPOSE CERTAIN OBLIGATIONS WITH RESPECT TO DISCLOSURES OF PERSONAL FINANCIAL INFORMATION BY FINANCIAL SERVICE PROVIDERS; TO REQUIRE DISCLOSURE OF FINANCIAL SERVICE PROVIDER PRIVACY POLICIES; TO PROVIDE FOR RULEMAKING; TO PROVIDE FOR ENFORCEMENT; TO ESTABLISH RELATIONSHIP TO OTHER LAWS; TO PROVIDE PRIVACY PROTECTION FOR CUSTOMER INFORMATION OF FINANCIAL SERVICE PROVIDERS; TO PROVIDE FOR ADMINISTRATIVE ENFORCEMENT; TO PROVIDE CERTAIN CRIMINAL PENALTIES; AND AMENDING CHAPTER 1, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-121, IDAHO CODE, TO PROVIDE APPLICABILITY TO PERSONS SUBJECT TO THE JURISDICTION OF THE DEPARTMENT OF INSURANCE.

H 580, H 581, H 582, H 584, H 585, H 586, H 587, H 588, H 589, H 590, H 591, H 592, H 593, H 594, H 595, and H 596 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1341 and S 1332, by Transportation Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1318, S 1322, and S 1324, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1350, by Education Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1363, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1366, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

First Reading of Engrossed Bills

H 389, as amended, by Mr. Speaker requested by Department of Finance, was introduced, read the first time by title and filed for second reading.

H 476, as amended, by State Affairs Committee, was introduced, read the first time by title and filed for second reading.

H 491, as amended, by Transportation and Defense Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

H 468, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

H 406, by Mr. Speaker requested by Board of Pharmacy, was read the second time by title and filed for third reading.

H 429, by Health and Welfare Committee, was read the second time by title and filed for third reading.

H 430, H 431, H 434, and H 435, by Agricultural Affairs Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Denney asked unanimous consent that S 1352 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Denney asked unanimous consent that H 493 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

H 493 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Wood to open debate.

The question being, "Shall H 493 pass?"

Roll call resulted as follows:


Total -- 60.

NAYS -- None.

Absent and excused -- Black, Ellsworth, Field(13), Field(20), Gould, Hornbeck, Loertscher, McKague, Sellman, Mr. Speaker.

Total -- 10.

Total -- 70.
Whereupon the Acting Speaker declared **H 493** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 475** was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 475** pass?"

Roll call resulted as follows:


**NAYS --** None.

Absent and excused -- Black, Field(13), Field(20), Gould, Hornbeck, Loertscher, Sellman, Wood, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Acting Speaker declared **H 475** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**S 1349** was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **S 1349** pass?"

Roll call resulted as follows:


**NAYS --** Barrett, Bieter, Chase, Ringo. Total -- 4.

Absent and excused -- Black, Crow, Field(13), Field(20), Gould, Hornbeck, Loertscher, Sellman, Wood, Mr. Speaker. Total -- 10.

Total -- 70.

Whereupon the Acting Speaker declared **S 1349** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1362** was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **S 1362** pass?"

Roll call resulted as follows:

**AYES --** Alltus, Barraclough, Bell, Boe, Bruneel, Callister, Campbell, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Robison, Sali, Schaef er, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Zimmermann. Total -- 56.

**NAYS --** Barrett, Bieter, Chase, Ringo. Total -- 4.

Absent and excused -- Black, Crow, Field(13), Field(20), Gould, Hornbeck, Loertscher, Sellman, Wood, Mr. Speaker. Total -- 10.

Total -- 70.

Whereupon the Acting Speaker declared **S 1362** passed the House. Title was approved and the bill was ordered returned to the Senate.

**HCR 40** was read the third time at length, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Stone and Mr. Campbell to open debate.

The question being, "Shall **HCR 40** be adopted?"

Whereupon the Acting Speaker declared **HCR 40** adopted by voice vote and ordered the resolution transmitted to the Senate.

**H 513** was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 513** pass?"

Roll call resulted as follows:

**AYES --** Alltus, Barraclough, Barrett, Bell, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jones, Kempton, Kendell, Kunz, Lake, Linford, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds,

NAYS -- Bieter, Chase, Cuddy, Jaquet, Judd, Kellogg, Marley, Ringo, Robison, Shepherd, Stoicheff. Total -- 11.

Absent and excused -- Field(13), Field(20), Hornbeck, Loertscher, Sellman, Mr. Speaker. Total -- 6.

Paired Votes:

AYE -- Gould. NAY -- Kellogg.
AYE -- Callister. NAY -- Judd.

(Pairs enumerated in roll call above.)

Total -- 70.

Whereupon the Acting Speaker declared H 513 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney 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.

Adjournment

Mr. Denney moved that the House adjourn until 10:45 a.m., Thursday, February 17, 2000. Seconded by Ms. Jaquet. Motion carried.

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

FRANK BRUNEEL, Acting Speaker

ATTEST:
PAMM JUKER, Chief Clerk

THIRTY-NINTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 17, 2000

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed 67 members present.
Absent and excused -- Black, Hadley, Pischner. Total -- 3.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 17, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

February 16, 2000

The Honorable Bruce Newcomb
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 412

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

OFFICE OF THE GOVERNOR
Boise

February 16, 2000

The Honorable Bruce Newcomb
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 387

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

February 16, 2000

The Speaker announced he was about to sign enrolled S 1299 for the signature of the Speaker.

WOOD, Secretary

Mr. Speaker:

I transmit herewith enrolled S 1299 for the signature of the Speaker.

The Speaker announced he was about to sign enrolled S 1299 and, when so signed, ordered it returned to the Senate.
Mr. Speaker:
I return herewith enrolled HCR 35 which has been signed by the President.

WOOD, Secretary

Enrolled HCR 35 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

February 16, 2000

Mr. Speaker:
I transmit herewith S 1321, S 1365, S 1340, S 1312, and S 1369 which have passed the Senate.

WOOD, Secretary

S 1321, S 1365, S 1340, S 1312, and S 1369 were filed for first reading.

February 16, 2000

Mr. Speaker:
I return herewith HCR 36 which has passed the Senate.

WOOD, Secretary

HCR 36 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

February 16, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 580, H 581, H 582, H 583, H 584, H 585, H 586, H 587, H 588, H 589, H 590, H 591, H 592, H 593, H 594, H 595, and H 596.

GOULD, Chairman

H 580, H 581, and H 582 were referred to the Revenue and Taxation Committee.

H 583, H 584, H 585, H 586, H 587, and H 588 were referred to the Business Committee.

H 589 was referred to the Transportation and Defense Committee.

H 590, H 593, and H 594 were referred to the Commerce and Human Resources Committee.

H 591 was referred to the Health and Welfare Committee.

H 592 was referred to the State Affairs Committee.

H 595 and H 596 were referred to the Judiciary, Rules, and Administration Committee.

February 16, 2000

Mr. Speaker:
We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 536 and recommend it back with amendments attached to be placed on General Orders for consideration.

STONE, Chairman

H 536 was placed on General Orders for consideration.

February 17, 2000

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration HCR 42 and H 496 and recommend that they do pass.

KEMPTON, Chairman

HCR 42 and H 496 were filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 597
BY EDUCATION COMMITTEE
AN ACT
RELATING TO SCHOOL DISTRICT TRUSTEES AND NONCERTIFICATED PERSONNEL; AMENDING SECTION 33-517, IDAHO CODE, TO REMOVE THE POWER OF BOARDS OF TRUSTEES TO PROVIDE A GRIEVANCE PROCEDURE FOR NONCERTIFICATED EMPLOYEES AND TO DELETE THE PRESCRIBED GRIEVANCE PROCEDURE IN THE EVENT A SCHOOL DISTRICT DOES NOT PROVIDE A PROCEDURE, TO AUTHORIZE BOARDS OF TRUSTEES TO PROVIDE A PROBLEM-SOLVING PROCEDURE FOR NONCERTIFICATED EMPLOYEES AND TO PRESCRIBE MINIMUM STANDARDS FOR SUCH A PROCEDURE, TO PROVIDE PROTECTION FOR EMPLOYEES UTILIZING THE PROBLEM-SOLVING PROCEDURE AND TO DELETE THE REQUIREMENT THAT A NONCERTIFICATED EMPLOYEE SHALL REVIEW AND SIGN ENTRIES MADE TO HIS PERSONNEL FILE.

HOUSE BILL NO. 598
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO THE FISH AND GAME COMMISSION; AMENDING SECTION 36-104, IDAHO CODE, TO DELETE CONDEMNATION AUTHORITY, TO REQUIRE THE STATE BOARD OF LAND COMMISSIONERS TO APPROVE A PROPOSED ACQUISITION BEFORE THE FISH AND GAME COMMISSION MAY ACQUIRE REAL PROPERTY AND TO DECREASE AN ACREAGE REQUIREMENT; PROVIDING AN EFFECTIVE DATE AND PROVIDING APPLICATION.
**HOUSE BILL NO. 599**
**BY AGRICULTURAL AFFAIRS COMMITTEE**
**AN ACT**
RELATING TO THE IDAHO BOARD OF VETERINARY MEDICINE; AMENDING SECTION 54-2103, IDAHO CODE, TO PROVIDE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2104, IDAHO CODE, TO REQUIRE AN ACTIVE LICENSE AND TO PROVIDE EXCEPTIONS; AMENDING SECTION 54-2105, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR THE BOARD OF VETERINARY MEDICINE, TO PROVIDE POWERS OF THE BOARD AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2107, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR LICENSE APPLICATIONS; AMENDING SECTION 54-2110, IDAHO CODE, TO PROVIDE FOR LICENSING WITHOUT TAKING THE CLINICAL COMPETENCY TEST; AMENDING SECTION 54-2111, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR TEMPORARY PERMITS; AMENDING SECTION 54-2112, IDAHO CODE, TO PROVIDE FOR EXPIRATION AND RENEWAL OF LICENSES, TO PROVIDE FOR INACTIVE STATUS LICENSING AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 21, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2113, IDAHO CODE, TO PROVIDE FOR CORPORATE PRACTICE; AMENDING CHAPTER 21, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2114, IDAHO CODE, TO PROVIDE THAT UNAUTHORIZED PRACTICE IS A MISDEMEANOR; AMENDING SECTION 54-2113, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE REQUIREMENTS FOR LICENSE APPLICATIONS; AMENDING SECTION 54-2115, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE A REFERENCE TO THE ADMINISTRATIVE PROCEDURE ACT; AMENDING SECTION 54-2116, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2117, IDAHO CODE, TO REDesignate the SECTION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2118, IDAHO CODE, TO REDesignate the SECTION AND TO PROVIDE FOR VIOLATIONS, TO INCREASE PENALTIES, TO PROVIDE FOR CALCULATION OF MULTIPLE OFFENSES AND TO PROVIDE WHO MAY BRING AN ACTION TO ENJOIN VIOLATIONS; AMENDING SECTION 54-2119, IDAHO CODE, TO REDESIGNATE THE SECTION; AMENDING SECTION 54-2120, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE A REFERENCE TO THE ATTORNEY GENERAL’S OFFICE; AND AMENDING SECTION 54-2120, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO MAKE A TECHNICAL CORRECTION.
**HOUSE BILL NO. 604**  
**BY HEALTH AND WELFARE COMMITTEE**  
**AN ACT**  
RELATING TO THE SOCIAL WORK ACT; AMENDING SECTION 54-3215, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM THE SOCIAL WORK ACT FOR EMPLOYEES OF CERTAIN HEALTH FACILITIES; AND DECLARING AN EMERGENCY.

**HOUSE BILL NO. 605**  
**BY TRANSPORTATION AND DEFENSE COMMITTEE**  
**AN ACT**  
RELATING TO LIENS; AMENDING SECTION 49-1702, IDAHO CODE, TO DELETE LANGUAGE FOR A FORM FOR NOTICE OF LIEN AND TO PROVIDE FOR A NOTICE OF LIEN; AMENDING SECTION 49-1705, IDAHO CODE, TO CHANGE A TIMING REQUIREMENT, TO PROVIDE THAT IF THE LEGAL OWNER OF THE VEHICLE DOES NOT RETURN NOTICE OF OPPOSITION WITHIN THE TIME LIMIT AND NO OPPOSITION TO THE SALE OF A VEHICLE HAS BEEN LODGED, THE POSSESSOR LIENHOLDER SHALL HAVE FULL AND COMPLETE AUTHORITY TO COMPLETE THE SALE AS AUTHORIZED BY THE ISSUANCE OF THE AUTHORIZATION TO CONDUCT THE LIEN SALE FROM THE IDAHO TRANSPORTATION DEPARTMENT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-1706, IDAHO CODE, TO PROVIDE THAT FAILURE OF THE REGISTERED OR LEGAL OWNERS OF RECORD OF A VEHICLE TO FILE A NOTICE OF OPPOSITION TO THE SALE SHALL CAUSE THEIR INTEREST IN THE VEHICLE TO BE FORFEITED AND THEY SHALL HAVE NO FURTHER CLAIM TO TITLE TO THE VEHICLE AND TO PROVIDE THAT UPON COMPLETION OF THE LIEN SALE, AN APPLICATION FOR CERTIFICATE OF A NEW IDAHO TITLE MAY BE ISSUED TO THE PURCHASER FREE OF ANY PRIOR LIENS.

**SECOND READING OF BILLS AND JOINT RESOLUTIONS**

H 443, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

H 418, by Mr. Speaker, requested by Department of Health and Welfare, was read the second time by title and filed for third reading.

H 421, by Mr. Speaker, requested by State Appellate Public Defender, was read the second time by title and filed for third reading.

H 488, H 489, HCR 38, H 516, H 487, H 540, and H 476, as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

H 389, as amended, by Mr. Speaker, requested by Department of Finance, was read the second time by title and filed for third reading.

H 491, as amended, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

**THIRD READING OF BILLS AND JOINT RESOLUTIONS**

Mr. Bruneel asked unanimous consent that S 1352 and H 486 be held until Monday, February 21, 2000, and at that time, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

H 407 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. Cheirrett to open debate.

The question being, "Shall H 407 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Gagner, Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sall, Schaefer, Sellman,
Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Black, Field(20), Hadley, Pischner. Total -- 4.

Total -- 70.

Whereupon the Speaker declared H 407 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 10:45 a.m., Friday, February 18, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:34 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

FORTIETH LEGISLATIVE DAY
FRIDAY, FEBRUARY 18, 2000

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused -- Black, Hansen(29), Pischner. Total -- 3.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 18, 2000

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.

GOULD, Chairman


February 18, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 36.

GOULD, Chairman

The Speaker announced he was about to sign enrolled HCR 36, and, when so signed, ordered it transmitted to the Senate for the signature of the President.
Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 35 to the Secretary of State at 11:20 a.m., as of this date, February 17, 2000.

GOULD, Chairman

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 557 and recommend that it do pass.

JONES, Chairman

H 557 was filed for second reading.

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 544 and H 545 and recommend that they do pass.

LINFORD, Chairman

H 544 and H 545 were filed for second reading.

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 484 and report it back with amendments attached to be placed on General Orders for consideration.

CROW, Chairman

H 484 was placed on General Orders for consideration.

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 506, H 507, H 509, and H 543 and recommend that they do pass.

GOULD, Chairman

H 506, H 507, H 509, and H 543 were filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 44
BY STATE AFFAIRS COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND DECLARING APRIL 28 OF EACH YEAR AS "WORKERS MEMORIAL DAY" TO REMEMBER THOSE WHO HAVE SUFFERED AND DIED ON THE JOB AND TO RENEW THE STRUGGLE FOR SAFE JOBS AND SAFE WORKPLACES.
Legislature, the House of Representatives and the Senate concurring therein, that the Congress of the United States is urged to pass legislation negating any Presidential Executive Order President Clinton may issue regarding additional defacto wilderness and instructing the United States Forest Service and the Bureau of Land Management to maintain roads and access into the public lands 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 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 44 and HJM 7 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 146, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 606
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO LAND USED TO PROTECT WILDLIFE AND WILDLIFE HABITAT; AMENDING SECTION 63-605, IDAHO CODE, TO EXPAND THE DEFINITION OF LAND USED TO PROTECT WILDLIFE AND WILDLIFE HABITAT TO BE APPRAISED, ASSESSED AND TAXED AS AGRICULTURAL PROPERTY, DRY GRAZING LAND OR WASTE, TO DEFINE A TERM AND TO MAKE A TECHNICAL CORRECTION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 607
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO PUBLIC SCHOOL ENDOWMENT FUNDS; TO PROVIDE LEGISLATIVE INTENT; AMENDING SECTION 33-902A, IDAHO CODE, AS ADDED BY SECTION 8, CHAPTER 256, LAWS OF 1998, TO PROVIDE FOR APPROPRIATIONS BY THE LEGISLATURE; AMENDING CHAPTER 9, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-902B, IDAHO CODE, TO CREATE THE PUBLIC SCHOOL BUILDING ASSISTANCE FUND, TO PROVIDE FOR USES OF MONEYS IN THE FUND, TO PROVIDE FOR APPROPRIATION, TO PROVIDE FOR DISTRIBUTION OF MONEYS, TO PROVIDE REGIONS, TO PROVIDE LIMITS ON DISTRIBUTIONS, TO PROVIDE FOR APPLICATION BY THE BOARDS OF TRUSTEES OF PUBLIC SCHOOL DISTRICTS, TO PROVIDE FOR ESTABLISHMENT OF PROCEDURES FOR APPLICATION AND CRITERIA FOR DENIAL AND APPROVAL OF APPLICATIONS BY THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, TO PROVIDE FOR REVIEW BY THE LEGISLATURE, TO PROVIDE FOR WARRANTS, TO PROVIDE FOR USE OF MONEYS, TO PROVIDE LIBERAL CONSTRUCTION AND TO PROVIDE APPLICATION; AMENDING SECTION 57-723A, IDAHO CODE, AS ADDED BY SECTION 40, CHAPTER 256, LAWS OF 1998, TO PROVIDE THAT CERTAIN MONEYS SHALL BE AVAILABLE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A SUNSET DATE.

HOUSE BILL NO. 608
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE STATE INCOME TAX; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF NEW SECTIONS 63-3029E AND 63-3029F, IDAHO CODE, TO PROVIDE DEFINITIONS AND CONSTRUCTION OF TERMS AND TO PROVIDE SPECIAL CREDITS TO THE INCOME TAX FOR NEW EMPLOYEES FOR AN ENTERPRISE THAT PRODUCES, ASSEMBLES, FABRICATES OR PROCESSES WOOD PRODUCTS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 609
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE TAXATION OF CERTAIN TOBACCO PRODUCTS; AMENDING SECTION 63-2551, IDAHO CODE, TO PROVIDE A DEFINITION OF "MOIST SNUFF"; AMENDING SECTION 63-2552, IDAHO CODE, TO EXCLUDE MOIST SNUFF FROM TAXATION AT AN AD VALOREM RATE OF TAXATION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 63-2552A, IDAHO CODE, TO EXCLUDE MOIST SNUFF FROM TAXATION AT AN AD VALOREM RATE OF TAXATION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 25, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2552B, IDAHO CODE, TO PROVIDE THAT MOIST SNUFF SHALL BE TAXED AT THE RATE OF SEVENTY-SIX CENTS PER OUNCE OF MOIST SNUFF AND TO PROVIDE FOR DISTRIBUTION OF THE TAX REVENUES; AMENDING SECTION 63-2553, IDAHO CODE, TO PROVIDE LEGISLATIVE INTENT TO LEVY A TAX ON MOIST SNUFF AND TO MAKE A TECHNICAL CORRECTION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 610
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO THE FISH AND GAME COMMISSION; AMENDING SECTION 36-104, IDAHO CODE, TO PROVIDE THAT THE FISH AND GAME COMMISSION MAY EMPLOY AN ADMINISTRATIVE ASSISTANT WHOSE DUTIES SHALL INCLUDE ENSURING THAT THE COMMISSION’S DIRECTIVES AND POLICIES ARE BEING CARRIED OUT AND IMPLEMENTED BY THE DIRECTOR AND THE DEPARTMENT AND TO REPORT TO THE COMMISSION ON THE PROGRESS OF ITS DIRECTIVES AND POLICIES BEING IMPLEMENTED.
HOUSE BILL NO. 611
BY BUSINESS COMMITTEE
AN ACT
RELATING TO THE IDAHO BUILDING CODE ADVISORY ACT; AMENDING SECTION 39-4101, IDAHO CODE, TO PROVIDE THE INTENT OF THE LEGISLATURE TO REQUIRE MINIMUM CONSTRUCTION STANDARDS CONSISTENT WITH STANDARDS FOR ACCESSIBILITY FOR THOSE WITH DISABILITIES; AMENDING SECTION 39-4106, IDAHO CODE, TO INCREASE THE MEMBERSHIP OF THE IDAHO BUILDING CODE ADVISORY BOARD TO INCLUDE AN ADDITIONAL LOCAL BUILDING OFFICIAL AND AN INDIVIDUAL WITH A DISABILITY FROM AN ORGANIZATION REPRESENTING PEOPLE WITH ALL TYPES OF DISABILITIES AND TO PROVIDE PROPER NOMENCLATURE; AMENDING SECTION 39-4107, IDAHO CODE, TO PROVIDE FOR ADOPTION OF THE LATEST EDITION OF THE BUILDING CODE AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INCLUDING AMENDMENTS TO THE BUILDING CODE IN ACCORDANCE WITH THE BOARD’S DETERMINATION OF ITS EQUIVALENCY WITH THE AMERICANS WITH DISABILITIES ACT ACCESSIBILITY GUIDELINES AND THE FAIR HOUSING ACT ACCESSIBILITY GUIDELINES, TO REQUIRE THE BOARD TO PROVIDE FOR SUITABILITY OF ALTERNATE MATERIALS AND METHODS OF CONSTRUCTION AND TO PROMOTE ADOPTION OF ACCESSIBILITY CODES, TO PROVIDE FOR THE BOARD’S GENERAL RULEMAKING AUTHORITY AND TO PROVIDE PROPER NOMENCLATURE; AMENDING SECTION 39-4108, IDAHO CODE, TO PROVIDE PROPER NOMENCLATURE AND TO REQUIRE RECOGNITION OF A BUILDING INSPECTOR’S CERTIFICATION FROM THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS OR THE INTERNATIONAL CODE COUNCIL AS EQUIVALENT TO STATE CERTIFICATION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-4116, IDAHO CODE, TO REQUIRE THAT LOCAL GOVERNMENTS ISSUING BUILDING PERMITS AND PERFORMING ENFORCEMENT ACTIVITIES ADOPT THE MOST CURRENT BUILDING CODE, INCLUDING APPENDIX CHAPTERS PROVIDING FOR ACCESSIBILITY, TO DELETE OBSOLETE LANGUAGE AND TO REQUIRE STATE CERTIFICATION OF ALL BUILDING CODE INSPECTORS INCLUDING THOSE OF LOCAL GOVERNMENTS.

HOUSE BILL NO. 612
BY BUSINESS COMMITTEE
AN ACT
RELATING TO THE IDAHO LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION; AMENDING SECTION 41-4303, IDAHO CODE, TO BROADEN THE APPLICATION OF THE ACT; AMENDING SECTION 41-4308, IDAHO CODE, AND TO REVISE THE CONTRACTUAL OBLIGATIONS OF THE INSOLVENT INSURER FOR WHICH THE ASSOCIATION BECOMES OR MAY BECOME LIABLE AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 613
BY BUSINESS COMMITTEE
AN ACT
RELATING TO THE MANUFACTURED HOME SETUP CODE; REPEALING SECTION 44-2206, IDAHO CODE.

HOUSE BILL NO. 614
BY BUSINESS COMMITTEE
AN ACT
RELATING TO THE IDAHO HOUSING AND FINANCE ASSOCIATION; AMENDING CHAPTER 62, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-6216A, IDAHO CODE, TO SPECIFY LIMITS FOR PURCHASE BY THE ASSOCIATION OF LOANS WHICH WERE MADE TO BORROWERS TO FINANCE SINGLE-FAMILY RESIDENCES.

HOUSE BILL NO. 615
BY BUSINESS COMMITTEE
AN ACT
RELATING TO THE NAMES OF BUSINESS ENTITIES FILED WITH THE SECRETARY OF STATE; AMENDING SECTION 30-1-1422, IDAHO CODE, TO REQUIRE THAT THE NAME OF A CORPORATION REINSTATED AFTER DISSOLUTION BE DISTINGUISHABLE FROM THE NAMES OF OTHER BUSINESS ENTITIES ORGANIZED OR AUTHORIZED TO TRANSACT BUSINESS IN THIS STATE; AMENDING SECTION 30-1-1506, IDAHO CODE, TO REQUIRE THAT FOREIGN CORPORATIONS USE NAMES DISTINGUISHABLE FROM OTHER BUSINESS ENTITIES; AMENDING SECTION 30-3-121, IDAHO CODE, TO
REQUIRE THAT FOREIGN NONPROFIT CORPORATIONS USE NAMES DISTINGUISHABLE FROM OTHER BUSINESS ENTITIES; AMENDING SECTION 53-3-303, IDAHO CODE, AS ADDED BY SECTION 2, CHAPTER 65, LAWS OF 1998, TO REQUIRE THAT PARTNERSHIPS USE NAMES DISTINGUISHABLE FROM OTHER BUSINESS ENTITIES; AMENDING SECTION 53-643C, IDAHO CODE, TO REQUIRE THAT THE NAME OF A LIMITED LIABILITY COMPANY REINSTATED AFTER DISSOLUTION BE DISTINGUISHABLE FROM OTHER BUSINESS ENTITIES; AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 618
BY BUSINESS COMMITTEE
AN ACT
RELATING TO PARTNERSHIPS AND THE FILING OF STATEMENTS OF DISSOCIATION AND DISSOLUTION; AMENDING SECTION 53-3-704, IDAHO CODE, AS ADDED BY SECTION 2, CHAPTER 65, LAWS OF 1998, TO DELETE THE REQUIREMENT THAT A STATEMENT OF PARTNERSHIP AUTHORITY BE FILED PRIOR TO THE FILING OF A STATEMENT OF DISSOCIATION; AMENDING SECTION 53-3-805, IDAHO CODE, AS ADDED BY SECTION 2, CHAPTER 65, LAWS OF 1998, TO DELETE THE REQUIREMENT THAT A STATEMENT OF PARTNERSHIP AUTHORITY BE FILED PRIOR TO THE FILING OF A STATEMENT OF DISSOLUTION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 619
BY BUSINESS COMMITTEE
AN ACT
RELATING TO BUSINESS ENTITIES AND THEIR REGISTERED OFFICES AND AGENTS; AMENDING SECTION 30-1-1503, IDAHO CODE, TO REQUIRE THAT THE REGISTERED OFFICE OF A FOREIGN CORPORATION HAVE A STREET ADDRESS; AMENDING SECTION 30-3-318, IDAHO CODE, TO REQUIRE THAT THE REGISTERED OFFICE OF A FOREIGN NONPROFIT CORPORATION HAVE A STREET ADDRESS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 53-208, IDAHO CODE, TO REQUIRE THAT THE REGISTERED AGENT OF A LIMITED PARTNERSHIP HAVE A STREET ADDRESS; AMENDING SECTION 53-249, IDAHO CODE, TO REQUIRE THAT THE REGISTERED AGENT OF A FOREIGN LIMITED PARTNERSHIP HAVE A STREET ADDRESS; AMENDING SECTION 53-604, IDAHO CODE, TO REQUIRE THAT THE REGISTERED AGENT FOR A LIMITED LIABILITY COMPANY HAVE A STREET ADDRESS; AMENDING SECTION 53-608, IDAHO CODE, TO CLARIFY THAT A REGISTERED AGENT FOR A LIMITED LIABILITY PARTNERSHIP MUST HAVE A STREET ADDRESS; AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 620
BY BUSINESS COMMITTEE
AN ACT
RELATING TO LIMITED PARTNERSHIPS, AMENDING SECTION 53-204, IDAHO CODE, TO ALLOW A LIMITED PARTNERSHIP TO CHANGE ITS REGISTERED AGENT BY FILING A FORM WITH THE SECRETARY OF STATE; AMENDING SECTION 53-209, IDAHO CODE, TO DELETE THE REQUIREMENT THAT A LIMITED PARTNERSHIP FILE AN AMENDMENT TO ITS ORGANIZATIONAL DOCUMENT IN ORDER TO CHANGE ITS REGISTERED AGENT; AND AMENDING SECTION 53-262, IDAHO CODE, TO DELETE THE FEE FOR CHANGE IN REGISTERED AGENT AND TO CLARIFY LANGUAGE.

HOUSE BILL NO. 621
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO INFRACTION VIOLATIONS OF THE MOTOR VEHICLE CODE; AMENDING SECTION 49-236, IDAHO CODE, TO IMPOSE INFRACTION PENALTIES FOR VIOLATIONS OF CHAPTER 3, TITLE 49, IDAHO CODE, OTHER THAN SECTIONS 49-301, 49-316, 49-331 AND 49-332, IDAHO CODE, AND CHAPTER 4, TITLE 49, IDAHO CODE; AMENDING SECTION 49-301, IDAHO CODE, TO PROVIDE THAT A VIOLATION OF THE SECTION SHALL BE A MISDEMEANOR; AMENDING SECTION 49-305, IDAHO CODE, TO PROVIDE FOR AN INFRACTION PENALTY; AMENDING SECTION 49-331, IDAHO CODE, TO REMOVE LANGUAGE IMPOSING MISDEMEANOR PENALTIES FOR VIOLATIONS OF CHAPTER 3, TITLE 49, IDAHO CODE; AND AMENDING SECTION 49-1501, IDAHO CODE, TO PROVIDE FOR THE ISSUANCE OF A UNIFORM CITATION FOR INFRACTION VIOLATIONS OF CHAPTERS 3 AND 4, TITLE 49, IDAHO CODE.

HOUSE BILL NO. 622
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO BAIL IN CRIMINAL CASES; AMENDING SECTION 19-2923, IDAHO CODE, TO PROVIDE THAT CASH BAIL POSTED IN A CASE MAY BE USED TO SATISFY FINES, FEES AND COSTS THAT HAVE BEEN IMPOSED IN THAT CASE OR WHICH HAVE BEEN IMPOSED AGAINST THE DEFENDANT IN ANY OTHER CRIMINAL ACTION.

HOUSE BILL NO. 623
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO RESTITUTION ORDERED AT THE SENTENCING OF A JUVENILE; AMENDING SECTION...
HOUSE BILL NO. 624
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE JUVENILE CORRECTIONS ACT; AMENDING SECTION 20-520, IDAHO CODE, TO PROVIDE THAT A JUVENILE WHO COMMITS A CRIME OF A SEXUAL NATURE MAY BE PLACED ON FORMAL PROBATION UP TO HIS TWENTY-FIRST BIRTHDAY.

HOUSE BILL NO. 625
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE ENFORCEMENT AND COLLECTION OF FINES AND OTHER AMOUNTS ORDERED BY A COURT IN CRIMINAL CASES; AMENDING CHAPTER 47, TITLE 19, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 19-4708, IDAHO CODE, TO PROVIDE THAT THE COURTS MAY ENTER INTO CONTRACTS WITH PRIVATE ENTITIES FOR THE COLLECTION OF UNPAID DEBTS OWED TO COURTS IN CRIMINAL CASES.

HOUSE BILL NO. 626
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO DUTIES OF THE SHERIFF; AMENDING SECTION 31-2202, IDAHO CODE, TO DESCRIBE DUTIES OF THE SHERIFF CONCERNING PROTECTION FROM OMNIVORES OR CARNIVORES.

HOUSE BILL NO. 627
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO A COLLEGE SAVINGS PROGRAM; AMENDING TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 54, TITLE 33, IDAHO CODE, TO DEFINE TERMS, TO ESTABLISH AND PROVIDE POWERS AND DUTIES TO THE STATE COLLEGE SAVINGS PROGRAM BOARD REGARDING THE COLLEGE SAVINGS PROGRAM, TO PROVIDE THE USE OF A CONTRACTOR OR CONTRACTORS AS ACCOUNT DEPOSITORY AND MANAGER, TO PROVIDE PROGRAM REQUIREMENTS, TO PROVIDE FOR TAXATION, TO PROVIDE SCHOLARSHIP AND FINANCIAL AID PROVISIONS, TO PROVIDE LIMITATIONS AND TO PROVIDE AN ANNUAL REPORT; AMENDING SECTION 63-3022, IDAHO CODE, TO PROVIDE A DEDUCTION WITH A LIMITATION TO COLLEGE SAVINGS PROGRAMS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 628
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE BOARD OF MEDICINE; AMENDING SECTION 54-1806A, IDAHO CODE, TO PROVIDE A COMMITTEE ON PROFESSIONAL DISCIPLINE WITHIN THE BOARD OF MEDICINE, TO PROVIDE POWERS AND DUTIES OF THE COMMITTEE, TO PROVIDE MEMBERSHIP AND TO PROVIDE FOR RULES; AMENDING SECTION 54-1806, IDAHO CODE, TO PROVIDE THAT THE BOARD OF MEDICINE SHALL HAVE AUTHORITY TO HIRE OR APPOINT EMPLOYEES AND ADOPT RULES, TO DELETE REFERENCE TO THE BOARD OF PROFESSIONAL DISCIPLINE, TO REVISE THE AUTHORITY FOR THE BOARD TO REQUEST SUBPOENAS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1814, IDAHO CODE, TO DELETE A CITATION AND TO PROVIDE FOR RULES; AMENDING SECTION 54-3914, IDAHO CODE, TO DELETE A CITATION AND TO PROVIDE FOR RULES; REPEALING SECTION 54-841, IDAHO CODE; AMENDING SECTION 9-340C, IDAHO CODE, TO PROVIDE THAT THE RECORDS OF CERTAIN BOARD OF MEDICINE PROCEEDINGS AND ANY COMMITTEE OF THE BOARD BE EXEMPT FROM DISCLOSURE AND TO MAKE A TECHNICAL CORRECTION; PROVIDING AN EFFECTIVE DATE AND PROVIDING APPLICATION.

HOUSE BILL NO. 629
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO TEMPORARY ASSISTANCE FOR FAMILIES IN IDAHO; AMENDING CHAPTER 2, TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 56-209i, IDAHO CODE, TO PROVIDE A STATEMENT OF LEGISLATIVE FINDINGS; AMENDING CHAPTER 2, TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 56-209j, IDAHO CODE, TO PROVIDE FOR SUBSTANCE ABUSE SCREENING AND TESTING AND TO GOVERN PROCEDURE; AMENDING CHAPTER 2, TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 56-209k, IDAHO CODE, TO SPECIFY APPLICATION TO CHILDREN; AND AMENDING CHAPTER 2, TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 56-209l, IDAHO CODE, TO PROVIDE TREATMENT REQUIREMENTS.

HOUSE BILL NO. 630
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO RETURNS REQUIRED TO BE FILED WITH THE DEPARTMENT OF LAW ENFORCEMENT BY LICENSED BEER AND WINE DEALERS, BREWERS AND WHOLESALERS; AMENDING SECTION 23-1006, IDAHO
CODE, TO REQUIRE RETURNS TO BE FILED MONTHLY; AMENDING SECTION 23-1314, IDAHO CODE, TO REQUIRE RETURNS TO BE FILED MONTHLY.

HOUSE BILL NO. 631
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO VIOLATIONS OF LAWS GOVERNING ALCOHOLIC BEVERAGES; AMENDING SECTION 23-949, IDAHO CODE, TO PROVIDE FURTHER DEFINITION OF POSSESSION OF ALCOHOL BY A PERSON UNDER TWENTY-ONE YEARS OF AGE.

HOUSE BILL NO. 632
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO TRADE PRACTICES BETWEEN BREWERS OR DEALERS AND WHOLESALERS; AMENDING SECTION 23-1033A, IDAHO CODE, TO PERMIT A BREWER OR DEALER AND A WHOLESALER TO AGREE TO DISTRIBUTE THE PRODUCTS OF ONE BREWER OR DEALER TO THE EXCLUSION OF THE PRODUCTS OF OTHER BREWERS OR DEALERS.

HOUSE BILL NO. 633
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO LIMITATION OF BALLOT ACCESS FOR MULTI-TERM INCUMBENTS; AMENDING SECTION 34-907, IDAHO CODE, TO PROVIDE THAT NOTHING IN THE TERM LIMITS LAW SHALL BE CONSTRUED AS PROHIBITING ANY PERSON FROM STANDING OR CAMPAIGNING FOR ANY ELECTIVE OFFICE BY MEANS OF A WRITE-IN CAMPAIGN PURSUANT TO STATUTE AND IF A PERSON IS NOMINATED BY MEANS OF A WRITE-IN CAMPAIGN THEY MAY APPEAR ON THE GENERAL ELECTION BALLOT AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.


S 1372, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

At this time, Representative Denney introduced and escorted Senator Larry Craig into the House Chamber where he spoke to the Members of the House.

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

Second Reading of Bills and Joint Resolutions

HCR 42 and H 496, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 408 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 408 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefier, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilmann, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 65.
Absent and excused -- Black, Boe, Hansen(29), Jones, Pischner. Total -- 5.
Total -- 70.

Whereupon the Speaker declared H 408 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 411 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. Sali to open debate.

The question being, "Shall H 411 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefier, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilmann, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 65.
Absent and excused -- Black, Boe, Hansen(29), Pischner. Total -- 3.
Total -- 70.
Whereupon the Speaker declared **H 411** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 497** 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 and Mr. Stevenson to open debate.

The question being, "Shall **H 497** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McGague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

**NAYS** -- None.

Absent and excused -- Black, Hansen(29), Pischner, Tilman. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 497** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 524** 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. Stone to open debate.

The question being, "Shall **H 524** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McGague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 65.

**NAYS** -- None.

Absent and excused -- Black, Crow, Ellsworth, Hansen(29), Pischner. Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 524** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that all bills on the Third Reading Calendar retain their places until Monday, February 21, 2000. There being no objection, it was so ordered.

Mrs. Stone asked unanimous consent that **HCR 38** be placed on General Orders for consideration. There being no objection, it was so ordered.

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

**Adjournment**

Mr. Bruneel moved that the House adjourn until 9:30 a.m., Monday, February 21, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:07 p.m.

**BRUCE NEWCOMB**, Speaker

ATTEST:

**PAMM JUKER**, Chief Clerk

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FORTY-THIRD LEGISLATIVE DAY

MONDAY, FEBRUARY 21, 2000

The House convened at 9:30 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

**Approval of Journal**

February 21, 2000

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.

**GOULD**, Chairman

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise
February 18, 2000

The Honorable Bruce Newcomb
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 386, H 388, and H 413

Very truly yours,
/s/ DIRK A. KEMPTHORNE
Governor

February 18, 2000

Mr. Speaker:

I transmit herewith enrolled S 1349 and S 1362 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1349 and S 1362 and, when so signed, ordered them returned to the Senate.

February 18, 2000

Mr. Speaker:

I transmit herewith S 1342, S 1346, S 1347, S 1316, as amended, S 1298, as amended, S 1301, as amended, S 1315, as amended, and S 1317, as amended, which have passed the Senate.

WOOD, Secretary

S 1342, S 1346, S 1347, S 1316, as amended, S 1298, as amended, S 1301, as amended, S 1315, as amended, and S 1317, as amended, were filed for first reading.

February 21, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 44, HJM 7, H 606, H 607, H 608, H 609, and H 627, and recommend that it do pass.

GOULD, Chairman

February 18, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 535 and recommend that it do pass.

KEMPTON, Chairman

H 535 was filed for second reading.

February 18, 2000

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 591 and recommend it be referred to the Commerce and Human Resources Committee.

REYNOLDS, Chairman

H 591 was referred to the Commerce and Human Resources Committee.

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

MEMORIAL SERVICE

Opening Comments............................ Representative Gagner

"O Captain! My Captain!"

Solo Performance..................................... Jacob Hammond

"I'm Proud to be an American"

Closing............................................... Representative Boe
A HOUSE MEMORIAL

WHEREAS, Representative J. Patrick Bieter passed on during the First Regular Session of the Fifty-fifth Idaho Legislature; and

WHEREAS, the late Representative Bieter served in this House, in the interest of District 19 during the Fifty-fourth through Fifty-fifth Legislatures covering the years 1997 through 1999.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Fifty-fifth Legislature draw public attention by this Memorial to the life and works of J. Patrick Bieter.

BE IT FURTHER RESOLVED that the House of Representatives of the Fifty-fifth 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 Bieter family.

Representative David Beiter paid tribute to the former Representative J. Patrick Beiter.

A HOUSE MEMORIAL

WHEREAS, Representative George L. Crookham, Jr. has passed on since the close of the First Regular Session of the Fifty-fifth Idaho Legislature; and

WHEREAS, the late Representative Crookham served in this House, in the interest of Canyon County during the Thirty-third through Thirty-sixth Legislatures covering the years 1955 through 1962.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Fifty-fifth Legislature draw public attention by this Memorial to the life and works of George L. Crookham, Jr.

BE IT FURTHER RESOLVED that the House of Representatives of the Fifty-fifth 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 Crookham family.

Representative Reynolds paid tribute to the former Representative Crookham.

A HOUSE MEMORIAL

WHEREAS, Representative Herbert G. Fitz has passed on since the close of the First Regular Session of the Fifty-fifth Idaho Legislature; and

WHEREAS, the late Representative Fitz served in this House, in the interest of District 9 during the Forty-second through Forty-fifth Legislatures covering the years 1973 through 1980.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Fifty-fifth Legislature draw public attention by this Memorial to the life and works of Herbert G. Fitz.

BE IT FURTHER RESOLVED that the House of Representatives of the Fifty-fifth 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 Fitz family.

Representative Montgomery paid tribute to former Representative Fitz.

A HOUSE MEMORIAL

WHEREAS, Representative Kurt L. Johnson has passed on since the close of the First Regular Session of the Fifty-fifth Idaho Legislature; and

WHEREAS, the late Representative Johnson served in this House, in the interest of District 29 during the Thirty-ninth through Forty-seventh Legislatures covering the years 1967 through 1984.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Fifty-fifth Legislature draw public attention by this Memorial to the life and works of Kurt L. Johnson.

BE IT FURTHER RESOLVED that the House of Representatives of the Fifty-fifth 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 Johnson family.

Representative Reed Hansen paid tribute to former Representative Johnson.

A HOUSE MEMORIAL

WHEREAS, Representative Alvin W. Joslyn has passed on since the close of the First Regular Session of the Fifty-fifth Idaho Legislature; and

WHEREAS, the late Representative Joslyn served in this House, in the interest of Elmore County during the Thirty-sixth through Fortieth Legislatures covering the years 1961 through 1970.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Fifty-fifth Legislature draw public attention by this Memorial to the life and works of Alvin W. Joslyn.

BE IT FURTHER RESOLVED that the House of Representatives of the Fifty-fifth 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 Joslyn family.

Representative Francis Field paid tribute to former Representative Joslyn.
A HOUSE MEMORIAL

WHEREAS, Representative James F. Stoicheff has passed on since the close of the First Regular Session of the Fifty-fifth Idaho Legislature; and

WHEREAS, the late Representative Stoicheff served in this House, in the interest of District 1 during the Forty-fifth through Fifty-fifth Legislatures covering the years 1979 through 1999.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Fifty-fifth Legislature draw public attention by this Memorial to the life and works of James F. Stoicheff.

BE IT FURTHER RESOLVED that the House of Representatives of the Fifty-fifth 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 forward copies to the members of the Stoicheff family.

Former Governor Phil Batt and Mr. Gino White paid tribute to former Representative Stoicheff.

A HOUSE MEMORIAL

WHEREAS, Representative Marvin G. Vandenberg, Sr. has passed on since the close of the First Regular Session of the Fifty-fifth Idaho Legislature; and

WHEREAS, the late Representative Vandenberg served in this House, in the interest of Boundary County during the Thirty-first through Thirty-fifth Legislatures covering the years 1951 through 1960; and in the interest of District 4 and District 3 during the Fifty-first through Fifty-third Legislatures covering the years 1989 through 1996.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Fifty-fifth 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 Vandenberg family.

Representative Pischner paid tribute to former Representative Vandenberg.

At this time, Mr. Bruneel took the Chair.

Prior to going at ease, the House was at the Fifth Order.

Report of Standing Committees

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 45
BY AGRICULTURAL 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 WHETHER THE EXEMPTION OF FARM WORKERS FROM THE MINIMUM WAGE LAW SHOULD BE REPEALED AND WHETHER FARM LABOR CONTRACTORS SHOULD BE REGISTERED WITH THE STATE.

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

WHEREAS, farm workers in Idaho are exempt from the minimum wage law;

WHEREAS, the Idaho Department of Labor estimates that at peak season in July, there are 34,810 agricultural workers in Idaho;

WHEREAS, the U.S. Department of Agriculture reported that in 1998 the average wage rates for Idaho farm workers was $6.60 or above for all hired farm workers;

WHEREAS, the U.S. Department of Agriculture also estimates that about 17 percent of farm workers in the Northwest are paid less than minimum wage;

WHEREAS, many farm workers in Idaho are recruited and provided to agricultural businesses by farm labor contractors, who also pay wages to farm workers;

WHEREAS, farm labor contractors are not required to register with the state;

WHEREAS, some citizens and organizations allege that farm workers are paid low wages due to economic, social and racial biases;

WHEREAS, the issues of whether to repeal the exemption of farm workers from the minimum wage law and whether farm labor contractors should be licensed are important and divisive issues in the state and have been hotly debated in the Idaho Legislature;

WHEREAS, the dispute about these issues is harmful to the state’s economy and the national perception of Idaho.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth 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 whether the exemption of farm workers from the minimum wage law should be repealed and whether farm labor contractors should be registered with the state. The Legislative Council shall appoint to the committee four members from the House of Representatives and four members from the Senate, 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 shall 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 First Regular Session of the Fifty-sixth Idaho Legislature.

HCR 45 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 634
BY EDUCATION COMMITTEE
AN ACT
RELATING TO PUBLIC CHARTER SCHOOLS; AMENDING SECTION 33-5206, IDAHO CODE, TO PROVIDE THAT IF REPORTS OR EVALUATIONS ARE REQUIRED IN ADDITION TO THE ANNUAL REPORT, SUCH EVALUATIONS SHALL BE CONDUCTED BY AN INDEPENDENT THIRD PARTY DESIGNATED BY WRITTEN AGREEMENT BETWEEN THE CHARTERING DISTRICT AND THE CHARTER SCHOOL, OR IN THE ABSENCE OF SUCH AN AGREEMENT, SHALL BE DESIGNATED BY THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION AND TO PROVIDE THAT COSTS ASSOCIATED WITH ADDITIONAL REPORTING AND EVALUATION SHALL BE PAID BY THE DISTRICT WHICH APPROVED THE CHARTER SCHOOL; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 635
BY EDUCATION COMMITTEE
AN ACT
RELATING TO THE STATE BOARD OF EDUCATION AND BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO; AMENDING CHAPTER 1, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-105A, IDAHO CODE, TO PROVIDE THAT THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO MAY NOT ADOPT A STUDENT MATRICULATION FEE WHICH EXCEEDS THREE PERCENT OF THE RATE OF THE STUDENT MATRICULATION FEE CHARGED FOR THE IMMEDIATELY PRECEDING FISCAL YEAR.

HOUSE BILL NO. 636
BY EDUCATION COMMITTEE
AN ACT
RELATING TO GOVERNANCE OF SCHOOLS; AMENDING SECTION 33-512, IDAHO CODE, TO DELETE “NONINSTRUCTIONAL” FROM RECESS TIME AS IT RELATES TO THE OPTION OF A LOCAL SCHOOL BOARD OF TRUSTEES TO APPROVE A REDUCTION IN ANNUAL INSTRUCTIONAL HOUR REQUIREMENTS AS ALLOWED BY LAW, AND MAINTAINING THE RESTRICTION THAT RECESS TIME SHALL NOT BE INCLUDED IN THE REDUCTION.

HOUSE BILL NO. 637
BY EDUCATION COMMITTEE
AN ACT
RELATING TO EARLY RETIREMENT INCENTIVE FOR CERTIFICATED EMPLOYEES OF PUBLIC SCHOOL DISTRICTS; AMENDING SECTION 33-1004G, IDAHO CODE, TO PROVIDE THAT AN EMPLOYEE SHALL BE FIFTY-FIVE YEARS OLD BEFORE SEPTEMBER 1 OF THE YEAR APPLICATION IS MADE FOR EARLY RETIREMENT AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 638
BY EDUCATION COMMITTEE
AN ACT
RELATING TO STUDENT MENTORING PROGRAMS; AMENDING CHAPTER 5, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-520, IDAHO CODE, TO PROVIDE AUTHORITY TO APPOINT A DISTRICT STUDENT MENTORING PROGRAM COORDINATOR AND APPROPRIATING MONEYS TO BE AWARDED TO APPLICANT PROGRAMS.

HOUSE BILL NO. 639
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO THE ELECTION OF COMMISSIONERS OF A FIRE PROTECTION DISTRICT; AMENDING SECTION 31-1410, IDAHO CODE, TO PROVIDE FOR ELECTION OF COMMISSIONERS EVERY YEAR FOR THREE YEARS WITH NO ELECTION TO BE HELD IN THE FOURTH YEAR, TO PROVIDE FOR ELECTIONS FOLLOWING ORGANIZATION OF A FIRE PROTECTION DISTRICT AND TO PROVIDE FOR CONVERSION TO THE REVISED ELECTION PROCESS BY AN EXISTING FIRE PROTECTION DISTRICT.

HOUSE BILL NO. 640
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO DISPOSAL OF PROPERTY BY FIRE PROTECTION DISTRICTS; AMENDING SECTION 31-1417A, IDAHO CODE, TO INCREASE THE VALUE OF REAL AND PERSONAL PROPERTY BEFORE AN APPRAISAL AND SALE BY BID NEEDS TO OCCUR.

HOUSE BILL NO. 641
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO LIMITATION ON BUDGET REQUESTS; AMENDING SECTION 63-802, IDAHO CODE, TO PROVIDE THE AMOUNT OF PROPERTY TAX REVENUES TO FINANCE AN ANNUAL BUDGET DOES NOT INCLUDE ANY REVENUES ATTRIBUTABLE TO THE ELECTION OF PUBLIC UTILITIES TO CONSENT TO BE INCLUDED WITHIN A FIRE PROTECTION DISTRICT AS PROVIDED FOR IN SECTION 31-1422, IDAHO CODE, WHERE SUCH CONSENT WAS GIVEN SUBSEQUENT TO THE LIMITATIONS IMPOSED HEREBY AND TO MAKE
TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 642
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO EXEMPTIONS FROM TAXATION; AMENDING SECTION 63-602D, IDAHO CODE, TO REQUIRE INFORMATION REGARDING CHARITY CARE AND NET PROFITS IN REPORTS FROM CERTAIN HOSPITALS EXEMPT FROM PROPERTY TAXATION.

HOUSE BILL NO. 643
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO DRIVER’S LICENSES AND INSTRUCTION PERMITS; AMENDING SECTION 33-1702, IDAHO CODE, TO CLARIFY THAT PUBLIC SCHOOL DRIVER TRAINING PROGRAMS SHALL INCLUDE SIX HOURS OBSERVATION TIME IN A DRIVER TRAINING CAR AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1703, IDAHO CODE, TO CHANGE THE MINIMUM AGE OF ELIGIBILITY FOR DRIVER’S TRAINING FROM FOURTEEN YEARS TO FOURTEEN AND ONE-HALF YEARS; AMENDING SECTION 49-110, IDAHO CODE, TO DEFINE THE TERMS “CLASS A, B OR C INSTRUCTION PERMIT,” “CLASS D DRIVER’S TRAINING INSTRUCTION PERMIT,” “CLASS D INSTRUCTION PERMIT,” AND “CLASS D SUPERVISED INSTRUCTION PERMIT”; AMENDING SECTION 49-303, IDAHO CODE, TO CLARIFY THAT A DRIVER’S TRAINING INSTRUCTION COURSE SHALL INCLUDE COMPLETING THE REQUIREMENTS OF A CLASS D SUPERVISED INSTRUCTION PERMIT AND TO PROVIDE AN EXCEPTION; AMENDING SECTION 49-303A, IDAHO CODE, TO CLARIFY THAT PERSONS UNDER EIGHTEEN YEARS OF AGE MAY BE ISSUED A CLASS D DRIVER’S TRAINING INSTRUCTION PERMIT OR A CLASS D SUPERVISED INSTRUCTION PERMIT; AMENDING SECTION 49-305, IDAHO CODE, TO CLARIFY CONDITIONS FOR ISSUING A CLASS D INSTRUCTION PERMIT AND A CLASS A, B OR C INSTRUCTION PERMIT AND TO DELETE OBSOLETE PROVISIONS; AMENDING SECTION 49-306, IDAHO CODE, AS AMENDED BY SECTION 9, CHAPTER 81, LAWS OF 1999, SECTION 1, CHAPTER 317, LAWS OF 1999, SECTION 1, CHAPTER 318, LAWS OF 1999, SECTION 1, CHAPTER 319, LAWS OF 1999 AND SECTION 2, CHAPTER 360, LAWS OF 1999, TO PROVIDE THAT INFORMATION REQUIRED ON AN APPLICATION FOR A DRIVER’S LICENSE SHALL ALSO BE REQUIRED ON AN APPLICATION FOR ANY INSTRUCTION PERMIT, TO PROVIDE A FEE FOR A CLASS D SUPERVISED INSTRUCTION PERMIT AND TO MAKE TECHNICAL CORRECTIONS AND TO CORRECT CODIFIER ERRORS; AMENDING SECTION 49-307, IDAHO CODE, TO PROHIBIT ATTENDANCE OR PARTICIPATION IN A CLASS D DRIVER’S TRAINING COURSE UNTIL A CLASS D DRIVER’S TRAINING INSTRUCTION PERMIT HAS BEEN OBTAINED, TO REQUIRE THAT A PERMITTEE SHALL OPERATE A MOTOR VEHICLE UNDER THE TERMS AND CONDITIONS OF A CLASS D SUPERVISED INSTRUCTION PERMIT FOLLOWING SUCCESSFUL COMPLETION OF A CLASS D DRIVER’S TRAINING COURSE AND TO PROVIDE RESTRICTIONS AND REQUIREMENTS OF A CLASS D SUPERVISED INSTRUCTION PERMIT WHICH MUST BE SATISFIED BEFORE A PERMITTEE MAY APPLY FOR A CLASS D DRIVER’S LICENSE; AMENDING SECTION 49-310, IDAHO CODE, TO PROVIDE PROPER NOMENCLATURE AND TO PROVIDE THAT A PERSON SIGNING AN APPLICATION FOR THE DRIVING PRIVILEGES OF A PERSON UNDER EIGHTEEN YEARS OF AGE SHALL ATTEST THAT THE CONDITIONS REQUIRED ON A CLASS D SUPERVISED INSTRUCTION PERMIT SHALL HAVE BEEN SATISFIED WHEN THE PERMITTEE APPLIES FOR A CLASS D DRIVER’S LICENSE; AMENDING SECTION 49-311, IDAHO CODE, TO PROVIDE AUTHORITY TO THE IDAHO TRANSPORTATION DEPARTMENT TO CANCEL INSTRUCTION PERMITS UNDER SPECIFIED CONDITIONS; AMENDING SECTION 49-326, IDAHO CODE, TO PROVIDE AUTHORITY TO THE IDAHO TRANSPORTATION DEPARTMENT TO SUSPEND THE DRIVER’S LICENSE OF A PERSON UNDER SEVENTEEN YEARS OF AGE FOR THIRTY DAYS FOR A SECOND CONVICTION AND FOR SIXTY DAYS FOR A THIRD OR SUBSEQUENT CONVICTION INVOLVING A MOVING TRAFFIC VIOLATION, TO DENY RESTRICTED DRIVING PRIVILEGES DURING SUCH PERIOD OF SUSPENSION AND TO PROVIDE A CODE REFERENCE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 644
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO SPECIAL MOTOR VEHICLE LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CORRECT REFERENCE AND TO CLARIFY DEPOSIT OF CERTAIN FEES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-420A, IDAHO CODE, TO ESTABLISH AN IDAHO STATE CAPITOL COMMISSION LICENSE PLATE PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 645
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO SPEED LIMITS; AMENDING SECTION 49-207, IDAHO CODE, TO PROVIDE THAT LOCAL AUTHORITIES MAY DECREASE SPEED LIMITS FOR LOCAL HIGHWAYS AND LOCAL ARTERIAL HIGHWAYS WHEN IT IS IN THE BEST INTEREST OF THE PUBLIC.
HOUSE BILL NO. 646
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO WHAT PERSONS SHALL NOT BE ISSUED A MOTOR VEHICLE DRIVER’S LICENSE;
AMENDING SECTION 49-303, IDAHO CODE, TO PROVIDE THAT THE IDAHO TRANSPORTATION DEPARTMENT SHALL NOT BE PREVENTED FROM ISSUING DRIVING PRIVILEGES TO AN APPLICANT WHOSE DRIVING PRIVILEGES WERE PREVIOUSLY REVOKED, SUSPENDED OR CANCELED IF FIVE OR MORE YEARS HAVE ELAPSED SINCE THE REVOCATION, SUSPENSION OR CANCELLATION AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 647
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO LIENS ON CROPS; AMENDING SECTION 45-308, IDAHO CODE, TO EXTEND THE TIME PERIODS FOR FILING NOTICES OF CLAIMS OF LIENS FOR FARM LABOR AND FOR PROVIDING SEED TO A PRODUCER; AND AMENDING SECTION 45-310, IDAHO CODE, TO EXTEND THE TIME PERIOD IN WHICH A NOTICE OF CLAIM OF LIEN FOR FARM LABOR REMAINS IN EFFECT AND TO AUTHORIZE EXTENDING THE LIEN.

HOUSE BILL NO. 648
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO THE IDAHO AGRICULTURAL COMMODITY DEALER ACT; AMENDING SECTION 45-1802, IDAHO CODE, TO PROVIDE FOR CREATION OF LIENS WITH AGRICULTURAL COMMODITY PRODUCERS AND AGRICULTURAL COMMODITY DEALERS; AMENDING SECTION 45-1804, IDAHO CODE, TO PROVIDE THAT LIENS SHALL BE EFFECTIVE FOR ONE YEAR IF PROPERLY FILED WITH THE SECRETARY OF STATE; AMENDING SECTION 45-1807, IDAHO CODE, TO PROVIDE FOR FILING OF NOTICE OF DISCHARGE WITH THE SECRETARY OF STATE; AMENDING SECTION 45-1808, IDAHO CODE, TO PROVIDE FOR FORM OF FILING AND MAXIMUM FEES; AMENDING CHAPTER 18, TITLE 45, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 45-1810, IDAHO CODE, TO PROVIDE FOR A TRANSITION FROM COUNTY FILING OF LIENS TO FILING WITH THE SECRETARY OF STATE; AND PROVIDING AN EFFECTIVE DATE WITH RULEMAKING AUTHORITY.

HOUSE BILL NO. 649
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE SALE OF WINE; AMENDING SECTION 23-1303, IDAHO CODE, TO PROVIDE DEFINITIONS OF "TABLE WINE" AND "DESSERT WINE," TO FURTHER DEFINE OTHER TERMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-1304, IDAHO CODE, TO PERMIT THE SALE OF DESSERT WINE WITHIN THE COUNTIES OF THE STATE WITH THE APPROVAL OF COUNTY COMMISSIONERS OR THE ELECTORATE OF THE COUNTY, TO PROVIDE THE PROCESS FOR SUCH APPROVAL AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-1319, IDAHO CODE, TO IMPOSE AN EXCISE TAX OF SEVENTY CENTS PER GALLON ON DESSERT WINE SOLD WITHIN THE STATE OF IDAHO.

HOUSE BILL NO. 650
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO BINGO; AMENDING SECTION 67-7702, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 67-7703, IDAHO CODE, TO PROVIDE FOR A BINGO-RAFFLE ADVISORY BOARD; AMENDING SECTION 67-7704, IDAHO CODE, TO PROVIDE FOR APPOINTMENT AND QUALIFICATIONS OF MEMBERS OF THE BINGO-RAFFLE ADVISORY BOARD; AMENDING SECTION 67-7705, IDAHO CODE, TO PROVIDE FOR A QUORUM, MEETINGS, MINUTES AND COMPENSATION OF THE BINGO-RAFFLE ADVISORY BOARD; AMENDING SECTION 67-7706, IDAHO CODE, TO PROVIDE POWERS AND DUTIES OF THE BINGO-RAFFLE ADVISORY BOARD; AMENDING SECTION 67-7707, IDAHO CODE, TO PROVIDE THAT NO PERSON UNDER THE AGE OF EIGHTEEN MAY PLAY BINGO IN GAMES WHERE A CASH PRIZE IS OFFERED OR IN GAMES WHERE THE PRIZE EXCEEDS TWENTY-FIVE DOLLARS IN VALUE FOR MERCHANDISE; AMENDING SECTION 67-7709, IDAHO CODE, TO MAKE AN ARITHMETIC CORRECTION, TO REVISE ACCOUNTING REQUIREMENTS AND TO INCREASE THE AMOUNT OF GROSS REVENUES RECEIVED BY A CHARITABLE ORGANIZATION FROM BINGO BEFORE A CHARITABLE ORGANIZATION NEEDS TO PROVIDE THE STATE LOTTERY WITH AN AUDIT; AMENDING SECTION 67-7710, IDAHO CODE, TO DELETE THE MAXIMUM AMOUNT OF RAFFLES THAT MAY BE CONDUCTED BY AN ORGANIZATION IN A YEAR, TO REVISE THE MAXIMUM AGGREGATE VALUE OF A CASH PRIZE FOR A DUCK RACE AND TO INCREASE THE AMOUNT OF GROSS REVENUES RECEIVED BY A CHARITABLE ORGANIZATION FROM THE OPERATION OF RAFFLE EVENTS BEFORE IT NEEDS TO PROVIDE AN AUDIT TO THE STATE LOTTERY; AMENDING SECTION 67-7711, IDAHO CODE, TO PROVIDE A CORRECT STATUTORY CITATION AND TO CLARIFY THAT EXEMPT PERSONS, CHARITABLE OR NONPROFIT ORGANIZATIONS DO NOT RECEIVE A LICENSE FROM THE STATE LOTTERY; AMENDING SECTION 67-7712, IDAHO CODE, TO REVISE LICENSE FEES AND TO REVISE PROCEDURES; AMENDING SECTION 67-7713, IDAHO CODE, TO PROVIDE WHEN A CHARITABLE OR NONPROFIT ORGANIZATION OPERATING A BINGO GAME OR RAFFLE SHALL BE REQUIRED TO OBTAIN A LICENSE; AND AMENDING SECTION 67-7715, IDAHO CODE, TO PROVIDE FOR A FIVE HUNDRED DOLLAR LICENSE FEE.
HOUSE BILL NO. 651
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAX CREDIT FOR CONTRIBUTIONS TO NONPROFIT SUBSTANCE ABUSE CENTERS; AMENDING SECTION 63-3029C, IDAHO CODE, TO AUTHORIZE A CREDIT AGAINST INCOME TAX FOR CERTAIN CHARITABLE CONTRIBUTIONS TO NONPROFIT SUBSTANCE ABUSE CENTERS LICENSED BY THE DEPARTMENT OF HEALTH AND WELFARE; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 652
BY EDUCATION COMMITTEE
AN ACT
RELATING TO COURSES OF INSTRUCTION; AMENDING SECTION 33-1602, IDAHO CODE, TO REQUIRE THAT INSTRUCTION IN CITIZENSHIP SHALL BE GIVEN IN ALL ELEMENTARY AND SECONDARY SCHOOLS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 653
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO LOCAL LAND USE PLANNING; AMENDING SECTION 67-6529, IDAHO CODE, TO PROVIDE AUTHORITY TO BOARDS OF COUNTY COMMISSIONERS TO REGULATE THE SITING OF LARGE CONFINED OR CONCENTRATED ANIMAL FEEDING OPERATIONS AND FACILITIES, TO REQUIRE A PUBLIC HEARING AND CONSIDERATION OF COMMENTS, TO PROVIDE AN EXEMPTION FOR COUNTIES WITH AN EXISTING SITING PROCESS AND TO PROVIDE THAT EXEMPT COUNTIES MAY CHOOSE TO REGULATE SITING; AND DECLARING AN EMERGENCY.

H 634, H 635, H 636, H 637, H 638, H 640, H 641, H 642, H 643, H 644, H 645, H 646, H 647, H 648, H 649, H 650, H 651, H 652, and H 653 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1342, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1346 and S 1347, by Agricultural Affairs Committee, were introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

S 1316, as amended, S 1315, as amended, and S 1317, as amended, by Health and Welfare Committee, were introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1298, 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 1301, as amended, 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.

Second Reading of Bills and Joint Resolutions

H 557, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

H 544 and H 545, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

H 506, H 507, H 509, and H 543, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Geddes asked unanimous consent that S 1352 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Denney asked unanimous consent that H 486, H 516, H 487, and H 540 retain their places on the Third Reading Calendar until Thursday, February 24, 2000. There being no objection, it was so ordered.

H 443 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. Miller to open debate.

The question being, "Shall H 443 pass?"

Roll call resulted as follows:


NAYS -- Chase, Hornbeck, Marley, McKague, Robison. Total -- 5.

Absent and excused -- Barraclough, Mortensen, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 443 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
Mr. Denney asked unanimous consent that **H 468** retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

**H 406** 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. Moss to open debate.

The question being, "Shall **H 406** pass?"

Roll call resulted as follows:


Total -- 67.

**NAYS** -- None.

Absent and excused -- Barraclough, Mортensen, Mr. Speaker.

Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 406** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 429** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Bieter to open debate.

The question being, "Shall **H 429** pass?"

Roll call resulted as follows:


Total -- 66.

**NAYS** -- Alltus, Callister. Total -- 2.

Absent and excused -- Crow, Mr. Speaker. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 430** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 431** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Lake to open debate.

The question being, "Shall **H 431** pass?"

Roll call resulted as follows:


Total -- 69.

**NAYS** -- None.

Absent and excused -- Mr. Speaker. Total -- 1.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 431** passed the House. Title was approved and the bill was ordered transmitted to the Senate.
**H 434** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tempore recognized Mr. Kendell to open debate.

The question being, "Shall **H 434** pass?"

Roll call resulted as follows:

**AYES** -- Barraclough, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Montgomery, Mortensen, Moss, Moyle, Pomeroy, Reynolds, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann. Total -- 57.

**NAYS** -- Alltus, Barrett, Callister, Denney, Jaquet, Mager, Pearce, Pischner, Ridinger, Ringo, Stoicheff. Total -- 12.

Absent and excused -- M. Speaker. Total -- 1.

Total -- 70.

Whereupon the Speaker Pro Tempore declared **H 434** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 435** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tempore recognized Mrs. Montgomery to open debate.

The question being, "Shall **H 435** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Mager, Montgomery, Mortensen, Moss, Moyle, Pomeroy, Reynolds, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann. Total -- 68.

**NAYS** -- None.


Total -- 70.

Whereupon the Speaker Pro Tempore declared **H 435** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 418** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tempore recognized Ms. Jaquet to open debate.

The question being, "Shall **H 418** pass?"

Roll call resulted as follows:


**NAYS** -- Gagner, Tilman. Total -- 2.

Absent and excused -- M. Speaker. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tempore declared **H 418** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 421** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tempore recognized Mr. Clark to open debate.

The question being, "Shall **H 421** pass?"

Roll call resulted as follows:


**NAYS** -- None.


Total -- 70.

Whereupon the Speaker Pro Tempore declared **H 421** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney 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.
Adjournment

Mr. Denney moved that the House adjourn until 10:45 a.m., Tuesday, February 22, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 12:02 p.m.        BRUCE NEWCOMB, Speaker

ATTEST:  PAM M JUKER, Chief Clerk

FORTY-FOURTH LEGISLATIVE DAY  TUESDAY, FEBRUARY 22, 2000

House of Representatives

The House convened at 10:45 a.m., Mr. Bruneel in the Chair.

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

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 22, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

February 21, 2000

Mr. Speaker:

I return herewith enrolled HCR 36 which has been signed by the President.

WOOD, Secretary

Enrolled HCR 36 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

February 21, 2000

Mr. Speaker:

I transmit herewith S 1287, as amended, S 1323, as amended, S 1353, S 1355, S 1354, S 1401, S 1333, S 1360, S 1361, S 1371, and S 1381 which have passed the Senate.

WOOD, Secretary

S 1287, as amended, S 1323, as amended, S 1353, S 1355, S 1354, S 1401, S 1333, S 1360, S 1361, S 1371, and S 1381 were filed for first reading.

Report of Standing Committees

February 22, 2000

Mr. Speaker:


GOULD, Chairman

February 21, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 515 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 515 was placed on General Orders for consideration.

February 21, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 483 and report it back with amendments attached to be placed on General Orders for consideration.

CROW, Chairman

H 483 was placed on General Orders for consideration.
February 21, 2000

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 590, H 593, and H 594 and recommend that they do pass.

SCHAEFER, Chairman

H 590, H 593, and H 594 were filed for second reading.

February 21, 2000

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 548 and recommend that it do pass.

TAYLOR, Chairman

H 548 was filed for second reading.

February 21, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 628 and recommend it be referred to the Health and Welfare Committee.

GOULD, Chairman

H 628 was referred to the Health and Welfare Committee.

February 21, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 529 and H 530 and recommend that they do pass.

GOULD, Chairman

H 529 and H 530 were filed for second reading.

February 21, 2000

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 546 and S 1336 and recommend that they do pass.

LINFORD, Chairman

H 546 and S 1336 were filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 654
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO RECORDS OF THE IDAHO HOUSING AND FINANCE ASSOCIATION FOR PURPOSES OF DISCLOSURE OF PUBLIC RECORDS PURSUANT TO SECTION 9-340C, IDAHO CODE; AMENDING SECTION 9-340C, IDAHO CODE, TO PROVIDE THAT SPECIFIED RECORDS OF THE IDAHO HOUSING AND FINANCE ASSOCIATION ARE EXEMPT FROM DISCLOSURE AND TO MAKE A TECHNICAL CORRECTION; REPEALING SECTION 67-6226, IDAHO CODE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 655
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO COURSES OF INSTRUCTION IN PUBLIC SCHOOLS; AMENDING SECTION 33-1602, IDAHO CODE, TO PROVIDE THAT THE UNITED STATES FLAG SHALL BE DISPLAYED IN EVERY PUBLIC SCHOOL CLASSROOM, TO PROVIDE THAT EVERY PUBLIC SCHOOL SHALL OFFER THE PLEDGE OF ALLEGIANCE OR THE NATIONAL ANTHEM AT THE BEGINNING OF EACH SCHOOL DAY, TO PROVIDE THAT NO PUPIL WHO OBJECTS SHALL BE COMPELLED TO PARTICIPATE IN RECITING THE PLEDGE OR SINGING THE ANTHEM AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 656
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAX POLICIES; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022O, IDAHO CODE, TO PROVIDE AN INCOME TAX DEDUCTION FOR A TAXPAYER WHO IS A SELF-EMPLOYED INDIVIDUAL TREATED AS AN EMPLOYEE PURSUANT TO SECTION 401(c)(1) OF THE INTERNAL REVENUE CODE, AN AMOUNT EQUAL TO THE AMOUNT PAID BY THE TAXPAYER DURING THE TAXABLE YEAR FOR INSURANCE WHICH CONSTITUTES MEDICAL CARE FOR THE TAXPAYER AND THE SPOUSE AND DEPENDENTS OF THE TAXPAYER WHICH IS NOT OTHERWISE DEDUCTIBLE BY THE TAXPAYER FOR FEDERAL INCOME TAX PURPOSES BECAUSE THE APPLICABLE PERCENTAGE FOR THAT TAXABLE YEAR AS SPECIFIED PURSUANT TO SECTION 162(1) OF THE INTERNAL REVENUE CODE IS LESS THAN ONE HUNDRED PERCENT; AMENDING SECTION 63-3022N, IDAHO CODE, TO PROVIDE AN ADDITIONAL DEDUCTION OF THREE HUNDRED DOLLARS WHICH SHALL BE ALLOWED IN THE CASE OF A JOINT RETURN WHERE THE STANDARD DEDUCTION IS CLAIMED; AMENDING SECTION 63-3022P, IDAHO CODE, TO PROVIDE AN INCOME TAX CREDIT FOR TAX YEAR 2000 OF FIVE PERCENT OF THE TAXPAYER’S STATE INCOME TAX LIABILITY; AMENDING SECTION 63-3025, IDAHO CODE, TO DECREASE THE CORPORATE INCOME TAX RATE; AMENDING SECTION 63-3025A, IDAHO CODE, TO DECREASE THE FRANCHISE TAX RATE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-3024, IDAHO CODE, TO REVISE BRACKETS AND
PERCENTAGE OF STATE INCOME TAX; DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICATION AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 657
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM OF IDAHO; AMENDING CHAPTER 13, TITLE 59, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 59-1362, IDAHO CODE, TO PROVIDE FOR THE PURCHASE OF MEMBERSHIP SERVICE FOR CERTAIN ACTIVE DUTY SERVICE IN THE ARMED FORCES, TO PROVIDE REQUIREMENTS AND LIMITATIONS AND TO PROVIDE A DEFINITION.

HOUSE BILL NO. 658
BY BUSINESS COMMITTEE
AN ACT
RELATING TO BONDS OR TRUST AGREEMENTS OF THE IDAHO HEALTH FACILITIES AUTHORITY; AMENDING SECTION 39-1449, IDAHO CODE, TO PROVIDE FOR DESIGNATION OF A TRUSTEE WITHIN OR WITHOUT THE STATE OF IDAHO AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 39-1450D, IDAHO CODE, TO PROVIDE DESIGNATION OF A TRUSTEE WITHIN OR WITHOUT THE STATE OF IDAHO AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 659
BY BUSINESS COMMITTEE
AN ACT
RELATING TO PRIVILEGE FROM DISCLOSURE FOR INSURANCE SELF-EVALUATIVE PROGRAMS; AMENDING CHAPTER 3, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-349, IDAHO CODE, TO SET FORTH A PRIVILEGE FROM DISCLOSURE FOR VOLUNTARY INTERNAL AUDITS OF COMPLIANCE PROGRAMS AND MANAGEMENT SYSTEMS FOR INSURERS; AND AMENDING SECTION 9-340D, IDAHO CODE, TO INCLUDE THE EXEMPTION IN RECORDS EXEMPT FROM DISCLOSURE.

HOUSE BILL NO. 660
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
AMENDING SECTION 18-8004, IDAHO CODE, TO PROVIDE FOR OPERATION OF OR APPROVAL OF LABORATORIES BY THE IDAHO STATE POLICE; AMENDING SECTION 18-8102, IDAHO CODE, TO FURTHER DEFINE THE TERMS "PEACE OFFICER" AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 18-8303, IDAHO CODE, TO FURTHER DEFINE THE TERMS "CENTRAL REGISTRY" AND "DEPARTMENT"; AMENDING SECTION 18-8315, IDAHO CODE, TO PROVIDE FOR PUBLIC RECORDS REQUESTS TO THE IDAHO STATE POLICE; AMENDING SECTION 18-8404, IDAHO CODE, TO PROVIDE THAT THE IDAHO STATE POLICE SHALL MAINTAIN THE JUVENILE SEX OFFENDER REGISTRY; AMENDING SECTION 18-8405, IDAHO CODE, TO PROVIDE FOR NOTIFICATION ON A FORM PROVIDED BY THE IDAHO STATE POLICE; AMENDING SECTION 18-8406, IDAHO CODE, TO PROVIDE FOR A FORM BY THE IDAHO STATE POLICE; AMENDING SECTION 18-8408, IDAHO CODE, TO PROVIDE FOR A LIST TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION; AMENDING SECTION 19-5102, IDAHO CODE, TO PROVIDE FOR THE PEACE OFFICERS STANDARDS AND TRAINING COUNCIL TO BE ESTABLISHED IN THE IDAHO STATE POLICE; AMENDING SECTION 19-5109, IDAHO CODE, TO REQUIRE CERTIFICATION OF PERSONS ACTING UNDER A SPECIAL DEPUTY COMMISSION FROM THE IDAHO STATE POLICE AND TO PROVIDE REFERENCE TO DEPUTY DIRECTOR; AMENDING SECTION 19-5113, IDAHO CODE, TO AUTHORIZE THE DIRECTOR OF THE IDAHO STATE POLICE OR HIS AUTHORIZED REPRESENTATIVE TO ADMINISTER OATHS, TAKE DEPOSITIONS OR ISSUE SUBPOENAS; AMENDING SECTION 19-5114, IDAHO CODE, TO PROVIDE FOR A REPORT BY THE IDAHO STATE POLICE; AMENDING SECTION 19-5116, IDAHO CODE, TO PROVIDE FOR THE ESTABLISHMENT OF THE PEACE OFFICERS STANDARDS AND TRAINING FUND, TO AUTHORIZE TRAINING OF PEACE OFFICERS FROM THE IDAHO STATE POLICE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 19-5202, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE IDAHO STATE POLICE SHALL ESTABLISH A TELETYPewriter COMMUNICATIONS NETWORK, TO PROVIDE THE TELETYPewriter COMMUNICATIONS NETWORK FUND AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 19-5203, IDAHO CODE, TO PROVIDE FOR A TELETYPewriter COMMUNICATIONS BOARD WITHIN THE IDAHO STATE POLICE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 19-5204, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE IDAHO STATE POLICE SHALL BE THE EXECUTIVE OFFICER OF THE TELETYPewriter COMMUNICATIONS NETWORK BOARD; AMENDING SECTION 19-5402, IDAHO CODE, TO REVISE THE DEFINITION OF "DEPARTMENT"; AMENDING SECTION 19-5502, IDAHO CODE, TO REVISE DEFINITIONS OF "DIRECTOR" AND "FORENSIC LABORATORY"; AMENDING SECTION 19-5503, IDAHO CODE, TO PROVIDE THAT THE IDAHO STATE POLICE SHALL BE RESPONSIBLE FOR THE POLICY MANAGEMENT AND ADMINISTRATION OF THE STATE'S DATABASE AND DATABANK IDENTIFICATION PROGRAM; AMENDING SECTION 19-5504, IDAHO CODE, TO PROVIDE FOR RULES BY THE IDAHO STATE POLICE; AMENDING SECTION 19-5506, IDAHO CODE, TO PROVIDE THAT A PERSON CONVICTED OF OR WHO PLEADS GUILTY TO CERTAIN CRIMES SHALL PROVIDE A DNA SAMPLE AND RIGHT THUMBPRINT IMPRESSION TO THE IDAHO STATE POLICE; AMENDING SECTION 19-5507, IDAHO CODE, TO PROVIDE FOR DUTIES OF THE IDAHO STATE POLICE; AMENDING SECTION 19-5510, IDAHO CODE, TO PROVIDE FOR DUTIES OF THE IDAHO STATE POLICE; AMENDING SECTION 19-5511, IDAHO CODE, TO PROVIDE FOR A FORM PRESCRIBED BY THE IDAHO STATE POLICE; AMENDING SECTION 19-5513, IDAHO CODE, TO PROVIDE DUTIES OF THE IDAHO STATE POLICE FOR EXPUNGEMENT OF INFORMATION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 19-5514, IDAHO CODE, TO PROVIDE FOR LIMITATIONS OF DISCLOSURE OF INFORMATION BY THE IDAHO STATE POLICE AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 20-516, IDAHO CODE, TO PROVIDE FOR FORWARDING OF PHOTOGRAPHS AND FINGERPRINTS OF JUVENILES TAKEN INTO DETENTION TO THE IDAHO STATE POLICE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 21-112A, IDAHO CODE, TO PROVIDE FOR LABORATORIES OR METHODS OPERATED BY OR APPROVED BY THE IDAHO STATE POLICE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-603, IDAHO CODE, TO PROVIDE FOR NOTIFICATION BY A COURT TO THE DIRECTOR OF THE IDAHO STATE POLICE; AMENDING SECTION 23-608, IDAHO CODE, TO PROVIDE FOR THE COURT TO TRANSMIT CERTAIN INFORMATION TO THE IDAHO STATE POLICE; AMENDING SECTION 23-804, IDAHO CODE, TO PROVIDE DUTIES OF THE IDAHO STATE POLICE AND OFFICERS THEREOF AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-805, IDAHO CODE, TO PROVIDE THAT THE PROSECUTING ATTORNEYS, SHERIFFS AND OTHER OFFICERS SHALL COOPERATE WITH THE IDAHO STATE POLICE AND TO PROVIDE DUTIES OF COURTS TO SEND CERTAIN INFORMATION TO THE DIRECTOR OF THE IDAHO STATE POLICE; AMENDING SECTION 23-807, IDAHO CODE, TO PROVIDE THAT PERSONS TO SELL LIQUOR AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-901, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE IDAHO STATE POLICE IS AUTHORIZED TO GRANT LICENSES TO QUALIFIED PERSONS TO SELL LIQUOR AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-902, IDAHO CODE, TO REVISE THE DEFINITION OF "DIRECTOR"; AMENDING SECTION 23-903, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE IDAHO STATE POLICE IS EMPOWERED TO ISSUE LIQUOR BY THE DRINK LICENSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-934C, IDAHO CODE, TO PROVIDE A NAME CHANGE; AMENDING SECTION...
23-950, Idaho Code, as added by Section 1, Chapter 56, Laws of 1981, to redesignate the section and to provide duties of the Idaho State Police; amending Section 23-1001, Idaho Code, to revise the definition of "director"; amending Section 23-1007a, Idaho Code, to provide for application to the director of the Idaho State Police; amending Section 23-1009, Idaho Code, to provide for applications for retailer’s licenses to be made to the director of the Idaho State Police; amending Section 23-1011, Idaho Code, to provide for applications for retail beer licenses to be made to the Idaho State Police; amending Section 23-1018, Idaho Code, to provide for duties of the director of the Idaho State Police; amending Section 23-1106, Idaho Code, to provide for notification to the director of the Idaho State Police; amending Section 23-1303, Idaho Code, to revise the definition of "director" and to make a technical correction; amending Section 23-1407, Idaho Code, to provide a name change and to make a technical correction; amending Section 23-1408, Idaho Code, to provide that the director of the State Police shall promulgate rules; amending Section 25-1102, Idaho Code, to provide that the brand board shall be in the Idaho State Police and to make technical corrections; amending Section 25-1105, Idaho Code, to provide that the director of the Idaho State Police is an ex officio brand inspector; amending Section 25-1106, Idaho Code, to provide that the state brand inspector and his deputies shall have all the authority and powers of peace officers vested in the director of the Idaho State Police with general jurisdiction throughout the state; amending Section 31-2202, Idaho Code, to provide for the Sheriff to submit certain reports to and cooperate with the director of the Idaho State Police and to make technical corrections; amending Section 31-2227, Idaho Code, to provide for duties of the Idaho State Police; amending Section 33-130, Idaho Code, to provide duties of the Idaho State Police regarding criminal history checks and to make a technical correction; amending Section 33-1508, Idaho Code, to provide for rules by the Idaho State Police regarding operation of school buses and to make technical corrections; amending Section 33-1511, Idaho Code, to provide for reports to be filed with the Idaho State Police and to make technical corrections; amending Section 33-4701, Idaho Code, to provide for the youth education fund, to provide that the Idaho State Police may contribute funds and seek grants to the youth education fund and to make a technical correction; amending Section 37-2701, Idaho Code, to revise the definition of "director" and "peace officer" and to make technical corrections; amending Section 37-2716, Idaho Code, to provide for a copy of registrations to be transmitted to the director of the Idaho State Police; amending Section 37-2732, Idaho Code, to provide that the Idaho State Police may receive restitution for certain costs, to provide for distribution of those moneys and to make technical corrections; amending Section 37-2740, Idaho Code, to provide duties of the director of the State Police regarding controlled substances; amending Section 37-2743, Idaho Code, to provide duties of the director of the State Police; amending Section 37-2744, Idaho Code, to provide for destruction of property under the supervision of the Idaho State Police and to provide duties of the director of the Idaho State Police and to make technical corrections; amending Section 37-2744b, Idaho Code, to provide that the director of the Idaho State Police is authorized to receive and dispose of real and personal property that has been seized by a Federal Drug Enforcement Agency and to make a technical correction; amending Section 37-2803, Idaho Code, to provide for a copy of inventory to be sent to the director of the Idaho State Police; amending Section 37-2807, Idaho Code, to provide for moneys to be remitted to the director of the Idaho State Police and to make technical corrections; amending Section 37-2808, Idaho Code, to provide a name change and to make a technical correction; amending Section 37-3015, Idaho Code, to provide for reports to be sent to the director of the Idaho State Police; amending Section 39-3026, Idaho Code, to provide authority of the Idaho State Police; amending Section 39-3372, Idaho Code, to provide for a background check and fingerprinting with the Idaho State Police; amending Section 39-3562, Idaho Code, to provide for fingerprinting and a background check with the Idaho State Police; amending Section 39-4410, Idaho Code, to provide for notification to the Idaho State Police; amending Section 39-5814, Idaho Code, to provide for notification to the Idaho State Police; amending Section 39-6316, Idaho Code, to provide for a written notice by the Idaho State Police and to make a technical correction; amending Section 39-7305, Idaho Code, to provide duties for the Idaho State Police; amending Section 39-7408d, Idaho Code, to provide for notification to the director of the Idaho State Police; amending Section 40-510, Idaho Code, to provide the director of the Idaho State Police to authorize a port of
ENTRY EMPLOYEE TO CARRY A FIREARM; AMENDING SECTION 41-291, IDAHO CODE, TO REVISE THE DEFINITION OF "AUTHORIZED AGENCIES"; AMENDING SECTION 41-298, IDAHO CODE, TO PROVIDE JURISDICTION OF THE DIRECTOR OF THE IDAHO STATE POLICE; AMENDING SECTION 46-1019, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE IDAHO STATE POLICE SHALL BE ON THE EMERGENCY RESPONSE COMMISSION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-102, IDAHO CODE, TO REVISE THE DEFINITION OF "APPROVED TESTING AGENCY" AND "AUTHORIZED OFFICER"; AMENDING SECTION 49-104, IDAHO CODE, TO REVISE THE DEFINITION OF "CERTIFICATION OF SAFETY COMPLIANCE"; AMENDING SECTION 49-105, IDAHO CODE, TO REVISE THE DEFINITION OF "DEPARTMENT" AND "DIRECTOR"; AMENDING SECTION 49-123, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE IDAHO STATE POLICE MAY DESIGNATE OTHER EMERGENCY VEHICLES; AMENDING SECTION 49-201, IDAHO CODE, TO PROVIDE CERTAIN RESPONSIBILITIES FOR THE DIRECTOR OF THE IDAHO STATE POLICE; AMENDING SECTION 49-202, IDAHO CODE, TO PROVIDE FOR FEES TO BE REMITTED TO THE IDAHO STATE POLICE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-218, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE STATE POLICE SHALL DESIGNATE ANY PARTICULAR VEHICLE AS AN AUTHORIZED EMERGENCY VEHICLE UPON CERTAIN FINDINGS AND TO PROVIDE PENALTIES; AMENDING SECTION 49-235, IDAHO CODE, TO PROVIDE DUTIES OF THE IDAHO STATE POLICE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-509, IDAHO CODE, TO PROVIDE FOR THE FURNISHING OF INFORMATION TO THE IDAHO STATE POLICE REGARDING STOLEN VEHICLES AND TO PROVIDE FOR REPORTS; AMENDING SECTION 49-901, IDAHO CODE, TO PROVIDE FOR DUTIES OF THE DIRECTOR OF THE IDAHO STATE POLICE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-910A, IDAHO CODE, TO PROVIDE FOR DESIGNATION OF EMERGENCY VEHICLES BY THE DIRECTOR OF THE STATE POLICE; AMENDING SECTION 49-944, IDAHO CODE, TO PROVIDE DUTIES OF THE IDAHO STATE POLICE AND TO PROVIDE FOR RULES; AMENDING SECTION 49-1314, IDAHO CODE, TO PROVIDE DUTIES FOR THE DIRECTOR OF THE IDAHO STATE POLICE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-1814, IDAHO CODE, TO PROVIDE THAT A MEMBER OF THE IDAHO STATE POLICE MAY MAKE APPRAISALS; AMENDING SECTION 49-2205, IDAHO CODE, TO PROVIDE FOR THE HAZARDOUS MATERIALS/HAZARDOUS WASTE TRANSPORTATION ENFORCEMENT FUND; TO PROVIDE REFERENCE TO THE IDAHO STATE POLICE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-2426, IDAHO CODE, TO PROVIDE FOR MOTOR VEHICLES UNDER THE CUSTODY AND CONTROL OF THE DIRECTOR OF THE IDAHO STATE POLICE; AMENDING SECTION 54-521, IDAHO CODE, TO DELETE REFERENCE TO THE COMMISSIONER OF LAW ENFORCEMENT APPOINTING THE BOARD OF BARBER EXAMINERS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1503, IDAHO CODE, TO DELETE REFERENCE TO THE BOARD OF OPTOMETRY BEING APPOINTED BY A COMMISSIONER OF LAW ENFORCEMENT; AMENDING SECTION 54-1805, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE IDAHO STATE POLICE SHALL BE A MEMBER OF THE BOARD OF MEDICINE; REPEALING SECTION 54-2048, IDAHO CODE; AMENDING SECTION 54-2503, IDAHO CODE, TO PROVIDE THAT THE RACING COMMISSION IS CREATED WITHIN THE IDAHO STATE POLICE; AMENDING SECTION 56-227C, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE IDAHO STATE POLICE SHALL HAVE SUBPOENA POWER; AMENDING SECTION 59-904, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE IDAHO STATE POLICE SHALL BE APPOINTED BY THE GOVERNOR; AMENDING SECTION 59-1303, IDAHO CODE, TO PROVIDE A REVISED DEFINITION OF "POLICE OFFICER STATUS" FOR STATE POLICE PERSONNEL AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-2552A, IDAHO CODE, TO PROVIDE FOR MONEYS TO BE REMITTED TO THE IDAHO STATE POLICE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-1405, IDAHO CODE, TO PROVIDE FOR REPORTS TO THE ATTORNEY GENERAL FROM THE IDAHO STATE POLICE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-1605, IDAHO CODE, TO PROVIDE THAT RESPONSIBILITY FOR LAW ENFORCEMENT AT THE CAPITOL BUILDING IS VESTED IN THE DIRECTOR OF THE IDAHO STATE POLICE; AMENDING SECTION 67-2337, IDAHO CODE, TO PROVIDE FOR COMMISSIONING OF POLICE OFFICERS BY THE DIRECTOR OF THE IDAHO STATE POLICE; AMENDING SECTION 67-3001, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 67-4237, IDAHO CODE, TO PROVIDE DUTIES OF THE IDAHO STATE POLICE; AMENDING SECTION 67-7034, IDAHO CODE, TO PROVIDE FOR LABORATORIES OPERATED BY THE IDAHO STATE POLICE OR CERTIFIED OR APPROVED BY THEM; AMENDING SECTION 67-7036, IDAHO CODE, TO PROVIDE DUTIES OF THE DIRECTOR OF THE IDAHO STATE POLICE; AMENDING SECTION 67-7133, IDAHO CODE, TO PROVIDE FOR ENFORCEMENT BY THE IDAHO STATE POLICE; AND AMENDING SECTION 67-7410, IDAHO CODE, TO PROVIDE A REFERENCE TO THE IDAHO STATE POLICE AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 661
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT
RELATING TO THE COUNCIL ON DOMESTIC VIOLENCE; AMENDING SECTION 39-5201, IDAHO CODE, TO CLARIFY LEGISLATIVE POLICY; AMENDING SECTION 39-5202, IDAHO CODE, TO PROVIDE A
REFERENCE TO THE COUNCIL ON DOMESTIC VIOLENCE AND VICTIM ASSISTANCE; AMENDING SECTION 39-5203, IDAHO CODE, TO CHANGE THE NAME OF THE COUNCIL ON DOMESTIC VIOLENCE TO THE IDAHO COUNCIL ON DOMESTIC VIOLENCE AND VICTIM ASSISTANCE AND TO CLARIFY THE ROLE OF THE COUNCIL; AMENDING SECTION 39-5207, IDAHO CODE, TO PROVIDE FOR AN ADMINISTRATOR; AMENDING SECTION 39-5208, IDAHO CODE, TO CLARIFY THAT THE COUNCIL SHALL RECEIVE GRANT APPLICATIONS FOR PROJECTS FOR VICTIMS OF DOMESTIC VIOLENCE AND CERTAIN OTHER CRIMES; AMENDING SECTION 39-5209, IDAHO CODE, TO PROVIDE RULEMAKING AUTHORITY GOVERNING ADDITIONAL GRANT PROGRAMS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-5210, IDAHO CODE, TO CLARIFY APPLICATION TO DOMESTIC VIOLENCE GRANTS; AMENDING SECTION 39-5211, IDAHO CODE, TO PROVIDE A REFERENCE TO DOMESTIC VIOLENCE GRANTS; AND AMENDING SECTION 39-5212, IDAHO CODE, TO PROVIDE A REFERENCE TO THE IDAHO COUNCIL ON DOMESTIC VIOLENCE AND VICTIM ASSISTANCE.

HOUSE BILL NO. 662
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO PENAL PROVISIONS OF LIQUOR LAW; AMENDING CHAPTER 6, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-616, IDAHO CODE, TO PROVIDE A MISDEMEANOR PENALTY FOR PERSONS UNDER TWENTY-ONE YEARS OF AGE TO BE PRESENT OR ON THE PREMISES OF ANY PLACE WHERE BEER, WINE OR OTHER ALCOHOLIC BEVERAGES ARE BEING UNLAWFULLY CONSUMED, POSSESSED OR DISTRIBUTED; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 663
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO CERTAIN SUITS AGAINST FIREARMS OR AMMUNITION MANUFACTURERS, TRADE ASSOCIATIONS OR SELLERS; AMENDING CHAPTER 2, TITLE 5, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 5-247, IDAHO CODE, TO DEFINE A TERM, TO PROVIDE THAT A GOVERNMENTAL UNIT MAY NOT BRING SUIT AGAINST A FIREARMS OR AMMUNITION MANUFACTURER, TRADE ASSOCIATION OR SELLER FOR RECOVERY OF DAMAGES RESULTING FROM OR INJUNCTIVE RELIEF OR ABATEMENT OF A NUISANCE RELATING TO THE LAWFUL DESIGN, MANUFACTURE, MARKETING OR SALE OF FIREARMS OR AMMUNITION TO THE PUBLIC, TO ALLOW SUIT AFTER LEGISLATIVE AUTHORIZATION AND TO PROVIDE WHEN SUITS ARE AUTHORIZED AND TO ALLOW THE ATTORNEY GENERAL TO BRING SUIT UNDER CERTAIN CIRCUMSTANCES; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 664
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE CRIME OF RAPE; AMENDING SECTION 18-6101, IDAHO CODE, TO PROVIDE THAT RAPE OCCURS IF THE FEMALE SUBMITS TO PENETRATION OF THE ORAL, ANAL OR VAGINAL OPENING WITH THE PERPETRATOR’S PENIS UNDER THE BELIEF, INSTILLED BY THE ACTOR, THAT IF SHE DOES NOT SUBMIT, THE ACTOR WILL CAUSE PHYSICAL HARM TO SOME PERSON IN THE FUTURE, OR CAUSE DAMAGE TO PROPERTY, OR ENGAGE IN OTHER CONDUCT CONSTITUTING A CRIME, OR ACCUSE ANY PERSON OF A CRIME OR CAUSE CRIMINAL CHARGES TO BE INSTITUTED AGAINST HER, OR EXPOSE A SECRET OR PUBLICIZE AN ASSERTED FACT, WHETHER TRUE OR FALSE, TENDING TO SUBJECT ANY PERSON TO HATRED, CONTEMPT OR RIDICULE.

H 654, H 655, H 656, H 657, H 658, H 659, H 660, H 661, H 662, H 663, and H 664 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1287, as amended, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1323, as amended, S 1353, S 1355, S 1354, S 1333, and S 1360, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1361, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

S 1381, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

S 1371, by Education Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1401, 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.

Second Reading of Bills and Joint Resolutions
H 535, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

There being no objection, the House advanced to the Twelfth Order of Business.
Consideration of General Orders

Mr. Mader moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney 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 22, 2000

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration H 478, H 456, H 417, H 419, H 485, H 536, H 484, H 515, and H 483 and report them back without recommendation, amended as follows:

HOUSE AMENDMENTS TO H 478

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 12, following "a" insert: "person,"; and in line 19, following "the" insert: "person,"

AMENDMENT TO SECTION 2

On page 1, in line 29, following "2." delete the remainder of the line, delete line 30, and insert: "An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval."

CORRECTION TO TITLE

On page 1, delete line 6, and insert: "PENALTIES; AND DECLARING AN EMERGENCY.".

HOUSE AMENDMENT TO H 456

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 33, following "who" insert: "without permission or invitation."

CORRECTION TO TITLE

On page 1, in line 3, following "THE PERSON" insert: "WITHOUT PERMISSION OR INVITATION,"

HOUSE AMENDMENT TO H 417

AMENDMENT TO SECTION 1

On page 3 of the printed bill, in line 20, delete "of known or suspected" and insert: "in which there is reasonable evidence of"

HOUSE AMENDMENT TO H 419

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 8, delete "WIFE" and insert: "WIFE, SPOUSE"; in line 18, delete "his wife's" and insert: "his wife's a spouse's"; in line 19, delete "wife's" and insert: "wife's, spouse's"; in line 20, delete "his wife" and insert: "his wife, a spouse"; in line 21, delete "wife" and insert: "spouse"; in line 22, delete "her" and insert: "the spouse's", also in line 22 following "he" insert: "or she", and also in line 22 following "abandoning" insert: "him or her".

CORRECTIONS TO TITLE

On page 1, in line 2, following "CHILDREN" insert: "OR SPOUSE"; in line 3, following "YEARS" insert: ", TO PROVIDE GENDER NEUTRAL REFERENCES".

HOUSE AMENDMENT TO H 485

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 23, delete "using" and insert: "leasing or buying"; in line 29, following "tion," insert: "other than proceeds required by law to be deposited in a special fund,"; in line 30, delete "temporarily"; in line 31, delete "rarely"; in line 32, following "appropriation" insert: ";"; delete the remainder of the line and delete lines 33 through 39.

HOUSE AMENDMENTS TO H 536

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 27, following "manufacturing" insert: "; including industrial park facilities,"; and in line 32, delete "section" and insert: "title,"

AMENDMENT TO THE BILL

On page 2 of the printed bill, delete lines 33, 34 and 35, and insert: "SECTION 3. This act shall be in full force and effect on and after July 1, 2000.".

CORRECTION TO TITLE

On page 1, in line 10, following "BOND:" delete the remainder of the line and insert: "AND PROVIDING AN EFFECTIVE DATE.".

HOUSE AMENDMENT TO H 484

AMENDMENTS TO SECTION 1

On page 2 of the printed bill, in line 12, following "state" insert: "tax"; and following line 22, insert: "(7) The Idaho state tax commission shall report back to the Idaho house of representatives revenue and taxation committee and the senate local government and taxation committee whenever an extension authorized under subsection (6) of this section is granted.".

CORRECTION TO TITLE

On page 1, in line 5, delete "AND" and insert ","; and in line 6, following "GRANTED" insert: "AND TO PROVIDE FOR A REPORT WHEN AN EXTENSION IS GRANTED."
HOUSE AMENDMENTS TO H 515

AMENDMENT TO SECTION 1
On page 2 of the printed bill, following line 29, insert: 
"(5) The advisory committee shall set standards defining a qualified pathologist or medical doctor experienced in forensics for the purpose of section 19-4301, Idaho Code.".

AMENDMENT TO SECTION 3
On page 4, in line 22, following "representative" insert: ", or otherwise qualified pathologist or medical doctor experienced in forensics".

AMENDMENT TO SECTION 7
On page 6, in line 51, following "2001." insert: 
"Notwithstanding the provisions of section 67-5224, Idaho Code, the state registrar is hereby authorized to increase the fee now imposed pursuant to section 39-252, Idaho Code, by five dollars ($5.00), beginning July 1, 2000, for the purposes of this act.".

CORRECTION TO TITLE
On page 1, in line 18, following "DATES" insert: 
"AND AUTHORITY TO IMPOSE A FEE".

HOUSE AMENDMENT TO H 515

AMENDMENTS TO SECTION 1
On page 1 of the printed bill, delete lines 38 and 39; in line 40, delete "(d)" and insert: ">(b)"; and delete line 41.
On page 2, in line 1, delete "(f)" and insert: ">(c)"; delete line 2; in line 3, delete "(h)" and insert: "(d)"; in line 4, delete "(i)" and insert: ">(e)"; in line 5, delete ", except the state appellate public"; in line 6, delete "defender or his designee and the appointee of the attorney general,"; in line 9, delete "four (4)" and insert: "three (3)"; and in line 10, delete "three (3)" and insert: "two (2)".

HOUSE AMENDMENT TO H 483

AMENDMENT TO SECTION 1
On page 2 of the printed bill, delete lines 25 through 27 and insert: 
"degree of forty percent (40%) or more. "Income" does not include lump sum death benefits made by the social security administration pursuant to 42 U.S.C. section 402(i). Documentation of medical expenses may be required by the county".

CORRECTION TO TITLE
On page 1, delete lines 3 through 5 and insert: 
"IDAHO CODE, TO PROVIDE THAT "INCOME" DOES NOT INCLUDE LUMP SUM DEATH BENEFITS MADE BY THE SOCIAL SECURITY ADMINISTRATION PURSUANT TO 42 U.S.C. SECTION 402(i); DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.".

We have also had under consideration HCR 38, report progress and beg leave to sit again.

DENNEY, Chairman

M r. Mader moved that the report be adopted. Seconded by M s. Jaquet.

Whereupon the Speaker declared the report adopted.

H 478, as amended, H 456, as amended, H 417, as amended, H 419, as amended, H 485, as amended, H 536, as amended, H 484, as amended, H 515, as amended, and H 483, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

HCR 38 was retain on General Orders.

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.

Third Reading of Bills and Joint Resolutions

S 1352 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized M r. Field(20) to open debate.

The question being, "Shall S 1352 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Chirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, M eyer, Montgomery, M ortensen, M oss, M oyle, Pearce, Pischner, Pomero y, Reynolds, Ringo, Robison, Sali, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Wheeler, Wood, Zimmermann, M r. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Taylor, Trail(Miller). Total -- 2.

Total -- 70.

Whereupon the Speaker declared S 1352 passed the House.

Title was approved and the bill was ordered returned to the Senate.

H 468 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized M rs. Kellogg, M r. Lake, and M r. Gagner to open debate.

At this time M r. Bruneel took the Chair.

M r. Denney moved that the House recess until 1 p.m. Seconded by M s. Jaquet. M otion carried.
RECESS

Afternoon Session

The House reconvened at 1 p.m., Mr. Bruneel in the Chair.

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

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

Third Reading of Bills and Joint Resolutions

H 468 having previously been read the third time at length, was placed before the House for consideration.

The question being, "Shall H 468 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Deal, Ellsworth, Field(13), Gagner, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Tilman, Trail(Miller). Total -- 50.
NAYS -- Barrett, Bell, Chase, Cuddy, Denney, Field(20), Geddes, Gould, Hornbeck, Jaquet, Kenptom, Marley, Pearce, Schaefer, Stevenson, Wheeler, Wood, Mr. Speaker. Total -- 18.
Absent and excused -- Taylor, Zimmermann. Total -- 2.

Paired Vote:
AYE -- Smith. NAY -- Bell.
(Pair enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker Pro Tem declared H 468 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 488 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Ellsworth to open debate.

The question being, "Shall H 488 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenptom, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer.
NAYS -- None.
Absent and excused -- Campbell, Smith, Taylor. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 488 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 489 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. Alltus to open debate.

The question being, "Shall H 489 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenptom, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer.
NAYS -- None.
Absent and excused -- Campbell, Smith, Taylor. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 489 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 389, 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. Alltus to open debate.

The question being, "Shall H 389, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenptom, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer.
Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.
NAYS -- M eyer. Total -- 1.
Absent and excused -- Campbell, Smith, Taylor. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 389, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 476, 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. Smylie to open debate.

The question being, "Shall H 476, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared H 476, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 491 was read the third time at length, and placed before the House for final consideration.

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

The question being, "Shall HCR 42 be adopted?"

Roll call resulted as follows:
AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared HCR 42 adopted and ordered the resolution transmitted to the Senate.

H 496 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. Kempton to open debate.

The question being, "Shall H 496 pass?"

Roll call resulted as follows:
AYES -- Alltus, Black, Bruneel, Clark, Crow, Cuddy, Deal, Field(13), Field(20), Gould, Hadley, Hansen(29), Jones, Judd, Kellogg, Kempton, Kunz, Linford, McKague, Meyer, Montgomery, Mortensen, Pischner, Pomeroy, Ridinger, Sali, Schaefer, Sellman, Smith, Smylie, Stone, Tilman, Zimmermann, Mr. Speaker. Total -- 34.
NAYS -- Barraclough, Barrett, Bell, Bieter, Bose, Callister, Campbell, Chase, Cheirrett, Denney, Ellsworth, Gagner, Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Kendell, Lake, Mader, Marley, Moss, Moyle, Pearce, Reynolds,
Whereupon the Speaker declared **H 496** failed to pass the House and ordered the bill filed in the Office of the Chief Clerk.

Mr. Bruneel 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.

**Adjournment**

Mr. Bruneel moved that the House adjourn until 10:45 a.m., Wednesday, February 23, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:15 p.m.

BRUCE NEWCOMB, Speaker

**ATTEST:**

PAMM JUKER, Chief Clerk

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**FORTY-FIFTH LEGISLATIVE DAY**

**WEDNESDAY, FEBRUARY 23, 2000**

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

**Approval of Journal**

February 23, 2000

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.

GOULD, Chairman


**Consideration of Messages from the Governor and the Senate**

OFFICE OF THE GOVERNOR

Boise

February 22, 2000

The Honorable Bruce Newcomb

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 472**

Very truly yours,

/s/ DIRK A. KEMPTHORNE

Governor

February 22, 2000

Mr. Speaker:

I transmit herewith **SCR 149** which has passed the Senate.

WOOD, Secretary

**SCR 149** was filed for first reading.

**Report of Standing Committees**

February 23, 2000

Mr. Speaker:

We, your **COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION**, report that we have printed **H 654, H 655, H 656, H 657, H 658, H 659, H 660, H 661, H 662, H 663, H 664, H 485, H 536, H 484, H 515, and H 483**.

GOULD, Chairman

H 654 was referred to the State Affairs Committee.

H 655 was referred to the Education Committee.

H 656 was referred to the Revenue and Taxation Committee.

H 657 was referred to the Commerce and Human Resources Committee.

H 658 and H 659 were referred to the Business Committee.

H 660, H 661, H 662, H 663, and H 664 were referred to the Judiciary, Rules, and Administration Committee.
February 23, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 478, as amended, H 456, as amended, H 417, as amended, H 485, as amended, H 536, as amended, H 484, as amended, H 515, as amended, and H 483, as amended.

GOULD, Chairman

H 478, as amended, H 456, as amended, H 417, as amended, H 485, as amended, H 536, as amended, H 484, as amended, H 515, as amended, and H 483, as amended, were filed for first reading of engrossed bills.

February 21, 2000

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 481 and report it back with amendments attached to be placed on General Orders for consideration.

TAYLOR, Chairman

H 481 was placed on General Orders for consideration.

February 22, 2000

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 561, H 576, H 577, and S 1341 and recommend that they do pass.

KEMPTON, Chairman

H 561, H 576, H 577, and S 1341 were filed for second reading.

February 22, 2000

Mr. Speaker:
We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 551 and H 571 and recommend that they do pass.

STONE, Chairman

H 551 and H 571 were filed for second reading.

February 22, 2000

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 628, H 573, and H 579 and recommend that they do pass.

REYNOLDS, Chairman

H 628, H 573, and H 579 were filed for second reading.

February 22, 2000

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 629 and recommend it be referred to the State Affairs Committee.

REYNOLDS, Chairman

H 629 was referred to the State Affairs Committee.

February 23, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 603 and recommend it be referred to the Health and Welfare Committee.

DEAL, Chairman

H 603 was referred to the Health and Welfare Committee.

There being no objection, the House advanced to the Seventh Order of Business.
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 46
BY STATE AFFAIRS COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND EXPRESSING SUPPORT FOR THE ESTABLISHMENT AND PERPETUAL MAINTENANCE AND OPERATION OF AN IDAHO STATE VETERANS CEMETERY.

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

WHEREAS, Idaho is the only state in the nation without a state or federally-supported cemetery for its wartime veterans; and

WHEREAS, thirty-two states currently have, or are planning, the construction of a state cemetery; and

WHEREAS, Idaho World War II veterans are dying at an alarming rate and deserve to be laid to rest in a field of honor befitting their sacrifices; and

WHEREAS, the federal government will commit funding for one hundred percent of planning, construction and support equipment costs for the establishment of a state veterans cemetery for Idaho; and

WHEREAS, the state of Idaho is obligated to provide the land and perpetual funding for operation and maintenance of the cemetery; and

WHEREAS, a land donor has committed sufficient acreage in the Hidden Hollow subdivision of Boise, Idaho, located north of Dry Creek Cemetery, west of old Highway 55; and for the purposes of applicable taxes, the real property, when accepted by the state of Idaho, shall be considered a gift with the understanding that the property shall revert to the donor if a veterans cemetery is not constructed on such property; and

WHEREAS, funding for the continued operation and maintenance of the state veterans cemetery shall be derived from veterans motor vehicle license plates; and

WHEREAS, preliminary estimates gained through proposed bids for operation and maintenance of the cemetery are less than one hundred thousand dollars annually.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that we support the establishment and perpetual maintenance and operation of an Idaho state veterans cemetery.

BE IT FURTHER RESOLVED that it is the intent of the Legislature that two hundred thousand dollars be appropriated for fiscal year 2001 for cemetery design, and that such amount be reimbursed to the state of Idaho by the federal Veterans Administration.

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 resolution 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.

HCR 46 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 149, by Agricultural Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 665
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAX; AMENDING SECTION 63-3022N, IDAHO CODE, TO PROVIDE FOR TAXABLE YEARS COMMENCING ON AND AFTER JANUARY 1, 2000, AN ADDITIONAL DEDUCTION OF THREE HUNDRED DOLLARS SHALL BE ALLOWED IN THE CASE OF A JOINT RETURN WHERE THE STANDARD DEDUCTION IS CLAIMED; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 666
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAX; AMENDING SECTION 63-3024, IDAHO CODE, TO DECREASE THE INDIVIDUAL INCOME TAX RATES; AMENDING SECTION 63-3025, IDAHO CODE, TO REDUCE THE TAX ON CORPORATE INCOME; AMENDING SECTION 63-3025A, IDAHO CODE, TO REDUCE THE FRANCHISE TAX AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 667
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO SAFE SCHOOLS; AMENDING CHAPTER 30, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1613, IDAHO CODE, TO REQUIRE ABATEMENT OF UNSAFE AND UNHEALTHY
CONDITIONS IN PUBLIC SCHOOL FACILITIES AND TO PROVIDE THE MECHANISM FOR SUCH ABATEMENT; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1017, IDAHO CODE, TO CREATE THE SCHOOL SAFETY AND HEALTH REVOLVING LOAN FUND TO BE USED TO ABATE UNSAFE AND UNHEALTHY CONDITIONS IN PUBLIC SCHOOL FACILITIES WHEN THE SCHOOL DISTRICT'S FUNDS ARE INSUFFICIENT AND TO PROVIDE FOR ADMINISTRATION OF THE FUND; DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICATION AND PROVIDING THE EFFECT ON CERTAIN LOTTERY MONEYS.

HOUSE BILL NO. 669
BY REVENUE AND TAXATION COMMITTEE
AN ACT RELATING TO SAFE SCHOOL FACILITIES AND SCHOOL PLANT FACILITIES RESERVE FUNDS; PROVIDING A STATEMENT OF LEGISLATIVE FINDINGS AND PURPOSES; AMENDING CHAPTER 8, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-804A, IDAHO CODE, TO PROVIDE THAT SCHOOL PLANT FACILITIES RESERVE FUNDS MAY EXCEED TEN YEARS BUT MAY NOT EXCEED TWENTY YEARS IF A PORTION OR ALL OF THE LEVY IS FOR THE PURPOSE OF ABATING, REPAIRING OR REPLACING AN UNSAFE AND UNHEALTHY PHYSICAL PLANT AND TO PROVIDE THAT ELECTIONS FOR SUCH LEVIES MUST BE HELD ON DATES SET FOR CONSOLIDATED ELECTIONS AS PROVIDED IN SECTION 34-106, IDAHO CODE; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 670
BY STATE AFFAIRS COMMITTEE
AN ACT RELATING TO THE ESTABLISHMENT OF A CAP ON RATES FOR BASIC LOCAL EXCHANGE SERVICES PROVIDED BY INCUMBENT TELEPHONE CORPORATIONS; AMENDING CHAPTER 6, TITLE 62, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 62-605A, IDAHO CODE, TO PERMIT INCUMBENT TELEPHONE CORPORATIONS TO ELECT TO ESTABLISH CAPS ON RATES FOR BASIC LOCAL EXCHANGE SERVICE AND TO PROVIDE THE METHOD OF DETERMINING THE PRICE CAP RATE.

HOUSE BILL NO. 671
BY STATE AFFAIRS COMMITTEE
AN ACT RELATING TO ELECTRIC UTILITIES; AMENDING CHAPTER 5, TITLE 61, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 61-541, IDAHO CODE, TO PROVIDE THAT THE GOVERNOR MAY NEGOTIATE AND EXECUTE CONTRACTS WITH ELECTRICAL CORPORATIONS, TO PROVIDE LIMITATIONS AND TO REQUIRE RATIFICATION BY THE LEGISLATURE.

HOUSE BILL NO. 672
BY STATE AFFAIRS COMMITTEE
AN ACT RELATING TO FISH AND GAME; AMENDING SECTION 36-409, IDAHO CODE, TO PROVIDE FOR AN IDAHO NURSING HOME FACILITY RESIDENT FISHING PERMIT AND TO PROVIDE WHAT FACILITIES ARE ELIGIBLE TO PURCHASE THE PERMIT; AND AMENDING CHAPTER 4, TITLE 36, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 36-416, IDAHO CODE, TO PROVIDE A FEE FOR THE IDAHO NURSING HOME FACILITY RESIDENT FISHING PERMIT.

HOUSE BILL NO. 673
BY STATE AFFAIRS COMMITTEE
AN ACT RELATING TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE; AMENDING SECTION 67-461, IDAHO CODE, TO CLARIFY THE CONFIDENTIALITY PROVISIONS PERTAINING TO INDIVIDUALS WHO SUPPLY DATA TO THE DIRECTOR; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 674
BY STATE AFFAIRS COMMITTEE
AN ACT RELATING TO THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE; AMENDING SECTION 67-461, IDAHO CODE, TO CLARIFY THE RESPONSIBILITY FOR RELEASE OF PUBLIC RECORDS OF AN AGENCY FOLLOWING REVIEW BY THE DIRECTOR OF LEGISLATIVE PERFORMANCE EVALUATIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 675
BY EDUCATION COMMITTEE
AN ACT RELATING TO SCHOOL PROPERTY; AMENDING SECTION 33-601, IDAHO CODE, TO REQUIRE APPRAISAL OF REAL PROPERTY PRIOR TO ITS PURCHASE OR DISPOSAL BY THE DISTRICT IN ORDER TO ESTABLISH ITS VALUE, AND TO REQUIRE APPRAISAL OF ANY REAL OR PERSONAL PROPERTY WHICH IS TO BE CONVEYED PURSUANT TO A RESOLUTION OF THE BOARD OF TRUSTEES IN ORDER TO ESTABLISH THE VALUE OF THE PROPERTY AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 676
BY EDUCATION COMMITTEE
AN ACT RELATING TO LOCAL LAND USE PLANNING; AMENDING SECTION 67-6519, IDAHO CODE, TO REQUIRE THAT ANY PERMIT APPLICATION SUBMITTED TO A ZONING COMMISSION OR A PLANNING AND ZONING COMMISSION WHICH RELATES TO PUBLIC SCHOOL FACILITIES SHALL RECEIVE PRIORITY
CONSIDERATION AND SHALL BE REVIEWED BY THE COMMISSION OR THE GOVERNING BOARD AT THE Earliest Reasonable Time Regardless of the Timing of its Submission Relative to Other Applications Which Are Not Related to Public School Facilities and to Make Technical Corrections.

HOUSE BILL NO. 677  
BY EDUCATION COMMITTEE  
AN ACT  
RELATING TO PUBLIC CHARTER SCHOOLS; AMENDING SECTION 33-5204, IDAHO CODE, TO PROVIDE THAT THE BOARD OF DIRECTORS OF A CHARTER SCHOOL MAY BORROW MONEY AS A NONPROFIT CORPORATION FOR THE PURCHASE OF A SCHOOL BUILDING FACILITY; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 678  
BY EDUCATION COMMITTEE  
AN ACT  
RELATING TO PUBLIC SCHOOL BUILDING SAFETY; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 80, TITLE 39, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE A DECLARATION OF PURPOSE, TO DESCRIBE THE SCOPE, TO PROVIDE DEFINITIONS, TO CREATE THE IDAHO UNIFORM SCHOOL BUILDING SAFETY CODE COMMITTEE AND TO PROVIDE FOR THE MEMBERSHIP AND APPOINTMENT OF THE COMMITTEE MEMBERS AND ORGANIZATION AND REIMBURSEMENT OF EXPENSES, TO PROVIDE FOR DEVELOPMENT BY THE COMMITTEE OF THE IDAHO UNIFORM SCHOOL BUILDING SAFETY CODE AND TO PROVIDE FOR APPEALS TO THE BUILDING CODE ADVISORY BOARD, TO PROVIDE POWERS AND DUTIES OF THE ADMINISTRATOR OF THE DIVISION OF BUILDING SAFETY, TO PROVIDE ADDITIONAL DUTIES OF THE ADMINISTRATOR AND TO PROVIDE PROCEDURES IF HE IDENTIFIES AN IMMINENT SAFETY HAZARD, TO PROVIDE THAT THE ADMINISTRATOR MAY SEEK AN INJUNCTION UNDER CERTAIN CIRCUMSTANCES, TO PROVIDE FOR APPEALS TO THE BUILDING CODE ADVISORY BOARD, TO ADDRESS VIOLATIONS AND TO PROVIDE A REMEDY FOR A WILFUL VIOLATION AND TO PROVIDE SEVERABILITY; AMENDING SECTION 39-4113, IDAHO CODE, TO REMOVE THE EXEMPTION FROM CONSTRUCTION PLAN REVIEWS FOR SCHOOL DISTRICTS AND TO REQUIRE THAT SCHOOL CONSTRUCTION OR REMODELING PROJECTS BE INSPECTED BY CERTIFIED BUILDING INSPECTORS OR LICENSED ARCHITECTS OR ENGINEERS; DECLARING AN EMERGENCY FOR SECTION 39-8005, IDAHO CODE, AND SECTION 39-8006, IDAHO CODE, AS ENACTED BY SECTION 1 OF THIS ACT; AND PROVIDING AN EFFECTIVE DATE FOR THE REMAINING PROVISIONS OF SECTION 1 OF THIS ACT AND FOR SECTION 2 OF THIS ACT.

HOUSE BILL NO. 679  
BY REVENUE AND TAXATION COMMITTEE  
AN ACT  
RELATING TO PROPERTY EXEMPT FROM TAXATION FOR RELIGIOUS CORPORATIONS OR SOCIETIES; REPEALING SECTION 63-602B, IDAHO CODE; AMENDING CHAPTER 6, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-602B, IDAHO CODE, TO PROVIDE THAT PROPERTY USED EXCLUSIVELY FOR PUBLIC WORSHIP, PARSONAGE OCCUPIED AS SUCH, RECREATIONAL ACTIVITIES, EDUCATION PURPOSES OR ANY COMBINATION OF THOSE USES SHALL BE EXEMPT FROM TAXATION WHEN THE PROPERTY BELONGS TO A RELIGIOUS CORPORATION OR SOCIETY OF THIS STATE AND IS USED IN CONNECTION WITH THE ACTIVITIES OF SUCH CORPORATION OR SOCIETY AND NO PROFIT IS DERIVED FROM THE USE, TO PROVIDE THAT WHEN PROPERTY BELONGING TO A RELIGIOUS CORPORATION OR SOCIETY CONTAINS A COMBINATION OF BOTH TAX EXEMPT USES AND NONTAX EXEMPT USES TO ALLOW THE NONTAX EXEMPT USES TO BE TAXED WITHOUT THE REST OF THE PROPERTY LOSING ITS TAX EXEMPT STATUS WHEN THE NONTAX EXEMPT PART EXCEEDS THREE PERCENT OF THE ENTIRETY; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

H 665, H 666, H 667, H 668, H 669, H 670, H 671, H 672, H 673, H 674, H 675, H 676, H 677, H 678, and H 679 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

First Reading of Engrossed Bills

H 478, as amended, H 485, as amended, and H 515, as amended, by State Affairs Committee, were introduced, read the first time by title and filed for second reading.

H 456, as amended, by Judiciary, Rules, and Administration Committee, was introduced, read the first time by title and filed for second reading.

H 417, as amended, by Mr. Speaker requested by Department of Health and Welfare, was introduced, read the first time by title and filed for second reading.

H 536, as amended, by Local Government Committee, was introduced, read the first time by title and filed for second reading.

H 484, as amended, and H 483, as amended, by Revenue and Taxation Committee, were introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

H 590, H 593, and H 594, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.
H 548, by Business Committee, was read the second time by title and filed for third reading.

H 529 and H 530, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

H 546, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

S 1336, by Resources and Environment Committee, was read the second time by title and filed for third reading.

S 1401, by Finance Committee, was read the second time by title and filed for third reading.

Mr. Bruneel 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 10 a.m., Thursday, February 24, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:28 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

FORTY-SIXTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 24, 2000

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

Roll call showed 67 members present.
Absent and excused -- Field(13), Geddes, Kellogg.
Total -- 3.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 24, 2000


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

At this time, the Speaker introduced Congressman Michael Simpson, who spoke briefly to the Members of the House.

At this time, the Speaker took the Chair.

Prior to going at ease, the House was at the Third Order of Business.

Approval of Journal

Consideration of Messages from the Governor and the Senate

February 23, 2000

Mr. Speaker:

I return herewith H 452 which has passed the Senate.

WOOD, Secretary

H 452 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

February 23, 2000

Mr. Speaker:

I transmit herewith SCR 150, SCR 151, and S 1387 which have passed the Senate.

WOOD, Secretary

SCR 150, SCR 151, and S 1387 were filed for first reading.

Report of Standing Committees

February 24, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 46, H 665, H 666, H 667, H 668, H 669, H 670, H 671, H 672, H 673, H 674, H 675, H 676, H 677, H 678, and H 679.

GOULD, Chairman

HCR 46 was referred to the Transportation and Defense Committee.

H 665, H 666, H 667, H 668, H 669, and H 679 were referred to the Revenue and Taxation Committee.

H 670, H 671, H 673, and H 674 were referred to the State Affairs Committee.

H 672 was referred to the Resources and Conservation Committee.

H 675, H 676, H 677, and H 678 were referred to the Education Committee.
February 23, 2000

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration SCR 146 and recommend that it do pass.

CROW, Chairman

SCR 146 was filed for second reading.

February 23, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 518 and recommend it be referred to the Transportation and Defense Committee.

GOULD, Chairman

H 518 was referred to the Transportation and Defense Committee.

February 23, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 454, H 469, and H 505 and recommend that they do pass.

GOULD, Chairman

H 454, H 469, and H 505 were filed for second reading.

February 23, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 455 and report it back with amendments attached to be placed on General Orders for consideration.

GOULD, Chairman

H 455 was placed on General Orders for consideration.

February 23, 2000

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 583, H 585, and H 586 and recommend that they do pass.

TAYLOR, Chairman

H 583, H 585, and H 586 were filed for second reading.

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

Motions, Memorials, and Resolutions

SCR 150, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

SCR 151, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 680
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO UNIFORM CONTROLLED SUBSTANCES; AMENDING CHAPTER 27, TITLE 37, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 37-2731A, IDAHO CODE, TO REQUIRE THAT PHARMACISTS DISPENSING RITALIN SHALL DISCLOSE TO THE PERSON TAKING POSSESSION OF THE DISPENSED PRESCRIPTION THE POTENTIALLY ADDICTIVE NATURE OF THE DRUG AND OTHER CURRENT MEDICAL INFORMATION ON THE EFFECTS OF USE OF THE DRUG, TO REQUIRE WRITTEN VERIFICATION OF THE DISCLOSURE, TO REQUIRE THAT A COPY OF EACH SUCH VERIFICATION BE SUBMITTED TO THE BOARD OF PHARMACY AND TO DIRECT THE BOARD OF PHARMACY TO PROMULGATE RULES TO ENSURE THAT THE DISCLOSED INFORMATION IS PROVIDED BY THE DISPENSING PHARMACIST TO EACH PERSON WHO TAKES POSSESSION OF A PRESCRIPTION AND THAT SPECIFIED INFORMATION IS PLACED ON THE LABEL OF THE PRESCRIPTION.

HOUSE BILL NO. 681
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO ASSESSMENT OF DAMAGES IN EMINENT DOMAIN PROCEEDINGS; AMENDING SECTION 7-711, IDAHO CODE, TO REVISE THE FORMULA AND PROCEDURE FOR ASSESSMENT OF DAMAGES WHEN THE DAMAGES ARE TO ANY ESTABLISHED BUSINESS OF MORE THAN FIVE YEARS’ STANDING, TO MAKE A TECHNICAL CORRECTION AND TO PROVIDE THAT PLAINTIFF’S GOOD FAITH IN FAILING TO OFFER COMPENSATION FOR BUSINESS DAMAGES SHALL NOT BE CONTESTED AT HEARING IF THE DEFENDANT HAS NOT GIVEN NOTICE OF ITS INTENT TO CLAIM BUSINESS DAMAGES PRIOR TO THE DATE OF FILING THE MOTION THAT INITIATES THE PROCEEDING.

HOUSE BILL NO. 682
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES; AMENDING SECTION 67-6602, IDAHO CODE, TO ADD DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 66, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-6606A, IDAHO CODE, TO PROVIDE LEGISLATIVE FINDINGS, TO PROHIBIT ANY PERSON, GOVERNMENTAL ENTITY OR STATE UNIVERSITY OR COLLEGE THAT ASSESSES MANDATORY STUDENT FEES FROM EXPENDING PUBLIC FUNDS TO INFLUENCE THE GENERAL PUBLIC ON A MATTER APPEARING ON AN ELECTION BALLOT,
TO AUTHORIZE EXPENDITURE OF PUBLIC FUNDS FOR EDUCATION OF THE PUBLIC ON A MATTER APPEARING ON AN ELECTION BALLOT AFTER A WRITTEN RECORD OF THE EXPENDITURE IS MADE, TO REQUIRE THAT ANY ASSOCIATION OR ENTITY RECEIVING PUBLIC FUNDS FOR DUES OR MEMBERSHIP REFUND AN AMOUNT EQUAL TO THE AMOUNT OF DUES OR MEMBERSHIP EXPENDED FOR A COMMUNICATION INTENDED TO INFLUENCE THE GENERAL PUBLIC, TO PROVIDE FOR PERSONAL LIABILITY FOR THE IMPROPER EXPENDITURE OF PUBLIC FUNDS, TO PROVIDE FOR PROSECUTION OF VIOLATIONS AND FOR AN INJUNCTION, TO PROVIDE EXEMPTIONS AND TO PROVIDE FOR REPORTING OF EXPENDITURES; AMENDING SECTION 67-6627, IDAHO CODE, TO REVISE THE SEVERABILITY PROVISIONS OF THIS LAW; AND PROVIDING A STATEMENT OF LEGISLATIVE INTENT.

HOUSE BILL NO. 683
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE IDAHO HOUSING AND FINANCE ASSOCIATION; AMENDING SECTION 67-6202, IDAHO CODE, TO PROVIDE THAT THE ASSOCIATION SHALL BE CONSIDERED A STATE AGENCY FOR THE PURPOSE OF PROMULGATING RULES AND SHALL BE SUBJECT TO THE ADMINISTRATIVE PROCEDURE ACT; AMENDING SECTION 67-6206, IDAHO CODE, TO PROVIDE THAT THE RULES OF THE ASSOCIATION SHALL BE PROMULGATED, AMENDED AND REPEALED IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 684
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE POWERS OF THE IDAHO HOUSING AND FINANCE ASSOCIATION; AMENDING SECTION 67-6206, IDAHO CODE, TO REMOVE POWERS OF THE ASSOCIATION TO ORGANIZE A NONPROFIT CORPORATION TO ASSIST THE ASSOCIATION IN PROVIDING FOR HOUSING PROJECTS; AMENDING SECTION 67-6221, IDAHO CODE, TO PROVIDE LIMITS ON CONFLICT OF INTEREST; AMENDING SECTION 67-6224A, IDAHO CODE, TO PROVIDE AN EXCEPTION TO THE OTHERWISE UNRESTRICTED, UNLIMITED POWERS OF THE ASSOCIATION AND TO MAKE A TECHNICAL CORRECTION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 685
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE IDAHO HOUSING AND FINANCE ASSOCIATION; AMENDING SECTION 67-6206, IDAHO CODE, TO REMOVE POWER OF THE ASSOCIATION TO ACQUIRE ANY REAL OR PERSONAL PROPERTY OR INTEREST THEREIN BY EMINENT DOMAIN; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 686
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAX CREDITS; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3029G, IDAHO CODE, TO PROVIDE A SCHOOL CHOICE TAX CREDIT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 687
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO VENDING MACHINES; AMENDING CHAPTER 25, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2566, IDAHO CODE, TO PROVIDE FOR COMPENSATION OF OWNERS OF VENDING MACHINES WHICH DISPENSE TOBACCO PRODUCTS AND ARE NOT LAWFUL TO OPERATE, TO PROVIDE A FORMULA, TO ALLOW THE TAX COMMISSION TO SELL THE MACHINES, TO PROVIDE FUNDING, TO PROVIDE PROCEDURES, TO PROVIDE CRIMINAL PENALTIES AND TO PROVIDE FORMS; DECLARING AN EMERGENCY AND PROVIDING A SUNSET CLAUSE.

HOUSE BILL NO. 688
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO COUNTY FAIR BOARDS; AMENDING SECTION 22-202, IDAHO CODE, TO INCREASE THE POPULATION THRESHOLD FROM SEVENTY-FIVE THOUSAND PERSONS TO TWO HUNDRED THOUSAND PERSONS AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 689
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO HEALTH-RELATED ENTITIES EXEMPT FROM SALES TAX; AMENDING SECTION 63-36220, IDAHO CODE, TO PROVIDE CORRECT REFERENCES TO THE AMERICAN HEART ASSOCIATION AND SPECIAL OLYMPICS IDAHO.

HOUSE BILL NO. 690
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO PROMOTER SPONSORED EVENTS FOR PURPOSE OF THE SALES AND USE TAX; AMENDING SECTION 63-3620C, IDAHO CODE, TO PROVIDE THAT UNDER NO CIRCUMSTANCES, SHALL AN OPERATOR OR A PROMOTER BE RESPONSIBLE FOR SALES OR USE TAX NOT REMITTED BY A RETAILER AT A PROMOTER SPONSORED EVENT; AND DECLARING AN EMERGENCY.
HOUSE BILL NO. 691
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO DEFINITIONS OF LAND USE;
AMENDING SECTION 63-604, IDAHO CODE, TO
FURTHER DEFINE LAND ACTIVELY DEVOTED TO
AGRICULTURE TO INCLUDE LAND PRODUCING
NURSERY STOCK.

H 680, H 681, H 682, H 683, H 684, H 685, H 686, H 687,
H 688, H 689, H 690, and H 691 were introduced, read the first
time by title, and referred to the Judiciary, Rules, and
Administration Committee for printing.

S 1387, 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.

Second Reading of Bills and Joint Resolutions

H 550, H 628, H 478, as amended, H 485, as amended, and
H 515, as amended, by State Affairs Committee, were read the
second time by title and filed for third reading.

H 561, H 576, and H 577, by Transportation and Defense
Committee, were read the second time by title and filed for third
reading.

S 1341, by Transportation Committee, was read the second
time by title and filed for third reading.

H 551, H 571, and H 536, as amended, by Local
Government Committee, were read the second time by title and
filed for third reading.

H 573 and H 579, by Health and Welfare Committee, were
read the second time by title and filed for third reading.

H 456, as amended, by Judiciary, Rules, and Administration
Committee, was read the second time by title and filed for third
reading.

H 417, as amended, by Mr. Speaker requested by
Department of Health and Welfare, was read the second time by
title and filed for third reading.

H 484, as amended, and H 483, as amended, by Revenue and
Taxation Committee, were read the second time by title and filed
for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Bruneel asked unanimous consent that H 506 be placed at
the top of the Third Reading Calendar. There being no objection,
it was so ordered.

H 506 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. Moss to open
debate.

At this time, Mr. Bruneel took the Chair.

The question being, "Shall H 506 pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bell, Black, Bruneel,
Callister, Campbell, Cheirrett, Clark, Crow, Deal, Denney,
Ellsworth, Field(20), Gagner, Gould, Hadley, Hammond,
Hansen(23), Hansen(29), Kempton, Kendell, Kunz, Lake,
Linford, Loertscher, Mader, McKague, Mortensen, Moss,
Moyle, Pearce, Pomeroy, Schaefer, Stevenson, Stoicheff, Taylor,
Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker.
Total -- 42.

NAYS -- Alltus, Bieter, Boe, Chase, Cuddy, Henbest,
Hornbeck, Jaquet, Jones, Judd, Marley, Meyer, Montgomery,
Pischner, Reynolds, Ridinger, Ringo, Robison, Sali, Sellman,
Shepherd, Smith, Smylie, Stone, Trail(Miller). Total -- 25.

Absent and excused -- Field(13), Geddes, Kellogg.
Total -- 3.

Paired Votes:

AYE -- Gould. NAY -- Judd.
AYE -- Mr. Speaker. NAY -- Henbest.
(Pairs enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker Pro Tem declared H 506 passed the
House. Title was approved and the bill was ordered transmitted
to the Senate.

Mr. Mader asked unanimous consent that H 536, as
amended, be returned to the Local Government Committee.
There being no objection, it was so ordered.

Mr. Denney moved that the House recess until 1 p.m.
Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House at
recess until 1 p.m.

RECESS

Afternoon Session

The House reconvened at 1 p.m., Mr. Bruneel in the Chair.

Roll call showed 63 members present.

Absent and excused -- Deal, Field(13), Geddes, Gould,
Hammond, Kellogg, Mr. Speaker. Total - 7.
Total -- 70.

Prior to recess, the House was at the Eleventh Order of
Business.
Third Reading of Bills and Joint Resolutions

Mr. Denney asked unanimous consent that H 486, H 516, H 487, and H 540 retain their places on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Alltus asked unanimous consent that Rule 70, with the exception of smoking, be suspended for the balance of the Legislative Day. There being no objection, it was so ordered.

H 557 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. Jones to open debate.

The question being, "Shall H 557 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Field(20), Gagner, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Moyle, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Zimmermann. Total -- 56.
NAYS -- None.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 557 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 544 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. Hansen(29) to open debate.

The question being, "Shall H 544 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Field(20), Gagner, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Moyle, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Zimmermann. Total -- 56.
NAYS -- None.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 544 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 545 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. Stevenson to open debate.

The question being, "Shall H 545 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Field(20), Gagner, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Moyle, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Zimmermann. Total -- 57.
NAYS -- None.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 545 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 507 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. Sellman to open debate.

The question being, "Shall H 507 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(20), Gagner, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail(Miller), Zimmermann. Total -- 56.
NAYS -- None.
Total -- 70.
Whereupon the Speaker Pro Tem declared H 507 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 509 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. Ellsworth to open debate.

The question being, "Shall H 509 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(20), Gagner, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Mckague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann. Total -- 59.

**NAYS** -- None.

Absent and excused -- Crow, Deal, Field(13), Geddes, Gould, Hammond, Kellogg, Linford, Pischner, Wheeler, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 509 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 543 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. Ringo to open debate.

The question being, "Shall H 543 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(20), Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kunz, Lake, Mader, Marley, Mckague, Moyer, Montgomery, Mortensen, Moss, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smith, Stoicheff, Stone, Trail(Miller), Wood, Zimmermann. Total -- 44.

**NAYS** -- Alltus, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(20), Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kunz, Lake, Mader, Marley, Mckague, Moyer, Montgomery, Mortensen, Moss, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smith, Stevenson, Taylor, Tilman, Wheeler. Total -- 17.

Absent and excused -- Crow, Deal, Field(13), Geddes, Gould, Hammond, Kellogg, Linford, Pischner, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 543 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 535 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. Ringo to open debate.

The question being, "Shall H 535 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(20), Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kunz, Lake, Mader, Marley, Mckague, Moyer, Montgomery, Mortensen, Moss, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann. Total -- 61.

**NAYS** -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared H 535 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 590 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. Wood to open debate.

The question being, "Shall H 590 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(20), Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kunz, Lake, Mader, Marley, Mckague, Moyer, Montgomery, Mortensen, Moss, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann. Total -- 58.

**NAYS** -- Crow, Judd. Total -- 2.

Absent and excused -- Deal, Field(13), Geddes, Gould, Hammond, Kellogg, Linford, Pischner, Wheeler, Mr. Speaker. Total -- 10.

Total -- 70.

NAYS -- None.

Absent and excused -- Deal, Field(13), Geddes, Gould, Hammond, Hansen(29), Kellogg, Linford, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 590 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 593 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. Marley to open debate.

The question being, "Shall H 593 pass?"

Roll call resulted as follows:


NAYS -- None.


Whereupon the Speaker Pro Tem declared H 593 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 594 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. Ridinger to open debate.

The question being, "Shall H 594 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Alltus, Deal, Field(13), Geddes, Gould, Hammond, Kellogg, Montgomery, Smith, Stone, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 594 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that H 529 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 530 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. Clark to open debate.

The question being, "Shall H 530 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(20), Gagner, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Moyer, Mortensen, Moss, Moyer, Pearce, Pischner, Pomerosy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Taylor, Tilman, Trail(Miller), Wheeler, Wood, Zimmermann. Total -- 59.

NAYS -- None.

Absent and excused -- Alltus, Deal, Field(13), Geddes, Gould, Hammond, Kellogg, Montgomery, Smith, Stone, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 530 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
NAYS – Bell, Jones, Moyle, Pomeroy, Robison, Stoicheff, Trail(Miller). Total – 7.  
Absent and excused – Deal, Field(13), Gagner, Geddes, Gould, Hammond, Kellogg, Montgomery, Smith, Stone, Mr. Speaker. Total – 11.  
Total – 70.  
Whereupon the Speaker Pro Tem declared H 530 passed the House. Title was approved and the bill was ordered transmitted to the Senate.  
Mr. Denney 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.  

Adjournment  
Mr. Denney moved that the House adjourn until 10:45 a.m., Friday, February 25, 2000. Seconded by M.s. Judd. Motion carried.  

Whereupon the Speaker Pro Tem declared the House adjourned at 2:02 p.m.  
BRUCE NEWCOMB, Speaker  

ATTEST:  
PAMM JUKER, Chief Clerk  

FORTY-SEVENTH LEGISLATIVE DAY  
FRIDAY, FEBRUARY 25, 2000  

House of Representatives  
The House convened at 10:45 a.m., Mr. Denney in the Chair.  
Roll call showed 64 members present.  
Absent and excused -- Chase, Gould, Jones, Kellogg, Pischner, Mr. Speaker. Total -- 6.  
Total -- 70.  
Prayer was offered by Chaplain Jim Hardenbrook.  

Approval of Journal  
February 25, 2000  
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.  
FIELD(13), Vice Chairman  


Consideration of Messages from the Governor and the Senate  
February 24, 2000  
Mr. Speaker:  
I transmit herewith SCR 152, SCR 153, SCR 154, S 1310, S 1403, S 1397, S 1391, S 1373, S 1396, S 1443, S 1351, S 1374, and S 1393 which have passed the Senate.  
WOOD, Secretary  

I return herewith H 401, H 402, H 499, H 447, H 448, H 467, H 446, H 474, H 449, H 480, H 416, H 532, H 533, H 498, and H 457 which have passed the Senate.  
WOOD, Secretary  

H 401, H 402, H 499, H 447, H 448, H 467, H 446, H 474, H 449, H 480, H 416, H 532, H 533, H 498, and H 457 were referred to the Judiciary, Rules, and Administration Committee for enrolling.  

Report of Standing Committees  
February 25, 2000  
Mr. Speaker:  
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 680, H 681, H 682, H 683, H 684, H 685, H 686, H 687, H 688, H 689, H 690, and H 691.  
FIELD(13), Vice Chairman  

H 680 was referred to the Health and Welfare Committee.  
H 681 was referred to the Transportation and Defense Committee.  

H 682, H 683, H 684, and H 685 were referred to the State Affairs Committee.  

H 686, H 687, H 689, H 690, and H 691 were referred to the Revenue and Taxation Committee.  

H 688 was referred to the Local Government Committee.
February 25, 2000

Mr. Speaker:

We, your **COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION**, report that we have enrolled **H 452**.

FIELD(13), Vice Chairman

The Acting Speaker announced that enrolled **H 452** would be signed by the Speaker, and when so signed, ordered it transmitted to the Senate for the signature of the President.

February 24, 2000

Mr. Speaker:

We, your **COMMITTEE ON REVENUE AND TAXATION**, report that we have had under consideration **H 581** and **H 582** and recommend that they do pass.

CROW, Chairman

**H 581** and **H 582** were filed for second reading.

February 24, 2000

Mr. Speaker:

We, your **COMMITTEE ON ENVIRONMENTAL AFFAIRS**, report that we have had under consideration **H 572** and **H 602** and recommend that they do pass.

BARRACLOUGH, Chairman

**H 572** and **H 602** were filed for second reading.

February 24, 2000

Mr. Speaker:

We, your **COMMITTEE ON HEALTH AND WELFARE**, report that we have had under consideration **S 1387** and recommend it be referred to the Environmental Affairs Committee.

REYNOLDS, Chairman

**S 1387** was referred to the Environmental Affairs Committee.

February 24, 2000

Mr. Speaker:

We, your **COMMITTEE ON HEALTH AND WELFARE**, report that we have had under consideration **H 604** and **S 1313** and recommend that they do pass.

REYNOLDS, Chairman

**H 604** and **S 1313** were filed for second reading.

February 24, 2000

Mr. Speaker:

We, your **COMMITTEE ON TRANSPORTATION AND DEFENSE**, report that we have had under consideration **H 589** and **H 621** and recommend that they do pass.

KEMPTON, Chairman

**H 589** and **H 621** were filed for second reading.

February 24, 2000

Mr. Speaker:

We, your **COMMITTEE ON LOCAL GOVERNMENT**, report that we have had under consideration **H 601**, **S 1340**, and **S 1361** and recommend that they do pass.

STONE, Chairman

**H 601**, **S 1340**, and **S 1361** were filed for second reading.

February 24, 2000

Mr. Speaker:

We, your **COMMITTEE ON AGRICULTURAL AFFAIRS**, report that we have had under consideration **H 432**, **H 433**, **H 555**, and **H 559** and recommend that they do pass.

JONES, Chairman

**H 432**, **H 433**, **H 555**, and **H 559** were filed for second reading.

February 24, 2000

Mr. Speaker:

We, your **COMMITTEE ON AGRICULTURAL AFFAIRS**, report that we have had under consideration **H 554** and report it back with amendments attached to be placed on General Orders for consideration.

JONES, Chairman

**H 554** was placed on General Orders for consideration.

February 25, 2000

Mr. Speaker:

We, your **COMMITTEE ON EDUCATION**, report that we have had under consideration **H 637** and recommend it be referred to the Commerce and Human Resources Committee.

TILMAN, Chairman

**H 637** was referred to the Commerce and Human Resources Committee.

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

**Motions, Memorials, and Resolutions**

House of Representatives
State of Idaho
February 24, 2000

The Honorable Douglas Jones, Chairman

Dear Representative Jones:

I hereby designate the Agricultural Affairs Committee a privileged committee for the purpose of introducing RS10170C1 on Friday, February 25, 2000.

Sincerely,

/s/ Bruce Newcomb
Speaker of the House
The letter was ordered filed in the office of the Chief Clerk.

SCR 152, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

SCR 153 and SCR 154, by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 692
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO STATE EMPLOYEES; AMENDING CHAPTER 53, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5338, IDAHO CODE, TO PROVIDE PAID LEAVE FOR AN EMPLOYEE WHO IS A CERTIFIED DISASTER SERVICES VOLUNTEER TO PERFORM CERTAIN VOLUNTEER SERVICES.

HOUSE BILL NO. 693
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE IMPORTATION AND SALE OF CIGARETTES WITHIN THE STATE OF IDAHO; AMENDING CHAPTER 25, TITLE 63, IDAHO CODE, BY THE ADDITION OF NEW SECTIONS 63-2523, 63-2524, 63-2525, 63-2526, 63-2527, 63-2528 AND 63-2529, IDAHO CODE, TO PROHIBIT THE SALE, DISTRIBUTION, ACQUISITION, OWNING, POSSESSION OR TRANSPORTATION OF CIGARETTES WITHIN THE STATE OF IDAHO WHICH ARE INTENDED ONLY FOR EXPORT FROM THE UNITED STATES OR WHICH DO NOT COMPLY WITH FEDERAL LAW REGARDING WARNINGS, OTHER INFORMATION REQUIRED BY FEDERAL LAW, FEDERAL TRADEMARK AND COPYRIGHT LAWS OR FOR WHICH THE LIST OR LISTS OF INGREDIENTS ADDED TO TOBACCO HAVE NOT BEEN SUBMITTED TO THE SECRETARY OF THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES AS REQUIRED BY FEDERAL LAW AND TO PROHIBIT THE ALTERATION OF THE PACKAGE OF CIGARETTES PRIOR TO SALE OR DISTRIBUTION TO OBSCURE OR CONCEAL CERTAIN NOTICES, HEALTH WARNINGS OR OTHER INFORMATION REQUIRED BY FEDERAL LAW, TO PROVIDE FOR CERTAIN DOCUMENTATION TO BE PROVIDED TO THE IDAHO STATE TAX COMMISSION RELATING TO ALL CIGARETTES IMPORTED INTO THE UNITED STATES WHICH ARE SOLD OR DISTRIBUTED WITHIN THE STATE OF IDAHO, TO PROVIDE CRIMINAL PENALTIES FOR VIOLATION OF THE ACT, TO PROVIDE FOR ENFORCEMENT AND ADMINISTRATIVE SANCTIONS BY THE IDAHO STATE TAX COMMISSION, TO DECLARE CERTAIN CIGARETTES TO CONSTITUTE CONTRABAND AND TO PROVIDE FOR SEIZURE AND DESTRUCTION OF CERTAIN CIGARETTES, TO PROVIDE FOR ADMINISTRATION BY THE STATE TAX COMMISSION, TO DEFINE TERMS AND TO PROVIDE APPLICABILITY; AND TO PROVIDE FOR SEVERABILITY.

HOUSE BILL NO. 694
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO INDIAN GAMING; PROVIDING A STATEMENT OF BACKGROUND AND PURPOSE AND TO PROVIDE FOR RESOLUTION OF GAMING ISSUES BETWEEN THE SHOSHONE-BANNOCK TRIBES AND THE STATE IN FEDERAL COURT; TO PROVIDE RATIFICATION AND IMPLEMENTATION OF THE GAMING COMPACT BETWEEN THE SHOSHONE-BANNOCK TRIBES AND THE STATE FOR CLASS III GAMING, AUTHORIZING THE GOVERNOR TO WAIVE IMMUNITY PROVIDED BY THE ELEVENTH AMENDMENT TO THE UNITED STATES CONSTITUTION FOR ISSUES ARISING UNDER THE COMPACT AND PROVIDING FOR CONFIDENTIALITY OF RECORDS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 695
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE CONDUCT OF SCHOOL ELECTIONS; AMENDING SECTION 34-106, IDAHO CODE, TO PROVIDE THAT SCHOOL ELECTIONS SHALL COMPLY WITH PROVISIONS LIMITING ELECTIONS, TO PROVIDE ADDITIONAL DATES FOR SUPPLEMENTAL OPERATION AND MAINTENANCE LEVY ELECTION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 34-1401, IDAHO CODE, TO GOVERN CONDUCT OF SCHOOL DISTRICT ELECTIONS BY THE COUNTY CLERK, TO PROVIDE FOR COSTS OF THE ELECTION AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 14, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-1411, IDAHO CODE, TO PROVIDE FOR POSTELECTION REMEDIES; AMENDING SECTION 34-1702, IDAHO CODE, TO GOVERN PETITIONS FOR RECALL OF SCHOOL DISTRICT TRUSTEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-311, IDAHO CODE, TO PROVIDE FOR ADMINISTRATION BY THE STATE TAX COMMISSION, TO DEFINE TERMS AND TO PROVIDE APPLICABILITY; AND TO PROVIDE FOR SEVERABILITY.

HOUSE BILL NO. 696
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT
RELATING TO SWINE AND POULTRY FACILITIES; AMENDING SECTION 39-104A, IDAHO CODE, TO REQUIRE FINANCIAL ASSURANCES FOR OPERATION, CLOSURE AND REMEDIATION OF SWINE AND POULTRY FACILITIES REQUIRED TO OBTAIN A PERMIT FROM THE DIVISION OF ENVIRONMENTAL QUALITY, TO PROVIDE REQUIREMENTS, TO PROVIDE FOR A VARIETY OF FINANCIAL ASSURANCES, TO PROVIDE THAT BOARDS OF COUNTY COMMISSIONERS AND GOVERNING BODIES OF CITIES MAY IMPOSE MORE STRINGENT REQUIREMENTS, TO PROVIDE THAT BOARDS OF COUNTY COMMISSIONERS AND GOVERNING BODIES OF CITIES MAY CHOOSE TO DETERMINE IF A FACILITY IS PROPERLY CLOSED, TO REQUIRE COMMUNICATION TO THE DIRECTOR IN WRITING, TO PROVIDE THAT LOCAL DETERMINATIONS REGARDING CLOSURE MAY NOT PERMIT LESSER STANDARDS THAN THOSE IMPOSED BY THE DIVISION AND TO PROVIDE DEFINITIONS; AND DECLARING AN EMERGENCY.

H 692, H 693, H 694, H 695, and H 696 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1335, S 1391, S 1373, S 1396, S 1374, and S 1393, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1310 and S 1403, by Commerce and Human Resources Committee, were introduced, read the first time by title, and referred to the Business Committee.

S 1397, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1351, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1443, 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.

Second Reading of Bills and Joint Resolutions
SCR 146, by Local Government and Taxation Committee, was read the second time by title and filed for third reading.

H 454, H 469, and H 505, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

H 583, H 585, and H 586, by Business Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions
M r. Hansen(23) asked unanimous consent that, pursuant to Rule 22, discussion of H 516, H 487, H 540, and H 485, as amended, be allowed in debate of H 486. There being no objection, it was so ordered.

H 486 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized M r. Hansen(23) to open debate.

The question being, “Shall H 486 pass?”

Roll call resulted as follows:
AYES – Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Cheirrett, Clark, Crow, Cuddy, Denney, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaque, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroiy, Reynolds, Ringder, Ringo, Robison,
NAYS – None.
Absent and excused - Barrett, Campbell, Chase, Deal, Ellsworth, Gould, Jones, Kellogg, Pischner, M r. Speaker. Total - 10.
Total – 70.

Whereupon the Acting Speaker declared H 486 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent that H 485, as amended, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

H 485, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Hansen(23) to open debate.

The question being, “Shall H 485, as amended, pass?”

Roll call resulted as follows:
NAYS – None.
Absent and excused - Barrett, Campbell, Chase, Deal, Ellsworth, Gould, Jones, Kellogg, Loertscher, Pischner, M r. Speaker. Total – 11.
Total – 70.

Whereupon the Acting Speaker declared H 485, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 516 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Hansen(23) to open debate.

The question being, “Shall H 487 pass?”

Roll call resulted as follows:
NAYS – None.
Absent and excused - Barrett, Campbell, Chase, Deal, Ellsworth, Gould, Jones, Kellogg, Pischner, M r. Speaker. Total – 10.
Total – 70.

Whereupon the Acting Speaker declared H 487 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 487 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Hansen(23) to open debate.

The question being, “Shall H 487 pass?”

Roll call resulted as follows:
NAYS – None.
Absent and excused - Barrett, Campbell, Chase, Deal, Ellsworth, Gould, Jones, Kellogg, Pischner, M r. Speaker. Total – 11.
Total – 70.
NAYS - None.
Absent and excused - Barrett, Chase, Deal, Ellsworth, Gould, Jones, Kellogg, Pischner, Mr. Speaker. Total - 9.
Total - 70.

Whereupon the Acting Speaker declared H 540 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 529 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Montgomery to open debate.

The question being, “Shall H 529 pass?”

Roll call resulted as follows:
NAYS - Bieter, Boe, Field(20), Henbest, Jaquet, Kendell, Ringo, Robison, Sellman, Stoicheff. Total - 10.
Absent and excused - Chase, Gould, Hansen(29), Jones, Kellogg, Pischner, Mr. Speaker. Total - 7.
Total - 70.

Whereupon the Acting Speaker declared H 546 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that the House recess until 1 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Acting Speaker declared the House at recess until 1 p.m.

RECESS

Afternoon Session

The House reconvened at 1 p.m., Mr. Denney in the Chair.

Roll call showed 60 members present.
Absent and excused - Alltus, Callister, Chase, Gould, Hansen(29), Jones, Kellogg, Smith, Trai l(Miller), Mr. Speaker. Total - 10.
Total - 70.

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

Third Reading of Bills and Joint Resolutions

S 1336 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, “Shall S 1336 pass?”

Roll call resulted as follows:
NAYS - None.
Absent and excused - Chase, Dea l, Gould, Jones, Kellogg, Pischner, Trai l(Miller), Mr. Speaker. Total - 13.
Total - 70.
Whereupon the Acting Speaker declared **S 1336** passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bieter asked unanimous consent that Rule 70, with the exception of smoking, be suspended for the balance of the Legislative Day. There being no objection, it was so ordered.

**S 1401** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Hansen(23) to open debate.

The question being, "Shall **S 1401** pass?"

Roll call resulted as follows:


**NAYS** – None.

Absent and excused – Alltus, Callister, Chase, Gould, Hansen(29), Jones, Kellogg, Smith, Traill(Miller), Mr. Speaker. Total – 10.

Total – 70.

Whereupon the Acting Speaker declared **S 1401** passed the House. Title was approved and the bill was ordered returned to the Senate.

**H 550** was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 550** pass?"

Roll call resulted as follows:


**NAYS** – None.

Absent and excused – Alltus, Callister, Chase, Gould, Hansen(29), Jones, Kellogg, Smith, Traill(Miller), Mr. Speaker. Total – 10.

Total – 70.

Whereupon the Acting Speaker declared **H 550** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Tilman asked unanimous consent that **H 561** retain its place on the Third Reading Calendar until Monday, February 28, 2000. There being no objection, it was so ordered.

**H 576** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. McKague to open debate.

The question being, "Shall **H 576** pass?"

Roll call resulted as follows:


**NAYS** – None.

Absent and excused – Alltus, Callister, Chase, Gould, Hansen(29), Jones, Kellogg, Smith, Traill(Miller), Mr. Speaker. Total – 10.

Total – 70.

Whereupon the Acting Speaker declared **H 576** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 577** was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 577** pass?"

Roll call resulted as follows:


**NAYS** – None.

Absent and excused – Alltus, Callister, Chase, Gould, Hansen(29), Jones, Kellogg, Smith, Traill(Miller), Mr. Speaker. Total – 10.

Total – 70.

Whereupon the Acting Speaker declared **H 577** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

NAYS – None.

Absent and excused – Alltus, Callister, Chase, Gould, Hansen(29), Jones, Kellogg, Smith, Stevenson, Trail(Miller), Wood, Mr. Speaker. Total – 12.

Total – 70.

Whereupon the Acting Speaker declared H 577 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent that S 1341 retain its place on the Third Reading Calendar until Monday, February 28, 2000. There being no objection, it was so ordered.

H 551 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Field(20) to open debate.

The question being, “Shall H 551 pass?”

Roll call resulted as follows:


NAYS – None.

Absent and excused – Alltus, Bruneel, Callister, Chase, Gagner, Gould, Hansen(23), Hansen(29), Jones, Kellogg, Smith, Stevenson, Trail(Miller), Wood, Mr. Speaker. Total – 15.

Total – 70.

Whereupon the Acting Speaker declared H 551 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 571 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Ms. Jaquet and Mr. Ridinger to open debate.

The question being, “Shall H 571 pass?”

Roll call resulted as follows:


Absent and excused – Alltus, Callister, Chase, Gould, Hansen(29), Jones, Kellogg, Smith, Stevenson, Trail(Miller), Mr. Speaker. Total – 11.

Total – 70.

Whereupon the Acting Speaker declared H 571 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 628 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Field(13) to open debate.

The question being, “Shall H 628 pass?”

Roll call resulted as follows:


NAYS – None.

Absent and excused – Alltus, Callister, Campbell, Chase, Gould, Hansen(29), Jones, Kellogg, Pischner, Smith, Stevenson, Taylor, Trail(Miller), Mr. Speaker. Total – 14.

Total – 70.

Whereupon the Acting Speaker declared H 628 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 573 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Reynolds to open debate.

The question being, “Shall H 573 pass?”

Roll call resulted as follows:


NAYS – None.

Absent and excused – Alltus, Callister, Campbell, Chase, Gould, Hansen(29), Jones, Kellogg, Pischner, Smith, Stevenson, Taylor, Trail(Miller), Mr. Speaker. Total – 14.

Total – 70.

NAYS – None.

Absent and excused – Alltus, Callister, Campbell, Chase, Gould, Hansen(29), Jones, Kellogg, Pischner, Smith, Stevenson, Taylor, Trail (Miller), Mr. Speaker. Total – 14.

Total – 70.

Whereupon the Acting Speaker declared H 573 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 579 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, “Shall H 579 pass?”

Roll call resulted as follows:


Absent and excused – Alltus, Callister, Campbell, Chase, Clark, Gould, Hansen(29), Jones, Kellogg, Mortensen, Smith, Stevenson, Taylor, Trail (Miller), Mr. Speaker. Total – 15.

Total – 70.

Whereupon the Acting Speaker declared H 478, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, February 28, 2000. There being no objection, it was so ordered.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 10:45 a.m., Monday, February 28, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Acting Speaker declared the House adjourned at 2:20 p.m.

LAWERENCE DENNEY, Acting Speaker

ATTEST:
PAMM JUKER, Chief Clerk

FIFTIETH LEGISLATIVE DAY
MONDAY, FEBRUARY 28, 2000

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed 67 members present.


Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 28, 2000

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.

GOULD, Chairman

Consideration of Messages from the Governor and the Senate

February 24, 2000

Mr. Speaker:
I transmit herewith enrolled S 1352 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1352 and, when so signed, ordered it returned to the Senate.

February 25, 2000

Mr. Speaker:
I transmit herewith S 1475, S 1402, S 1409, S 1435, S 1309, as amended, S 1356, S 1357, S 1358, and S 1359 which have passed the Senate.

WOOD, Secretary

S 1475, S 1402, S 1409, S 1435, S 1309, as amended, S 1356, S 1357, S 1358, and S 1359 were filed for first reading.

February 25, 2000

Mr. Speaker:
I return herewith HCR 40 which has passed the Senate.

WOOD, Secretary

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

Report of Standing Committees

February 28, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 692, H 693, H 694, H 695, and H 696.

GOULD, Chairman

H 692 was referred to the Commerce and Human Resources Committee.

H 693, H 694, and H 695 were referred to the State Affairs Committee.

H 696 was referred to the Agricultural Affairs Committee.

February 28, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 401, H 402, H 499, H 447, H 448, H 467, H 446, H 474, H 449, H 480, H 416, H 532, H 533, H 498, and H 457.

GOULD, Chairman

The Speaker announced he was about to sign enrolled H 401, H 402, H 499, H 447, H 448, H 467, H 446, H 474, H 449, H 480, H 416, H 532, H 533, H 498, and H 457, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 25, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 566 and H 477 and recommend that they do pass.

DEAL, Chairman

H 566 and H 477 were filed for second reading.

February 28, 2000

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 609 and H 528 and recommend that they do pass.

CROW, Chairman

H 609 and H 528 were filed for second reading.

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

Motions, Memorials, and Resolutions

Mr. Bruneel moved that the following persons be approved as attaches to serve the House of Representatives for and during the Second Regular Session of the Fifty-fifth Idaho Legislature. Secended by M. S. Jaquet.

Pages:

Katherine Baughman Megan Bills
Alex Blayden Anna Gheen
Debra Hansen John Hart
Lauren Hurlburt Starcie Huskinson
Lisa Infanger John Jameson
Shirlee Jones Nichole Lowder
John Morley Samol Phat
April Dawn Phillips Cassandra Rustvold
Stephen Waugh

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

Mr. Denney moved that, pursuant to Rule 5, Mr. Bruneel or his designee, be appointed to preside over the House Thursday, March 2, 2000 and Friday, March 3, 2000. Seconded by Mr. Chase.

Whereupon the Speaker declared the motion carried by voice vote and Mr. Bruneel or his designee will preside over the House Thursday, March 2, 2000 and Friday, March 3, 2000.
Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 697
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO STATE INCOME TAX CREDIT; AMENDING SECTION 63-3029C, IDAHO CODE, TO PROVIDE FOR AN INCOME TAX CREDIT FOR CHARITABLE CONTRIBUTIONS MADE TO SPECIAL OLYMPICS IDAHO.

HOUSE BILL NO. 698
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO HIGHWAY DISTRICTS; AMENDING SECTION 40-601, IDAHO CODE, TO PROVIDE A PROCEDURE FOR IDAHO RESIDENTS OWNING PROPERTY WITHIN A PORTION OF A COUNTY TO PETITION FOR THE CREATION OF A SUBDISTRICT OF THE COUNTY HIGHWAY SYSTEM FOR THE CONSTRUCTION, IMPROVEMENT, MAINTENANCE OR REPAIR OF HIGHWAYS WITHIN THE SUBDISTRICT, TO PROVIDE A MAXIMUM TAX LEVY AND TO PROVIDE FOR THE USE OF THE TAX MONEYS.

HOUSE BILL NO. 699
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO FISH AND GAME; AMENDING SECTION 36-104, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-106, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR MAY DEFINE ACTIVITIES OR FACILITIES THAT PROVIDE A BENEFIT; TO PROVIDE LEGISLATIVE INTENT; AMENDING SECTION 36-111, IDAHO CODE, TO INCREASE THE AMOUNT FROM EACH STEELHEAD TROUT OR ANADROMOUS SALMON PERMIT DEPOSITED INTO THE FISH AND GAME SET-ASIDE ACCOUNT AND TO DELETE REFERENCES TO HOW MONEYS ARE TO BE USED; AMENDING SECTION 36-306, IDAHO CODE, TO PROVIDE PROPER REFERENCE FOR LICENSES AND TO DELETE A REFERENCE TO DEER, ELK AND BEAR "PAK"; AMENDING SECTION 36-401, IDAHO CODE, TO REMOVE A REFERENCE TO RESIDENT MILITARY PERSONNEL; AMENDING SECTION 36-404, IDAHO CODE, TO PROVIDE FOR NONRESIDENT COMBINATION LICENSES; AMENDING SECTION 36-405, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-406, IDAHO CODE, TO PROVIDE FOR FEES; TO ADJUST CERTAIN AMOUNTS DEPOSITED FROM SALES OF LICENSES OF THE EIGHTH CLASS, TO DELETE REFERENCES TO WHAT CERTAIN MONEYS SHALL BE USED FOR AND TO PROVIDE FOR DISABLED PERSON LICENSES AND MILITARY FURLOUGH LICENSES; AMENDING SECTION 36-406A, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-407, IDAHO CODE, TO PROVIDE FOR FEES; TO PROVIDE FOR NONRESIDENT SMALL GAME HUNTING LICENSES AND TO PROVIDE FOR NONRESIDENT COMBINATION LICENSES; AMENDING SECTION 36-409, IDAHO CODE, TO PROVIDE FOR HUNTING OF SANDHILL CRANES, TO PROVIDE FOR FEES, TO PROVIDE THAT THE COMMISSION MAY MAKE RULES TO ALLOW A NONRESIDENT DEER TAG TO BE USED FOR OTHER PURPOSES, TO PROVIDE FOR RESIDENT AND NONRESIDENT HOUND HUNTER PERMITS, TO PROVIDE FOR A BEAR BAITING PERMIT, TO PROVIDE FOR A MIGRATORY BIRD HABITAT INFORMATION PROGRAM PERMIT AND TO PROVIDE FOR A DOG FIELD TRIAL PERMIT; AMENDING SECTION 36-410, IDAHO CODE, TO PROVIDE FOR FEES AND TO MAKE A TECHNICAL CORRECTION; REPEALING SECTION 36-414, IDAHO CODE; AMENDING CHAPTER 4, TITLE 36, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 36-416, IDAHO CODE, TO PROVIDE A SCHEDULE OF LICENSE FEES; AMENDING SECTION 36-501, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-502, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 36-601, IDAHO CODE, TO REQUIRE CERTAIN PERSONS TO OBTAIN A TAXIDERmist AND FUR BUYER'S LICENSE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-602, IDAHO CODE, TO PROVIDE FOR RESIDENT AND NONRESIDENT TAXIDERmist AND FUR BUYER'S LICENSES, TO PROVIDE FEES AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 36-603, IDAHO CODE, TO REQUIRE RECORDKEEPING; AMENDING SECTION 36-701, IDAHO CODE, TO REQUIRE PERMITS FOR IMPORT AND EXPORT OF WILDLIFE AND TO PROVIDE FOR FEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-703, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-706, IDAHO CODE, TO REQUIRE FEES FOR PARK PERMITS AND POND PERMITS, TO PROVIDE FOR PERMITS FOR LIVE FISH TRANSPORTATION AND TO PROVIDE FOR FEES; AMENDING SECTION 36-712, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-713, IDAHO CODE, TO REMOVE LANGUAGE REGARDING FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-802, IDAHO CODE, TO PROVIDE FOR FEES AND TO REDUCE THE SIZE OF CERTAIN NETS FOR WHICH FEES ARE REQUIRED; REPEALING SECTION 36-904, IDAHO CODE; AMENDING SECTION 36-1102, IDAHO CODE, TO PROVIDE FOR ELECTRONICALLY ISSUED UNEXPIRED VALIDATION FOR MIGRATORY BIRD HUNTING, TO PROVIDE FOR FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-1104, IDAHO CODE, TO PROVIDE FOR FEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-1104A, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION 36-1401, IDAHO CODE, TO PROHIBIT HUNTING OF MIGRATORY GAME BIRDS WITHOUT A LICENSE VALIDATED FOR THE FEDERAL MIGRATORY BIRD HABITAT INFORMATION PROGRAM PERMIT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-2205, IDAHO CODE, TO PROVIDE FOR FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-2206, IDAHO CODE, TO PROVIDE FOR FEES; AMENDING SECTION
36-2207, IDAHO CODE, TO PROVIDE FOR FEES; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 700
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE IDAHO PRIVATE ACTIVITY BOND CEILING ALLOCATION ACT; AMENDING SECTION 50-2803, IDAHO CODE; TO REVISE THE ALLOCATION FORMULA; AND AMENDING SECTION 50-2804, IDAHO CODE, TO PROVIDE THE GOVERNOR’S EXECUTIVE ORDER SHALL ESTABLISH PRIORITIES AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 701
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF FINANCE FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 702
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF LABOR FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 703
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE LOTTERY COMMISSION FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND EXPRESSING LEGISLATIVE INTENT TO CLARIFY THE SCOPE OF THE APPROPRIATION.

H 697, H 698, H 699, H 700, H 701, H 702, and H 703 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1475, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1402 and S 1309, as amended, by Commerce and Human Resources Committee, were introduced, read the first time by title, and referred to the Business Committee.

S 1409 and S 1435, by Transportation Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1356, S 1357, S 1358, and S 1359, 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.

Second Reading of Bills and Joint Resolutions

H 581 and H 582, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 572 and H 602, by Environmental Affairs Committee, were read the second time by title and filed for third reading.

H 604, by Health and Welfare Committee, was read the second time by title and filed for third reading.

S 1313, by Health and Welfare Committee, was read the second time by title and filed for third reading.

H 589, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 621, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

H 601, by Local Government Committee, was read the second time by title and filed for third reading.

S 1340, by Local Government and Taxation Committee, was read the second time by title and filed for third reading.

S 1361, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

H 432, H 433, H 555, and H 559, by Agricultural Affairs Committee, were read the second time by title and filed for third reading.

S 1443, by Finance Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Bruneel asked unanimous consent that H 585 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 561 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. Alltus to open debate.

The question being, “Shall H 561 pass?”

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bieter, Bruneel, Callister, Cherrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Judd, Kellogg, Kempton, Kendall, Linford, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridering, Ringo, Sall, Sellman,
Shepherd, Smylie, Stevenson, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 54.

NAYS -- Bell, Boe, Campbell, Chase, Gould, Jaquette, Lake, Marley, Robinson, Smith, Stoicheff. Total -- 11.

Absent and excused -- Black, Jones, Kunz, Reynolds, Schaefer. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 561 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mrs. Kellogg asked unanimous consent that S 1341 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

H 456, 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. Ellsworth to open debate.

The question being, "Shall H 456, as amended, pass?"

Roll call resulted as follows:


NAYS -- Ringo. Total -- 1.

Absent and excused -- Jones, Kunz, Pomeroy, Schaefer. Total -- 4.

Total -- 70.

Whereupon the Speaker declared H 456, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 417, 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. Pischner to open debate.

The question being, "Shall H 417, as amended, pass?"

Roll call resulted as follows:


NAYS -- Robison. Total -- 1.

Absent and excused -- Jones, Kunz, Schaefer. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 417, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 484, 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. Pischner to open debate.

The question being, "Shall H 484, as amended, pass?"

Roll call resulted as follows:


NAYS -- Robison. Total -- 1.

Absent and excused -- Jones, Kunz, Schaefer. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 484, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 515, 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. Henbest to open debate.

The question being, "Shall H 515, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendell, Lake, Linford, Loetscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Reynolds, Ridinger, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 38.

NAYS -- Barranca, Barrett, Bruneel, Cheirrett, Clark, Crow, Denney, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Kellogg, Kempton, Kendell, Lake, Linford,

Absent and excused -- Jones, Kunz, Schaefer. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 515, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that the House recess until 1:10 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1:10 p.m.

RECESS

Afternoon Session

The House reconvened at 1:10 p.m., the Speaker in the Chair.

Roll call showed 65 members present.

Absent and excused -- Gagner, Jones, Kunz, Schaefer, Zimmermann. Total -- 5.

Total -- 70.

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

Third Reading of Bills and Joint Resolutions

H 483, 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. Sellman to open debate.

The question being, "Shall H 483, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Geddes, Gould, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendall, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 54.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 483, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent that H 583 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Ms. Gould asked unanimous consent that Rule 70, with the exception of smoking, be suspended for the balance of the Legislative Day. There being no objection, it was so ordered.

SCR 146 was read the third time at length, and placed before the House for final consideration.

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

The question being, "Shall SCR 146 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Geddes, Gould, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendall, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 60.

NAYS -- None.

Absent and excused -- Barrett, Crow, Field(20), Gagner, Hammond, Jones, Kunz, Reynolds, Schaefer, Zimmermann. Total -- 10.

Total -- 70.

Whereupon the Speaker declared SCR 146 adopted and ordered the resolution returned to the Senate.

H 454 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. Jaquet to open debate.

The question being, "Shall H 454 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendall, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 64.

NAYS -- None.

Absent and excused -- Crow, Gagner, Jones, Kunz, Schaefer, Zimmermann. Total -- 6.

Total -- 70.
Whereupon the Speaker declared **H 454** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 469** 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. Ellsworth to open debate.

The question being, "Shall **H 469** pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Gagner, Jones, Kunz, Schaefer, Zimmermann. Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 469** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 505** 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. Trail and Mr. Smith to open debate.

The question being, "Shall **H 505** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kenton, Kendell, Lake, Linford, Loertscher, Mader, Marley, McGague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomery, Reynolds, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 63.

**NAYS** -- Cheirrett, Hornbeck. Total -- 2.

Absent and excused -- Gagner, Jones, Kunz, Schaefer, Zimmermann. Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 505** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 586** 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. Black to open debate.

The question being, "Shall **H 586** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kenton, Kendell, Lake, Linford, Loertscher, Mader, Marley, McGague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomery, Reynolds, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 64.

**NAYS** -- None.


Total -- 70.

Whereupon the Speaker declared **H 586** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**S 1341** 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. Kellogg to open debate.

The question being, "Shall **S 1341** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kenton, Kendell, Lake, Linford, Loertscher, Mader, Marley, McGague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomery, Reynolds, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 64.

**NAYS** -- None.


Total -- 70.

Whereupon the Speaker declared **H 586** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1341** 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. Kellogg to open debate.

The question being, "Shall **S 1341** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kenton, Kendell, Lake, Linford, Loertscher, Mader, Marley, McGague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomery, Reynolds, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 64.

**NAYS** -- None.


Total -- 70.

Whereupon the Speaker declared **S 1341** passed the House. Title was approved and the bill was ordered returned to the Senate.

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

Mr. Bruneel moved that the House adjourn until 10:45 a.m., Tuesday, February 29, 2000. Seconded by Ms. Juet. Motion carried.

Whereupon the Speaker declared the House adjourned at 1:44 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

FIFTY-FIRST LEGISLATIVE DAY
TUESDAY, FEBRUARY 29, 2000

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

February 29, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, by these Presents that Robert E. Schaefer, State Representative, District 11, House Seat A, State of Idaho, pursuant to the provisions of Section 59-917, Idaho Code, has nominated Leland Tieg, of Nampa, Idaho, to perform the duties of this office temporarily as Acting State Representative.

NOW, THEREFORE, I, ROBERT L. GEDDES, Acting Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-917, Idaho Code, do hereby appoint Leland Tieg, Acting State Representative, District 11, House Seat A, State of Idaho, for a term commencing on Tuesday, February 29, 2000, and continuing until the incumbent shall resume the performance of the duties or a vacancy occurs in such office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this 29th day of February in the year of our Lord two thousand and of the Independence of the United States of America, the two hundred and twenty-fourth year.

/s/ ROBERT L. GEDDES
Acting Governor

/s/ PETE T. CENARRUSA
Secretary of State

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

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

February 28, 2000

Mr. Speaker:

I transmit herewith S 1320, as amended, and S 1319, as amended, which have passed the Senate.

WOOD, Secretary

S 1320, as amended, and S 1319, as amended, were filed for first reading.

February 28, 2000

Mr. Speaker:

I return herewith HCR 37 which has passed the Senate.

WOOD, Secretary

HCR 37 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

February 29, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 697, H 698, H 699, H 700, H 701, H 702, and H 703.

GOULD, Chairman

H 697 was referred to the Revenue and Taxation Committee.

H 698 was referred to the Transportation and Defense Committee.

H 699 was referred to the Resources and Conservation Committee.

H 700 was referred to the State Affairs Committee.
February 29, 2000

Mr. Speaker:

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

GOULD, Chairman

HCR 40 was filed for second reading.

February 29, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 629, H 630, H 632, and H 633 and recommend that they do pass.

DEAL, Chairman

H 629, H 630, H 632, and H 633 were filed for second reading.

February 28, 2000

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 655 and recommend it be referred to the State Affairs Committee.

TILMAN, Chairman

H 655 was referred to the State Affairs Committee.

February 28, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration HCR 46, H 518, S 1342, and S 1287, as amended, and recommend that they do pass.

KEMPTON, Chairman

HCR 46, H 518, S 1342, and S 1287, as amended, were filed for second reading.

February 28, 2000

Mr. Speaker:

We, your COMMITTEE ON APPROPRIATIONS, report that we have had under consideration H 567 and H 569 and recommend that they do pass.

GEDDES, Chairman

H 567 and H 569 were filed for second reading.

February 28, 2000

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration HCR 41 and recommend that it do pass.

REYNOLDS, Chairman

HCR 41 was filed for second reading.

February 28, 2000

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 599 and report it back with amendments attached to be placed on General Orders for consideration.

JONES, Chairman

H 599 was placed on General Orders for consideration.

February 29, 2000

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 538 and report it back with amendments attached to be placed on General Orders for consideration.

STONE, Chairman

H 538 was placed on General Orders for consideration.

February 29, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 427 and H 608 and recommend that they do pass.

CROW, Chairman

H 427 and H 608 were filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

Mr. Deal asked unanimous consent that H 629 be placed on General Orders for consideration. There being no objection, it was so ordered.

HOUSE BILL NO. 704
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO AUTOMOBILE MANUFACTURER’S DUTY TO ACCEPT RETURN OF VEHICLE AND DUTY TO REFUND CUSTOMER; AMENDING CHAPTER 9, TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 48-903A, IDAHO CODE, TO PROVIDE FOR REFUND OF A VEHICLE BY A MANUFACTURER, TO PROVIDE CONDITIONS AND TO PROVIDE THAT SUCH REFUND IS AN EXCLUSIVE REMEDY.

HOUSE BILL NO. 705
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO LEVY AND APPORTIONMENT OF TAXES; AMENDING SECTION 63-809, IDAHO CODE, TO PROVIDE NOTIFICATION TO THE COUNTY COMMISSIONERS AND COUNTY TREASURER OF ANY UNAUTHORIZED LEVY.
H 704 and H 705 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1320, as amended, and S 1319, 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 returned to the Fourth Order of Business.

Consideration of Messages from the Governor and the Senate

February 29, 2000

Mr. Speaker:

I return herewith enrolled H 452 which has been signed by the President.

WOOD, Secretary

Enrolled H 452 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

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

Second Reading of Bills and Joint Resolutions

H 566 and H 477, by State Affairs Committee, were read the second time by title and filed for third reading.

H 609 and H 528, by Revenue and Taxation 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.

Consideration of General Orders

Mr. Bruneel moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney 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 29, 2000

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration HCR 38, H 419, as amended, H 631, H 481, H 455, H 554, H 599, and H 538 and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO HCR 38

AMENDMENT TO THE CONCURRENT RESOLUTION

On page 1 of the resolution, in line 38, following "Education," insert: "the Idaho Association of Community Rehabilitation Programs, ".

HOUSE AMENDMENT TO THE AMENDMENT TO H 419

AMENDMENT TO THE AMENDMENTS TO SECTION 1

On page 1 of the printed amendment, in line 6, delete "spouse" and insert: "wife spouse".

HOUSE AMENDMENT TO H 631

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 21, delete ", " and the remainder of the line, delete all of line 22, and insert: ", ".

HOUSE AMENDMENT TO H 631

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 19, following "shall" insert: "also".

HOUSE AMENDMENT TO H 481

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 23, delete "seventy-five percent (75%)" and insert: "seventy-five fifty percent (75%)".

CORRECTION TO TITLE

On page 1, in line 8, delete "SEVENTY-FIVE" and insert: "FIFTY".

HOUSE AMENDMENT TO H 455

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 9, delete "The" and insert: "The"; in line 10, delete "prosecuting" and insert: "Prosecuting"; in lines 10, 11 and 12, delete "in the following counties are required to devote full time to the discharge of their duties: Bannock, Bonner, Bonneville, Canyon, Elmore, Gem, Kootenai, Latah, Payette and Twin Falls." and insert: ", in the following counties are required to devote full time to the discharge of their duties: Bannock, Bonner, Bonneville, Canyon, Elmore, Gem, Kootenai, Latah, Payette and Twin Falls."; in line 12, delete "With" and insert: "With"; in line 14, delete "the prosecuting attorney" and insert: "the prosecuting attorney"; in lines 15, 16 and 17, delete "and infractions in those counties where the prosecuting attorneys are required to devote full time to the discharge of their duties and infractions" and insert: "in those counties where the prosecuting attorneys are required to devote full time to the discharge of their duties and infractions".

CORRECTION TO TITLE

On page 1, in line 2, following "CODE," insert: "TO DELETE REFERENCE TO FULL-TIME PROSECUTING
ATTORNEYS AND”; in line 3, delete "A FULL-TIME”; and also in line 3, delete "ATTORNEY" and insert: "ATTORNEYS”.

HOUSE AMENDMENT TO H 554

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 14, delete "Within five (5)" and insert: "Within three (3)".

HOUSE AMENDMENT TO H 599

AMENDMENTS TO SECTION 10

On page 16 of the printed bill, in line 22, delete "or" and insert: "and"; following line 26 insert:

"(13) Infliction of pain on any animal in self-defense, or to prevent physical harm to others, or in accordance with local custom and culture in moving, handling, treating, dehorning, castrating or performing other procedures on livestock, shall not be considered cruel or physically abusive unless done in an unnecessary or intentionally malicious manner. This provision does not alter section 253514, Idaho Code.”; in line 27, delete "(11)" and insert: "(11)"); in line 31, delete "(15)" and insert: "(16)"; in line 33, delete "(17)" and insert: "(18)"; in line 42, delete "(19)" and insert: "(20)"; in line 45, delete "(20)" and insert: "(21)"; and in line 50, delete "(21)" and insert: "(22)".

On page 17, in line 1, delete "(22)" and insert: "(23)"; and in line 3, delete "(24)" and insert: "(25)".

HOUSE AMENDMENT TO H 538

AMENDMENT TO SECTION 1

On page 2 of the printed bill, following line 36, insert:

"(6) The provisions of this section shall not apply to applications or requests for annexation made by property owners requesting that the owner’s property be annexed. The provisions of this section shall apply only to annexations initiated by cities.”.

DENNEY, Chairman

Mr. Denney moved that the report be adopted. Seconded by Mr. Bruneel.

Whereupon the Speaker declared the report adopted.

HCR 38, as amended, H 419, as amended, as amended, H 631, as amended, H 481, as amended, H 455, as amended, H 554, as amended, H 599, as amended, and H 538, 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.

Third Reading of Bills and Joint Resolutions

H 585 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. Kunz to open debate.

The question being, "Shall H 585 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Chase, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempston, Kunz, Linford, Mader, Marley, Meyer, Montgomery, Motterson, Moyer, Pearson, Pischner, Reynolds, Ringo, Robison, Schaefer(Tiegs), Shepherd, Smith, Smylie, Stone, Taylor, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 51.


Absent and excused -- Sellman. Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 585 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 583 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. Gagner to open debate.

The question being, "Shall H 583 pass?"

Roll call resulted as follows:


NAYS -- None. Total -- 0.

Absent and excused -- Deal, Sellman, Smylie. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 583 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
H 581 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. Kempton to open debate.

Mr. Kempton asked unanimous consent that H 581 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 582 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. Kunz to open debate.

The question being, "Shall H 582 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Hadley, Hammond, Hansen(29), Henbest, Jaquet, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Traill, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- Barrett, Bell, Bruneel, Callister, Clark, Cuddy, Denney, Hansen(23), Hornbeck, Judd, Lake, Mader, McKague, Pearce, Pischner, Wood, Zimmermann. Total -- 17.

Absent and excused -- Crow, Geddes, Gould, Jones, Linford, Montgomery, Moyle, Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 582 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 602 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. Robison to open debate.

The question being, "Shall H 602 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Alltus, Crow, Geddes, Gould, Linford, Montgomery, Moyle, Pischner, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 602 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
H 604 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. Denney to open debate.

The question being, "Shall H 604 pass?"

Roll call resulted as follows:


NAYS -- Jaquet, Stoicheff. Total -- 2.

Absent and excused -- Alltus, Geddes, Gould, Linford, Montgomery, Pischner, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 604 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

S 1313 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. Boe to open debate.

The question being, "Shall S 1313 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracoilagh, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, J. Judd, Kelllog, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McCartney, Meyer, Mortensen, Moss, Moyle, Pearson, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 64.

NAYS -- None.

Absent and excused -- Geddes, Gould, Linford, Montgomery, Smith, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1313 passed the House. Title was approved and the bill was ordered returned to the Senate.

H 589 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. Hansen(23) to open debate.

The question being, "Shall H 589 pass?"

Roll call resulted as follows:


NAYS -- Barrett, Gagner, McCartney, Moyle, Stoicheff. Total -- 5.

Absent and excused -- Geddes, Gould, Linford, Montgomery, Smith, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 589 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Alltus asked unanimous consent that Rule 70, with the exception of smoking, be suspended for the balance of the Legislative Day. There being no objection, it was so ordered.

H 621 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. Moss to open debate.

The question being, "Shall H 621 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracoilagh, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, J. Judd, Kelllog, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McCartney, Meyer, Mortensen, Moss, Moyle, Pearson, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 64.

NAYS -- None.

Absent and excused -- Geddes, Gould, Linford, Montgomery, Smith, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 621 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 601 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. Jaquet to open debate.

The question being, "Shall H 601 pass?"

Roll call resulted as follows:
AYES -- Alltus, Bieter, Black, Boe, Bruneel, Callister, Chase, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Loertscher, Mader, Marley, Meyer, Mortensen, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefler(Tiegs), Sellman, Shepherd, Smylie, Stoicheff, Stone, Tilman, Trail. Total -- 43.
Absent and excused -- Gould, Montgomery, Smith, Wood, Mr. Speaker. Total -- 5.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 601 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

S 1340 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. Callister to open debate.

The question being, "Shall S 1340 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann. Total -- 66.
NAYS -- Campell. Total -- 1.
Absent and excused -- Gould, Montgomery, Wood, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1340 passed the House. Title was approved and the bill was ordered returned to the Senate.

H 432 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Chase to open debate.

The question being, "Shall H 432 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann. Total -- 61.
Absent and excused -- Ellsworth, Gould, Montgomery, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 432 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

At this time, the Speaker Pro Tem recognized Mrs. Field(20) to open debate.

The question being, "Shall S 1361 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann. Total -- 61.
NAYS -- Alltus, Barrett, Sali, Smylie, Field(20). Total -- 5.
Absent and excused -- Ellsworth, Gould, Montgomery, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1361 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
The question being, "Shall H 433 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunel, Callister, Campbell, Chase, Chërrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, M oyie, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann. Total -- 65.

NAYS -- None.

Absent and excused -- Ellsworth, Gould, Montgomery, Wood, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 433 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 555 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. Judd to open debate.

The question being, "Shall H 555 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Gould, McKague, Montgomery, Wood, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 555 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Adjournment

Mr. Denney moved that the House adjourn until 10:45 a.m., Wednesday, March 1, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:12 p.m.

BRUCE NEWCOMB, Speaker

FIFTY-SECOND LEGISLATIVE DAY
WEDNESDAY, MARCH 1, 2000

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused -- Montgomery, Taylor. Total -- 2.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

 Approval of Journal

March 1, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

February 29, 2000

Mr. Speaker:

I transmit herewith enrolled S 1336 and S 1401 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1336 and S 1401 and, when so signed, ordered them returned to the Senate.
Mr. Speaker:
I return herewith enrolled H 401, H 402, H 499, H 447, H 448, H 467, H 446, H 474, H 449, H 480, H 416, H 532, H 533, H 498, and H 457 which have been signed by the President.

WOOD, Secretary

Enrolled H 401, H 402, H 499, H 447, H 448, H 467, H 446, H 474, H 449, H 480, H 416, H 532, H 533, H 498, and H 457 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 29, 2000

Mr. Speaker:
I transmit herewith S 1450 and S 1345, as amended, which have passed the Senate.

WOOD, Secretary

S 1450 and S 1345, as amended, were filed for first reading.

Report of Standing Committees

March 1, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 704 and H 705 and House amendments to HCR 38, H 419, as amended, H 631, H 481, H 455, H 554, H 599, and H 538.

GOULD, Chairman

H 704 was referred to the Transportation and Defense Committee.

H 705 was referred to the Revenue and Taxation Committee.

March 1, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 37.

GOULD, Chairman

The Speaker announced he was about to sign enrolled HCR 37 and, when so signed, ordered it transmitted to the Senate for the signature of the President.

March 1, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed HCR 38, as amended, H 419, as amended, as amended, H 631, as amended, H 481, as amended, H 455, as amended, H 554, as amended, H 599, as amended, and H 538, as amended.

GOULD, Chairman

HCR 38, as amended, H 419, as amended, as amended, H 631, as amended, H 481, as amended, H 455, as amended, H 554, as amended, H 599, as amended, and H 538, as amended, were filed for first reading of engrossed bills.

H 625 was placed on General Orders for consideration.
February 29, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 470, H 622, H 623, and H 624 and recommend that they do pass.

FIELD(13), Vice Chairman

H 470, H 622, H 623, and H 624 were filed for second reading.

February 29, 2000

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration HJM 6 and HJM 7 and recommend that they do pass.

LINFORD, Chairman

HJM 6 and HJM 7 were filed for second reading.

February 29, 2000

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 479 and report it back with amendments attached to be placed on General Orders for consideration.

LINFORD, Chairman

H 479 was placed on General Orders for consideration.

March 1, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 668 and H 669 and recommend that they do pass.

CROW, Chairman

H 668 and H 669 were filed for second reading.

March 1, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 673, H 674, SCR 153, and SCR 154 and recommend that they do pass.

DEAL, Chairman

H 673, H 674, SCR 153, and SCR 154 were filed for second reading.

March 1, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 565 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 565 was placed on General Orders for consideration.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 706
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE POWERS AND DUTIES OF HIGHWAY DISTRICT COMMISSIONERS; AMENDING SECTION 40-1310, IDAHO CODE, TO EXTEND THE DATE FROM JULY 1, 2000, TO JULY 1, 2005, BY WHICH HIGHWAY DISTRICT BOARDS OF COMMISSIONERS SHALL HAVE PUBLISHED IN MAP FORM AND MADE READILY AVAILABLE THE LOCATION OF ALL PUBLIC RIGHTS-OF-WAY UNDER THEIR JURISDICTIONS.

HOUSE BILL NO. 707
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAX POLICIES; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022O, IDAHO CODE, TO PROVIDE AN INCOME TAX DEDUCTION FOR A TAXPAYER WHO IS A SELF-EMPLOYED INDIVIDUAL TREATED AS AN EMPLOYEE PURSUANT TO SECTION 401(c)(1) OF THE INTERNAL REVENUE CODE, AN AMOUNT EQUAL TO THE AMOUNT PAID BY THE TAXPAYER DURING THE TAXABLE YEAR FOR INSURANCE WHICH CONSTITUTES MEDICAL CARE FOR THE TAXPAYER AND THE SPOUSE AND DEPENDENTS OF THE TAXPAYER WHICH IS NOT OTHERWISE DEDUCTIBLE BY THE TAXPAYER FOR FEDERAL INCOME TAX PURPOSES BECAUSE THE APPLICABLE PERCENTAGE FOR THAT TAXABLE YEAR AS SPECIFIED PURSUANT TO SECTION 162(1) OF THE INTERNAL REVENUE CODE IS LESS THAN ONE HUNDRED PERCENT; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022P, IDAHO CODE, TO PROVIDE AN INCOME TAX CREDIT FOR TAX YEAR 2000 AND BEYOND OF THREE PERCENT OF THE TAXPAYER’S STATE INCOME TAX LIABILITY; REPEALING SECTION 63-3022N, IDAHO CODE; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022N, IDAHO CODE, TO PROVIDE FOR THE ELIMINATION FROM THE CALCULATION OF IDAHO TAXABLE INCOME ANY MARRIAGE PENALTY THAT MAY EXIST IN THE BASIC STANDARD DEDUCTION PROVIDED IN THE INTERNAL REVENUE CODE, TO PROVIDE FOR ADJUSTMENTS, TO PROVIDE A DEFINITION OF “THE MARRIAGE PENALTY” AND TO PROVIDE PROCEDURES; AMENDING SECTION 63-3029B, IDAHO CODE, TO INCREASE THE MAXIMUM AMOUNT OF THE ALLOWABLE TAX CREDIT OF THE INVESTMENT TAX CREDIT AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.
HOUSE BILL NO. 708
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO LIMITATION OF BALLOT ACCESS FOR MULTITERM INCUMBENTS; AMENDING SECTION 34-907, IDAHO CODE, TO PROVIDE THE LIMITATION FOR BALLOT ACCESS FOR COUNTY COMMISSIONERS SHALL BE IN FULL FORCE AND EFFECT ON AND AFTER MARCH 24, 2002, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

H 706, H 707, and H 708 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1450, by State Affairs Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1345, as amended, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Business Committee.

First Reading of Engrossed Bills

HCR 38, as amended, and H 631, as amended, by State Affairs Committee, were introduced, read the first time by title and filed for second reading.

H 419, as amended, as amended, by Mr. Speaker, requested by Department of Health and Welfare, was introduced, read the first time by title and filed for second reading.

H 481, as amended, by Business Committee, was introduced, read the first time by title and filed for second reading.

H 455, as amended, and H 554, as amended, by Judiciary, Rules, and Administration Committee, were introduced, read the first time by title and filed for second reading.

H 599, as amended, by Agricultural Affairs Committee, was introduced, read the first time by title and filed for second reading.

H 538, as amended, by Local Government Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

H 630, H 632, H 633, and HCR 46, by State Affairs Committee, were read the second time by title and filed for third reading.

H 701, H 702, H 703, H 567, and H 569, by Appropriations Committee, were read the second time by title and filed for third reading.

H 518, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

S 1342 and S 1287, as amended, by Transportation Committee, were read the second time by title and filed for third reading.

HCR 41, by Health and Welfare Committee, was read the second time by title and filed for third reading.

H 427 and H 608, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 581, having previously been read the third time at length, was placed before the House for final consideration.

The question being, "Shall H 581 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, McKague, Meyer, Mertensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

NAYS -- Bieter, Kellogg, Marley. Total -- 3.


Total -- 70.

Whereupon the Speaker declared H 581 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 559 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. Stevenson to open debate.

The question being, "Shall H 559 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mertensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs),
Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 559 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

S 1443 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. Pischner to open debate.

The question being, "Shall S 1443 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chirrrett, Clark, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moly, Pearce, Pischner, Pomeroay, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Chase, Crow, Ellsworth, Montgomery, Taylor. Total -- 5.

Total -- 70.

Whereupon the Speaker declared S 1443 passed the House. Title was approved and the bill was ordered returned to the Senate.

H 566 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. Meyer to open debate.

The question being, "Shall H 566 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chirrrett, Clark, Cuddy, Deal, Denney, Field(13), Field(20), Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moly, Pearce, Pischner, Pomeroay, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 48.


Absent and excused -- Gagner, Montgomery, Taylor. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 566 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 10:45 a.m., Thursday, March 2, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:34 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

FIFTY-THIRD LEGISLATIVE DAY
THURSDAY, MARCH 2, 2000

House of Representatives

The House convened at 10:45 a.m., Mr. Bruneel in the Chair.

Roll call showed 67 members present.

Absent and excused -- Gould, Montgomery, Mr. Speaker. Total -- 3.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

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.

FIELD(13), Vice Chairman
Mrs. Field moved that the report be adopted. Seconded by Mrs. Judd. Report adopted.

Consideration of Messages from the Governor and the Senate

March 1, 2000

Mr. Speaker:
I return herewith enrolled HCR 40 which has been signed by the President.

WOOD, Secretary

Enrolled HCR 40 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Report of Standing Committees

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 706, H 707, and H 708.

FIELD(13), Vice Chairman

H 706 was referred to the Local Government Committee.

H 707 was referred to the Revenue and Taxation Committee.

H 708 was referred to the State Affairs Committee.

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have under consideration HJR 5 and recommend it be referred to the State Affairs Committee.

GOULD, Chairman

HJR 5 was referred to the State Affairs Committee.

March 1, 2000

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 617, H 618, H 619, and H 620 and recommend that they do pass.

TAYLOR, Chairman

H 617, H 618, H 619, and H 620 were filed for second reading.

March 1, 2000

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 587, H 611, H 612, and H 613 and recommend that they do pass.

TAYLOR, Chairman

H 587, H 611, H 612, and H 613 were filed for second reading.

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 637, H 657, and H 591 and recommend that they do pass.

MORTENSEN, Vice Chairman

H 637, H 657, and H 591 were filed for second reading.
Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 549 and H 692 and report them back with amendments attached to be placed on General Orders for consideration.

MORTENSEN, Vice Chairman

H 549 and H 692 were placed on General Orders for consideration.

MARCH 2, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 651 and H 627 and recommend that they do pass.

CROW, Chairman

H 651 and H 627 were filed for second reading.

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

INTRODUCTION, FIRST READING, AND REFERENCE OF BILLS AND JOINT RESOLUTIONS

HOUSE BILL NO. 709
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS FOR THE IDAHO STATE HISTORICAL SOCIETY FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING ANY UNEXPENDED AND UNENCUMBERED GENERAL FUND BALANCES; SETTING FORTH CONDITIONS FOR THE REAPPROPRIATION; APPROPRIATING MONEYS FOR THE IDAHO STATE HISTORICAL SOCIETY FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 710
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS FOR THE STATE LIBRARY BOARD FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES; AND SETTING FORTH CONDITIONS FOR THE REAPPROPRIATION.

HOUSE BILL NO. 711
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE BOARD OF LAND COMMISSIONERS FOR THE ENDOWMENT FUND INVESTMENT BOARD FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING A CONTINUOUS APPROPRIATION FOR CERTAIN COSTS.

HOUSE BILL NO. 712
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE LEGISLATIVE COUNCIL FOR FISCAL YEAR 2001; REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES FOR REDISTRICTING; AND EXTENDING THE REAPPROPRIATION FOR REAPPORTIONMENT MADE IN SECTION 3, CHAPTER 228, LAWS OF 1998.

H 709, H 710, H 711, and H 712 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.

SECOND READING OF BILLS AND JOINT RESOLUTIONS

HCR 44, H 673, H 674, HCR 38, as amended, and H 631, as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

H 520, H 523, and H 636, by Education Committee, were read the second time by title and filed for third reading.

H 470, H 622, H 623, H 624, and H 455, as amended, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

HJM 6 and HJM 7, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

H 668 and H 669, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

SCR 153 and SCR 154, by State Affairs Committee, were read the second time by title and filed for third reading.

H 419, as amended, as amended, by Mr. Speaker requested by Department of Health and Welfare, was read the second time by title and filed for third reading.

H 481, as amended, by Business Committee, was read the second time by title and filed for third reading.

H 554, as amended, and H 599, as amended, by Agricultural Affairs Committee, were read the second time by title and filed for third reading.

H 538, as amended, by Local Government Committee, was read the second time by title and filed for third reading.

THIRD READING OF BILLS AND JOINT RESOLUTIONS

H 477 was read the third time at length, section by section, and placed before the House for final consideration.
At this time, the Acting Speaker recognized Mr. Callister to open debate.

The question being, "Shall H 477 pass?"

Roll call resulted as follows:
AYES -- Alltus, Bell, Bieter, Black, Bruneel, Callister, Campbell, Cheirrett, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hansen(23), Hansen(29), Hornbeck, Loertscher, Mader, Moyer, Moss, Moyle, Pischner, Ridering, Ringo, Robison, Sali, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann. Total -- 38.


Absent and excused -- Gould, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Acting Speaker declared H 477 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 609 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 609 pass?"

Roll call resulted as follows:
AYES -- Barrett, Bruneel, Chase, Clark, Cuddy, Gagner, Hadley, Hammond, Henbest, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Marley, Mckague, Mortensen, Pearce, Pomeroy, Reynolds, Schaefer(Tiegs), Sellman, Smith, Tilman. Total -- 37.


Absent and excused -- Gould, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Acting Speaker declared H 609 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that the House recess until 1:10 p.m. Seconded by M.s. Jaquet. Motion carried.

Mr. Denney moved that the House recess until 1:10 p.m. Seconded by M.s. Jaquet. Motion carried.

Whereupon the Acting Speaker declared the House at recess until 1:10 p.m.

RECESS

Afternoon Session

The House reconvened at 1:10 p.m., Mr. Mader in the Chair.

Roll call showed 68 members present.

Absent and excused -- Gould, Mr. Speaker. Total -- 2.

Total -- 70.

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

Third Reading of Bills and Joint Resolutions

H 528 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. Bruneel to open debate.

The question being, "Shall H 528 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barrett, Bruneel, Callister, Campbell, Clark, Denney, Field(20), Hansen(23), Hansen(29), Hornbeck, Kempton, Kendell, Lake, Linford, Loertscher, Mader, McKague, Moyer, Mortensen, Moss, Moyle, Pearce, Reynolds, Sali, Schaefer(Tiegs), Sellman, Smith, Tilman. Total -- 37.

NAYS -- Barraclough, Bieter, Black, Boe, Callister, Campbell, Cheirrett, Crow, Deal, Ellsworth, Field(13), Gagner, Geddes, Henbest, Jaquet, Jones, Judd, Kellogg, Kunz, Marley, Pischner, Pomeroy, Ridering, Ringo, Robison, Smylie, Stoicheff, Tilman. Total -- 29.

Absent and excused -- Gould, Mr. Speaker. Total -- 3.

Total -- 70.

Paired Vote:
AYE -- Wood. NAY -- Judd.

(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker Pro Tem declared H 528 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 630 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. Stoicheff to open debate.

The question being, "Shall H 630 pass?"

Roll call resulted as follows:

NAYS -- Barraclough, Bieter, Black, Boe, Callister, Campbell, Cheirrett, Crow, Deal, Ellsworth, Field(13), Gagner, Geddes, Henbest, Jaquet, Jones, Judd, Kellogg, Kunz, Marley, Pischner, Pomeroy, Ridering, Ringo, Robison, Smylie, Stoicheff, Tilman. Total -- 33.

Absent and excused -- Gould, Mr. Speaker. Total -- 3.

Total -- 70.

Paired Vote:
AYE -- Wood. NAY -- Judd.

(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker Pro Tem declared H 528 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 630 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. Stoicheff to open debate.

The question being, "Shall H 630 pass?"

NAYS -- Pomeroy. Total -- 1.

Absent and excused -- Cuddy, Gould, Hadley, Hammond, Judd, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 630 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 632 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. Stone to open debate.

The question being, "Shall H 632 pass?"

Roll call resulted as follows: AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brueneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 60.


Absent and excused -- Cuddy, Gould, Hadley, Jones, Judd, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 632 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 633 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. Robison to open debate.

The question being, "Shall H 633 pass?"

Roll call resulted as follows: AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brueneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 63.

NAYS -- None.

Absent and excused -- Gagner, Gould, Hadley, Jones, Judd, Smith, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 633 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 701 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. Robison to open debate.

The question being, "Shall H 701 pass?"

Roll call resulted as follows: AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brueneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 64.

NAYS -- None.

Absent and excused -- Gould, Hadley, Jones, Judd, Smith, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 701 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 702 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. Bell to open debate.

The question being, "Shall H 702 pass?"

Roll call resulted as follows: AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brueneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 63.

NAYS -- None.

Absent and excused -- Gagner, Gould, Hadley, Jones, Judd, Smith, Mr. Speaker. Total -- 7.

Total -- 70.

NAYS -- None.

Absent and excused -- Gould, Hadley, Judd, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 702 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 703 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. Clark to open debate.

The question being, "Shall H 703 pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Marley, Meyer, Montgomery, Moss, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Zimmermann. Total -- 56.

NAYS -- Alltus, Bruneel, Gagner, Kendell, Mader, McKague, Mourtensen, Myole, Sali, Tilman, Wood. Total -- 11.

Absent and excused -- Gould, Judd, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 703 passed the House. Title was approved and the resolution was ordered transmitted to the Senate.

HCR 46 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. McKague and Mr. Zimmermann to open debate.

The question being, "Shall HCR 46 be adopted?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Gould, Hansen(29), Judd, Kellogg, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared HCR 46 passed the House. Title was approved and the resolution was ordered transmitted to the Senate.

H 518 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. Henbest to open debate.

The question being, "Shall H 518 pass?"

Roll call resulted as follows:


Absent and excused -- Gould, Judd, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 518 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

S 1342 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. Hansen(23) and Mr. Kunz to open debate.

The question being, "Shall S 1342 pass?"

Roll call resulted as follows:

House of Representatives

The House convened at 10:45 a.m., Mr. Bruneel in the Chair.

Roll call showed 66 members present.
Absent and excused -- Gould, Hansen(29), Smylie, Mr. Speaker. Total -- 4.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

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.

FIELD(13), Vice Chairman

Mrs. Field(13) moved that the report be adopted. Seconded by Mrs. Judd. Report adopted.

March 3, 2000

Consideration of Messages from the Governor and the Senate

Mr. Speaker:

I transmit herewith enrolled S 1341 and SCR 146 for the signature of the Speaker.

WOOD, Secretary

The Acting Speaker announced that enrolled S 1341 and SCR 146 would be signed by the Speaker, and, when so signed, ordered them returned to the Senate.

March 2, 2000

Mr. Speaker:

I transmit herewith enrolled S 1313, S 1340, and S 1361 for the signature of the Speaker.

WOOD, Secretary

The Acting Speaker announced that enrolled S 1313, S 1340, and S 1361 would be signed by the Speaker and, when so signed, ordered them returned to the Senate.

March 2, 2000

Mr. Speaker:

I return herewith enrolled HCR 37 which has been signed by the President.

WOOD, Secretary

Enrolled HCR 37 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 2, 2000

Mr. Speaker:

I transmit herewith SCR 155, SCR 156, SCR 148, S 1334, S 1427, S 1398, as amended, S 1477, S 1389, S 1404, S 1459, S 1463, S 1461, S 1503, and S 1523 which have passed the Senate.

WOOD, Secretary

SCR 155, SCR 156, SCR 148, S 1334, S 1427, S 1398, as amended, S 1477, S 1389, S 1404, S 1459, S 1463, S 1461, S 1503, and S 1523 were filed for first reading.

Report of Standing Committees

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 709, H 710, H 711, and H 712.

FIELD(13), Vice Chairman

H 709, H 710, H 711, and H 712 were filed for second reading.
Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 40 to the Secretary of State at 11:05 a.m., as of this date, March 2, 2000.

FIELD(13), Vice Chairman

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 634, H 522, and H 677 and recommend that they do pass.

TILMAN, Chairman

H 634, H 522, and H 677 were filed for second reading.

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 694 and recommend that it do pass.

DEAL, Chairman

H 694 was filed for second reading.

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON ENVIRONMENTAL AFFAIRS, report that we have had under consideration S 1387 and recommend that it do pass.

BARRACLOUGH, Chairman

S 1387 was filed for second reading.

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 639, H 640, and S 1381 and recommend that they do pass.

STONE, Chairman

H 639, H 640, and S 1381 were filed for second reading.

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 563 and report it back with amendments attached to be placed on General Orders for consideration.

STONE, Chairman

H 563 was placed on General Orders for consideration.

March 3, 2000

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 575, H 603, and HCR 43 and recommend that they do pass.

REYNOLDS, Chairman

H 575, H 603, and HCR 43 were filed for second reading.

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 382 and H 653 and recommend that they do pass.

JONES, Chairman

H 382 and H 653 were filed for second reading.

March 2, 2000

Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 647 and H 648 and report them back with amendments attached to be placed on General Orders for consideration.

JONES, Chairman

H 647 and H 648 were placed on General Orders for consideration.

March 3, 2000

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 681, H 643, and S 1332, as amended, and recommend that they do pass.

KEMPTON, Chairman

H 681, H 643, and S 1332, as amended, were filed for second reading.

March 3, 2000

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 646 and report it back with amendments attached to be placed on General Orders for consideration.

KEMPTON, Chairman

H 646 was placed on General Orders for consideration.

March 3, 2000

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 691 and H 606 and recommend that they do pass.

CROW, Chairman

H 691 and H 606 were filed for second reading.

March 3, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration HJR 5 and recommend that it do pass.

DEAL, Chairman

HJR 5 was filed for second reading.
Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 8
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 Second Regular Session of the Fifty-fifth Idaho Legislature, do hereby respectfully represent that:

WHEREAS, on January 19 and 20, 2000, an agricultural summit was held in Boise, Idaho, involving representatives from the governments of the United States and Canada, the provinces of Alberta, Manitoba and Saskatchewan, and the states of Idaho, Oregon, Washington and Montana, and representatives from the beef and potato industries of those provinces and states;

WHEREAS, through discussions, the exchange of information and briefings from government, industry and university personnel, a dialogue was initiated and consensus reached in certain areas of mutual concern;

WHEREAS, both the Alberta and Idaho conference attendees agreed that they would communicate points of agreement to their national governments through a formal communication, which this memorial embodies and constitutes.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concuring therein, that we support the agreements made at the Idaho-Canada Summit, and urge the United States Congress and the United States trade representative to support the agreements and to make technical corrections.

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

SCR 156, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

SCR 155 and SCR 148, by Education Committee, were introduced, read the first time by title, and referred to the Education Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 713
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE PUBLIC WORKS CONTRACTORS LICENSE BOARD; AMENDING SECTION 54-1905, IDAHO CODE, TO REPOSITION THE BOARD WITHIN THE DEPARTMENT OF SELF-GOVERNING AGENCIES; AMENDING SECTION 67-2601, IDAHO CODE, TO REPOSITION THE BOARD WITHIN THE DEPARTMENT OF SELF-GOVERNING AGENCIES AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 714
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE MANUFACTURED HOME ADVISORY BOARD; AMENDING SECTION 44-2102, IDAHO CODE, TO REMOVE AUTHORITY OF THE ADMINISTRATOR OF THE DIVISION OF BUILDING SAFETY TO PROMULGATE RULES WHICH PROVIDE FOR THE LICENSING AND BONDING OF MANUFACTURED HOME DEALERS AND BROKERS, MANUFACTURERS AND SERVICE FIRMS, AND THE LICENSING OF MANUFACTURED HOME SALESMEN; AND AMENDING SECTION 44-2104, IDAHO CODE, TO PROVIDE AUTHORITY TO THE MANUFACTURED HOME ADVISORY BOARD TO PROMULGATE RULES TO IMPLEMENT PROVISIONS OF LAW RELATING TO LICENSING OF MANUFACTURED HOME DEALERS, BROKERS, SALESMEN, MANUFACTURERS AND SERVICE FIRMS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 715
BY WAYS AND MEANS COMMITTEE
AN ACT
RELATING TO OPERATING FEES FOR COMMERCIAL, NONCOMMERCIAL AND FARM VEHICLES; AMENDING SECTION 49-434, IDAHO CODE, TO INCREASE USE FEES FOR COMMERCIAL AND FARM VEHICLES, TO DELETE A SEPARATE USE FEE
SCHEDULE FOR FARM VEHICLES AND CERTAIN COMMERCIAL VEHICLES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-436, IDAHO CODE, TO PROVIDE CORRECT REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-1004, IDAHO CODE, TO PROVIDE CORRECT REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

H 713, H 714, and H 715 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1334 and S 1389, by Commerce and Human Resources Committee, were introduced, read the first time by title, and referred to the Business Committee.

S 1427, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1398, as amended, by Agricultural Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

S 1477, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1404, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

S 1459, S 1463, S 1461, and S 1503, by Transportation Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1523, 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 advanced to the Tenth Order of Business.

SECOND READING OF BILLS AND JOINT RESOLUTIONS

H 617, H 618, H 619, H 620, H 587, H 611, H 612, and H 613, by Business Committee, were read the second time by title and filed for third reading.

H 617, H 618, H 619, H 620, H 587, H 611, H 612, and H 613, by Business Committee, were read the second time by title and filed for third reading.

H 627, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 591, by Commerce and Human Resources 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.

CONSIDERATION OF GENERAL ORDERS

Mr. Mader moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney in the Chair.

When the Committee of the Whole House rose, the Acting Speaker returned to the Chair and the House was in order.

REPORT OF THE COMMITTEE OF THE WHOLE HOUSE

March 3, 2000

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration H 629, H 650, H 625, H 479, H 565, H 521, H 549, H 692, H 563, H 647, and H 648 and report them back without recommendation, amended as follows:

HOUSE AMENDMENTS TO H 629

AMENDMENTS TO SECTION 2

On page 2 of the printed bill, in line 2, delete "second" and insert: "first" and also in line 2, delete "fifth" and insert: "sixth"; in line 36, delete "." and insert: ", and denial of TAFI services or benefits;"; and following line 36, insert:

"(i) Provide a definition for reasonable suspicion and high risk;
(j) Delineate the substances which will be screened;
(k) Establish outcome measures which can substantiate program effectiveness."

AMENDMENTS TO SECTION 4

On page 3, in line 1, following "evaluation" delete "or" and insert: "and provide for the", and also in line 1, following "treatment" insert: ":of"; in line 2, delete ".at high risk of" and insert: "engaged in"; and also in line 2, following "abuse." insert: "Treatment shall be community-based and gender-specific. The department shall provide for the transportation and child care needs of the applicant if necessary."

HOUSE AMENDMENTS TO H 650

AMENDMENTS TO SECTION 7

On page 6 of the printed bill, in line 13, delete "(.001%)" and insert: "(.001%)"; and delete lines 39 through 41, and insert: "maintain records with the organization, including the date of each transaction and the name and address of each payee for all prize payments in excess of one hundred dollars ($100)."
AMENDMENT TO SECTION 8
On page 7, delete lines 16 and 17 and insert:
“(2) Raffles shall be limited to twelve (12) per charitable organization per year, provided that this limitation shall not apply to public or private elementary or secondary schools located in this state.”.

CORRECTIONS TO TITLE
On page 1, delete line 13 and insert: “CODE, TO MAKE AN ARITHMETIC CORRECTION”; delete lines 17 and 18, and insert: “PROVIDE THAT A PUBLIC OR PRIVATE ELEMENTARY OR SECONDARY SCHOOL LOCATED IN THIS STATE MAY HAVE UNLIMITED RAFFLES IN A YEAR, TO REVISE THE MAXIMUM AGGREGATE VALUE OF A CASH PRIZE FOR”.

HOUSE AMENDMENT TO H 625
AMENDMENT TO SECTION 1
On page 1 of the printed bill, delete lines 29 and 30.

HOUSE AMENDMENT TO H 479
AMENDMENTS TO THE BILL
On page 5 of the printed bill, following line 22, delete the remainder of the page; delete all of pages 6 and 7; and on page 8, delete lines 1 through 28; and in line 29, delete “5” and insert: “3”.

CORRECTION TO TITLE
On page 1, in line 7, following “CORRECTION;” delete the remainder of the line, delete all of lines 8 through 10; and in line 11, delete “FILED FROM ONE THOUSAND DOLLARS TO FIVE HUNDRED DOLLARS;”.

HOUSE AMENDMENTS TO H 565
AMENDMENTS TO SECTION 1
On page 2 of the printed bill, in line 7, delete “Unless prohibited” and insert: “If permitted by county ordinance”; in line 9, following “county,” insert: “Provided however, such licenses shall only be issued to the owner, operator or lessee of an establishment which meets the definition of a restaurant as provided in section 23-942, Idaho Code.”; and in line 16, delete “or fraction thereof”.

AMENDMENT TO SECTION 5
On page 7, in line 33, following "county," insert: "Provided however, such licenses shall only be issued to the owner, operator or lessee of an establishment which meets the definition of a restaurant as provided in section 23-942, Idaho Code.".

CORRECTIONS TO TITLE
On page 1, in line 4, following “COUNTIES” insert: “TO ESTABLISHMENTS WHICH MEET THE DEFINITION OF A RESTAURANT”; and in line 15, following the first “COUNTY” insert: "TO ESTABLISHMENTS WHICH MEET THE DEFINITION OF A RESTAURANT”.

HOUSE AMENDMENT TO H 521
AMENDMENTS TO SECTION 1
On page 1 of the printed bill, in line 26, following “4.0, or” insert: "have achieved a score of 20 or better on the ACT college admission test and”; and in line 34 following: “expenses," insert: "Qualifying institutions may match part or all of the scholarship.”.

HOUSE AMENDMENT TO H 549
AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 38, delete “a” and insert: "the"; delete lines 39 through 42; in line 43, delete "(c)" and insert: "(b)"; on page 2, in line 4, delete "(d)" and insert: "(c)".

HOUSE AMENDMENT TO H 692
AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 12, delete “fifteen (15) work days” and insert: "one hundred twenty (120) work hours”.

HOUSE AMENDMENT TO H 563
AMENDMENTS TO SECTION 1
On page 1 of the printed bill, delete lines 15 through 19 and insert: “diction. Provided that any codes or ordinances, which in whole or in part, specifically relate to the adequacy of a water supply for fire suppression services which were adopted prior to February 12, 1997, and subsequent to an original subdivision application filed prior to the enactment or adoption of any such code or ordinance and also filed prior to February 12, 1997, shall not prohibit approval of the subdivision application so filed for the reason of inadequate water supply for fire suppression services where there exists no adequate public water service to the property which is the subject of the application. This is contingent upon the express condition that the applicant shall install, as a condition of approval, all such water lines within and to the boundaries of the subdivision which would provide for future extension of public water service, and the applicant shall make such written assurances as may be necessary to guarantee that the property shall be served by a public water supply when available. In the situation where no”.

CORRECTION TO TITLE
On page 1, delete lines 3 through 6 and insert: “PROVIDE APPLICATION OF CODES OR ORDINANCES WHICH RELATE TO THE ADEQUACY OF A WATER SUPPLY FOR FIRE SUPPRESSION SERVICES TO CERTAIN SUBDIVISIONS; AND DECLARING AN EMERGENCY.”.

HOUSE AMENDMENT TO H 647
AMENDMENTS TO SECTION 2
On page 1 of the printed bill, in line 39, following "as" insert: "the form prescribed by"; and also in line 39, delete “by administrative rule”.

AMENDMENTS TO SECTION 1
On page 1 of the printed bill, in line 38, delete “a” and insert: "the"; delete lines 39 through 42; in line 43, delete "(c)" and insert: "(b)"; on page 2, in line 4, delete "(d)" and insert: "(c)".

HOUSE AMENDMENT TO H 692
AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 12, delete “fifteen (15) work days” and insert: "one hundred twenty (120) work hours”.

HOUSE AMENDMENT TO H 563
AMENDMENTS TO SECTION 1
On page 1 of the printed bill, delete lines 15 through 19 and insert: “diction. Provided that any codes or ordinances, which in whole or in part, specifically relate to the adequacy of a water supply for fire suppression services which were adopted prior to February 12, 1997, and subsequent to an original subdivision application filed prior to the enactment or adoption of any such code or ordinance and also filed prior to February 12, 1997, shall not prohibit approval of the subdivision application so filed for the reason of inadequate water supply for fire suppression services where there exists no adequate public water service to the property which is the subject of the application. This is contingent upon the express condition that the applicant shall install, as a condition of approval, all such water lines within and to the boundaries of the subdivision which would provide for future extension of public water service, and the applicant shall make such written assurances as may be necessary to guarantee that the property shall be served by a public water supply when available. In the situation where no”.

CORRECTION TO TITLE
On page 1, delete lines 3 through 6 and insert: “PROVIDE APPLICATION OF CODES OR ORDINANCES WHICH RELATE TO THE ADEQUACY OF A WATER SUPPLY FOR FIRE SUPPRESSION SERVICES TO CERTAIN SUBDIVISIONS; AND DECLARING AN EMERGENCY.”.

HOUSE AMENDMENT TO H 647
AMENDMENTS TO SECTION 2
On page 1 of the printed bill, in line 39, following "as" insert: "the form prescribed by"; and also in line 39, delete “by administrative rule”.
On page 2, in line 5, following "as the" insert: "form prescribed by the"; and in line 6, delete "by administrative rule" and insert: "by administrative rule".

**HOUSE AMENDMENTS TO H 648**

**AMENDMENT TO SECTION 2**

On page 1 of the printed bill, delete lines 28 through 42 and on page 2, delete lines 1 through 14 and insert:

"45-1804. DURATION OF LIEN -- NOTICE OF LIEN. (1) The lien created by section 45-1802, Idaho Code, remains in effect for a period of not more than ninety (90) days after the date of attachment except as provided in subsections (2) and (3) of this section.

(2) The lien created for by section 45-1802, Idaho Code, may extend for a period of six (6) months from the date the lien attaches if all of the following are completed by the agricultural commodity dealer or producer or his authorized attorney or agent:

(a) Filing with the county recorder of the county where the agricultural commodity maintains its headquarters or main place of business in Idaho, a written notice of lien on a form prescribed by the secretary of state.

(b) The name, address and signature of the agricultural commodity producer or agricultural commodity dealer claiming the lien;

(c) The name and address of the person who purchased the agricultural product from the agricultural commodity producer or agricultural commodity dealer;

(d) A description of the agricultural product charged with the lien including crop year;

(e) Such other information as the county recorder form prescribed by the secretary of state may require.

(3) A lien extended for a period of six (6) months under subsection (2) of this section may be extended for an additional six (6) months by completing the requirements of subsection (2)(a) of this section prior to the expiration of the lien. The notice of lien shall be entered in a searchable database maintained by the secretary of state."

**AMENDMENT TO SECTION 3**

On page 2, delete lines 24 through 27 and insert:

"3. If a lienholder, after receiving full payment, fails to file a notice of discharge of the lien within thirty (30) days after being requested in writing to do so, he is liable to the purchaser of the agricultural product for all actual damages caused by the failure to file the notice of discharge damages in the amount of three hundred dollars ($300)."

**AMENDMENT TO SECTION 4**

On page 2, delete lines 30 through 39 and insert:

"45-1808. FORM OF FILING WITH COUNTY RECORDER SECRETARY OF STATE -- FEES. The county recorder shall prescribe the form of the filing provided for by sections 45-1804 and 45-1807, Idaho Code. Such fee shall not exceed the expense of the county recorder of providing the service required by this chapter and shall be five dollars ($5.00). The fee for searching the database maintained by the secretary of state pursuant to this chapter shall be five dollars ($5.00). There shall be no fee for filing a notice of discharge pursuant to section 45-1807, Idaho Code."

**AMENDMENT TO SECTION 5**

On page 2, delete lines 43 through 49 and on page 3, delete lines 1 through 6 and insert:

"45-1810. TRANSITION FROM COUNTY FILING TO FILING WITH THE SECRETARY OF STATE. All liens created by this chapter on and after July 1, 2000, shall be filed with the secretary of state. All rights and duties obtained by secured parties pursuant to this chapter before July 1, 2000, shall remain in effect; provided, that liens created by this chapter before July 1, 2000, that are properly filed in the office of the county recorder before that date shall remain in effect and may be extended or renewed in the county beyond July 1, 2000."

**AMENDMENT TO THE BILL**

On page 3, delete lines 7 through 9.

**CORRECTION TO TITLE**

On page 1, delete lines 6 through 12 and insert: "IF PROPERLY FILED WITH THE SECRETARY OF STATE AND TO PROVIDE FOR ENTRY OF NOTICE INTO A SEARCHABLE DATABASE; AMENDING SECTION 45-1807, IDAHO CODE, TO PROVIDE FOR FILING OF NOTICE OF DISCHARGE WITH THE SECRETARY OF STATE WITHIN THIRTY DAYS OF A WRITTEN REQUEST AND TO PROVIDE DAMAGES; AMENDING SECTION 45-1808, IDAHO CODE, TO PROVIDE A FORM FOR FILING AND FEES; AND AMENDING CHAPTER 18, TITLE 45, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 45-1810, IDAHO CODE, TO PROVIDE FOR A TRANSITION FROM COUNTY FILING TO FILING WITH THE SECRETARY OF STATE."

**DENNEY, Chairman**

Mr. Denney moved that the report be adopted. Seconded by Mr. Tilman.

Whereupon the Speaker declared the report adopted.
HOUSE JOURNAL

H 629, as amended, H 650, as amended, H 625, as amended, H 479, as amended, H 565, as amended, H 521, as amended, H 549, as amended, H 692, as amended, H 563, as amended, H 647, as amended, and H 648, 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.

Third Reading of Bills and Joint Resolutions

S 1287, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, “Shall S 1287, as amended, pass?”

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Geddes, Gould, Hansen(29), Jones, Smith, Smylie, Stevenson, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Acting Speaker declared S 1287, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

H 567 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, “Shall H 567 pass?”

Roll call resulted as follows:
AYES -- Bell, Clark, Field(20), Geddes, Pischner, Trail, Wood. Total -- 7.
Total -- 70.

Whereupon the Acting Speaker declared H 567 failed to pass the House and ordered the bill filed in the Office of the Chief Clerk.

H 569 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, “Shall H 569 pass?”

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hornbeck, Jones, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, Meyer, Mortensen, Moss, Moxley, Pearce, Pischner, Pomeroy, Reynolds, Salis, Schaefer(Tiegs), Sellman, Shepherd, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 47.
NAYS -- Bieter, Boe, Chase, Cuddy, Henbest, Jaquet, Judd, Kendell, Marley, Pomeroy, Ridinger, Ringo, Robison, Sellman, Shepherd, Stoicheff. Total -- 16.
Absent and excused -- Gould, Hansen(29), McKague, Montgomery, Smith, Smylie, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Acting Speaker declared H 569 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

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

The question being, “Shall HCR 41 be adopted?”

Whereupon the Acting Speaker declared HCR 41 adopted by voice vote and ordered the resolution transmitted to the Senate.

H 427 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Taylor to open debate.
The question being, "Shall H 427 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Black, Boe, Chase, Crow, Cuddy, Denney, Field(13), Field(20), Jaquet, Judd, Kellogg, Kempton, Kunz, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Myle, Pomeroy, Reynolds, Ridinger, Sali, Schaef(Tiegs), Sellman, Stone, Taylor, Tilman, Wood. Total -- 33.

**NAYS** -- Barrett, Bell, Bieter, Bruneel, Callister, Campbell, Cherrett, Clark, Deal, Ellsworth, Gagner, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jones, Kendell, Lake, Moss, Pearce, Ringo, Robison, Shepherd, Stevenson, Stoicheff, Trail, Wheeler, Zimmermann. Total -- 29.

Absent and excused -- Geddes, Gould, Hansen(29), Montgomery, Pischner, Smith, Smylie, Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Acting Speaker declared H 427 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 6, 2000. There being no objection, it was so ordered.

Whereupon the Acting Speaker declared the House adjourned at 12:50 p.m.

Adjournment

Mr. Denney moved that the House adjourn until 10:45 a.m., Monday, March 6, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Acting Speaker declared the House adjourned at 12:50 p.m.

FRANK BRUNEEL, Acting Speaker

ATTEST:

PAMM JUKER, Chief Clerk

FIFTY-SEVENTH LEGISLATIVE DAY
MONDAY, MARCH 6, 2000

The House convened at 10:45 a.m., the Speaker in the Chair.

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

Prayer was offered by Reverend Gary E. Smith.
The Honorable Bruce Newcomb  
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 452

I am deeply committed to preserving Idaho's state sovereignty from encroachment by the federal government. I am also firmly opposed to our state being subjected to suit in federal courts against our will.

This legislature affirms a unified position consistently advanced by the State of Idaho in response to out of state interests who have sued the Idaho Potato Commission, an agency of the government of the State of Idaho. Throughout the litigation, the Attorney General has continually sought the dismissal of these suits on the basis that the Eleventh Amendment to the United States Constitution protects the Idaho Potato Commission from federal jurisdiction. With the assistance and cooperation of the Idaho Legislature and Attorney General, the State of Idaho has, through this legislation, unequivocally expressed our belief that the law of sovereign immunity is applicable in this case.

The United States Supreme Court recently observed that "it is inherent in the nature of sovereignty not to be amenable to the suit of an individual without its consent..." Florida Prepaid Post Secondary Education Expense Board v. College Savings Bank, 119 S.Ct. 2199, 2204 (1999)(quoting The Federalist No. 81). The State of Idaho believes that the essence of sovereignty is the right of the sovereign to choose, subject to constitutional restraints, when, where, how, for what and for what amount it is subject to suit. Idaho has provided by statute, as expressly stated in the Idaho Tort Claims Act, what these limitations are. By law, the retained risk account in the state treasury is the State of Idaho's fund for payment of tort losses for which the state is legally liable. As with all other state agencies, tort obligations of the Idaho Potato Commission are administered by and paid by the Bureau of Risk Management, and are binding on the State of Idaho itself.

The Idaho Supreme Court has affirmed these principles in holding that the State of Idaho, the Bureau of Risk Management and state agencies represent "one economic family." Because the State requires its agencies to remit a portion of their funds to the Bureau of Risk Management, it is "actually the state who is funding the retained risk account, and it is the State which bears the ultimate economic burden of loss" for which the State is liable. State of Idaho v. Continental Casualty Co., 126 Idaho 178, 185 (1994).

My signature on H 452 sends a clear message that Idaho will not accept that one of the state's important agencies can be involuntarily subjected to jurisdiction of the federal courts in violation of the Eleventh Amendment to the United States Constitution. This state has authorized and directed the Idaho Potato Commission to combat the counterfeiting activities of those who would illegally infringe upon the trade and certification marks owned by the people of Idaho. The statute further clarifies and reaffirms that our state will not tolerate the substitution of inferior potatoes where genuine Idaho® potatoes are represented as being sold.

The potato industry is a vital part of Idaho's economy and to the general welfare of this state. Protecting the good name of the Idaho® potato is an important state function and remains one of the primary responsibilities of the Idaho Potato Commission.

Sincerely,
/s/  DIRK A. KEMPTHORNE  
Governor

OFFICE OF THE GOVERNOR  
Boise  
March 3, 2000  

The Honorable Bruce Newcomb  
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:


Very truly yours,
/s/  DIRK A. KEMPTHORNE  
Governor

March 3, 2000

Mr. Speaker:

I transmit herewith enrolled S 1443 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1443 and, when so signed, ordered it returned to the Senate.

March 3, 2000

Mr. Speaker:

I transmit herewith S 1511, S 1386, and S 1390 which have passed the Senate.

WOOD, Secretary

S 1511, S 1386, and S 1390 were filed for first reading.
Report of Standing Committees

March 6, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HJM 8, H 713, H 714, H 715, and House Amendments to H 629, H 650, H 625, H 479, H 565, H 521, H 549, H 692, H 563, H 647, and H 648.

GOULD, Chairman

HJM 8 was referred to the Agricultural Affairs Committee.

H 713 and H 714 were referred to the Business Committee.

H 715 was referred to the Transportation and Defense Committee.

March 6, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 629, as amended, H 650, as amended, H 625, as amended, H 479, as amended, H 565, as amended, H 521, as amended, H 549, as amended, H 692, as amended, H 563, as amended, H 647, as amended, and H 648, as amended.

GOULD, Chairman


March 6, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 37 to the Secretary of State at 11:05 a.m., as of this date, March 3, 2000.

GOULD, Chairman

March 3, 2000

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 678 and recommend that it do pass.

TILMAN, Chairman

H 678 was filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

Mr. Bruneel asked unanimous consent that H 668 and H 669 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.
S 1381, by Local Government and Taxation Committee, was read the second time by title and filed for third reading.

H 575, H 603, and HCR 43, by Health and Welfare Committee, were read the second time by title and filed for third reading.

H 382, by Mr. Speaker requested by Wheat Commission, was read the second time by title and filed for third reading.

H 653, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

H 643, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 691 and H 606, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

S 1332, by Transportation Committee, was read the second time by title and filed for third reading.

H 668 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. Denney to open debate.

Mr. Gagner asked unanimous consent that, pursuant to Rule 22, discussion of H 669 and H 678 be allowed in debate of H 668. There being no objection, it was so ordered.

The question being, "Shall H 668 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Mader, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomery, Reynolds, Riding, Ringer, Robison, Schaefer(Tiegs), Selman, Shepherd, Smith, Smylie, Stone, Taylor, Tilman, Traill, Mr. Speaker. Total -- 66.


Absent and excused -- Marley. Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 668 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that the House recess until 1:15 p.m. Seconded by Ms. Jaquet. 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.

Roll call showed 67 members present.

Absent and excused -- Mader, Marley, Wheeler. Total -- 3.

Total -- 70.

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

H 608 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. Cuddy to open debate.

The question being, "Shall H 608 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Black, Bruneel, Campbell, Chase, Clark, Crow, Cuddy, Ellsworth, Field(13), Field(20), Gagner, Gould, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Linford,
Loertscher, Mader, McKague, Moyer, Moss, Pischner, Pomeroys, Reynolds, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Stoicheff, Taylor, Tilman, Trail, Zimmermann. Total -- 43.

NAYS -- Bell, Bieter, Callister, Cheirrett, Deal, Denney, Geddes, Hammond, Hansen(23), Kendell, Lake, Montgomery, Mortensen, Moyer, Pearce, Schaefer(Tiegs), Smith, Smylie, Stevenson, Stone, Wood, Mr. Speaker. Total -- 22.

Absent and excused -- Boe, Hadley, Kunz, Mader, Wheeler. Total -- 5.

Paired Vote:

AYE -- Mader. NAY -- Denney.

(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared H 608 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HCR 44 was read the third time at length, and placed before the House for final consideration.

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

The question being, "Shall HCR 44 be adopted?"

Whereupon the Speaker declared HCR 44 adopted by voice vote and ordered the resolution transmitted to the Senate.

H 520 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. Hansen(29) to open debate.

The question being, "Shall H 520 pass?"

Roll call resulted as follows:

AYE -- Alltus, Barraclough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Lake, Linford, Loertscher, Mckague, Moyer, Montgomery, Mortensen, Mss, Moyer, Pearce, Pischner, Pomeroys, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Hadley, Kunz, Mader, Marley, Wheeler. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 523 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 523 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. Montgomery to open debate.

The question being, "Shall H 523 pass?"

Roll call resulted as follows:

AYE -- Alltus, Barraclough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Lake, Linford, Loertscher, Mckague, Moyer, Montgomery, Mortensen, Mss, Moyer, Pearce, Pischner, Pomeroys, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Hadley, Kunz, Mader, Marley, Wheeler. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 520 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 520 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. Alltus and Mr. Cheirrett to open debate.
The question being, "Shall H 470 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barralough(Barralough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 66.

**NAYS** -- Stoicheff. Total -- 1.

Absent and excused -- Mader, Marley, Wheeler. Total -- 3. Total -- 70.

Whereupon the Speaker declared H 470 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

**H 622** 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. Moss to open debate.

The question being, "Shall H 622 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barralough(Barralough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loetscher, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 64.

**NAYS** -- None.


Whereupon the Speaker declared H 622 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

**H 624** 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. Moss to open debate.

The question being, "Shall H 624 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barralough(Barralough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loetscher, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 64.

**NAYS** -- None.


Whereupon the Speaker declared H 624 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

**HJM 6** was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Campbell to open debate.
The question being, "Shall HJM 6 be adopted?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mcague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 66.
NAYS -- Ringo. Total -- 1.
Absent and excused -- Marley, Taylor, Wheeler. Total -- 3.
Paired Vote:
AYE -- Mader. NAY -- Ringo.
(Pair enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker declared HJM 6 adopted and ordered the memorial transmitted to the Senate.

HJM 7 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Hornbeck and Mrs. Barrett to open debate.

The question being, "Shall HJM 7 be adopted?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mcague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 62.
NAYS -- Boe, Jaquet, Ringo. Total -- 3.
Absent and excused -- Black, Bruneel, Mader, Marley, Tilman, Wheeler. Total -- 5.
Total -- 70.

Whereupon the Speaker declared HJM 7 adopted and ordered the memorial transmitted to the Senate.

H 673 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. Field(13) to open debate.

The question being, "Shall H 673 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bieter, Boe, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mcague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 64.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared H 673 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 674 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. Field(13) to open debate.

The question being, "Shall H 674 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mcague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer(Tiegs), Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 65.
NAYS -- None.
Absent and excused -- Black, Bruneel, Mader, Marley, Tilman, Wheeler. Total -- 5.
Total -- 70.

Whereupon the Speaker declared H 674 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

SCR 153 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Cheirrett to open debate.
The question being, "Shall SCR 153 be adopted?"

Whereupon the Speaker declared SCR 153 adopted by voice vote and ordered the resolution returned to the Senate.

SCR 154 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Stoicheff to open debate.

The question being, "Shall SCR 154 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Beli, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Herbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mckague, Meyer, Montgomery, Mortensen, Moss, Myile, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer(Tiegs), Selman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 62.


Absent and excused -- Cuddy, Jones, Mader, Marley, Mckague, Tilman, Wheeler. Total -- 7.

Total -- 70.

Whereupon the Speaker declared SCR 154 adopted and ordered the resolution returned to the Senate.

HCR 38, as amended, was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Stone to open debate.

The question being, "Shall HCR 38, as amended, be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Hansen(23), Hansen(29), Herbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Mckague, Meyers, Montgomery, Mortensen, Moss, Myile, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer(Tiegs), Selman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Mr. Speaker. Total -- 48.


Absent and excused -- Cuddy, Jones, Mader, Marley, Mckague, Tilman, Wheeler. Total -- 7.

Total -- 70.

Whereupon the Speaker declared HCR 38, as amended, adopted and ordered the resolution transmitted to the Senate.

Mr. Bruneel 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 10 a.m., Tuesday, March 7, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:40 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAM JUKER, Chief Clerk

FIFTY-EIGHTH LEGISLATIVE DAY
TUESDAY, MARCH 7, 2000

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 Reverend Gary E. Smith.

Approval of Journal

March 7, 2000

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.

GOULD, Chairman

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise
March 6, 2000

The Honorable Bruce Newcomb
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 402

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

March 6, 2000

Mr. Speaker:

I transmit herewith enrolled S 1342 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1342 and, when so signed, ordered it returned to the Senate.

March 6, 2000

Mr. Speaker:

I transmit herewith S 1478, as amended, and S 1394 which have passed the Senate.

WOOD, Secretary

S 1478, as amended, and S 1394 were filed for first reading.

March 6, 2000

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 675 and recommend it back with amendments attached to be placed on General Orders for consideration.

TILMAN, Chairman

H 675 was placed on General Orders for consideration.

March 6, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration S 1369, S 1435, S 1409, S 1461, and S 1459 and recommend that they do pass.

KEMPTON, Chairman

S 1369, S 1435, S 1409, S 1461, and S 1459 were filed for second reading.

March 6, 2000

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 706 and recommend that it do pass.

STONE, Chairman

H 706 was filed for second reading.

March 7, 2000

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 574 and S 1364 and recommend that they do pass.

REYNOLDS, Chairman

H 574 and S 1364 were filed for second reading.

March 7, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 689 and H 690 and recommend that they do pass.

CROW, Chairman

H 689 and H 690 were filed for second reading.

March 7, 2000

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 716
BY EDUCATION COMMITTEE
AN ACT
RELATING TO OPTIONS WITHIN THE PUBLIC SCHOOLS; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 9, TITLE 33, IDAHO CODE, BY

March 6, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 655 and recommend that it do pass.

DEAL, Chairman

H 655 was filed for second reading.

March 6, 2000
THE ADDITION OF A NEW SECTION 33-907, IDAHO CODE, TO CREATE THE PUBLIC SCHOOL OPTIONS FUND, TO PROVIDE FOR WHAT MONEYS IN THE FUND MAY BE EXPENDED, TO PROVIDE FOR GRANTS AND TO PROVIDE FOR MINIMUM AND MAXIMUM AMOUNTS OF GRANTS; AND APPROPRIATING MONEYS FROM THE GENERAL FUND TO THE PUBLIC SCHOOL OPTIONS FUND FOR THE PERIOD JULY 1, 2000, THROUGH JUNE 30, 2001.

HOUSE BILL NO. 717
BY EDUCATION COMMITTEE
AN ACT
RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM OF IDAHO; AMENDING CHAPTER 13, TITLE 59, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 59-1363, IDAHO CODE, TO PROVIDE FOR THE PURCHASE OF UP TO FORTY-EIGHT MONTHS OF MEMBERSHIP SERVICE.

HOUSE BILL NO. 718
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO REGISTRATION RELATED TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2718, IDAHO CODE, TO PROVIDE NOTIFICATION OF THE RESPECTIVE BOARDS WHEN THE BOARD OF PHARMACY OR A REGISTRANT’S PROFESSIONAL LICENSING BOARD TAKES AN ACTION AGAINST A REGISTRANT AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 719
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE MULTISTATE HIGHWAY TRANSPORTATION AGREEMENT; AMENDING SECTION 49-1901, IDAHO CODE, TO PROVIDE THE MULTISTATE HIGHWAY TRANSPORTATION AGREEMENT IS HEREBY ENACTED INTO LAW AND ENTERED INTO WITH ALL OTHER JURISDICTIONS LEGALLY JOINING THEREIN SUBJECT TO CONDITION THAT NO ACTION UNDER SECTION 2, ARTICLE IV OF THE AGREEMENT SHALL BECOME LAWFULLY BINDING ON THE STATE OF IDAHO UNLESS APPROVED BY PROMULGATION AND ADOPTION OF FINAL RULES PURSUANT TO CHAPTER 52, TITLE 67, IDAHO CODE, BY THE IDAHO TRANSPORTATION DEPARTMENT OR BY ADOPTION OF A CONCURRENT RESOLUTION OR BY ADOPTION OF A STATUTE BY THE LEGISLATURE OF THE STATE OF IDAHO AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 720
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO EXEMPTIONS FROM THE SALES TAX; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-362200, IDAHO CODE, TO PROVIDE A STATE SALES AND USE TAX EXEMPTION ON THE SALE OF TANGIBLE PERSONAL PROPERTY TO A CONTRACTOR OR SUBCONTRACTOR WHO IS BUILDING, REMODELING OR REPAIRING A PUBLIC SCHOOL BUILDING AND TO PROVIDE QUALIFICATION CRITERIA FOR A PUBLIC SCHOOL BUILDING.

HOUSE BILL NO. 721
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR THE AGRICULTURAL RESEARCH AND COOPERATIVE EXTENSION SERVICE FOR FISCAL YEAR 2001; REAPPROPRIATING ANY UNEXPENDED AND UNENCUMBERED BALANCES; AND SETTING FORTH CONDITIONS FOR THE REAPPROPRIATION.

H 716, H 717, H 718, H 719, H 720, and H 721 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1478, as amended, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Agriculture Affairs Committee.

S 1394, 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 advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions
H 678 and H 521, as amended, by Education Committee, were read the second time by title and filed for third reading.

H 629, as amended, H 650, as amended, H 565, as amended, and H 692, as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

H 625, as amended, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

H 479, as amended, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

H 549, as amended, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

H 563, as amended, by Local Government Committee, was read the second time by title and filed for third reading.

H 647, as amended, and H 648, as amended, by Agriculture Affairs Committee, were read the second time by title and filed for third reading.
Third Reading of Bills and Joint Resolutions

H 419, 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. Smith to open debate.

The question being, "Shall H 419, as amended, as amended, pass?"

Roll call resulted as follows:
AYES -- Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Deal, Denney, Field(13), Gagner, Gould, Hadley, Hansen(29), Henbest, Hornbeck, Jaquet, Kellogg, Kendell, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Ridinger, Ringo, Robinson, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Zimmermann, Mr. Speaker. Total -- 53.
NAYS -- None.
Absent and excused -- Alltus, Clark, Cuddy, Ellsworth, Field(20), Geddes, Hammond, Hansen(23), Jones, Judd, Kempton, Kunz, Pischner, Reynolds, Timlan, Wheeler, Wood. Total -- 17.
Total -- 70.

Whereupon the Speaker declared H 419, as amended, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 631, 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. Hornbeck to open debate.

The question being, "Shall H 631, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robinson, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Timlan, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 66.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared H 631, as amended, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 481, 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. Deal to open debate.

The question being, "Shall H 481, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robinson, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 65.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared H 481, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 455, 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. Moss to open debate.

The question being, "Shall H 455, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robinson, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 65.
NAYS -- None.
Absent and excused -- Cuddy, Kempton, McKague, Pischner, Tilman, Wheeler. Total -- 5.
Total -- 70.

Whereupon the Speaker declared H 455, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 554, 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. Montgomery to open debate.

The question being, "Shall H 554, as amended, pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracloough(Barracloough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Kellogg, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pomerooy, Reynolds, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 59.

**NAYS** -- Barrett, Geddes, Gould, Judd, McKague, Pearce, Schaefer. Total -- 8.

Absent and excused -- 3.

Total -- 70.

Whereupon the Speaker declared H 554, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 599, 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. Lake to open debate.

The question being, "Shall H 599, as amended, pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracloough(Barracloough), Barrett, Callister, Campbell, Denney, Field(20), Geddes, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Kellogg, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Mortensen, Moyle, Pomerooy, Reynolds, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 66.

**NAYS** -- None.

Absent and excused -- 1.

Total -- 70.

Whereupon the Speaker declared H 599, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 538, 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. McKague to open debate.

The question being, "Shall H 538, as amended, pass?"

Roll call resulted as follows:


Absent and excused -- Kempton. Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 538, as amended, failed to pass the House and ordered the bill filed in the Office of the Chief Clerk.

Mr. Bruneel moved that the House recess until 1:05 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1:05 p.m.

RECESS

Afternoon Session

The House reconvened at 1:05 p.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused -- Kempton, Marley. Total -- 2.

Total -- 70.

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

Third Reading of Bills and Joint Resolutions

H 617 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. Meyer to open debate.

The question being, "Shall H 617 pass?"

Roll call resulted as follows:

**AYES** -- Barracloough(Barracloough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Goud, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Kellogg, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pomerooy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 66.

**NAYS** -- Barrett, Geddes, Gould, Judd, McKague, Pearce, Schaefer. Total -- 8.

Absent and excused -- 3.

Total -- 70.
Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 57.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 617 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 618 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. Smylie to open debate.

The question being, "Shall H 618 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 62.

NAYS -- Cuddy. Total -- 1.


Total -- 70.

Whereupon the Speaker declared H 618 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 619 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. Chase to open debate.

The question being, "Shall H 619 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, Mader, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 619 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 620 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. Gagner to open debate.

The question being, "Shall H 620 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, Mader, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 620 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 587 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. Gagner to open debate.

The question being, "Shall H 587 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, Mader, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer.
Mr. Speaker. Total -- 66.
NAYS -- None.
Absent and excused -- Alltus, Barrett, Kempton, Marley.
Total -- 4.
Total -- 70.

Whereupon the Speaker declared H 587 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 611 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. Field(13) and Mr. Chase to open debate.

The question being, "Shall H 611 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Linford, Loertscher, M ader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 65.
NAYS -- None.
Absent and excused -- Barrett, Kempton, Lake, Marley, Wood. Total -- 5.
Total -- 70.

Whereupon the Speaker declared H 611 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 612 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. Deal to open debate.

The question being, "Shall H 612 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, M ader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared H 612 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 613 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. Chase to open debate.

The question being, "Shall H 613 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, M ader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.
NAYS -- None.
Absent and excused -- Barrett, Cuddy, Kempton, Marley, Wood. Total -- 5.
Total -- 70.

Whereupon the Speaker declared H 613 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 519 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. Robison and Mr. Trail to open debate.

The question being, "Shall H 519 pass?"

Roll call resulted as follows:
NAYS -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, M ader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared H 519 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
Sali, Schaefer, Smith, Stevenson, Stone, Taylor, Wheeler, Zimmermann, Mr. Speaker. Total -- 46.
Absent and excused -- Kempton, Marley, Mortensen, Tilman, Wood. Total -- 5.
Total -- 70.

Whereupon the Speaker declared H 519 failed to pass the House and ordered the bill filed in the Office of the Chief Clerk.

Mr. Bruneel 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.

**Adjournment**

Mr. Bruneel moved that the House adjourn until 10 a.m., Wednesday, March 8, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:10 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

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FIFTY-NINTH LEGISLATIVE DAY
WEDNESDAY, MARCH 8, 2000

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 Jim Hardenbrook.

**Approval of Journal**

March 8, 2000

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.

Gould, Chairman


**Consideration of Messages from the Governor and the Senate**

March 7, 2000

Mr. Speaker:

I transmit herewith enrolled S 1287, as amended, for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1287, as amended, and, when so signed, ordered it returned to the Senate.

March 7, 2000

Mr. Speaker:

I transmit herewith S 1418, S 1424, S 1446, S 1474, S 1489, S 1330, S 1425, and S 1485 which have passed the Senate.

WOOD, Secretary

S 1418, S 1424, S 1446, S 1474, S 1489, S 1330, S 1425, and S 1485 were filed for first reading.

**Report of Standing Committees**

March 8, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 716, H 717, H 718, H 719, H 720, and H 721.

Gould, Chairman

H 716 was referred to the Education Committee.

H 717 was referred to the Commerce and Human Resources Committee.

H 718 was referred to the Health and Welfare Committee.

H 719 was referred to the Transportation and Defense Committee.

H 720 was referred to the Revenue and Taxation Committee.

H 721 was filed for second reading.

March 7, 2000

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration HCR 45 and recommend that it do pass.

JONES, Chairman

HCR 45 was filed for second reading.
Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 652 and recommend that it do pass.
TILMAN, Chairman

H 652 was filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 541 and report it back with amendments attached to be placed on General Orders for consideration.
KEMPTON, Chairman

H 541 was placed on General Orders for consideration.

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration S 1351 and recommend that it do pass.
LINFORD, Chairman

S 1351 was filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 504 and report it back with amendments attached to be placed on General Orders for consideration.
GOULD, Chairman

H 504 was placed on General Orders for consideration.

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 660, H 661, H 663, and H 664 and recommend that they do pass.
GOULD, Chairman

H 660, H 661, H 663, and H 664 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration SCR 152 and recommend it be referred to the Business Committee.
GOULD, Chairman

SCR 152 was referred to the Business Committee.

H 658 was filed for second reading.

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 47
BY STATE AFFAIRS COMMITTEE
A CONCURRENT RESOLUTION
AUTHORIZING THE DEPARTMENT OF HEALTH AND WELFARE, IDAHO STATE SCHOOL AND HOSPITAL, TO ENTER INTO AGREEMENTS WITH THE IDAHO STATE BUILDING AUTHORITY TO FINANCE CONSTRUCTION OF A LIVING FACILITY.

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

WHEREAS, the Department of Health and Welfare, Idaho State School and Hospital, a licensed intermediate care facility for persons with mental retardation, is required to provide services, programs and living facilities which will enhance the client’s independence, self-sufficiency, and provide for their health needs and personal development in a safe and secure environment; and

WHEREAS, the legislative interim committee appointed to study this and related issues determined that the clients now being referred and admitted for treatment, stabilization and transitional services are individuals with the most difficult behavioral challenges without options for community care in the private sector because they are too dangerous and aggressive or their medical needs are too complex and demanding; and

WHEREAS, the living units at the Idaho State School and Hospital were not designed or built to house clients with these complex behavioral challenges, the facilities are not a safe living environment for either clients or staff, and the facilities do not allow for alternatives in health care licensure to achieve efficiencies and economies in treatment and staffing or alternatives in treatment strategies; and

WHEREAS, the Department of Health and Welfare commissioned an architectural study which determined the need to replace two functionally obsolete buildings which house the majority of the clients with a new multibed facility that meets current standards established for this type of facility together with infrastructure and site improvements to accommodate and enhance services to clients now served; and

WHEREAS, it is imperative and necessary that this facility be placed in service at the earliest possible time to meet the public health and safety needs.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislature hereby authorizes and provides approval for the Department of Health and Welfare to...
enter into an agreement or agreements with the Idaho State Building Authority, under such terms and conditions as may be reasonable and necessary, to provide such facilities and financing thereof on the site of the existing campus of the Idaho State School and Hospital. This authorization shall be subject to approval of the Joint Finance-Appropriations Committee by formal adoption of a motion recorded in its minutes.

BE IT FURTHER RESOLVED that this resolution constitutes authorization required by the provisions of Section 67-6410, Idaho Code.

HCR 47 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 722
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE STATE DISASTER PREPAREDNESS ACT; AMENDING SECTION 46-1019, IDAHO CODE, TO ADD A MEMBER TO THE EMERGENCY RESPONSE COMMISSION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 10, TITLE 46, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 46-1025, IDAHO CODE, TO PROVIDE FOR PREPARATION AND DISTRIBUTION OF A SUMMARY OF FEDERAL FUNDS GRANTED TO THE STATE FOR DISASTER PREPAREDNESS AND TO PROVIDE FOR DISTRIBUTION OF FUNDS.

HOUSE BILL NO. 723
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE ESTABLISHMENT OF A CAP ON RATES FOR BASIC LOCAL EXCHANGE SERVICES PROVIDED BY INCUMBENT TELEPHONE CORPORATIONS; AMENDING CHAPTER 6, TITLE 62, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 62-605A, IDAHO CODE, TO PERMIT INCUMBENT TELEPHONE CORPORATIONS TO ELECT TO ESTABLISH CAPS ON RATES FOR BASIC LOCAL EXCHANGE SERVICE AND TO PROVIDE THE METHOD OF DETERMINING THE PRICE CAP RATE.

HOUSE BILL NO. 724
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO SEXUALLY ORIENTED BUSINESSES; AMENDING TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 85, TITLE 18, IDAHO CODE, TO REQUIRE LICENSING OF SEXUALLY ORIENTED BUSINESSES AND EMPLOYEES, TO PROVIDE LEGISLATIVE INTENT AND FINDINGS, TO PROVIDE DEFINITIONS, TO REQUIRE THAT SEXUALLY ORIENTED BUSINESSES AND THEIR EMPLOYEES MUST OBTAIN A LICENSE FROM THE DEPARTMENT OF LAW ENFORCEMENT, TO REQUIRE A LICENSE AND TO PROVIDE APPLICATION TO EXISTING BUSINESSES, TO PROVIDE CONTENTS OF LICENSE APPLICATIONS, TO PROVIDE LICENSE FEES, TO PROVIDE FOR ISSUANCE OF LICENSES, TO PROVIDE FOR EXPIRATION OF LICENSES, TO PROVIDE FOR MISDEMEANORS, TO PROVIDE TRANSFER OF LICENSES, TO PROVIDE FOR SUSPENSION AND REVOCATION OF LICENSES, TO PROVIDE A RIGHT AND PROCEDURES FOR PROMPT JUDICIAL REVIEW OF DENIAL, SUSPENSION OR REVOCATION OF A LICENSE, TO PROVIDE FOR ISSUANCE OF TEMPORARY LICENSES PENDING RESOLUTION OF AN APPEAL, TO PROVIDE HOURS OF OPERATION, TO PROVIDE FOR INSPECTIONS OF BUSINESSES, TO PROVIDE SEVERABILITY, TO PROVIDE FOR CONFLICTS AND TO ALLOW LOCAL REGULATION; AND AMENDING SECTION 9-3408, IDAHO CODE, TO PROVIDE THAT CERTAIN RECORDS ARE CONFIDENTIAL.

HOUSE BILL NO. 725
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO COMMUNITY COLLEGES; AMENDING SECTION 33-2111, IDAHO CODE, TO REDUCE THE MAXIMUM TAX LEVY AUTHORIZATION FOR SUPPORT OF COMMUNITY COLLEGES AND TO PROVIDE FOR PROPERTY TAX REPLACEMENT.

H 722, H 723, H 724, and H 725 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1418, S 1424, S 1446, and S 1489, by Resources and Environment Committee, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1474, by Agricultural Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

S 1330 and S 1485, by Education Committee, were introduced, read the first time by title, and referred to the Education Committee.

S 1425, 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.

Second Reading of Bills and Joint Resolutions

H 707, H 689, and H 690, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 655 and H 706, by State Affairs Committee, were read the second time by title and filed for third reading.
S 1369, S 1435, S 1409, S 1461, and S 1459, by Transportation Committee, were read the second time by title and filed for third reading.

H 574, by Health and Welfare Committee, was read the second time by title and filed for third reading.

S 1364, by Health and Welfare Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 542 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. Stoicheff to open debate.

The question being, "Shall H 542 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Bruneel, Geddes, Sellman. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 542 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 672 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. Linford and Mrs. Barraclough to open debate.

The question being, "Shall H 672 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 52.
NAYS -- None.
Absent and excused -- Bruneel, Geddes, Sellman. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 672 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 699 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. Linford and Mrs. Barraclough to open debate.

The question being, "Shall H 699 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Schaefer, Sellman, Smith, Smylie, Stevenson, Stoicheff, Stone, Wheeler, Zimmermann, Mr. Speaker. Total -- 40.
NAYS -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Wheeler, Zimmermann, Mr. Speaker. Total -- 18.
Total -- 70.

Whereupon the Speaker declared H 699 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 637 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. Linford and Mrs. Barraclough to open debate.

The question being, "Shall H 637 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Schaefer, Sellman, Smith, Smylie, Stevenson, Stoicheff, Stone, Wheeler, Zimmermann, Mr. Speaker. Total -- 32.
Total -- 70.

Whereupon the Speaker declared H 637 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.
NAYS -- None.
Absent and excused -- Mortensen, Pischner. Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 637 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 657 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. Clark to open debate.

The question being, "Shall H 657 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Chérerett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, M eyer, Montgomery, Moss, Moyle, Pearce, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 67.
NAYS -- Bell, Campbell, Chérerett, Clark, Crow, Denney, Geddes, Hammond, Hansen(23), Hornbeck, Kendell, Linford, Mckague, Mortensen, Pearce, Pomery, Sali, Schaefer, Stevenson, Tilman, Wheeler, Wood, Mr. Speaker. Total -- 23.
Total -- 70.

Whereupon the Speaker declared H 657 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 651 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. Ridinger to open debate.

The question being, "Shall H 651 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Chérerett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, M eyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 65.
NAYS -- Bell, Black, Boe, Bruneel, Callister, Campbell, Chase, Chérerett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, M eyer, Montgomery, Mortensen, M oss, Moyle, Pischner, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 23.
Total -- 70.

Whereupon the Speaker declared H 651 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 709 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. Pischner to open debate.

The question being, "Shall H 709 pass?"
Consideration of Messages from the Governor and the Senate

March 8, 2000

Mr. Speaker:
I transmit herewith enrolled SCR 153 and SCR 154 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled SCR 153 and SCR 154 and, when so signed, ordered them returned to the Senate.

March 8, 2000

Mr. Speaker:
I transmit herewith S 1368, S 1439, S 1533, S 1437, S 1479, and S 1377 which have passed the Senate.

WOOD, Secretary

S 1368, S 1439, S 1533, S 1437, S 1479, and S 1377 were filed for first reading.

Report of Standing Committees

March 9, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 47, H 722, H 723, H 724, and H 725.

GOULD, Chairman

HCR 47 was referred to the Health and Welfare Committee.

H 722 was referred to the Transportation and Defense Committee.

H 723 was referred to the State Affairs Committee.

H 724 was referred to the Business Committee.

H 725 was referred to the Revenue and Taxation Committee.

March 8, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 693 and recommend that it do pass.

DEAL, Chairman

H 693 was filed for second reading.
Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 654 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 654 was placed on General Orders for consideration.

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1372 and recommend that it do pass.

TILMAN, Chairman

S 1372 was filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 688 and H 676 and recommend that they do pass.

STONE, Chairman

H 688 and H 676 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 698, S 1450, and S 1463 and recommend that they do pass.

KEMPTON, Chairman

H 698, S 1450, and S 1463 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration S 1316, as amended, and S 1317, as amended, and recommend that they do pass.

REYNOLDS, Chairman

S 1316, as amended, and S 1317, as amended, were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration S 1315, as amended, and report it back with amendments attached to be placed on General Orders for consideration.

REYNOLDS, Chairman

S 1315, as amended, was placed on General Orders for consideration.

Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration SCR 149, S 1346, and S 1347 and recommend that they do pass.

JONES, Chairman

SCR 149, S 1346, and S 1347 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 696 and HJM 8 and recommend that they do pass.

JONES, Chairman

H 696 and HJM 8 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1386, SCR 150, and SCR 155 and recommend that they do pass.

TILMAN, Chairman

S 1386, SCR 150, and SCR 155 were filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 726
BY EDUCATION COMMITTEE
AN ACT
RELATING TO PUBLIC CHARTER SCHOOLS; AMENDING SECTION 33-5202, IDAHO CODE, TO CLARIFY THAT PUBLIC CHARTER SCHOOLS OPERATE INDEPENDENTLY FROM THE EXISTING SCHOOL DISTRICT STRUCTURE; AMENDING SECTION 33-5204, IDAHO CODE, TO CLARIFY THAT PUBLIC CHARTER SCHOOLS OPERATE INDEPENDENTLY OF ANY SCHOOL BOARD OF TRUSTEES OR THE STATE BOARD OF EDUCATION AND ARE RESPONSIBLE FOR THEIR OWN OPERATIONS; AMENDING SECTION 33-5205, IDAHO CODE, TO CLARIFY ADMISSION PROCEDURES WITH REGARD TO OVERENROLLMENT; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 727
BY EDUCATION COMMITTEE
AN ACT
RELATING TO THE PUBLIC SCHOOLS; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 2, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-212, IDAHO CODE, TO PROVIDE THAT A SERVICE-LEARNING COMPONENT BE ADDED TO HIGH SCHOOL GRADUATION REQUIREMENTS AT THE...
SCHOOL DISTRICT'S OPTION; AND APPROPRIATING MONEYS FROM THE GENERAL FUND TO THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2001.

HOUSE BILL NO. 728
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE SALES TAX; AMENDING TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 43, TITLE 63, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE INTENT, TO CREATE THE SALES TAX COUNCIL AND TO PROVIDE MEMBERSHIP, TO PROVIDE DUTIES, TO PROVIDE FOR A LIMITED TEST AUTHORIZATION, TO PROVIDE FOR CONFIDENTIALITY OF TAXPAYER INFORMATION, TO PROVIDE LEGISLATIVE OVERSIGHT AND TO PROVIDE A FINAL REPORT; DECLARING AN EMERGENCY AND PROVIDING A SUNSET CLAUSE.

H 726, H 727, and H 728 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1368, by Transportation Committee, was introduced, read the first time by title, and ordered held at the Desk.

S 1439, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Business Committee.

S 1437 and S 1479, by Agricultural Affairs Committee, were introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

S 1377, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1533, by Finance Committee, was introduced, read by title and filed for second reading.

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

Second Reading of Bills and Joint Resolutions

H 721, by Appropriations Committee, was read the second time by title and filed for third reading.

HCR 45, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

H 652, by Education Committee, was read the second time by title and filed for third reading.

S 1351, by Resources and Environment Committee, was read the second time by title and filed for third reading.

H 660, H 661, H 663, and H 664, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

H 658, by Business Committee, was read the second time by title and filed for third reading.

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

Consideration of General Orders

Mr. Bruneel moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney 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 9, 2000

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration H 646, H 675, H 541, H 504, and H 654 and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H 646

AMENDMENT TO THE BILL
On page 2 of the printed bill, following line 11, insert: "SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval."

CORRECTION TO TITLE
On page 1 of the printed bill, in line 7 following "CORRECTION" insert: "; AND DECLARING AN EMERGENCY".

HOUSE AMENDMENT TO H 646

AMENDMENT TO SECTION 1
On page 1 of the printed bill, delete lines 31 through 37 and insert: "(5) As a driver has had his license, instruction permit, driver training permit, privileges or right to drive suspended for the duration of the suspension, nor to any person whose license has been revoked, suspended, canceled or disqualified by this state or any other jurisdiction; provided however, where a driver’s license has been revoked, suspended, canceled or disqualified in any other jurisdiction, and the driver has completed the period of revocation, suspension, cancellation or disqualification as specified by the jurisdiction, that person may be granted a class D driver’s license in this state if five (5) years
have elapsed from the time of eligibility for reinstatement in the other jurisdiction, even though the driver has not fulfilled the requirements for reinstatement in the other jurisdiction."

CORRECTION TO TITLE
On page 1 of the printed bill, delete lines 3 through 7 and insert: "AMENDING SECTION 49-303, IDAHO CODE, TO PROVIDE THAT WHERE A DRIVER'S LICENSE HAS BEEN REVOKED, SUSPENDED, CANCELED OR DISQUALIFIED IN ANY OTHER JURISDICTION, AND THE DRIVER HAS COMPLETED THE PERIOD OF REVOCATION, SUSPENSION, CANCELLATION OR DISQUALIFICATION AS SPECIFIED BY THE JURISDICTION, THAT PERSON MAY BE GRANTED A CLASS D DRIVER'S LICENSE IF FIVE YEARS HAVE ELAPSED FROM THE TIME OF ELIGIBILITY FOR REINSTATEMENT IN THE OTHER JURISDICTION EVEN THOUGH THE DRIVER HAS NOT FULFILLED THE REQUIREMENTS FOR REINSTATEMENT IN THE OTHER JURISDICTION AND TO MAKE A TECHNICAL CORRECTION.".

HOUSE AMENDMENT TO H 675
AMENDMENTS TO SECTION 1
On page 1 of the printed bill, delete "three (3) disinterested residents of the district" and insert: "an appraiser certified in the state of Idaho".
On page 2, delete line 12, and insert: "appraised by three (3) disinterested residents of the district pursuant to this section, which".
On page 3, in line 3, following "by" delete the remainder of the line, and in line 4, delete "trict" and insert: "an appraiser certified in the state of Idaho".

HOUSE AMENDMENT TO H 541
AMENDMENTS TO SECTION 1
On page 3 of the printed bill, in line 36, delete "establish a policy that requires pupils to wear" and insert: "develop a policy regarding"; in line 51, delete "establishes" and insert: "develops"; and in line 52, delete "provide" and insert: "assist in seeking".

CORRECTION TO TITLE
On page 1, in line 4, delete "ESTABLISH" and insert: "DEVELOP" and also in line 4, delete "WHICH REQUIRES PUPILS TO WEAR" and insert: "REGARDING".

HOUSE AMENDMENT TO H 504
AMENDMENTS TO SECTION 1
On page 2 of the printed bill, delete lines 11 and 12 and insert: "of section 18-3126, Idaho Code, the consumer reporting agency shall, within thirty (30) days of the receipt of the police report, permanently block or decline to block reporting any information that the consumer identifies"; in line 15, delete "the informer" and delete line 16 and insert: "a police report has been filed, that a block has been requested and the effective date of the block."; in line 17, following "may" insert: "decline to block or may"; in line 27, following "is" insert: "declined or"; in line 34, delete "consumer reporting agency's"; and in line 36, following "agency" insert: "or the furnisher of the information or both. A judgment in favor of the consumer shall include an award of attorney's fees in addition to other appropriate relief as granted by the court".

HOUSE AMENDMENT TO H 654
AMENDMENT TO THE BILL
On page 1 of the printed bill, delete lines 11 through 43; on page 2, delete lines 1 through 53; on page 3, delete lines 1 through 55; and on page 4, delete lines 1 through 27 and insert:

"SECTION 1. That Section 9-337, Idaho Code, be, and the same is hereby amended to read as follows:

9-337. Definitions. As used in sections 9-337 through 9-347, Idaho Code:
(1) "Copy" means transcribing by handwriting, photocopying, duplicating machine and reproducing by any other means so long as the public record is not altered or damaged.
(2) "Custodian" means the person having personal custody and control of the public records in question. If no such designation is made by the public agency or independent public body corporate and politic, then custodian means any public official having custody of, control of, or authorized access to public records and includes all delegates of such officials, employees or representatives.
(3) "Independent public body corporate and politic" means the Idaho housing and finance association as created in chapter 62, title 67, Idaho Code.
(4) "Inspect" means the right to listen, view and make notes of public records as long as the public record is not altered or damaged.
(5) "Investigatory record" means information with respect to an identifiable person, group of persons or entities compiled by a public agency or independent public body corporate and politic pursuant to its statutory authority in the course of investigating a specific act, omission, failure to act, or other conduct over which the public agency or independent public body corporate and politic has regulatory authority or law enforcement authority.
(6) "Law enforcement agency" means any state or local agency given law enforcement powers or which has authority to investigate, enforce, prosecute or punish violations of state or federal criminal statutes, ordinances or regulations.
(7) "Local agency" means a county, city, school district, municipal corporation, district, public health district, political subdivision, or any agency thereof, or any committee of a local agency, or any combination thereof.
(8) "Person" means any natural person, corporation, partnership, firm, association, joint venture, state or local agency or any other recognized legal entity.
(9) "Public agency" means any state or local agency as defined in this section.
(10) "Public official" means any state, county, local district, independent public body corporate and politic or governmental official or employee, whether elected, appointed or hired.
(11) "Public record" includes, but is not limited to, any writing containing information relating to the conduct or
administration of the public’s business prepared, owned, used or
retained by any state agency, independent public body corporate
and politic or local agency regardless of physical form or
characteristics.

(142) "State agency" means every state officer, department,
division, bureau, commission and board or any committee of a
state agency including those in the legislative or judicial branch,
except the state militia.

(123) "Writing" includes, but is not limited to, handwriting,
typewriting, printing, photostating, photographing and every
means of recording, including letters, words, pictures, sounds or
symbols or combination thereof, and all papers, maps, magnetic
or paper tapes, photographic films and prints, magnetic or
punched cards, discs, drums or other documents.

SECTION 2. That Section 9-338, Idaho Code, be, and the
same is hereby amended to read as follows:

9-338. PUBLIC RECORDS -- RIGHT TO EXAMINE. (1)
Every person has a right to examine and take a copy of any
public record of this state and there is a presumption that all
public records in Idaho are open at all reasonable times for
inspection except as otherwise expressly provided by statute.

(2) The right to copy public records shall include the right
to make photographs or photographic or other copies while the
records are in the possession of the custodian of the records using
equipment provided by the public agency or independent public
body corporate and politic or using equipment designated by the
custodian.

(3) Additionally, the custodian of any public record shall
give the person, on demand, a certified copy of it if the record is
of a nature permitting such copying or shall furnish reasonable
opportunity to inspect or copy such record.

(4) The custodian shall make no inquiry of any person who
applies for a public record, except to verify the identity of a
person requesting a record in accordance with section 9-342,
Idaho Code, to ensure that the requested record or information
is not descriptive of an identifiable person or persons.

(5) Nothing herein contained shall prevent the custodian from
maintaining such vigilance as is required to prevent alteration of
any public record while it is being examined.

(6) Examination of public records under the authority of this
section must be conducted during regular office or working hours
except as otherwise expressly provided by statute.

(7) Examination of public records other than regular office or working hours
shall not be used for purposes of a mailing or telephone list
or independent public body corporate and politic from disclosing
information in the form of a publication.

(8) A public agency or independent public body corporate
and politic or public official may establish a copying fee schedule. The fee may not exceed the actual
cost to the agency of copying the record if another fee is
not otherwise provided by law. The actual cost shall not
include any administrative or labor costs resulting from
locating and providing a copy of the public record provided
however, that a public agency or independent public body corporate and politic or public official may charge a fee,
uniform to all persons that does not exceed the sum of the following:

(i) The agency’s direct cost of copying the
information in that form;
(ii) The standard cost, if any, for selling the same
information in the form of a publication.

The custodian may require advance payment of the cost of
copying. Any money received by the public agency or
independent public body corporate and politic shall be
credited to the account for which the expense being
reimbursed was or will be charged, and such funds may
be expended by the agency as part of its appropriation
from that fund.

(c) The public agency or independent public body
corporate and politic may not charge any cost or fee for
copies or labor when the requester demonstrates either:
(i) The inability to pay;
(ii) That the public’s interest or the public’s
understanding of the operations or activities of
government or its records would suffer by the
assessment or collection of any fee.

(9) A public agency or independent public body corporate
and politic shall not prevent the examination or copying of a
public record by contracting with a nongovernmental body to
perform any of its duties or functions.

(10) Nothing contained herein shall prevent a public agency
or independent public body corporate and politic from disclosing
statistical information that is not descriptive of an identifiable
person or persons.

SECTION 3. That Section 9-339, Idaho Code, be, and the
same is hereby amended to read as follows:
9-339. RESPONSE TO REQUEST FOR EXAMINATION OF PUBLIC RECORDS. (1) A public agency or independent public body corporate and politic shall either grant or deny a person’s request to examine or copy public records within three (3) working days of the date of the receipt of the request for examination or copying. If it is determined by employees of the public agency or independent public body corporate and politic that a longer period of time is needed to locate or retrieve the public records, the public agency or independent public body corporate and politic shall so notify in writing the person requesting to examine or copy the records and shall provide the public records to the person no later than ten (10) working days following the person’s request.

(2) If the public agency or independent public body corporate and politic fails to respond, the request shall be deemed to be denied within ten (10) working days following the request.

(3) If the public agency or independent public body corporate and politic denies the person’s request for examination or copying the public records or denies in part and grants in part the person’s request for examination and copying of the public records, the person legally responsible for administering the public agency or independent public body corporate and politic or that person’s designee shall notify the person in writing of the denial or partial denial of the request for the public record.

(4) The notice of denial or partial denial shall state that the attorney for the public agency or independent public body corporate and politic has reviewed the request or shall state that the public agency or independent public body corporate and politic has had an opportunity to consult with an attorney regarding the request for examination or copying of a record and has chosen not to do so. The notice of denial or partial denial also shall indicate the statutory authority for the denial and indicate clearly the person’s right to appeal the denial or partial denial and the time periods for doing so.

SECTION 4. That Section 9-340B, Idaho Code, be, and the same is hereby amended to read as follows:

9-340B. RECORDS EXEMPT FROM DISCLOSURE -- LAW ENFORCEMENT RECORDS, INVESTIGATORY RECORDS OF AGENCIES, WORKER’S COMPENSATION. The following records are exempt from disclosure:

(1) Investigatory records of a law enforcement agency, as defined in section 9-337(56), Idaho Code, under the conditions set forth in section 9-335, Idaho Code.

(2) Juvenile records of a person maintained pursuant to chapter 5, title 20, Idaho Code, except that facts contained in such records shall be furnished upon request in a manner determined by the court to persons and governmental and private agencies and institutions conducting pertinent research studies or having a legitimate interest in the protection, welfare and treatment of the juvenile who is thirteen (13) years of age or younger. If the juvenile is petitioned or charged with an offense which would be a criminal offense if committed by an adult, the name, offense of which the juvenile was petitioned or charged and disposition of the court shall be subject to disclosure as provided in section 20-525, Idaho Code. Additionally, facts contained in any records of a juvenile maintained under chapter 5, title 20, Idaho Code, shall be furnished upon request to any school district where the juvenile is enrolled or is seeking enrollment.

(3) (a) Records of the department of correction or the commission of pardons and parole to the extent that disclosure thereof would interfere with the secure and orderly conduct of their operations, or the rehabilitation of any person in the custody of the department of correction or on parole, or would substantially prejudice or prevent the carrying out of the functions of the department of correction or the commission of pardons and parole if the public interest in confidentiality clearly outweighs the public interest in disclosure. Records exempt from disclosure shall include, but not be limited to, those containing the names and addresses of witnesses or victims or those containing information identifying victims or witnesses.

(b) Operation manuals of county jails. "Operation manuals" are those internal documents of any county jail that define the procedures utilized to maintain security within the jail.

(4) Voting records of the sexual offender classification board. In accordance with section 18-8315, Idaho Code, the written record of the vote to classify an offender as a violent sexual predator by each board member in each case reviewed by that board member shall be exempt from disclosure to the public and shall be made available upon request only to the governor, the chairman of the senate judiciary and rules committee, and the chairman of the house of representatives judiciary, rules and administration committee, for all lawful purposes.

(5) Records of the sheriff or department of law enforcement received or maintained pursuant to section 18-3302, Idaho Code, relating to an applicant or licensee.

(6) Records of investigations prepared by the department of health and welfare pursuant to its statutory responsibilities dealing with the protection of children, the rehabilitation of youth, adoptions and the commitment of mentally ill persons.

(7) Records including, but not limited to, investigative reports, resulting from investigations conducted into complaints of discrimination made to the Idaho human rights commission unless the public interest in allowing inspection and copying of such records outweighs the legitimate public or private interest in maintaining confidentiality of such records. A person may inspect and copy documents from an investigative file to which he or she is a named party if such documents are not otherwise prohibited from disclosure by federal law or regulation or state law. The confidentiality of this subsection will no longer apply to any record used in any judicial proceeding brought by a named party to the complaint or investigation, or by the Idaho human rights commission, relating to the complaint of discrimination.

(8) Records containing information obtained by the manager of the Idaho state insurance fund pursuant to chapter 9, title 72, Idaho Code, from or on behalf of employers or employees contained in underwriting and claims for benefits files.

(9) The worker’s compensation records of the Idaho industrial commission provided that the industrial commission shall make such records available:

(a) To the parties in any worker’s compensation claim and to the industrial special indemnity fund of the state of Idaho; or
(b) To employers and prospective employers subject to the provisions of the Americans with disabilities act, 42 U.S.C. 12112, or other statutory limitations, who certify that the information is being requested with respect to a worker to whom the employer has extended an offer of employment and will be used in accordance with the provisions of the Americans with disabilities act, 42 U.S.C. 12112, or other statutory limitations; or

(c) To employers and prospective employers not subject to the provisions of the Americans with disabilities act, 42 U.S.C. 12112, or other statutory limitations, provided the employer presents a written authorization from the person to whom the records pertain; or

(d) To others who demonstrate that the public interest in allowing inspection and copying of such records outweighs the public or private interest in maintaining the confidentiality of such records, as determined by a civil court of competent jurisdiction.

(10) Records of investigations compiled by the commission on aging involving vulnerable adults, as defined in section 18-1505, Idaho Code, alleged to be abused, neglected or exploited.

(11) Criminal history records and fingerprints, as defined by section 67-3001, Idaho Code, and compiled by the department of law enforcement. Such records shall be released only in accordance with chapter 30, title 67, Idaho Code.

SECTION 5. That Section 9-340C, Idaho Code, be, and the same is hereby amended to read as follows:

9-340C. RECORDS EXEMPT FROM DISCLOSE--
PERSONNEL RECORDS, PERSONAL INFORMATION,
HEALTH RECORDS, PROFESSIONAL DISCIPLINE. The
following records are exempt from disclosure:

(1) Except as provided in this subsection, all personnel records of a current or former public official other than the public official's public service or employment history, classification, pay grade and step, longevity, gross salary and salary history, status, workplace and employing agency. All other personnel information relating to a public employee or applicant including, but not limited to, information regarding sex, race, marital status, birth date, home address and telephone number, applications, testing and scoring materials, grievances, correspondence and performance evaluations, shall not be disclosed to the public without the employee's or applicant's written consent. A public official or authorized representative may inspect and copy his personnel records, except for material used to screen and test for employment.

(2) Retired employees' and retired public officials' home addresses, home telephone numbers and other financial and nonfinancial membership records; active and inactive member financial and membership records and mortgage portfolio loan documents maintained by the public employee retirement system. Financial statements prepared by retirement system staff, funding agents and custodians concerning the investment of assets of the public employee retirement system of Idaho are not considered confidential under this chapter.

(3) Information and records submitted to the Idaho state lottery for the performance of background investigations of employees, lottery retailers and major procurement contractors; audit records of lottery retailers, vendors and major procurement contractors submitted to or performed by the Idaho state lottery; validation and security tests of the state lottery for lottery games; business records and information submitted pursuant to sections 67-7412(8) and (9) and 67-7421(8) and (9), Idaho Code, and such documents and information obtained and held for the purposes of lottery security and investigative action as determined by lottery rules unless the public interest in disclosure substantially outweighs the private need for protection from public disclosure.

(4) Records of a personal nature as follows:

(a) Records of personal debt filed with a public agency or independent public body corporate and politic pursuant to law;

(b) Personal bank records compiled by a public depositor for the purpose of public funds transactions conducted pursuant to law;

(c) Records of ownership of financial obligations and instruments of a public agency or independent public body corporate and politic, such as bonds, compiled by the public agency or independent public body corporate and politic pursuant to law;

(d) Records, with regard to the ownership of, or security interests in, registered public obligations;

(e) Vital statistics records.

(5) Information in an income or other tax return measured by items of income or sales, which is gathered by a public agency for the purpose of administering the tax, except such information to the extent disclosed in a written decision of the tax commission pursuant to a taxpayer protest of a deficiency determination by the tax commission, under the provisions of section 63-3045B, Idaho Code.

(6) Records of a personal nature related directly or indirectly to the application for and provision of statutory services rendered to persons applying for public care for the elderly, indigent, or mentally or physically handicapped, or participation in an environmental or a public health study, provided the provisions of this subsection making records exempt from disclosure shall not apply to the extent that such records or information contained in those records are necessary for a background check on an individual that is required by federal law regulating the sale of firearms, guns or ammunition.

(7) Employment security information and unemployment insurance benefit information, except that all interested parties may agree to waive the exemption.

(8) Any personal records, other than names, business addresses and business phone numbers, such as parentage, race, religion, sex, height, weight, tax identification and social security numbers, financial worth or medical condition submitted to any public agency or independent public body corporate and politic pursuant to a statutory requirement for licensing, certification, permit or bonding.

(9) Unless otherwise provided by agency rule, information obtained as part of an inquiry into a person's fitness to be granted or retain a license, certificate, permit, privilege, commission or position, private association peer review committee records authorized in title 54, Idaho Code. Any agency which has records exempt from disclosure under the provisions of this subsection shall annually make available a statistical summary of the number and types of matters considered and their disposition.
(10) The records, findings, determinations and decisions of any prelitigation screening panel formed under chapters 10 and 23, title 6, Idaho Code.

(11) Board of professional discipline reprimands by informal admonition pursuant to subsection (6)(f) of section 54-1806A, Idaho Code.

(12) Records of the department of health and welfare or a public health district that identify a person infected with a reportable disease.

(13) Records of hospital care, medical records, records of psychiatric care or treatment and professional counseling records relating to an individual’s condition, diagnosis, care or treatment, provided the provisions of this subsection making records exempt from disclosure shall not apply to the extent that such records or information contained in those records are necessary for a background check on an individual that is required by federal law regulating the sale of firearms, guns or ammunition.

(14) Information collected pursuant to the directory of new hirers act, chapter 16, title 72, Idaho Code.

(15) Personal information contained in motor vehicle and driver records that is exempt from disclosure under the provisions of chapter 2, title 49, Idaho Code.

(16) Records of the financial status of prisoners pursuant to subsection (2) of section 20-607, Idaho Code.

(17) Records of the department of law enforcement or department of correction received or maintained pursuant to section 19-5514, Idaho Code, relating to DNA databases and databanks.

(18) Records of the department of health and welfare relating to a survey, resurvey or complaint investigation of a licensed nursing facility shall be exempt from disclosure. Such records shall, however, be subject to disclosure as public records on and after the fourteenth day following the date that department of health and welfare representatives officially exit the facility pursuant to federal regulations. Provided however, that for purposes of confidentiality, no record shall be released under this section which specifically identifies any nursing facility resident.

(19) Records and information contained in the registry of immunizations against childhood diseases maintained in the department of health and welfare, including information disseminated to others from the registry by the department of health and welfare.

(20) Records of the Idaho housing and finance association (IHFA) relating to the following:

(a) Records containing personal financial, family, health or similar personal information submitted to or otherwise obtained by the IHFA;

(b) Records submitted to or otherwise obtained by the IHFA with regard to obtaining and servicing mortgage loans and all records relating to the review, approval or rejection by the IHFA of said loans;

(c) Mortgage portfolio loan documents;

(d) Records of a current or former employee other than the employee’s duration of employment with the association, position held and location of employment. This exemption from disclosure does not include the contracts of employment or any remuneration, including reimbursement of expenses, of the executive director, executive officers or commissioners of the association. All other personnel information relating to an association employee or applicant including, but not limited to, information regarding sex, race, marital status, birth date, home address and telephone number, applications, testing and scoring materials, grievances, correspondence, retirement plan information and performance evaluations, shall not be disclosed to the public without the employee’s or applicant’s written consent. An employee or authorized representative may inspect and copy that employee’s personnel records, except for material used to screen and test for employment or material not subject to disclosure elsewhere in the Idaho public records act.

SECTION 6. That Section 9340-D, Idaho Code, be, and the same is hereby amended to read as follows:

9-340D. RECORDS EXEMPT FROM DISCLOSURE -- TRADE SECRETS, PRODUCTION RECORDS, APPRAISALS, BIDS, PROPRIETARY INFORMATION. The following records are exempt from disclosure:

(1) Trade secrets including those contained in response to public agency or independent public body corporate and political requests for proposal, requests for clarification, requests for information and similar requests. "Trade secrets" as used in this section means information, including a formula, pattern, compilation, program, computer program, device, method, technique, process, or unpublished or in progress research that:

(a) Derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertained by proper means by other persons who can obtain economic value from its disclosure or use; and

(b) Is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

(2) Production records, housing production, rental and financing records, sale or purchase records, catch records, mortgage portfolio loan documents, or similar business records of a private concern or enterprise required by law to be submitted to or inspected by a public agency or submitted to or otherwise obtained by an independent public body corporate and political. Nothing in this subsection shall limit the use which can be made of such information for regulatory purposes or its admissibility in any enforcement proceeding.

(3) Records relating to the appraisal of real property, timber or mineral rights prior to its acquisition, sale or lease by a public agency or independent public body corporate and political.

(4) Any estimate prepared by a public agency or independent public body corporate and political that details the cost of a public project until such time as disclosed or bids are opened, or upon award of the contract for construction of the public project.

(5) Examination, operating or condition reports and all documents relating thereto, prepared by or supplied to any public agency or independent public body corporate and political responsible for the regulation or supervision of financial institutions including, but not limited to, banks, savings and loan associations, regulated lenders, business and industrial development corporations, credit unions, and insurance companies, or for the regulation or supervision of the issuance of securities.

(6) Records gathered by a local agency or the Idaho department of commerce, as described in chapter 47, title 67,
Idaho Code, for the specific purpose of assisting a person to locate, maintain, invest in, or expand business operations in the state of Idaho.

(7) Shipping and marketing records of commodity commissions used to evaluate marketing and advertising strategies and the names and addresses of growers and shippers maintained by commodity commissions.

(8) Financial statements and business information and reports submitted by a legal entity to a port district organized under title 70, Idaho Code, in connection with a business agreement, or with a development proposal or with a financing application for any industrial, manufacturing, or other business activity within a port district.

(9) Names and addresses of seed companies, seed crop growers, seed crop consignees, locations of seed crop fields, variety name and acreage by variety. Upon the request of the owner of the proprietary variety, this information shall be released to the owner. Provided however, that if a seed crop has been identified as diseased or has been otherwise identified by the Idaho department of agriculture, other state departments of agriculture, or the United States department of agriculture to represent a threat to that particular seed or commercial crop industry or to individual growers, information as to test results, location, acreage involved and disease symptoms of that particular seed crop, for that growing season, shall be available for public inspection and copying. This exemption shall not supersede the provisions of section 22-436, Idaho Code.

(10) Information obtained from books, records and accounts required in chapter 47, title 22, Idaho Code, to be maintained by the Idaho canola and rapeseed commission and pertaining to the individual production records of canola or rapeseed growers.

(11) Records of any risk retention or self-insurance program prepared in anticipation of litigation or for analysis of or settlement of potential or actual money damage claims against a public entity and its employees or against the industrial special indemnity fund except as otherwise discoverable under the Idaho or federal rules of civil procedure. These records shall include, but are not limited to, claims evaluations, investigatory records, computerized reports of losses, case reserves, internal documents and correspondence relating thereto. At the time any claim is concluded, only statistical data and actual amounts paid in settlement shall be deemed a public record unless otherwise ordered to be sealed by a court of competent jurisdiction. Provided however, nothing in this subsection is intended to limit the attorney client privilege or attorney work product privilege, or federal rules of civil procedure. These records shall include, but are not limited to, claims evaluations, investigatory records, computerized reports of losses, case reserves, internal documents and correspondence relating thereto. At the time any claim is concluded, only statistical data and actual amounts paid in settlement shall be deemed a public record unless otherwise ordered to be sealed by a court of competent jurisdiction. Provided however, nothing in this subsection is intended to limit the attorney client privilege or attorney work product privilege, or federal rules of civil procedure. These records shall include, but are not limited to, claims evaluations, investigatory records, computerized reports of losses, case reserves, internal documents and correspondence relating thereto. At the time any claim is concluded, only statistical data and actual amounts paid in settlement shall be deemed a public record unless otherwise ordered to be sealed by a court of competent jurisdiction. Provided however, nothing in this subsection is intended to limit the attorney client privilege or attorney work product privilege, or

(12) Records of laboratory test results provided by or retained by the Idaho food quality assurance laboratory. Nothing in this subsection shall limit the use which can be made, or availability of such information if used, for regulatory purposes or its admissibility in any enforcement proceeding.

(13) Reports required to be filed under chapter 13, title 62, Idaho Code, identifying electrical or natural or manufactured gas consumption data for an individual customer or account.

(14) Voluntarily prepared environmental audits, and voluntary disclosures of information submitted on or before December 31, 1997, to an environmental agency as defined in section 9-803, Idaho Code, which are claimed to be confidential business information.

(15) Computer programs developed or purchased by or for any public agency or independent public body corporate and politic for its own use. As used in this subsection, "computer program" means a series of instructions or statements which permit the functioning of a computer system in a manner designed to provide storage, retrieval and manipulation of data from the computer system, and any associated documentation and source material that explain how to operate the computer program. Computer program does not include:

(a) The original data including, but not limited to, numbers, text, voice, graphics and images;
(b) Analysis, compilation and other manipulated forms of the original data produced by use of the program; or
(c) The mathematical or statistical formulas that would be used if the manipulated forms of the original data were to be produced manually.

(16) Active investigative records and trademark usage audits of the Idaho potato commission specifically relating to the enforcement of chapter 12, title 22, Idaho Code, until the commencement of formal proceedings as provided by rules of the commission; purchase and sales information submitted to the Idaho potato commission during a trademark usage audit, and investigation or enforcement proceedings. Inactive investigatory records shall be disclosed unless the disclosure would violate the standards set forth in subsections (1)(a) through (f) of section 9-335, Idaho Code. Nothing in this subsection shall limit the use which can be made, or availability of such information if used, for regulatory purposes or its admissibility in any enforcement proceeding.

SECTION 7. That Section 9-341, Idaho Code, be, and the same is hereby amended to read as follows:

9-341. EXEMPT AND NONEXEMPT PUBLIC RECORDS TO BE SEPARATED. If any public record contains material which is not exempt from disclosure as well as material which is exempt from disclosure, the public agency or independent public body corporate and politic shall, upon receipt of a request for disclosure, separate the exempt and nonexempt material and make the nonexempt material available for examination, provided that a denial of a request to copy nonexempt material in a public record shall not be based upon the fact that such nonexempt material is contained in the same public record as the exempt material.

SECTION 8. That Section 9-342, Idaho Code, be, and the same is hereby amended to read as follows:

9-342. ACCESS TO RECORDS ABOUT A PERSON BY A PERSON. (1) A person may inspect and copy the records of a public agency or independent public body corporate and politic pertaining to that person, even if the record is otherwise exempt from public disclosure.

(2) A person may request in writing an amendment of any record pertaining to that person. Within ten (10) days of the receipt of the request, the public agency or independent public body corporate and politic shall either:

(a) Make any correction of any portion of the record which the person establishes is not accurate, relevant, or complete; or
(b) Inform the person in writing of the refusal to amend in accordance with the request and the reasons for the refusal, and indicate clearly the person's right to appeal the refusal and the time period for doing so. The procedures for appealing a refusal to amend shall be the same as those set forth in sections 9-343 and 9-344, Idaho Code, and the court may award reasonable costs and attorney's fees to the prevailing party or parties, if it finds that the request for amendment or refusal to amend was frivolously pursued.

(3) The right to inspect and amend records pertaining to oneself does not include the right to review otherwise exempt investigatory records of a public agency or independent public body corporate and politic if the investigation is ongoing, information that is compiled in reasonable anticipation of a civil action or proceeding which is not otherwise discoverable or the information relates to adoption records or information which is otherwise exempt from disclosure by statute.

SECTION 9. That Section 9-343, Idaho Code, be, and the same is hereby amended to read as follows:

9-343. PROCEEDINGS TO ENFORCE RIGHT TO EXAMINE OR TO RECEIVE A COPY OF RECORDS -- RETENTION OF DISPUTED RECORDS. (1) The sole remedy for a person aggrieved by the denial of a request for disclosure is to institute proceedings in the district court of the county where the records or some part thereof are located, to compel the public agency or independent public body corporate and politic to make the information available for public inspection in accordance with the provisions of this act. The petition contesting the public agency's or independent public body corporate and politic's decision shall be filed within one hundred eighty (180) calendar days from the date of mailing of the notice of denial or partial denial by the public agency or independent public body corporate and politic. The time for responsive pleadings and for hearings in such proceedings shall be set by the court at the earliest possible time, or in no event beyond twenty-eight (28) calendar days from the date of filing.

(2) The public agency or independent public body corporate and politic shall keep all documents or records in question until the end of the appeal period, until a decision has been rendered on the petition, or as otherwise statutorily provided, whichever is longer.

(3) Nothing contained in this act shall limit the availability of documents and records for discovery in the normal course of judicial or administrative adjudicatory proceedings, subject to the law and rules of evidence and of discovery governing such proceedings.

SECTION 10. That Section 9-346, Idaho Code, be, and the same is hereby amended to read as follows:

9-346. IMMUNITY. No public agency or independent public body corporate and politic, public official or custodian acted in good faith in attempting to comply with the provisions of this chapter.

SECTION 11. That Section 9-347, Idaho Code, be, and the same is hereby amended to read as follows:

9-347. AGENCY GUIDELINES. By January 1, 1991, every state agency or independent public body corporate and politic shall adopt guidelines that identify the general subject matter of all public records kept or maintained by the state agency or independent public body corporate and politic, the custodian, and the physical location of such documents.

SECTION 12. That Section 9-348, Idaho Code, be, and the same is hereby amended to read as follows:

9-348. PROHIBITION ON DISTRIBUTION OR SALE OF MAILING OR TELEPHONE NUMBER LISTS -- PENALTY. (1) Except as provided in subsections (2), (3), (4), (5), (6), (7) and (8) of this section, in order to protect the privacy of those who deal with public agencies or an independent public body corporate and politic:

(a) No agency or independent public body corporate and politic may distribute or sell for use as a mailing list or a telephone number list any list of persons without first securing the permission of those on the list; and

(b) No list of persons prepared by the agency or independent public body corporate and politic may be used as a mailing list or a telephone number list except by the agency or independent public body corporate and politic or another agency without first securing the permission of those on the list.

(2) Except as may be otherwise provided in this chapter, this section does not prevent an individual from compiling a mailing list or a telephone number list by examination or copying of public records, original documents or applications which are otherwise open to public inspection.

(3) The provisions of this section do not apply to the lists of registered electors compiled pursuant to title 34, Idaho Code, or to lists of the names of employees governed by chapter 53, title 67, Idaho Code.

(4) The provisions of this section shall not apply to agencies which issue occupational or professional licenses.

(5) This section does not apply to the right of access either by Idaho law enforcement agencies or, by purchase or otherwise, of public records dealing with motor vehicle registration.

(6) This section does not apply to a corporate information list developed by the office of the secretary of state containing the name, address, registered agent, officers and directors of corporations authorized to do business in this state or to business information list developed by the department of commerce containing the name, address, telephone number or other relevant information of Idaho businesses or individuals requesting information regarding the state of Idaho or to business lists developed by the department of agriculture, division of marketing and development, used to promote food and agricultural products produced in Idaho.

(7) This section does not apply to lists to be used for ordinary utility purposes which are requested by a person who
supplies utility services in this state. Ordinary utility purposes, as used in this chapter only, do not include marketing or marketing research.

(8) This section does not apply to lists to be used to give notice required by any statute, ordinance, rule, law or by any governing agency.

(9) If a court finds that a person or public official has deliberately and in bad faith violated the provisions of subsection (1)(b) of this section, the person or public official shall be liable for a civil penalty assessed by the court in an amount not in excess of one thousand dollars ($1,000) which shall be paid into the general account.

SECTION 13. That Section 67-5241, Idaho Code, be, and the same is hereby amended to read as follows:

67-5241. INFORMAL DISPOSITION. (1) Unless prohibited by other provisions of law:
   (a) an agency or a presiding officer may decline to initiate a contested case;
   (b) any part of the evidence in a contested case may be received in written form if doing so will expedite the case without substantially prejudicing the interests of any party;
   (c) informal disposition may be made of any contested case by negotiation, stipulation, agreed settlement, or consent order. Informal settlement of matters is to be encouraged;
   (d) the parties may stipulate as to the facts, reserving the right to appeal to a court of competent jurisdiction on issues of law.

(2) An agency or a presiding officer may request such additional information as required to decide whether to initiate or to decide a contested case as provided in subsection (1) of this section.

(3) If an agency or a presiding officer declines to initiate or decide a contested case under the provisions of this section, the agency or the officer shall furnish a brief statement of the reasons for the decision to all persons involved. This subsection does not apply to investigations or inquiries directed to or performed by law enforcement agencies defined in section 9-337(5), Idaho Code.

(4) The agency may not abdicate its responsibility for any informal disposition of a contested case.Disposition of a contested case as provided in this section is a final agency action.

SECTION 14. That Section 67-6226, Idaho Code, be, and the same is hereby amended to read as follows:

67-6226. DISCLOSURE OF RECORDS. Non-agency status. It is recognized that the association is not, and has not been since its inception, a state or local agency for purposes of Idaho law, including chapter 3, title 9, Idaho Code. Therefore, in order to assure reasonable public disclosure of its records, the association shall prepare and maintain a written policy, acceptable in form and content to the governor, providing for the disclosure of its records to the public. Prior to such policy or any amendments thereto becoming effective, the association shall submit the same to the governor for his written approval.

CORRECTION TO TITLE

On page 1, delete lines 3 through 9 and insert: "SECTION 9-337, IDAHO CODE, TO DEFINE "INDEPENDENT PUBLIC BODY CORPORATE AND POLITIC" AND TO PROVIDE PROPER TERMINOLOGY IN THE DEFINITIONS OF "CUSTODIAN," "INVESTIGATORY RECORD," "PUBLIC OFFICIAL" AND "PUBLIC RECORD"; AMENDING SECTIONS 9-338 AND 9-339, IDAHO CODE, TO PROVIDE PROPER TERMINOLOGY; AMENDING SECTION 9-340B, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 9-340C, IDAHO CODE, TO SPECIFY RECORDS OF THE IDAHO HOUSING AND FINANCE ASSOCIATION AS AN INDEPENDENT PUBLIC BODY CORPORATE AND POLITIC WHICH ARE EXEMPT FROM DISCLOSURE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 9-340D, IDAHO CODE, TO EXPAND THE LIST OF PRODUCTION RECORDS WHICH ARE EXEMPT FROM DISCLOSURE AND TO INCLUDE RECORDS SUBMITTED TO OR OTHERWISE OBTAINED BY AN INDEPENDENT PUBLIC BODY CORPORATE AND POLITIC AND TO PROVIDE PROPER TERMINOLOGY; AMENDING SECTIONS 9-341 AND 9-342, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 9-343, 9-346, 9-347 AND 9-348, IDAHO CODE, TO PROVIDE PROPER TERMINOLOGY; AMENDING SECTION 67-5241, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND AMENDING SECTION 67-6226, IDAHO CODE, TO REAFFIRM THAT THE ASSOCIATION IS NOT A STATE OR LOCAL AGENCY FOR PURPOSES OF LAW AND TO DELETE PROVISIONS RELATIVE TO PUBLIC DISCLOSURE OF ITS RECORDS."

We have also had under consideration H 591, report progress and beg leave to sit again.  

DENNEY, Chairman

M r. Denney moved that the report be adopted. Seconded by M r. Bruneel.

Whereupon the Speaker declared the report adopted.

H 646, as amended, H 675, as amended, H 541, as amended, H 504, as amended, and H 654, 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.

Third Reading of Bills and Joint Resolutions

Mrs. Crow asked unanimous consent that H 707 be placed at the top of the Third Reading Calendar. M s. Jaquet objected.

Mrs. Crow moved that H 707 be placed at the top of the third reading calendar. Seconded by M r. K ellogg.
The question being, "Shall the motion carry?"

Whereupon the Speaker declared the motion carried by voice vote and **H 707** was placed at the top of the third reading calendar.

**H 707** 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. Crow, Mr. Moyle, Mr. Gagner, and Mr. Lake to open debate.

The question being, "Shall **H 707** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough(Barraclough), Barrett, Bell, Callister, Campbell, Cheirrett, Crow, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hornbeck, Kellogg, Kendell, Kunz, Lake, Linford, Loertscher, Mckague, M ortensen, Moss, Moyle, Pearce, Pischner, Reynolds, Sali, Schaefer, Smylie, Stevenson, Taylor, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 41.


**Absent and excused** -- Barrett. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 707** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

M r. Deal 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.

**Adjournment**

M r. Denney moved that the House adjourn until 10 a.m., Friday, March 10, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:28 p.m.

**BRUCE NEWCOMB,** Speaker

**ATTEST:**

**PAMM JUKER,** Chief Clerk

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**SIXTY-FIRST LEGISLATIVE DAY**

**FRIDAY, MARCH 10, 2000**

House of Representatives

The House convened at 10 a.m., Mr. Bruneel in the Chair.
Roll call showed 69 members present. Absent and excused -- Hansen(29). Total -- 70.

Prayer was offered by Bishop Edward W. Paup.

Approval of Journal

March 10, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

March 9, 2000

Mr. Speaker:

I transmit herewith SCR 159, SJ M 108, SJ M 109, SCR 147, S 1411, S 1395, S 1337, S 1338, S 1447, S 1455, as amended, S 1406, as amended, S 1464, as amended, S 1507, as amended, S 1380, as amended, S 1510, as amended, S 1426, as amended, S 1465, S 1472, S 1473, S 1460, S 1431, and S 1516 which have passed the Senate.

WOOD, Secretary

SCR 159, SJ M 108, SJ M 109, SCR 147, S 1411, S 1395, S 1337, S 1338, S 1447, S 1455, as amended, S 1406, as amended, S 1464, as amended, S 1507, as amended, S 1380, as amended, S 1510, as amended, S 1426, as amended, S 1465, S 1472, S 1473, S 1460, S 1431, and S 1516 were filed for first reading.

Report of Standing Committees

March 10, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 726, H 727, H 728, and House amendments to H 675, H 541, H 504, H 654, and H 646.

GOULD, Chairman

H 726 and H 727 were referred to the Education Committee.

H 728 was referred to the Revenue and Taxation Committee.

H 646, as amended, H 675, as amended, H 541, as amended, H 504, as amended, and H 654, as amended.

GOULD, Chairman

H 646, as amended, H 675, as amended, H 541, as amended, H 504, as amended, and H 654, as amended, were filed for first reading of engrossed bills.

March 9, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 695 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 695 was placed on General Orders for consideration.

March 9, 2000

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration HCR 47 and recommend it be referred to the Appropriations Committee.

REYNOLDS, Chairman

HCR 47 was referred to the Appropriations Committee.

March 9, 2000

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration S 1424 and S 1446 and recommend that they do pass.

LINFORD, Chairman

S 1424 and S 1446 were filed for second reading.

March 9, 2000

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration S 1390 and S 1404 and recommend that they do pass.

SCHAEFER, Chairman

S 1390 and S 1404 were filed for second reading.

March 10, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1353 and S 1354 and recommend that they do pass.

GOULD, Chairman

S 1353 and S 1354 were filed for second reading.
Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 626, H 508, and S 1523 and report them back with amendments attached to be placed on General Orders for consideration.

GOULD, Chairman

H 626, H 508, and S 1523 were placed on General Orders for consideration.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 48
BY STATE AFFAIRS COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE CONCERNING TOBACCO AND SUBSTANCE ABUSE IN IDAHO, AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO DEVELOP A COMPREHENSIVE ASSESSMENT OF TOBACCO AND SUBSTANCE ABUSE SPECIFIC TO THE STATE OF IDAHO, TO EVALUATE EXISTING AND POTENTIAL PROGRAMS, AND MAKE RECOMMENDATIONS TO THE LEGISLATURE.

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

WHEREAS, smoking is the most preventable cause of death in our society responsible for nearly one in five deaths in the United States; and
WHEREAS, tobacco use drains the United States' economy of more than $100 billion in health care costs and lost productivity annually; and
WHEREAS, nationwide, 71% of high school students have tried cigarette smoking and 16% of high school students are considered frequent smokers; and
WHEREAS, people who quit, regardless of age, live longer than people who continue to smoke and an estimated 69% of current smokers report that they would like to quit; and
WHEREAS, there has been a resurgence in the use of all forms of smokeless tobacco which seems to be more prevalent in the western states; and
WHEREAS, never smoking and never using smokeless tobacco is obviously the most effective possible approach to reduction in the adverse repercussions incurred from tobacco;
WHEREAS, national statistics provide insight and valuable information but are not specific to the people and conditions of Idaho; and
WHEREAS, recent events have provided the essential financial resources to address programs to prevent smoking and help people who genuinely want to quit tobacco use.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint a legislative committee which shall work in cooperation with state agencies and private organizations and individuals, to develop and oversee a comprehensive staggered plan for the utilization of tobacco settlement funds. The subcommittee is authorized to conduct a comprehensive assessment of the extent of tobacco and substance abuse in Idaho, to evaluate existing programs and assess potential programs designed to prevent and treat substance abuse, to develop mechanisms for the longitudinal analysis of use of tobacco settlement funds toward accomplishing the defined goals, and recommend the funding of programs and services related to tobacco and other substance abuse or health services.

HCR 48 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 159, by State Affairs Committee, was introduced, read the first time by title, and referred to the Ways and Means Committee.

SCR 147, by Education Committee, was introduced, read the first time by title, and referred to the Ways and Means Committee.

SJM 108, by State Affairs Committee, was introduced, read the first time by title, and referred to the Business Committee.

SJM 109, by State Affairs Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 729
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO LIMITATION ON BUDGET REQUESTS; AMENDING SECTION 63-802, IDAHO CODE, TO PROVIDE IN THE CASE OF FIRE DISTRICTS, DURING THE YEAR IMMEDIATELY FOLLOWING THE ELECTION OF A PUBLIC UTILITY OR PUBLIC UTILITIES TO CONSENT TO BE PROVIDED FIRE PROTECTION PURSUANT TO SECTION 31-1422, IDAHO CODE, THE MAXIMUM AMOUNT OF PROPERTY TAX REVENUES PERMITTED BY THE THREE PERCENT GROWTH FACTOR LAW MAY BE INCREASED BY AN AMOUNT EQUAL TO THE CURRENT YEAR'S TAXABLE VALUE OF THE CONSENTING PUBLIC UTILITY OR PUBLIC UTILITIES MULTIPLIED BY THAT PORTION OF THE PRIOR YEAR'S LEVY SUBJECT TO THE THREE PERCENT LIMITATION AND TO PROVIDE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.
HOUSE BILL NO. 730
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO GOVERNANCE OF HORSE RACING; AMENDING SECTION 54-2502, IDAHO CODE, TO CHARGE THE IDAHO STATE LOTTERY COMMISSION WITH GOVERNANCE OF HORSE RACING; AMENDING SECTION 54-2503, IDAHO CODE, TO CREATE A RACING ADVISORY COMMITTEE WITHIN THE LOTTERY COMMISSION AND TO PROVIDE THE MEMBERSHIP OF THE COMMITTEE; AMENDING SECTION 54-2504, IDAHO CODE, TO PROVIDE PROCEDURES OF THE ADVISORY COMMITTEE; AMENDING SECTION 54-2505, IDAHO CODE, TO INCLUDE THE ADVISORY COMMITTEE WITHIN REQUIREMENTS FOR ANNUAL REPORT AND PUBLIC RECORDS; AMENDING SECTION 54-2506, IDAHO CODE, TO PROVIDE RULES GOVERNING HORSE RACING AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2507, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 54-2508, 54-2509, 54-2512, 54-2513 AND 54-2514, IDAHO CODE, TO PROVIDE CORRECTION TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 54-2515, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 731
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE IDAHO RACING COMMISSION; AMENDING SECTION 54-2505, IDAHO CODE, TO REQUIRE THE COMMISSION TO INCLUDE CERTAIN INFORMATION IN THE ANNUAL REPORT; AND AMENDING SECTION 54-2508, IDAHO CODE, TO REQUIRE APPLICANTS FOR LICENSURE BY THE RACING COMMISSION TO SUBMIT CERTAIN FINANCIAL INFORMATION.

HOUSE BILL NO. 732
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE SALE OR TRANSFER OF ELECTRIC UTILITIES; PROVIDING LEGISLATIVE INTENT; AMENDING SECTION 61-328, IDAHO CODE, TO REQUIRE A FINDING THAT THE TRANSACTION SHALL BE CONSISTENT WITH AND PROMOTE THE PUBLIC INTEREST; TO REQUIRE INCLUSION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES' CONDITIONS REGARDING WATER RIGHTS AND TO PROVIDE THAT THE APPLICANT SHALL BEAR THE BURDEN OF SHOWING THAT THE TRANSFER REQUIREMENTS HAVE BEEN SATISFIED; AMENDING SECTION 42-1701, IDAHO CODE, TO PROVIDE THAT ANY AUTHORIZATION OR ORDER OF THE IDAHO PUBLIC UTILITIES COMMISSION, UNDER THE PROVISIONS OF THE PUBLIC UTILITIES LAW, APPROVING THE SALE, ASSIGNMENT OR TRANSFER OF WATER RIGHTS USED IN THE GENERATION OF ELECTRIC POWER SHALL BE ISSUED ONLY UPON CONDITIONS REQUIRED BY THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES AS NECESSARY TO PREVENT A CHANGE IN THE HISTORIC USE OF WATER UNDER THE HYDROPOWER RIGHTS THAT WOULD CAUSE AN ADVERSE EFFECT UPON ANY WATER RIGHTS EXISTING ON THE DATE OF THE SALE, ASSIGNMENT OR TRANSFER, AND THAT THE PUBLIC INTEREST, AS IT PERTAINS TO HYDROPOWER WATER RIGHTS AND THE USE OF WATER UNDER THE WATER RIGHTS, WILL NOT BE ADVERSELY AFFECTED AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 733
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO DISTRIBUTION OF MONEYS DERIVED FROM SIMULCAST OF HORSE AND DOG RACING WAGERING; AMENDING SECTION 54-2512, IDAHO CODE, TO PROVIDE THAT A DISTRIBUTION OF SIMULCAST HANDLE PROVIDED BY LAW MAY BE NEGOTIATED BY THE HORSEMEN'S GROUP OF THE TRACK AND TO REVISE DISTINCTION BETWEEN LARGE AND SMALL RACETRACKS AND TO ELIMINATE A REQUIREMENT FOR TWO YEARS OF LIVE RACE EXPERIENCE PRIOR TO LICENSURE AS A SIMULCAST RACE SITE.

HOUSE BILL NO. 734
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO DISTRIBUTION OF MONEYS DERIVED FROM SIMULCAST OF HORSE AND DOG RACING WAGERING; AMENDING SECTION 54-2512, IDAHO CODE, TO PROVIDE THAT A DISTRIBUTION OF SIMULCAST HANDLE PROVIDED BY LAW MAY BE NEGOTIATED BY THE HORSEMEN'S GROUP OF THE TRACK AND TO REVISE DISTINCTION BETWEEN LARGE AND SMALL RACETRACKS; AND AMENDING SECTIONS 54-2513, IDAHO CODE, TO REVISE DISTINCTION BETWEEN LARGE AND SMALL RACETRACKS, TO GOVERN DISTRIBUTION OF MONEYS IN THE LIVE RACE POOL AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 25, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2513A, IDAHO CODE, TO GOVERN THE DISTRIBUTION OF MONEYS IN THE SIMULCAST HORSE RACING POOL; AND AMENDING SECTION 54-2514, IDAHO CODE, TO GOVERN DISTRIBUTION OF MONEYS IN THE SIMULCAST DOG RACING POOL AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 735
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF INSURANCE FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 736
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF WATER RESOURCES FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.
HOUSE BILL NO. 737
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF PARKS AND RECREATION FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME POSITIONS; APPROPRIATING AND TRANSFERRING CERTAIN MONEYS TO THE PARKS AND RECREATION FUND; REDEVELOPING CERTAIN FUNDS FOR CAPITAL OUTLAY; AUTHORIZING THE CONTINUOUS APPROPRIATION OF CERTAIN FUNDS TO OPERATE THE DEPARTMENT'S ENTREPRENEURIAL BUDGET SYSTEM; AUTHORIZING THE TRANSFER OF CERTAIN FUNDS INTO THE PARK LAND TRUST FUND; APPROPRIATING MONEYS TO THE LAVA HOT SPRINGS FOUNDATION FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME POSITIONS.

HOUSE BILL NO. 738
BY APPROPRIATIONS COMMITTEE
AN ACT
EXPRESSING LEGISLATIVE INTENT; APPROPRIATING MONEYS TO THE DIVISION OF BUILDING SAFETY FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 739
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE ATTORNEY GENERAL FOR FISCAL YEAR 2001; PROVIDING FOR THE TRANSFER OF CERTAIN FUNDS; EXPRESSING LEGISLATIVE INTENT WITH RESPECT TO CERTAIN EXPENDITURES; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

H 729, H 730, H 731, H 732, H 733, H 735, H 736, H 737, H 738, and H 739 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1411, S 1395, and S 1472, by Commerce and Human Resources Committee, were introduced, read the first time by title, and referred to the Business Committee.

S 1337, S 1338, and S 1447, by Resources and Environment Committee, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1455, as amended, and S 1510, as amended, by Health and Welfare Committee, were introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1406, 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 1464, as amended, S 1507, as amended, S 1460, and S 1431, by Transportation Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1516, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1380, 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 1426, as amended, by State Affairs Committee, was introduced, read the first time by title, and referred to the Environmental Affairs Committee.

S 1465, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

S 1473, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

First Reading of Engrossed Bills

H 646, as amended, by Transportation and Defense Committee, was introduced, read the first time by title and filed for second reading.

H 675, as amended, and H 541, as amended, by Education Committee, were introduced, read the first time by title and filed for second reading.

H 504, as amended, by Judiciary, Rules, and Administration Committee, was introduced, read the first time by title and filed for second reading.

H 654, as amended, by State Affairs Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

H 693, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1372, S 1386, and SCR 150, by Education Committee, were read the second time by title and filed for third reading.

H 688 and H 698, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 676, by Education Committee, was read the second time by title and filed for third reading.

S 1450 and SCR 155, by State Affairs Committee, were read the second time by title and filed for third reading.
S 1463, by Transportation Committee, was read the second time by title and filed for third reading.

S 1316, as amended, and S 1317, as amended, by Health and Welfare Committee, were read the second time by title and filed for third reading.

SCR 149, S 1346, and S 1347, by Agricultural Affairs Committee, were read the second time by title and filed for third reading.

H 696, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

HJM 8, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1533, by Finance Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mrs. Wood asked unanimous consent that H 706 be placed on General Orders for consideration. There being no objection, it was so ordered.

Mr. Denney asked unanimous consent that H 678 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

Mr. Gagner asked unanimous consent that, pursuant to Rule 22, discussion of H 668 and H 669 be allowed in debate of H 678. There being no objection, it was so ordered.

At this time, the Speaker took the chair.

H 678 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. Gagner to open debate.

The question being, "Shall H 678 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Campbell, Chase, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Gagner, Gould, Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Mader, Marley, Moyer, Montgomery, Mortensen, Moss, Moyle, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 44.


Absent and excused -- Hansen(29), Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 678 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that the House recess until 12:55 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 12:55 p.m.

RECESS

Afternoon Session

The House reconvened at 12:55 p.m., the Speaker in the Chair.

Roll call reenved 69 members present.

Absent and excused -- Hansen(29). Total -- 1.

Total -- 70.

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

Third Reading of Bills and Joint Resolutions

H 710 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. Field(20) to open debate.

The question being, "Shall H 710 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Moyer, Montgomery, Mortensen, Moss, Moyle, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 63.

NAYS -- Tilman. Total -- 1.


Total -- 70.

Whereupon the Speaker declared H 710 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 711 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. Clark to open debate.
The question being, "Shall H 711 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Goud, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempent, Kendell, Kunz, Lake, Loetrscher, Mader, Marley, Meyer, Montgomery, M ortensen, M oss, Moyle, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Hansen(29), Linford, M cAague, Pearce, Pischner. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 711 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 712 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. Marley to open debate.

The question being, "Shall H 712 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Goud, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempent, Kendell, Kunz, Lake, Loetrscher, Mader, Marley, M cAague, M ortensen, M oss, Moyle, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 65.


Absent and excused -- Hansen(29), Montgomery, Trail. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 712 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 634 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. Clark to open debate.

The question being, "Shall H 634 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Goud, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempent, Kendell, Lake, Linford, Loetrscher, Mader, Marley, M cAague, M ortensen, M oss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Zimmermann, Mr. Speaker. Total -- 62.

NAYS -- None.

Absent and excused -- Field(20), Hansen(29), Kunz, M eyer, Montgomery. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 634 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 522 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. Clark to open debate.

The question being, "Shall H 522 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Goud, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempent, Kendell, Kunz, Lake, Linford, Loetrscher, Mader, Marley, M cAague, M ortensen, M oss, Moyle, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Zimmermann, Mr. Speaker. Total -- 62.


Absent and excused -- Hansen(29), Montgomery, Trail. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 522 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent that all House bills be placed at the top of the Third Reading Calendar and all Senate bills be placed at the bottom of the Third Reading Calendar. There being no objection it was so ordered.

H 677 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. Clark to open debate.

The question being, "Shall H 677 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Hansen(29), Meyer, Montgomery, Trail, Wood. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 677 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 639 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. Shepherd to open debate.

The question being, "Shall H 639 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, Marley, McKague, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Zimmermann, Mr. Speaker. Total -- 62.

NAYS -- Moyle. Total -- 1.


Total -- 70.

Whereupon the Speaker declared H 639 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 575 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. Shepherd to open debate.

The question being, "Shall H 575 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, Marley, McKague, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Zimmermann, Mr. Speaker. Total -- 64.

NAYS -- None.

Absent and excused -- Campbell, Hansen(23), Hansen(29), Lake, Montgomery, Trail, Wood. Total -- 6.

Total -- 70.

Whereupon the Speaker declared H 575 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 603 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. Bieter to open debate.

The question being, "Shall H 603 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, Marley, McKague, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Alltus, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, Marley, McKague, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

Total -- 70.

Whereupon the Speaker declared H 603 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

NAYS -- Barrett. Total -- 1.
Absent and excused -- Campbell, Cuddy, Gould, Hansen(29), Lake, Mader, Trail, Zimmermann. Total -- 8.
Total -- 70.

Whereupon the Speaker declared H 603 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HCR 43 was read the third time at length, and placed before the House for final consideration.

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

The question being, "Shall HCR 43 be adopted?"

Whereupon the Speaker declared HCR 43 adopted by voice vote and ordered the resolution transmitted to the Senate.

H 382 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. Montgomery to open debate.

The question being, "Shall H 382 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Mr. Speaker. Total -- 62.
NAYS -- None.
Absent and excused -- Bruneel, Campbell, Gould, Hansen(29), Mader, Trail, Zimmermann. Total -- 8.
Total -- 70.

Whereupon the Speaker declared H 603 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 653 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. Jones to open debate.

The question being, "Shall H 653 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Mr. Speaker. Total -- 64.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared H 653 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 681 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. Kempton to open debate.

The question being, "Shall H 681 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Mr. Speaker. Total -- 51.
Absent and excused -- Bruneel, Campbell, Gould, Hansen(29), Mader, Trail, Zimmermann. Total -- 8.
Total -- 70.

Whereupon the Speaker declared H 681 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 13, 2000. There being no objection, it was so ordered.

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

Mr. Bruneel moved that the House adjourn until 10 a.m., Monday, March 13, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:17 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

SIXTY-FOURTH LEGISLATIVE DAY
MONDAY, MARCH 13, 2000

House of Representatives

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

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

March 13, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

March 10, 2000

Mr. Speaker:

I transmit herewith SJ M 110, S 1541, S 1537, S 1540, S 1539, S 1538, S 1457, S 1544, S 1519, S 1525, S 1504, as amended, and S 1494, as amended, which have passed the Senate.

WOOD, Secretary

SJ M 110, S 1541, S 1537, S 1540, S 1539, S 1538, S 1457, S 1544, S 1519, S 1525, S 1504, as amended, were filed for first reading.

Report of Standing Committees

March 13, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 48, H 729, H 730, H 731, H 732, H 733, H 734, H 735, H 736, H 737, H 738, and H 739.

GOULD, Chairman

HCR 48 was referred to the Health and Welfare Committee.

H 729 was referred to the Revenue and Taxation Committee.

H 730, H 731, H 732, H 733, and H 734 were referred to the State Affairs Committee.

H 735, H 736, H 737, H 738, and H 739 were filed for second reading.

March 10, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 645 and report it back with amendments attached to be placed on General Orders for consideration.

KEMPTON, Chairman

H 645 was placed on General Orders for consideration.

March 10, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 719 and S 1377 and recommend that they do pass.

KEMPTON, Chairman

H 719 and S 1377 were filed for second reading.

March 13, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1305 and recommend that it do pass.

DEAL, Chairman

S 1305 was filed for second reading.

March 13, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1397 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

S 1397 was placed on General Orders for consideration.

There being no objection, the House advanced to the Seventh Order of Business.
Motions, Memorials, and Resolutions

HOUSE RESOLUTION NO. 4
BY STATE AFFAIRS COMMITTEE
A HOUSE RESOLUTION
COMMENDING FOUR IDAHO HIGH SCHOOL STUDENTS WHO ACHIEVED NATIONAL RECOGNITION FOR OUTSTANDING VOLUNTEER SERVICE.

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

WHEREAS, four Idaho high school students have achieved national recognition for outstanding volunteer service in competition with 20,000 students nationwide; and

WHEREAS, these students, Sandy Short of Bonners Ferry, Tiffany Ringold and Pam Rogers of Lewiston, and Claire Chandler of Boise, have demonstrated exceptional leadership and dedication, making an important contribution to their communities; and

WHEREAS, the success of our citizens and the strength of our communities depend in large measure upon the dedication of such young people; and

WHEREAS, the competition and recognition sponsored by the National Association of Secondary School Principals and the Prudential Insurance Company encourages volunteer efforts by American youth; and

WHEREAS, Sandy, a senior at Bonners Ferry High School, created and directs a youth theater group and summer theater workshops; and

WHEREAS, Tiffany, a ninth grader at Sacajawea Junior High School in Lewiston, prepared and distributed educational toy packets to needy children after organizing a fund-raising campaign to purchase the toys; and

WHEREAS, Pam, a senior at Lewiston High School, has volunteered more than 800 hours to organize and lead environmental activities; and

WHEREAS, Claire, a senior at Boise High School, created "lunch buddies," a mentoring program that encourages high school students to share lunch, laughs, advice and a caring ear with at-risk elementary students once a week during the school year.

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives, assembled in the Second Regular Session of the Fifty-fifth 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 process of the taxation of real and personal property and appraisal methodologies utilized by the various county assessors and the training available to them from the State Tax Commission and other sources to ensure a fair and accurate appraisal of like pieces of property on a consistent statewide basis. 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 First Regular Session of the Fifty-sixth Idaho Legislature.

HR 4 and HCR 49 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SJM 110, by State Affairs Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 740
BY STATE AFFAIRS COMMITTEE
AN ACT
WHEREAS, Idaho has a constitutional and statutory process of property taxation which is appearing to deviate from county to county; and

WHEREAS, there appear to be different results from county to county of deriving market value on similar pieces of property; and

WHEREAS, the statutes which prescribe and direct the process for taxation of real and personal property in this state were adopted in 1913 and were recodified in 1994 and 1995; and

WHEREAS, there appears to be a need for training of various personnel employed by or contracting with the various county assessors to ensure that they are utilizing similar techniques so that property is valued in a like manner statewide.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth 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 process of the taxation of real and personal property and appraisal methodologies utilized by the various county assessors and the training available to them from the State Tax Commission and other sources to ensure a fair and accurate appraisal of like pieces of property on a consistent statewide basis. 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.

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NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth 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 process of the taxation of real and personal property and appraisal methodologies utilized by the various county assessors and the training available to them from the State Tax Commission and other sources to ensure a fair and accurate appraisal of like pieces of property on a consistent statewide basis. 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 First Regular Session of the Fifty-sixth Idaho Legislature.

HR 4 and HCR 49 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SJM 110, by State Affairs Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.
1999, TO INCREASE A FEE AND PROVIDE ALLOCATION TO THE EMERGENCY MEDICAL SERVICES ACCOUNT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-306, IDAHO CODE, AS AMENDED BY SECTION 9, CHAPTER 81, LAWS OF 1999, SECTION 1, CHAPTER 317, LAWS OF 1999, SECTION 1, CHAPTER 318, LAWS OF 1999, SECTION 1, CHAPTER 319, LAWS OF 1999, AND SECTION 2, CHAPTER 360, LAWS OF 1999, TO INCREASE A FEE AND PROVIDE ALLOCATION TO THE EMERGENCY MEDICAL SERVICES ACCOUNT AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY FOR SECTION 1 OF THIS ACT; AND PROVIDING AN EFFECTIVE DATE FOR SECTION 2 OF THIS ACT.

HOUSE BILL NO. 741
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF LANDS FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; TRANSFERRING UNEXPENDED AND UNENCUMBERED BALANCES TO THE GENERAL FUND; PLACING A CONTINGENCY ON THE APPROPRIATION FOR THE FOREST AND RANGE FIRE PROTECTION PROGRAM; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF LANDS FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY FOR SECTION 5 OF THIS ACT.

HOUSE BILL NO. 742
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES; AND SETTING FORTH CONDITIONS FOR THE REAPPROPRIATION.

HOUSE BILL NO. 743
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO AND THE STATE BOARD OF EDUCATION FOR TEACHER TRAINING FOR FISCAL YEAR 2001; AND EXPRESSING LEGISLATIVE INTENT WITH RESPECT TO EXPENDITURE OF FUNDS FOR TEACHER TRAINING.

HOUSE BILL NO. 744
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO TELEPHONE SOLICITATIONS; STATING LEGISLATIVE FINDINGS; AMENDING SECTION 48-1002, IDAHO CODE, TO CLARIFY WHAT CONSTITUTES A "TELEPHONE SOLICITATION"; AMENDING TITLE 48, CHAPTER 10, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 48-1003A, IDAHO CODE, TO PROVIDE FOR THE ESTABLISHMENT OF A NO TELEPHONE SOLICITATION CONTACT LIST ON WHICH IDAHO RESIDENTS MAY, FOR A FEE, REQUEST TO BE PLACED, TO PROHIBIT TELEPHONE SOLICITORS FROM CALLING PEOPLE ON THE LIST, TO IMPOSE CIVIL PENALTIES FOR CONTACTING PERSONS IDENTIFIED ON THE LIST, AND TO PROVIDE EXCEPTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 745
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DIVISION OF HUMAN RESOURCES FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 746
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF JUVENILE CORRECTIONS FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

S 1457, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1519 and S 1525, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1504, as amended, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1494, as amended, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

S 1541, S 1537, S 1540, S 1539, S 1538, and S 1544, 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.

Second Reading of Bills and Joint Resolutions

S 1424 and S 1446, by Resources and Environment Committee, were read the second time by title and filed for third reading.

S 1390 and S 1404, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.
S 1353 and S 1354, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

H 646, as amended, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 675, as amended, and H 541, as amended, by Education Committee, were read the second time by title and filed for third reading.

H 504, as amended, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

H 654, as amended, by State Affairs Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 643 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. Smith to open debate.

At this time, the Speaker took the chair.

The question being, “Shall H 643 pass?”

Roll call resulted as follows:


Absent and excused -- Denney, Mader. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 643 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 691 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 691 pass?”

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Meyer, Montgomery, Moss, Moyle, Pischner, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefeer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Traill, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Denney, Mader. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 691 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 606 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. Linford and Ms. Gould to open debate.

The question being, “Shall H 606 pass?”

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Meyer, Montgomery, Moss, Moyle, Pischner, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefeer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Traill, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 60.


Absent and excused -- Marley, Mortensen. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 606 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

HJR 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 Mr. Kempton to open debate.

The question being, “Shall HJR 5 pass?”

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Meyer, Montgomery, Moss, Moyle, Pischner, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefeer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Traill, Wheeler, Wood, Zimmermann, Mr. Speaker.
HJR 5 passed the House. Title was approved and the resolution was ordered transmitted to the Senate.

H 629, 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. Callister to open debate.

The question being, "Shall H 629, as amended, pass?"

Roll call resulted as follows:


NAYS -- Hansen(29), McKague, Ringo. Total -- 2.

Absent and excused -- Hansen(29). Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 629, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 650, 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. Meyer to open debate.

The question being, "Shall H 650, as amended, pass?"

Roll call resulted as follows:


NAYS -- Hansen(29), McKague. Total -- 2.

Absent and excused -- Hansen(29). Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 650, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 625, 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. Moss to open debate.

The question being, "Shall H 625, as amended, pass?"

Roll call resulted as follows:


NAYS -- Hansen(29). Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 625, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 479, 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. Campbell and Mrs. Wood to open debate.
The question being, "Shall H 479, as amended, pass?"

Roll call resulted as follows:
Total -- 66.

NAYS -- Chase. Total -- 1.
Absent and excused -- Hansen(29), Jones, Tilman.
Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 479, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 565, 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. Shepherd to open debate.

The question being, "Shall H 565, as amended, pass?"

Roll call resulted as follows:
AYES -- Barrett, Bieter, Boe, Campbell, Chase, Clark, Crow, Cuddy, Deal, Gagner, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Marley, Mckague, Meyer, Pischner, Pomeroy, Ridinger, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Trai.
Total -- 33.

NAYS -- Alltus, Barraclough, Bell, Black, Brunelle, Callister, Cheirrett, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Kempton, Kendell, Kunz, Lake, Linfoord, Loertscher, Mader, Montgomery, Mortensen, Moss, Moyle, Pearce, Reynolds, Sali, Stevenson, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker.
Total -- 37.

Paired Vote:
AYE -- Kellogg. NAY -- Gould.
(Pair enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker declared H 565, as amended, failed to pass the House and ordered the bill filed in the Office of the Chief Clerk.

Mr. Meyer asked unanimous consent that H 521, as amended, retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Brunelle moved that the House recess until 1:30 p.m.
Seconded by Ms. Jaquet. 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.

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

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

Third Reading of Bills and Joint Resolutions

H 549, 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. Lake to open debate.

The question being, "Shall H 549, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Bell, Black, Brunell, Callister, Campbell, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hornbeck, Kempton, Kendell, Lake, Linfoord, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pomeroy, Ridinger, Sali, Schaefer, Smylie, Stevenson, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker.
Total -- 43.

NAYS -- Barraclough, Bieter, Boe, Chase, Cuddy, Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kunz, Mader, Marley, Mckague, Pischner, Reynolds, Ringo, Robison, Sellman, Shepherd, Smith, Stoicheff, Trai.
Total -- 24.

Paired Vote:
AYE -- Kellogg. NAY -- Gould.
(Pair enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker declared H 549, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 692, 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. Black to open debate.

The question being, "Shall H 692, as amended, pass?"

Roll call resulted as follows:
Total -- 43.

NAYS -- Alltus, Barraclough, Bell, Black, Brunell, Callister, Campbell, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kopment, Kunz, Lake, Linford, Loetscher, Mader, Montgomery, Mortensen, Moss, Moyle, Powell, Robison, Sellman, Shepherd, Smith, Stoicheff, Trai.
Total -- 24.

Paired Vote:
AYE -- Kellogg. NAY -- Gould.
(Pair enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker declared H 692, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 479, 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. Black to open debate.

The question being, "Shall H 479, as amended, pass?"

NAYS -- None.

Absent and excused -- Barraclough, Barrett, Boe, Chase, Marley, Moss, Ridinger. Total -- 7.

Total -- 70.

Whereupon the Speaker declared H 647, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 648, 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. Jones to open debate.

The question being, "Shall H 648, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Bell, Bieter, Black, Bruneel, Callister, Campbell, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Gould, Hammond, Hansen(23), Hornbeck, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, McKague, Meye, M ontgomery, Mortensen, Moyle, Pearce, Pischner, Reynolds, Sali, Schaefer, Smith, Smylie, Stevenson, Stoicheff, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

NAYS -- Cheirrett. Total -- 1.

Absent and excused -- Barraclough, Barrett, Denney, Moss, Smith. Total -- 6.

Total -- 70.

Whereupon the Speaker declared H 648, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 655 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. Pearce to open debate.

The question being, "Shall H 655 pass?"

Roll call resulted as follows:

NAYS -- Alltus, Schaefer, Tilman. Total -- 3.

Absent and excused -- Barrett, Moss, Moyle. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 692, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 563, 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. Hornbeck to open debate.

The question being, "Shall H 563, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Bell, Black, Bruneel, Callister, Campbell, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Gould, Hammond, Hansen(23), Hornbeck, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, McKague, Meye, M ontgomery, Mortensen, Moyle, Pearce, Pischner, Reynolds, Sali, Schaefer, Smith, Smylie, Stevenson, Stoicheff, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 46.


Absent and excused -- Barraclough, Barrett, Denney, Moss, Ridinger. Total -- 7.

Total -- 70.

Whereupon the Speaker declared H 563, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 647, 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. Jones to open debate.

The question being, "Shall H 647, as amended, pass?"

Roll call resulted as follows:

NAYS -- None.

Absent and excused -- Barraclough, Barrett, Boe, Chase, Marley, Moss, Ridinger. Total -- 7.

Total -- 70.

Whereupon the Speaker declared H 647, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 648, 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. Jones to open debate.

The question being, "Shall H 648, as amended, pass?"
Consideration of Messages from the Governor and the Senate

March 13, 2000

Mr. Speaker:
I return herewith HCR 41 which has passed the Senate.

WOOD, Secretary

HCR 41 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

March 14, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HR 4, HCR 49, H 740, H 741, H 742, H 743, H 744, H 745, and H 746.

GOULD, Chairman

HCR 49 and H 744 were referred to the State Affairs Committee.

HR 4, H 740, H 741, H 742, H 743, H 745, and H 746 were filed for second reading.

March 13, 2000

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 726 and report it back with amendments attached to be placed on General Orders for consideration.

TILMAN, Chairman

H 726 was placed on General Orders for consideration.

March 13, 2000

Mr. Speaker:
We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration S 1465 and recommend it be referred to the Business Committee.

MORTENSEN, Vice Chairman

S 1465 was referred to the Business Committee.

March 13, 2000

Mr. Speaker:
We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 717 and recommend that it do pass.

MORTENSEN, Vice Chairman

H 717 was filed for second reading.
March 13, 2000

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 705 and recommend that it do pass.

CROW, Chairman

H 705 was filed for second reading.

March 13, 2000

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration S 1338, S 1447, and S 1418 and recommend that they do pass.

LINFORD, Chairman

S 1338, S 1447, and S 1418 were filed for second reading.

March 13, 2000

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 713, H 714, HCR 39, S 1311, and S 1402 and recommend that they do pass.

TAYLOR, Chairman

H 713, H 714, HCR 39, S 1311, and S 1402 were filed for second reading.

March 13, 2000

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 458 and report it back with amendments attached to be placed on General Orders for consideration.

CROW, Chairman

H 458 was placed on General Orders for consideration.

March 13, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1355 and report it back with amendments attached to be placed on General Orders for consideration.

GOULD, Chairman

S 1355 was placed on General Orders for consideration.

March 13, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1335, S 1360, S 1289, S 1290, S 1291, S 1292, S 1293, S 1294, and S 1295 and recommend that they do pass.

GOULD, Chairman

S 1335, S 1360, S 1289, S 1290, S 1291, S 1292, S 1293, S 1294, and S 1295 were filed for second reading.

March 14, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 708 and S 1427 and recommend that they do pass.

DEAL, Chairman

H 708 and S 1427 were filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO.  50
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 THE ANNEXATION LAWS AND THE LOCAL PLANNING ACT.

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

WHEREAS, the Idaho House of Representatives considered House Bill No. 538, As Amended, which would have provided for an election by a city under certain circumstances if residents of the area proposed to be annexed voiced a certain level of opposition; and

WHEREAS, representatives of the Association of Idaho Cities agreed to meet and confer regarding this important issue of annexation during the legislative interim; and

WHEREAS, annexation, along with the planning process contained in Chapter 65, Title 67, Idaho Code, deserves to be studied as the Comprehensive Planning Act is over 25 years old and could stand to be reviewed to modernize it so that it is a vital, useful tool for the future; and

WHEREAS, the subject of city annexation and areas of city impact has been a topic of discussion throughout the state and has generated great controversy; and

WHEREAS, other states have innovative ways of planning and ways of managing growth and also have alternative forms of government that are innovative and modern and deserve review.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth 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 annexation laws as well as the Local Planning Act and a review of other state’s laws and mechanisms for planning, annexation and alternative forms of local government. 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.
BE IT FURTHER RESOLVED that it is legislative intent that no further exemptions to either the sales and use tax or the property tax be approved until the committee completes its study.

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 First Regular Session of the Fifty-sixth Idaho Legislature.

HOUSE CONCURRENT RESOLUTION NO. 51
BY REVENUE AND TAXATION COMMITTEE

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF EXEMPTIONS TO THE SALES AND USE TAX AND EXEMPTIONS TO THE PROPERTY TAX.

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

WHEREAS, when the Sales Tax Act was enacted in 1965, the rate of the tax was three percent and the number of exemptions to the tax totaled eighteen; and

WHEREAS, currently the rate of the tax is five percent and the number of exemptions total thirty-seven; and

WHEREAS, there are exemptions to the property tax that are laudable public policy and there are others that need to be examined; and

WHEREAS, Idaho state government and its political subdivisions are faced with funding problems as society grows increasingly complex; and

WHEREAS, people on fixed incomes and people with a lesser ability to pay are increasingly hurt with a high rate of sales tax, and somewhat by a property tax shift for those entities enjoying a property tax exemption; and

WHEREAS, Idaho's ability to attract new industries and stimulate economic growth is not helped by a high rate of sales tax and is not helped by the number of exemptions from taxation for certain property.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth 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 exemptions to the sales and use tax with the possibility of recommending elimination of some of the exemptions while at the same time recommending the reduction of the sales and use tax.

Further the committee is directed to undertake and complete a study of the exemptions to property tax with the possibility of recommending the elimination of some of the exemptions. 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 it is legislative intent that no further exemptions to either the sales and use tax or the property tax be approved until the committee completes its study.

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 First Regular Session of the Fifty-sixth Idaho Legislature.

HOUSE CONCURRENT RESOLUTION NO. 52
BY WAYS AND MEANS COMMITTEE

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF THE COMMERCIAL PRACTICE OF MAKING UNAUTHORIZED TRANSFERS OF PERSONAL INFORMATION ABOUT AN INDIVIDUAL TO THIRD PARTIES FOR PURPOSES OF COMMERCIAL SOLICITATION.

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

WHEREAS, the Idaho Legislature has expressed a strong policy in favor of protecting the private affairs of Idahoans;

WHEREAS, because of improvements in electronic technology and expanding markets, it is increasingly common for some businesses to make unauthorized transfers of personal information about an individual to third parties to be used for commercial solicitation by the third parties;

WHEREAS, information transferred without authority is often very personal and sensitive, and often includes information about one's personal life, physical health, mental health and financial and pharmaceutical records;

WHEREAS, Idaho citizens are being harmed because they can no longer maintain the privacy of their personal information;

WHEREAS, the Idaho Department of Finance and the Idaho Department of Insurance regulate many of the businesses that acquire personal information in the course of their business;

WHEREAS, in 1999, in response to concerns about unauthorized transfers of personal information, the United States Congress enacted a comprehensive financial privacy law as a part of the recent Gramm-Leach-Bliley Financial Modernization Act;

WHEREAS, Idaho citizens would benefit from improvements in state law that would allow Idaho to enforce the same privacy protections under state law, in addition to those provided under the federal law, and which would enable customers to instruct their financial institutions and insurance companies to not transfer personal information without the consent of the customer.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth 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
business acquisition, use and practice of making unauthorized transfers of personal information about an individual to third parties for purposes of commercial solicitation. 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 First Regular Session of the Fifty-sixth Idaho Legislature.

HOUSE JOINT MEMORIAL NO. 9
BY EDUCATION 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 Second Regular Session of the Fifty-fifth Idaho Legislature, do hereby respectfully represent that:

WHEREAS, on January 19 and 20, 2000, an agricultural summit was held in Boise, Idaho, involving representatives from the governments of the United States and Canada, the provinces of Alberta, Manitoba, and Saskatchewan, and the states of Idaho, Oregon, Washington and Montana, and representatives from the beef and potato industries of those provinces and states; and

WHEREAS, through discussions, and the exchange of information and briefings from government and industry, a dialogue was initiated and consensus reached in certain areas of mutual concern; and

WHEREAS, both the Alberta and Idaho conference attendees agreed that they would communicate points of agreement to their national governments through a formal communication, which this memorial embodies and constitutes.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that we support the agreements made at the Idaho-Canada Summit, and urge the United States Congress and the United States trade representative to meet with the Canadian government to review and reconcile their statistics concerning the cattle and beef industry, so that the industries on both sides of the border have access to accurate, comparable and timely data.

BE IT FURTHER RESOLVED, that the states and provinces involved in the Pacific Northwest Cattle Project meet and develop a consistent set of cattle statistics and a single methodology for gathering and reporting these statistics, and also improve communication through regional meetings, tours and exchanges.

BE IT FURTHER RESOLVED that the United States Department of Agriculture and Agriculture Canada work towards the removal of federal certificates and federal endorsement requirements for the movement of cattle between Canada and the United States within the Northwest region.

BE IT FURTHER RESOLVED that the states and provinces involved should be encouraged to expand the Pacific Northwest Cattle Project for feeder cattle from six months to twelve months access and expand the project to include other classes of cattle.

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 in Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HCR 50, HCR 51, HCR 52, and HJM 9 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 747
BY REVENUE AND TAXATION COMMITTEE
AN ACT

HOUSE BILL NO. 748
BY WAYS AND MEANS COMMITTEE
AN ACT
RELATING TO PREMIUM TAX; AMENDING SECTION 41-402, IDAHO CODE, TO PROVIDE FOR A TWO PERCENT PREMIUM TAX ON DISABILITY INSURANCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 41-403, IDAHO CODE, TO EXCLUDE DISABILITY INSURERS FROM THE REDUCED TAX BASED ON IDAHO INVESTMENTS AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING A RETROACTIVE EFFECTIVE DATE.
HOUSE BILL NO. 749
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO AREAS OF CITY IMPACT; AMENDING SECTION 67-6526, IDAHO CODE, TO PROVIDE THAT AN AREA OF CITY IMPACT MUST BE ESTABLISHED BEFORE A CITY MAY ANNEX ADJACENT TERRITORY OUTSIDE THE BOUNDARY OF THE INCORPORATED MUNICIPALITY, TO PROVIDE THE COOPERATING COUNTY GOVERNING BOARD HAVING JURISDICTION IN THE UNINCORPORATED AREA PRIOR TO NEGOTIATION OF AN ORDINANCE ESTABLISHING AN AREA OF CITY IMPACT SHALL NOT, BY SUCH ORDINANCE, SURRENDER AUTHORITY TO EXERCISE FINAL APPROVAL OF ANY PROPOSED AREA OF ANNEXATION WITHIN THE AREA OF CITY IMPACT, TO PROVIDE THAT APPROVAL OF A PROPOSED AREA OF ANNEXATION BY A COUNTY GOVERNING BOARD SHALL BE BY ORDINANCE FOLLOWING NOTICE AND HEARING AND TO MAKE TECHNICAL CORRECTIONS.

H 747, H 748, and H 749 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.

Second Reading of Bills and Joint Resolutions

H 735, H 736, H 737, H 738, and H 739, by Appropriations Committee, were read the second time by title and filed for third reading.

H 719, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1377, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

S 1305, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1541, S 1537, S 1540, S 1539, S 1538, and S 1544, 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.

Consideration of General Orders

Mr. Bruneel moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by M.s. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with M.r. Denney 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

M arch 14, 2000

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration H 591, S 1315, as amended, H 695, H 626, H 508, S 1523, H 706, H 645, S 1397, H 458, and S 1355 and report them back without recommendation, amended as follows:

HOUSE AMENDMENTS TO H 591

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 11, delete "Notwithstanding any"; delete lines 12 through 17 and insert: "It shall not be negligence for a donor of food to donate food apparently fit for human consumption shall not be found negligent or liable for damages caused by food it distributes if:"; delete lines 26 through 29 and insert: "(2) A food bank that receives and distributes food apparently fit for human consumption shall not be found negligent or liable for damages caused by food it distributes if:"; in line 37, delete "a direct result of the gross negligence," and in line 38, delete "recklessness, or intentional" and insert: "proximately caused by the"; delete line 39 and in line 40, delete "hibit the distribution by a food bank of" and insert: "(3) It shall not be negligence for a food bank to distribute".

AMENDMENT TO THE BILL

On page 2, delete lines 25 and 26.

CORRECTION TO TITLE

On page 1, delete lines 4, 5 and 6 and insert: "VIDE THAT IT SHALL NOT BE NEGLIGENCE FOR A FOOD DONOR TO DONATE FOOD APPARENTLY FIT FOR HUMAN CONSUMPTION, TO PROVIDE FACTORS THAT INDIVIDUALLY DO NOT ESTABLISH NEGLIGENCE, TO PROVIDE THAT A FOOD BANK SHALL NOT BE FOUND NEGLIGENT OR LIABLE FOR DAMAGES FOR FOOD IT DISTRIBUTES IF CERTAIN CONDITIONS ARE MET, TO PROVIDE THAT IT SHALL NOT BE NEGLIGENCE FOR A FOOD BANK TO DISTRIBUTE FOOD APPARENTLY FIT FOR HUMAN CONSUMPTION AND TO PROVIDE FACTORS THAT INDIVIDUALLY DO NOT ESTABLISH NEGLIGENCE.".

HOUSE AMENDMENT TO S 1315, as amended

AMENDMENTS TO SECTION 1

On page 1 of the engrossed bill, in line 19, delete "of an abandoned infant" and insert: "that an infant has been abandoned", and also in line 19, following "efforts" insert: "as defined in section 16-1610(b)(2)(iv), Idaho Code.".

HOUSE AMENDMENT TO H 695

AMENDMENT TO SECTION 15

On page 11 of the printed bill, following line 37, insert: "Subject to the approval of the electors of the district, the
election of school trustees may be conducted districtwide provided that the district shall be divided into zones, and each zone, shall be represented by a trustee who resides within the zone but is voted upon by all residents of the district. The districtwide election option may be submitted to the electors by the board of trustees or shall be submitted upon petition by twenty percent (20%) of the electors who cast ballots in the last election of the district. The election shall be conducted as other elections of the district and the question shall be approved if a majority of the votes cast are in favor of the question."

**CORRECTION TO TITLE**

On page 1, in line 29, following "CODE" insert: ", AND TO PROVIDE A DISTRICTWIDE ELECTION OPTION".

**HOUSE AMENDMENT TO H 695**

**AMENDMENT TO SECTION 4**

On page 4 of the printed bill, in line 38, delete "in the last election of the district" and insert: "for all candidates at the election at which the school trustee was elected".

**AMENDMENTS TO SECTION 11**

On page 9, in line 29, delete "in the case of election of" and delete all of lines 30, 31, 32 and 33, and insert: "In the case of election of trustees, the elector must be a resident of the same trustee zone as the candidate or candidates for school district trustees for whom the elector offers to vote for at least thirty (30) days next preceding the election in which the elector desires to vote."; and in line 44, delete ", or trustee zone." and insert: "or trustee zone.".

**AMENDMENT TO SECTION 15**

On page 11, in line 33, delete "his zone the district" and insert: "his the zone".

**CORRECTION TO TITLE**

On page 1, in line 28, delete "DISTRICT" and insert: "TRUSTEE ZONE".

**HOUSE AMENDMENT TO H 626**

**AMENDMENT TO SECTION 1**

On page 2 of the printed bill, in line 14, following "carnivores", insert: "in a manner that is consistent with 50 C.F.R. section 17.84(i)".

**HOUSE AMENDMENT TO H 508**

**AMENDMENT TO SECTION 1**

On page 1 of the printed bill, delete line 23 and in line 24, delete "bon," and insert: "date the order of adoption becomes final."

**HOUSE AMENDMENT TO H 508**

**AMENDMENT TO SECTION 1**

On page 1 of the printed bill, delete line 15 and insert: "(2) After the order of adoption by the court becomes final.".

**HOUSE AMENDMENTS TO S 1523**

**AMENDMENTS TO SECTION 1**

On page 1 of the printed bill, in line 16, delete "of the opposite sex"; delete lines 18 through 21 and insert:

"(2) "Dating relationship," for the purposes of this chapter, is defined as a social relationship of a romantic nature. Factors that the court may consider in making this determination include:

(a) The nature of the relationship;
(b) The length of time the relationship has existed;
(c) The frequency of interaction between the parties; and
(d) The time since termination of the relationship, if applicable.".

**AMENDMENT TO THE BILL**

On page 4, following line 24, insert: "SECTION 4. In enacting this legislation it is the intent of the Legislature to recognize the rights of parents to provide protection for their minor children. No other intent is expressed or implied.".

**CORRECTIONS TO TITLE**

On page 1, in line 3, delete "OF THE OPPO-" and in line 4, delete "SITE SEX; in line 8, following "; delete "AND"; and in line 10, following "CORRECTIONS" insert: "; AND PROVIDING LEGISLATIVE INTENT".

**HOUSE AMENDMENT TO H 706**

**AMENDMENTS TO THE BILL**

On page 1, following line 7, insert: "SECTION 1. That Section 40-202, Idaho Code, be, and the same is hereby amended to read as follows:

40-202. DESIGNATION OF HIGHWAYS AND PUBLIC RIGHTS-OF-WAY. (1) The initial selection of the county highway system and highway district system may be accomplished in the following manner:

(a) The board of county or highway district commissioners shall cause a map to be prepared showing each highway and public right-of-way in their jurisdiction, and the commissioners shall cause notice to be given of intention to adopt the map as the official map of that system, and shall specify the time and place at which all interested persons may be heard.
(b) After the hearing, the commissioners shall adopt the map, with any changes or revisions considered by them to be advisable in the public interest, as the official map of the respective highway system.
(2) If a county or highway district acquires an interest in real property for highway or public right-of-way purposes, the respective commissioners shall:

(a) Cause any order or resolution enacted, and deed or other document establishing an interest in the property for their highway system purposes to be recorded in the county records; or
(b) Cause the official map of the county or highway district system to be amended as affected by the acceptance of the highway or public right-of-way.
Provided, however, a county with highway jurisdiction or highway district may hold title to an interest in real property for public right-of-way purposes without incurring an obligation to construct or maintain a highway within the right-of-way until the county or highway district determines that the necessities of public travel justify opening a highway within the right-of-way. The lack of an opening shall not constitute an abandonment, and mere use by the public shall not constitute an opening of the public right-of-way.

(3) Highways laid out, recorded and opened as described in subsection (2) of this section, by order of a board of commissioners, and all highways used for a period of five (5) years, provided they shall have been worked and kept up at the expense of the public, or located and recorded by order of a board of commissioners, are highways. If a highway created in accordance with the provisions of this subsection is not designated on the official map of the respective highway system or is not opened as described in subsection (2) of this section, there shall be no duty to maintain that highway, nor shall there be any liability for any injury or damage for failure to maintain it or any highway signs, until the highway is designated as a part of the county or highway district system by inclusion on the official map as a highway and opened to public travel as a highway.

(4) When a public right-of-way is created in accordance with the provisions of subsection (2) of this section, or section 40-203 or 40-203A, Idaho Code, there shall be no duty to maintain that public right-of-way, nor shall there be any liability for any injury or damage for failure to maintain it or any highway signs.

(5) Nothing in this section shall limit the power of any board of commissioners to subsequently include or exclude any highway or public right-of-way from the county or highway district system.

(6) By July 1, 2000, and every five (5) years thereafter, the board of county or highway district commissioners shall have published in map form and made readily available the location of all public rights-of-way under its jurisdiction. Any board of county or highway district commissioners may be granted an extension of time with approval of the legislature by adoption of a concurrent resolution.

SECTION 2. That Section 40-604, Idaho Code, be, and the same is hereby amended to read as follows:

40-604. DUTIES AND POWERS OF COMMISSIONERS. Commissioners shall:

(1) Exercise general supervision over all highways in the county highway system, including their location, design, construction, reconstruction, repair and maintenance, and develop general policies regarding highway matters.

(2) Cause to be surveyed, viewed, laid out, recorded, opened and worked, any highways or public rights-of-way as are necessary for public convenience under the provisions of sections 40-202 and 40-203A, Idaho Code.

(3) Cause to be recorded all highways and public rights-of-way within their highway system.

(4) Have authority to abandon and vacate any highway or public right-of-way within their highway system under the provisions of section 40-203, Idaho Code.

(5) Designate county highways, or parts of them, as controlled-access highways and regulate, restrict or prohibit access to those highways so as best to serve the traffic for which the facility is intended.

(6) Have authority to make agreements with any incorporated city, other county, a highway district, the state, or the United States, its agencies, departments, bureaus, boards, or any government owned corporation for the construction, reconstruction, or maintenance of the county's highway system by those entities or for the construction, reconstruction, or maintenance of the highway systems of those entities by the county's highway organization. The county shall compensate or be compensated for the fair cost of the work except as otherwise specifically provided in this title.

(7) Contract, purchase, or otherwise acquire the right-of-way over private property for the use of county highways and for this purpose may institute proceedings under the code of civil procedure.

(8) Levy an ad valorem tax to be paid into the county highway fund and cause the tax collected each year to be paid into that fund and kept by the treasurer as a separate fund. When all of the territory of a county is included in one (1) or more highway districts the commissioners shall not make any levy for general highway purposes.

(9) Audit and draw warrants on the county highway fund required for payment for rights-of-way improvement.

(10) Rename any highway within the county, excepting those situated within the territorial limits of incorporated cities, when the renaming will eradicate confusion.

(11) Cause guide posts properly inscribed to be erected and maintained on designated highways.

(12) Exercise other powers as may be prescribed by law.

(13) By July 1, 2000, and every five (5) years thereafter, the commissioners shall have published in map form and made readily available the location of all public rights-of-way under their jurisdiction. The commissioners of a district may be granted an extension of time with approval of the legislature by adoption of a concurrent resolution.

and in line 8, delete "SECTION 1" and insert: "SECTION 3".

On page 3, following line 7, insert:
"SECTION 4. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval.".

CORRECTIONS TO TITLE

On page 1, in line 2, following "DUTIES OF" insert: "BOARDS OF COUNTY OR"; and also in line 2, following "COMMISSIONERS:" insert: "AMENDING SECTION 40-202, IDAHO CODE, TO EXTEND THE DATE FROM JULY 1, 2000, TO JULY 1, 2005, BY WHICH COUNTY OR HIGHWAY DISTRICT BOARDS OF COMMISSIONERS SHALL HAVE PUBLISHED IN MAP FORM AND MADE READILY AVAILABLE THE LOCATION OF ALL PUBLIC RIGHTS-OF-WAY UNDER THEIR JURISDICTIONS; AMENDING SECTION 40-604, IDAHO CODE, TO EXTEND THE DATE FROM JULY 1, 2000, TO JULY 1, 2005, BY WHICH COUNTY OR HIGHWAY DISTRICT BOARDS OF COMMISSIONERS SHALL HAVE PUBLISHED IN MAP FORM AND MADE READILY AVAILABLE THE LOCATION OF ALL PUBLIC RIGHTS-OF-WAY UNDER THEIR JURISDICTIONS AND TO MAKE A TECHNICAL CORRECTION:"; in line 4, following "WHICH" insert:
"COUNTY OR"; and in line 6, following "JURISDICTIONS" insert: "; AND DECLARING AN EMERGENCY".

HOUSE AMENDMENT TO H 645

AMENDMENTS TO SECTION 1
On page 1 of the printed bill, in line 35, delete "local highways" and insert: "secondary roads".
On page 2, in line 6, delete "local arterial highways" and insert: "secondary roads".

CORRECTION TO TITLE
On page 1, in line 3, delete "LOCAL HIGHWAYS AND LOCAL" and in line 4, delete "ARTERIAL HIGHWAYS" and insert: "SECONDARY ROADS".

HOUSE AMENDMENT TO S 1397

AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 24, delete "flags flown" and insert: "flag flown over the capitol building".

HOUSE AMENDMENTS TO H 458

AMENDMENT TO SECTION 1
On page 1 of the printed bill, delete lines 35 through 38 and insert: "to a law enforcement agency or prosecutor pursuant to the investigation or prosecution of an offense under section 18-915, 18-1353, 18-1353A, 18-1354, 18-1355 or 18-6710, Idaho Code, when the victim of such an offense is, or at the time of the action was, a member, employee or agent of the state tax commission.".

AMENDMENT TO SECTION 2
On page 2, in line 49, delete "federal" and insert: "financial".

AMENDMENT TO THE BILL
On page 3, delete lines 42 and 43 and insert: "SECTION 3. That Section 18-915, Idaho Code, be, and the same is hereby amended to read as follows:

18-915. ASSAULT OR BATTERY UPON CERTAIN PERSONNEL -- PUNISHMENT. Any person who commits a crime provided for in this chapter against or upon a justice, judge, magistrate, prosecuting attorney, public defender, peace officer, bailiff, marshal, sheriff, police officer, correctional officer, employee of the department of correction, employees of the department of water resources authorized to enforce the provisions of chapter 38, title 42, Idaho Code, jailer, officer of the state department of law enforcement, fireman, social caseworkers or social work specialists of the department of health and welfare, employee of a state secure confinement facility for juveniles, employee of a juvenile detention facility, a teacher at a detention facility or a juvenile probation officer and the person committing the offense knows or reasonably should know that such victim is a justice, judge or magistrate, jailer or correctional officer, an employee of a state secure confinement facility for juveniles, an employee of a juvenile detention facility, a teacher at a detention facility or a juvenile probation officer engaged in the performance of his duties, and the victim is engaged in the performance of his duties, the offense shall be a felony punishable by imprisonment in the state prison for a period of not more than five (5) years, and said sentence shall be served consecutively to any sentence being currently served."

CORRECTION TO TITLE
On page 1, delete line 6 and insert: "AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 18-915, IDAHO CODE, TO PROVIDE A CRIMINAL OFFENSE OF AN ASSAULT OR BATTERY UPON A MEMBER, EMPLOYEE OR AGENT OF THE STATE TAX COMMISSION.".

HOUSE AMENDMENT TO S 1355

AMENDMENTS TO SECTION 1
On page 2 of the printed bill, in line 2, following "property" insert: "has an aggregate value over fifty dollars ($50.00) and"; in line 3, following "episode" insert: ";", delete the remainder of the line, and in line 4, delete "erty.".

CORRECTIONS TO TITLE
On page 1, in line 3, following "PROPERTY" insert: "HAS AN AGGREGATE VALUE OVER FIFTY DOLLARS AND IS" and also in line 3, delete the second "IS"; in line 4, following "EPISODE" delete the remainder of the line, and in line 5, delete "OF THE PROPERTY".

DENNEY, Chairman

Mr. Denney moved that the report be adopted. Seconded by Mr. Bruneel.

Whereupon the Speaker declared the report adopted.
H 591, as amended, H 695, as amended, H 626, as amended, H 508, as amended, H 706, as amended, H 645, as amended, and H 458, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

S 1315, as amended, as amended in the House, S 1523, as amended in the House, S 1397, as amended in the House, and S 1355, as amended in the House, were filed for first reading.

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.

Third Reading of Bills and Joint Resolutions

Mr. Robison asked unanimous consent that H 521, as amended, be returned to the Education Committee. There being no objection, it was so ordered.

H 574 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 574 pass?"

Roll call resulted as follows:
NAYS -- None.
Total -- 67.

Whereupon the Speaker declared H 574 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 690 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. Chase to open debate.

The question being, "Shall H 690 pass?"

Roll call resulted as follows:
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared H 690 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 690 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 H 690 pass?"

Roll call resulted as follows:
NAYS -- None.
Total -- 69.

Whereupon the Speaker declared H 691 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 721 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 H 721 pass?"

Roll call resulted as follows:
NAYS -- None.

NAYS -- None.
Absent and excused -- Crow, Mortensen. Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 652 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 660 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. Hansen(23) to open debate.

The question being, "Shall H 660 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Brunee, Callister, Campbell, Chase, Cherrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Mader, Marley, Meyer, Montgomery, Moss, Moyle, Pearce, Pischner, Pomeroiy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- Sali, Wood. Total -- 2.
Absent and excused -- Black, Hansen(29). Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 660 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 661 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. Boe to open debate.

The question being, "Shall H 661 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cherrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Moss, Moyle, Pearce, Pischner, Pomeroiy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- Sali, Wood. Total -- 2.
Absent and excused -- Black, Hansen(29). Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 661 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
MARCH 14

Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood,
Zimmermann, Mr. Speaker. Total -- 69.
NAYS -- None.
Absent and excused -- Black. Total -- 1.
Total -- 70.

Whereupon the Speaker declared H 661 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

H 663 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. Mader to open
debate.

The question being, "Shall H 663 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Black, Boe,
Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow,
Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner,
Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29),
Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendall, Kunz,
Lake, Linford, Loertscher, Mader, Marley, Meyer,
Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner,
Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer,
Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone,
Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker.
Total -- 65.
Absent and excused -- Jones, McKague. Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 663 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

H 658 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. Black to open
debate.

The question being, "Shall H 658 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe,
Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow,
Denney, Ellsworth, Field(13), Field(20), Gould, Hadley, Hansen(23),
Hansen(29), Henbest, Jaquet, Judd, Kellogg, Kendell, Kunz, Linford, Marley,
Meyer, Montgomery, Mortensen, Moss, Pearce, Pischner,
Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer,
Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone,
NAYS -- None.
Absent and excused -- Crow, Cuddy, Geddes, Hammond,
Jones, Kempton, Loertscher, Mader, McKague, Stone,
Mr. Speaker. Total -- 11.
Total -- 70.

Whereupon the Speaker declared H 658 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

H 693 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. Cheirrett to open
debate.
The question being, "Shall H 693 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Cuddy, Geddes, Hammond, Jones, Kempton, Mader, Mckague, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 693 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 688 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. Meyer to open debate.

The question being, "Shall H 688 pass?"

Roll call resulted as follows:
Absent and excused -- Cuddy, Geddes, Hammond, Jones, Kempton, Mader, Mckague, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 688 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that H 698 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 696 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. Stevenson to open debate.

The question being, "Shall H 696 pass?"

Roll call resulted as follows:
NAYS -- Moyle. Total -- 1.
Absent and excused -- Crow, Geddes, Hammond, Jones, Kempton, Mader, Ringo, Mr. Speaker. Total -- 9.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 696 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that HJM 8 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 646, 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. Bieter to open debate.

The question being, "Shall H 646, as amended, pass?"

Roll call resulted as follows:


NAYS -- Stoicheff. Total -- 1.
Absent and excused -- Campbell, Cuddy, Hansen(23), Jones, Mortensen, Ringo, Smith, Stone, Mr. Speaker. Total -- 9.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 646, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 675, 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. Tilman to open debate.

The question being, "Shall H 675, as amended, pass?"

Roll call resulted as follows:


NAYS -- Chirrett. Total -- 1.
Absent and excused -- Campbell, Cuddy, Hansen(23), Jones, Mortensen, Ringo, Smith, Stone, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 675, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 541, 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. Kunz to open debate.

The question being, "Shall H 541, as amended, pass?"

Roll call resulted as follows:


NAYS -- Chirrett, Hansen(29), Kendell, Shepherd, Stoicheff. Total -- 6.
Absent and excused -- Geddes, Jones, McKague, Ringo, Stone, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 541, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 504, 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. Trail and Mr. Hansen(23) to open debate.

The question being, "Shall H 504, as amended, pass?"

Roll call resulted as follows:


NAYS -- None.
Absent and excused -- Black, Geddes, McKague, Mortensen, Ringo, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 504, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 654, 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. Barrett to open debate.
The question being, "Shall **H 654**, as amended, pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Black, Geddes, Hansen(23), Hansen(29), McKague, Ringo, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 654**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**S 1387** 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. Hammond and Mr. Meyer to open debate.

The question being, "Shall **S 1387** pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Black, Geddes, Hansen(23), Hansen(29), McKague, Ringo, Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1387** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1381** 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. Sellman to open debate.

The question being, "Shall **S 1381** pass?"

Roll call resulted as follows:


**NAYS** -- Cheirrett, Moyle, Sali. Total -- 3.

Absent and excused -- Black, Clark, Crow, Deal, Gagner, Geddes, Hansen(23), McKague, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1381** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1332** 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. Kunz to open debate.

The question being, "Shall **S 1332** pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Black, Clark, Crow, Gagner, Geddes, Hansen(23), McKague, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1332** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1369** 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. Hadley to open debate.
The question being, "Shall S 1369 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Black, Clark, Crow, Gagner, Geddes, Hansen(23), McKague, Pischner, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1369 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1435 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. Smith to open debate.

The question being, "Shall S 1435 pass?"

Roll call resulted as follows:


NAYS -- Stoicheff. Total -- 1.

Absent and excused -- Black, Clark, Crow, Gagner, Geddes, Hansen(23), McKague, Pischner, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1435 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1409 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. Smith to open debate.

The question being, "Shall S 1409 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Clark, Crow, Geddes, Hansen(23), McKague, Meyer, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1409 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1461 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. Ridinger to open debate.

The question being, "Shall S 1461 pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gould, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Wheeler, Wood, Mr. Speaker. Total -- 44.


Absent and excused -- Clark, Crow, Geddes, Hansen(23), McKague. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1461 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney 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 Eighth Order of Business.
HOUSE BILL NO. 750
BY WAYS AND MEANS COMMITTEE
AN ACT
RELATING TO HEALTH INSURANCE; AMENDING SECTION 41-4702, IDAHO CODE, TO DELETE OBSOLETE LANGUAGE; AMENDING SECTION 41-4703, IDAHO CODE, TO REVISE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 41-4706, IDAHO CODE, TO EXPAND THE RATE BANDS FOR SMALL EMPLOYER CARRIERS AND TO PROVIDE A DATE AFTER WHICH THE RATE BANDS WILL TERMINATE WITH RESPECT TO SMALL EMPLOYER HEALTH BENEFIT PLANS OTHER THAN THE SMALL EMPLOYER BASIC, STANDARD AND CATASTROPHIC HEALTH BENEFIT PLANS, TO PROVIDE A CODE REFERENCE, TO DELETE OBSOLETE LANGUAGE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 41-4707, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 41-4708, IDAHO CODE, TO PROVIDE THAT A SMALL EMPLOYER CARRIER SHALL OFFER ALL BENEFIT PLANS TO SMALL EMPLOYERS, INCLUDING THE SMALL EMPLOYER BASIC, STANDARD AND CATASTROPHIC HEALTH BENEFIT PLANS, TO DELETE OBSOLETE AND REDUNDANT LANGUAGE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 41-4711, IDAHO CODE, TO PROVIDE THAT THE BOARD ADMINISTERING THE SMALL EMPLOYER CARRIER REINSURANCE PROGRAM SHALL BE THE SAME BOARD ADMINISTERING THE INDIVIDUAL HIGH RISK REINSURANCE POOL, TO PROVIDE THE POWERS AND AUTHORITY OF THE POOL, TO PROVIDE FOR REINSURANCE OF INDIVIDUAL CARRIERS ISSUING INDIVIDUAL BASIC, STANDARD, CATASTROPHIC A OR CATASTROPHIC B HEALTH BENEFIT PLANS, TO PROVIDE FOR IMMUNITY OF THE BOARD AND ITS EMPLOYEES FOR ACTS OR OMISSIONS RELATED TO THE PERFORMANCE OF THEIR POWERS AND DUTIES AND FOR INDEMNIFICATION OF AND LEGAL REPRESENTATION FOR BOARD MEMBERS AND EMPLOYEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 41-4712, IDAHO CODE, TO PROVIDE THAT THE BOARD SHALL DEVELOP AND DETERMINE NECESSARY CHANGES TO THE SMALL EMPLOYER BASIC, STANDARD AND CATASTROPHIC HEALTH BENEFIT PLANS AND MAY APPOINT AN ADVISORY COMMITTEE TO ASSIST THE BOARD THEREWITH AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 41-4716, IDAHO CODE, TO PROVIDE FOR ACTIVE MARKETING BY SMALL EMPLOYER CARRIERS OF SMALL EMPLOYER BASIC, STANDARD AND CATASTROPHIC HEALTH BENEFIT PLANS, TO DELETE OBSOLETE LANGUAGE, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTIONS 41-4714, 41-4718 AND 41-5213, IDAHO CODE; AMENDING SECTION 41-5202, IDAHO CODE, TO DELETE OBSOLETE LANGUAGE; AMENDING SECTION 41-5203, IDAHO CODE, TO REVISE DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 41-5204, IDAHO CODE, TO EXEMPT APPLICATION OF THE CHAPTER TO INDIVIDUAL HEALTH BENEFIT PLANS COVERED IN CHAPTER 55, TITLE 41, IDAHO CODE, AND TO CORRECT TERMINOLOGY; AMENDING SECTION 41-5206, IDAHO CODE, TO EXPAND THE RATE BANDS APPLICABLE TO INDIVIDUAL HEALTH BENEFIT PLANS, TO PROVIDE THE DATE AFTER WHICH THE RATE BANDS SHALL TERMINATE WITH RESPECT TO INDIVIDUAL HEALTH BENEFIT PLANS OTHER THAN THE INDIVIDUAL BASIC, STANDARD, CATASTROPHIC A AND CATASTROPHIC B HEALTH BENEFIT PLANS, TO DELETE OBSOLETE LANGUAGE, TO PROVIDE A CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 41-5207, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 41-5208, IDAHO CODE, TO PROVIDE THAT INDIVIDUAL CARRIERS SHALL ACTIVELY OFFER HEALTH BENEFIT PLANS INCLUDING THE INDIVIDUAL BASIC, STANDARD, CATASTROPHIC A AND CATASTROPHIC B HEALTH BENEFIT PLANS, TO DELETE OBSOLETE LANGUAGE AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 41-5212, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 55, TITLE 41, IDAHO CODE, TO PROVIDE DEFINITIONS, TO PROVIDE FOR CREATION OF THE INDIVIDUAL HIGH RISK REINSURANCE POOL AND THE BOARD, TO PROVIDE FOR THE PLAN OF OPERATION OF THE POOL, TO PROVIDE THE POWERS AND AUTHORITY OF THE POOL, TO PROVIDE FOR REINSURANCE OF INDIVIDUAL CARRIERS ISSUING INDIVIDUAL BASIC, STANDARD, CATASTROPHIC A OR CATASTROPHIC B HEALTH BENEFIT PLANS, TO PROVIDE FOR REINSURANCE PREMIUM RATES, TO PROVIDE FOR PREMIUM RATES FOR PLAN COVERAGE, TO PROVIDE FOR ASSESSMENTS OF CARRIERS, TO PROVIDE STANDARDS FOR AGENTS, TO PROVIDE FOR ELIGIBILITY OF AN INDIVIDUAL FOR COVERAGE UNDER AN INDIVIDUAL BASIC, STANDARD, CATASTROPHIC A OR CATASTROPHIC B HEALTH BENEFIT PLAN AND TO PROVIDE FOR THE DESIGN AND BENEFIT LEVELS OF THE INDIVIDUAL BASIC, STANDARD, CATASTROPHIC A OR CATASTROPHIC B HEALTH BENEFIT PLANS; AMENDING SECTION 41-406, IDAHO CODE, TO PROVIDE FOR DIVERSION OF A PORTION OF THE PREMIUM TAX TO THE INDIVIDUAL HIGH RISK REINSURANCE POOL AND TO MAKE TECHNICAL CORRECTIONS; PROVIDING AN EFFECTIVE DATE AND PROVIDING WHEN THE INDIVIDUAL POOL PLANS SHALL BE AVAILABLE; PROVIDING FOR APPOINTMENT OF A JOINT LEGISLATIVE OVERSIGHT COMMITTEE TO MONITOR THE EFFECTS OF THE ACT; AND PROVIDING THAT THE HEALTH INSURANCE PREMIUMS TASK FORCE SHALL DETERMINE A METHOD OF LIMITING ASSESSMENTS FOR THE INDIVIDUAL HIGH RISK POOL ON CARRIERS PROVIDING REINSURANCE BY WAY OF EXCESS OR STOP LOSS COVERAGE AND ON INDIVIDUAL CARRIERS.
PRIOR TO THE 2001 ASSESSMENT AND SHALL REVIEW OPTIONS FOR INITIALLY LIMITING ENROLLMENT IN THE POOL.

H 750 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.

Adjournment

Mr. Denney moved that the House adjourn until 10 a.m., Wednesday, March 15, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:30 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

SIXTY-SIXTH LEGISLATIVE DAY
WEDNESDAY, MARCH 15, 2000

House of Representatives

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

Roll call showed 69 members present.

Absent and excused -- Geddes. Total -- 1.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

March 15, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, recommend that the report be adopted as corrected.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

March 14, 2000

Mr. Speaker:

I transmit herewith S 1419, as amended, S 1379, as amended, S 1376, as amended, S 1452, as amended, S 1288, as amended, S 1417, as amended, S 1505, as amended, S 1527, S 1331, S 1354, as amended, S 1438, as amended, and S 1536, as amended, S 1531, S 1527, S 1331, S 1548, S 1530, S 1535, S 1526, S 1445, as amended, S 1438, as amended, and S 1536 were filed for first reading.

WOOD, Secretary

S 1419, as amended, S 1379, as amended, S 1376, as amended, S 1452, as amended, S 1288, as amended, S 1417, as amended, S 1505, as amended, S 1527, S 1331, S 1548, S 1530, S 1535, S 1526, S 1445, as amended, S 1438, as amended, and S 1536 were filed for first reading.

Report of Standing Committees

March 15, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 50, HCR 51, HCR 52, HJM 9, H 747, H 748, H 749, H 750, and House amendments to H 591, S 1355, as amended, H 695, H 626, H 508, S 1523, H 706, H 645, S 1397, H 458, and S 1355.

WOOD, Secretary

HCR 51, H 747, and H 748 were referred to the Revenue and Taxation Committee.

HJM 9 was referred to the Agricultural Affairs Committee.

H 749 was referred to the Local Government Committee.

H 750 was referred to the Business Committee.

HCR 50 and HCR 52 were filed for second reading.

March 15, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 41.

GOULD, Chairman

HCR 50 and HCR 52 were filed for second reading.

March 15, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 41.

GOULD, Chairman

The Speaker Pro Tem announced that enrolled HCR 41 would be signed by the Speaker, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

March 15, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 591, as amended, H 695, as amended, H 626, as amended, H 508, as amended, H 706, as amended, H 645, as amended, and H 458, as amended.

GOULD, Chairman

H 591, as amended, H 695, as amended, H 626, as amended, H 508, as amended, H 706, as amended, H 645, as amended, and H 458, as amended, were filed for first reading of engrossed bills.
March 14, 2000

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1485 and recommend that it do pass.

TILMAN, Chairman

S 1485 was filed for second reading.

March 14, 2000

Mr. Speaker:

We, your COMMITTEE ON ENVIRONMENTAL AFFAIRS, report that we have had under consideration S 1426, as amended, and recommend that it do pass.

BARRACLOUGH, Chairman

S 1426, as amended, was filed for second reading.

March 14, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 722 and S 1503 and recommend that they do pass.

KEMPTON, Chairman

H 722 and S 1503 were filed for second reading.

March 14, 2000

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration HCR 48, S 1406, as amended, and recommend that they do pass.

REYNOLDS, Chairman

HCR 48, S 1406, as amended, and S 1455, as amended, were filed for second reading.

March 15, 2000

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration S 1398, as amended, and recommend that it do pass.

JONES, Chairman

S 1398, as amended, was filed for second reading.

March 15, 2000

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration S 1478, as amended, and report it back with amendments attached to be placed on General Orders for consideration.

JONES, Chairman

S 1478, as amended, was placed on General Orders for consideration.

March 15, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 732 and recommend that it do pass.

DEAL, Chairman

H 732 was filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

S 1419, as amended, and S 1445, as amended, by Resources and Environment Committee, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1379, as amended, as amended, and S 1376, 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 1288, as amended, by Schroeder, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1452, as amended, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

S 1505, as amended, by Transportation Committee, was introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

S 1417, as amended, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1531, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1527, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1530 and S 1526, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1535, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Environmental Affairs Committee.

S 1438, as amended, by Agricultural Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.
S 1536, by State Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

S 1331 and S 1548, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

S 1315, as amended, as amended in the House, by Health and Welfare Committee, was introduced, read the first time by title and filed for second reading.

S 1523, as amended in the House, and S 1355, as amended in the House, by Judiciary and Rules Committee, were introduced, read the first time by title and filed for second reading.

S 1397, as amended in the House, by State Affairs Committee, was introduced, read the first time by title and filed for second reading.

First Reading of Engrossed Bills

H 591, as amended, by Commerce and Human Resources Committee, was introduced, read the first time by title and filed for second reading.

H 695, as amended, and H 706, as amended, by State Affairs Committee, were introduced, read the first time by title and filed for second reading.

H 626, as amended, and H 508, as amended, by Judiciary, Rules, and Administration Committee, were introduced, read the first time by title and filed for second reading.

H 645, as amended, by Transportation and Defense Committee, was introduced, read the first time by title and filed for second reading.

H 458, as amended, by Revenue and Taxation Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

H R 4, H 740, and H 708, by State Affairs Committee, were read the second time by title and filed for third reading.

H 741, H 742, H 743, H 745, and H 746, by Appropriations Committee, were read the second time by title and filed for third reading.

H 717, by Education Committee, was read the second time by title and filed for third reading.

H 705, H 713, and H 714, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

S 1338, S 1447, and S 1418, by Resources and Environment Committee, were read the second time by title and filed for third reading.

HCR 39, by Business Committee, was read the second time by title and filed for third reading.

S 1311 and S 1402, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

S 1335, S 1360, S 1289, S 1290, S 1291, S 1292, S 1293, S 1294, and S 1295, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

S 1427, by State Affairs Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Denney asked unanimous consent that beginning this day, Wednesday, March 15, 2000, all House Appropriation bills be placed at the top of the Third Reading Calendar, followed by House Bills, Senate Finance Bills and Senate Bills. There being no objection, it was so ordered.

H 735 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. Marley to open debate.

The question being, "Shall H 735 pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefner, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker.

Total -- 65.

NAYS -- Sali.  Total -- 1.

Absent and excused -- Alltus, Geddes, Jaquet, Trail.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 735 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 736 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. Pomeroy to open debate.
The question being, "Shall H 736 pass?"

Roll call resulted as follows:
AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Mass, Moyer, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.
NAYS -- None.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 736 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 737 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. Field(20) to open debate.

The question being, "Shall H 737 pass?"

Roll call resulted as follows:
Total -- 70.

Whereupon the Speaker Pro Tem declared H 737 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 738 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. Hansen(23) to open debate.

The question being, "Shall H 738 pass?"

Roll call resulted as follows:
Total -- 70.

Whereupon the Speaker Pro Tem declared H 738 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that H 739 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 698 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. Cuddy to open debate.

The question being, "Shall H 698 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Moyer, Montgomery, Mortensen, Mass, Moyer, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 698 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HJM 8 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Jones to open debate.
The question being, "Shall HJM 8 be adopted?"

Whereupon the Speaker Pro Temp declared HJM 8 adopted by voice vote and ordered the memorial transmitted to the Senate.

H 719 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Temp recognized Mr. Kempton to open debate.

The question being, "Shall H 719 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenton, Kendell, Lake, Linford, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Mylde, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stochieff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

NAYS -- Kunz. Total -- 1.

Absent and excused -- Chase, Crow, Geddes, Marley, Trail. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Temp declared H 719 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

S 1533 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Temp recognized Mr. Clark to open debate.

The question being, "Shall S 1533 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenton, Kendell, Lake, Linford, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Mylde, Picher, Pomeroy, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

NAYS -- Smith. Total -- 1.

Absent and excused -- Crow, Geddes, Pearce, Reynolds, Trail. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Temp declared S 1533 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1537 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Temp recognized Mrs. Wood to open debate.

The question being, "Shall S 1537 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Mylde, Picher, Pomeroy, Ridinger, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 60.


Absent and excused -- Geddes, Pearce, Reynolds, Trail. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Temp declared S 1537 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1541 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Temp recognized Mr. Pischner to open debate.

The question being, "Shall S 1541 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Mylde, Picher, Pomeroy, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

NAYS -- Smith. Total -- 1.

Absent and excused -- Crow, Geddes, Pearce, Reynolds, Trail. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Temp declared S 1541 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1541 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Temp recognized Mr. Pischner to open debate.

The question being, "Shall S 1541 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Mylde, Picher, Pomeroy, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

NAYS -- Smith. Total -- 1.

Absent and excused -- Crow, Geddes, Pearce, Reynolds, Trail. Total -- 5.

Total -- 70.
S 1540 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. Pomeroy to open debate.

The question being, "Shall S 1540 pass?"

Roll call resulted as follows:
NAYS -- Gagner. Total -- 1.
Absent and excused -- Geddes, Reynolds, Trail. Total -- 3. Total -- 70.

Whereupon the Speaker Pro Tem declared S 1540 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1539 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. Wood to open debate.

The question being, "Shall S 1539 pass?"

Roll call resulted as follows:
AYES -- Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Wheeler, Wood, Mr. Speaker. Total -- 50.
Absent and excused -- Geddes, Reynolds, Trail. Total -- 3. Total -- 70.

Whereupon the Speaker Pro Tem declared S 1539 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1538 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. Hansen(23) to open debate.

Mr. Denney moved that the House recess until 1:40 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House at recess until 1:40 p.m.

RECESS

Afternoon Session

The House reconvened at 1:40 p.m., the Speaker in the Chair.

Roll call showed all 70 members present.

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

Third Reading of Bills and Joint Resolutions

Prior to recess, Mr. Sali called for a division of the question.

Whereupon the Speaker ruled that the question was not divisible.

Mr. Sali asked unanimous consent that S 1538 be placed on General Orders. Ms. Jaquet objected.

S 1538 having previously been read the third time at length, was placed before the House for consideration.

The question being, "Shall S 1538 pass?"

Roll call resulted as follows:
AYES -- Barracloough, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Linford, Mader, Marley, Meyer, Montgomery, Mortensen, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 56.
Absent and excused -- Callister. Total -- 1. Total -- 70.

Whereupon the Speaker declared S 1538 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 10 a.m., Thursday, March 16, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:06 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

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SIXTY-SEVENTH LEGISLATIVE DAY
THURSDAY, MARCH 16, 2000

House of Representatives

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

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

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

March 16, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

March 15, 2000

Mr. Speaker:
I transmit herewith SCR 161, SJM 107, SJM 105, S 1492, as amended, S 1484, as amended, S 1501, as amended, S 1515, as amended, as amended, as amended, S 1449, as amended, S 1436, as amended, S 1529, as amended, S 1552, S 1553, and S 1550 which have passed the Senate.

WOOD, Secretary

SCR 161, SJM 107, SJM 105, S 1492, as amended, S 1484, as amended, S 1501, as amended, S 1515, as amended, as amended, S 1449, as amended, S 1436, as amended, S 1529, as amended, S 1552, S 1553, and S 1550 were filed for first reading.

Mr. Speaker:
I return herewith H 540 which has passed the Senate.

WOOD, Secretary

H 540 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

At this time, the Speaker took the chair.

March 15, 2000

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 716 and H 727 and report them back with amendments attached to be placed on General Orders for consideration.

TILMAN, Chairman

H 716 and H 727 were placed on General Orders for consideration.

March 15, 2000

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration S 1337 and recommend that it do pass.

LINFORD, Chairman

S 1337 was filed for second reading.

March 16, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1356, S 1357, S 1358, S 1373, S 1394, and S 1396 and recommend that they do pass.

GOULD, Chairman

S 1356, S 1357, S 1358, S 1373, S 1394, and S 1396 were filed for second reading.

SCR 161, SJM 107, SJM 105, S 1492, as amended, S 1484, as amended, S 1501, as amended, S 1515, as amended, as amended, S 1449, as amended, S 1436, as amended, S 1529, as amended, S 1552, S 1553, and S 1550 were filed for second reading.

Taylor, Chairman

H 750, S 1309, as amended, S 1310, and S 1403 were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.
Motions, Memorials, and Resolutions

SCR 161, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

SJM 107 and SJM 105, by Resources and Environment Committee, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 751
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE SELF-GOVERNING AGENCIES FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 752
BY EDUCATION COMMITTEE
AN ACT
RELATING TO CLASSROOM INSTRUCTION IN ETHICS, PRINCIPLES AND VIRTUE; AMENDING TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 54, TITLE 33, IDAHO CODE, TO PROVIDE A STATEMENT OF LEGISLATIVE FINDINGS, TO CREATE THE ETHICS, PRINCIPLES AND VIRTUE EDUCATION FUND, TO PROVIDE DUTIES FOR THE ADMINISTRATION OF THE FUND, TO AUTHORIZE GRANTS TO TEACHERS AND TO PROVIDE A TEACHER HONORARIUM.

HOUSE BILL NO. 753
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR THE HEALTH EDUCATION PROGRAMS FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES FOR THE SEVERAL DESIGNATED PROGRAMS; AND SETTING FORTH CONDITIONS FOR THE REAPPROPRIATION.

HOUSE BILL NO. 754
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR THE DIVISION OF FINANCIAL MANAGEMENT FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 755
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR GENERAL EDUCATION PROGRAMS AT BOISE STATE UNIVERSITY, IDAHO STATE UNIVERSITY, LEWIS-CLARK STATE COLLEGE, THE UNIVERSITY OF IDAHO AND FOR THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2001; LIMITING THE AMOUNT OF THE GENERAL FUND APPROPRIATION TO BE USED BY THE OFFICE OF THE STATE BOARD OF EDUCATION; ESTABLISHING AN AMOUNT OF THE GENERAL FUND APPROPRIATION THAT IS TO BE EXPENDED FOR RESEARCH; ESTABLISHING AN AMOUNT OF THE GENERAL FUND APPROPRIATION TO BE EXPENDED FOR COMPETITIVE TECHNOLOGY GRANTS AND FOR PARTICIPATION IN THE WESTERN GOVERNOR'S ASSOCIATION VIRTUAL UNIVERSITY; ESTABLISHING AN AMOUNT OF THE GENERAL FUND APPROPRIATION TO BE EXPENDED FOR TEACHER PREPARATION ACTIVITIES; ESTABLISHING AN AMOUNT OF THE GENERAL FUND APPROPRIATION TO BE EXPENDED FOR THE GOVERNOR'S COLLEGE AND UNIVERSITY EXCELLENCE INITIATIVE; MAKING CERTAIN IDAHO CODE PROVISIONS SPECIFICALLY AVAILABLE TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO; REAPPROPRIATING ANY UNEXPENDED AND UNENCUMBERED BALANCES; AND SETTING FORTH CONDITIONS FOR THE REAPPROPRIATION.

H 751, H 752, H 753, H 754, and H 755 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1492, as amended, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

S 1484, as amended, and S 1449, as amended, by Education Committee, were introduced, read the first time by title, and referred to the Education Committee.

S 1501, as amended, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1436, as amended, by Agricultural Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

S 1515, as amended, as amended, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1529, as amended, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1552, S 1553, and S 1550, 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.
Second Reading of Bills and Joint Resolutions

HCR 50, H 722, HCR 48, H 732, H 695, as amended, and H 706, as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

HCR 52, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1485, by Education Committee, was read the second time by title and filed for third reading.

S 1426, as amended, and S 1397, as amended in the House, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1503, by Transportation Committee, was read the second time by title and filed for third reading.

S 1406, as amended, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

S 1455, as amended, and S 1315, as amended in the House, by Health and Welfare Committee, were read the second time by title and filed for third reading.

S 1398, as amended, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

S 1331 and S 1548, by Finance Committee, were read the second time by title and filed for third reading.

S 1523, as amended in the House, and S 1355, as amended in the House, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

H 591, as amended, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

H 626, as amended, and H 508, as amended, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

H 645, as amended, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 458, as amended, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mrs. Hornbeck asked unanimous consent that H 740 be placed on General Orders for consideration. There being no objection, it was so ordered.

H 739 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. Geddes to open debate.

The question being, "Shall H 739 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomroy, Reynolds, Ringo, Robinson, Sal, Schaer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.
NAYS -- McKague. Total -- 1.
Absent and excused -- Linford. Total -- 1.
Total -- 70.

Whereupon the Speaker declared H 739 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 741 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. Wood to open debate.

The question being, "Shall H 741 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomroy, Reynolds, Ringo, Robinson, Schaer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 65.
NAYS -- Sali. Total -- 1.
Total -- 70.

Whereupon the Speaker declared H 741 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 742 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. Hansen(23) to open debate.
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Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Marley, Meyer, Montgomery, Mortensen, Moss, M oyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann, M r. Speaker. Total -- 63.


Total -- 70.

Whereupon the Speaker declared H 742 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 743 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. Clark to open debate.

The question being, "Shall H 743 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Marley, Meyer, Montgomery, Mortensen, Moss, M oyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann, M r. Speaker. Total -- 34.


Total -- 70.

Whereupon the Speaker declared H 743 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

H 745 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. Hansen(23) to open debate.

The question being, "Shall H 745 pass?"

Roll call resulted as follows:

AYES -- Bieter, Boe, Cuddy, Cheirrett, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Marley, Meyer, Montgomery, Mortensen, Moss, M oyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann, M r. Speaker. Total -- 64.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 745 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HR 4 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Stoicheff and Mr. Robison to open debate.

The question being, "Shall HR 4 be adopted?"

Whereupon the Speaker declared HR 4 adopted by voice vote and ordered the resolution filed in the office of the Chief Clerk.
H 717 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. Ringo to open debate.

The question being, "Shall H 717 pass?"

Roll call resulted as follows:
Absent and excused -- Clark, Crow, Linford, Mader. Total -- 4.
Total -- 70.

Whereupon the Speaker declared H 717 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 705 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. Kempton to open debate.

The question being, "Shall H 705 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sal, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.
NAYS -- None.
Absent and excused -- Clark, Crow, Jaquet, Linford, Mader, Schaefer. Total -- 6.
Total -- 70.

Whereupon the Speaker declared H 713 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 714 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. Chase to open debate.

The question being, "Shall H 714 pass?"

Roll call resulted as follows:
NAYS -- Alltus, McKague. Total -- 2.
Absent and excused -- Clark, Crow, Jaquet, Linford, Mader, Schaefer. Total -- 6.
Total -- 70.

Whereupon the Speaker declared H 714 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HCR 39 was read the third time at length, and placed before the House for final consideration.
At this time, the Speaker recognized Mr. Gagner to open debate.

The question being, "Shall HCR 39 be adopted?"

Roll call resulted as follows:

AYES -- Barraclough, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cheirrett, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Hornbeck, Jones, Judd, Kellogg, Kemp, Kunz, Lake, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 47.


Total -- 70.

Whereupon the Speaker declared HCR 39 adopted and ordered the resolution transmitted to the Senate.

H 708 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. Stevenson to open debate.

The question being, "Shall H 708 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Cuddy, Deal, Field(20), Linford, Mader. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 708 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel 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.

Consideration of General Orders

Mr. Bruneel moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney 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 16, 2000

M r. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration H 726, S 1478, as amended, H 716, and H 727 and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H 726

AMENDMENT TO SECTION 2

On page 1 of the printed bill, in line 35, delete "or the state board".

CORRECTION TO TITLE

On page 1, in line 6, delete "OR THE STATE BOARD OF EDUCATION".

S 1544 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. Pomeroy to open debate.
HOUSE AMENDMENT TO S 1478, as amended

AMENDMENTS TO SECTION 1
On page 2 of the engrossed bill, following line 16, insert:
"(3)  It is the intent of the legislature that this chapter will be
applied only to swine facilities with a capacity of twenty thousand
(20,000) animal units or more and that this chapter will not be
applied to any other confined animal feeding operations.".

On page 4, in line 20, delete ", and may impose more and", delete lines 21 and 22 and insert: ";".

On page 5, in line 47, delete ", or designated as criti-
" delete line 48 and insert: ";".

On page 7, in line 29, following "which" delete ";"; and in
line 52, following "cities" delete ";".

HOUSE AMENDMENT TO H 716

AMENDMENT TO SECTION 2
On page 1 of the printed bill, in line 40, following "program;" insert: "the recipient district shall agree to report to
the state department of education the results of their evaluation;".

On page 2, delete lines 1 through 3 and insert: "grants shall
have a maximum amount of one hundred thousand dollars
($100,000) if funds are available.".

AMENDMENT TO THE BILL
On page 2, delete lines 4 through 6 and insert:
"SECTION 3. This act shall be null, void and of no force and
effect on and after July 1, 2003.".

CORRECTION TO TITLE
On page 1, delete lines 6 through 8 and insert: "PROVIDE
FOR MAXIMUM AMOUNTS OF GRANTS; AND
PROVIDING A SUNSET CLAUSE.".

HOUSE AMENDMENT TO H 727

AMENDMENT TO SECTION 2
On page 1 of the printed bill, in line 23, following "basis." insert: "Districts receiving service-learning funds are to report to
the state board of education on an annual basis;".

AMENDMENT TO THE BILL
On page 1, delete lines 24 through 30 and insert:
"SECTION 3. This act shall be null, void and of no force and
effect on and after July 1, 2003. The State Board of
Education shall report to the Governor and the Legislature during
the regular legislative session in 2003 on the results of the
service-learning pilot projects provided by this act.".

CORRECTION TO TITLE
On page 1, delete lines 5 through 7 and insert: "GRADUATION REQUIREMENTS AT THE SCHOOL
DISTRICT'S OPTION AND TO PROVIDE FOR REPORTS BY
SCHOOL DISTRICTS; PROVIDING A SUNSET CLAUSE
AND PROVIDING FOR A REPORT BY THE STATE BOARD
OF EDUCATION TO THE GOVERNOR AND THE
LEGISLATURE DURING THE 2003 REGULAR
LEGISLATIVE SESSION.".

DENNEY, Chairman

Mr. Denney moved that the report be adopted.  Seconded by
Mr. Bruneel.

Whereupon the Speaker declared the report adopted.

H 726, as amended, H 716, as amended, and H 727, as
amended, were referred to the Judiciary, Rules, and
Administration Committee for engrossing.

S 1478, as amended, as amended in the House, was filed for
first reading.

The amendments were referred to Judiciary, Rules, and
Administration committee for printing.

Miscellaneous and Unfinished Business

Notice having been served and having voted on the prevailing
side, Mr. Loertscher moved that the House now reconsider the
vote by which H 743 passed the House.  Seconded by
Mr. Smylie.

Mr. Clark moved for a Call of the House. Seconded by
Mr. Geddes.

Supported by one-third of the members present, the Speaker
declared the motion carried and ordered the Sergeant at Arms to
lock the doors.

Roll call showed 68 members present.
Absent and excused -- Field(20), Linford. Total -- 2.
Total -- 70.

Mr. Denney moved that Mrs. Field(20) and Mr. Linford be
excused.  Seconded by Ms. Jaquet.

The question being, "Shall the motion carry?"

Whereupon the Speaker declared the motion carried by voice
vote.

Mr. Geddes asked unanimous consent that the Call of the
House be lifted.  There being no objection, it was so ordered.

The question being, "Shall the motion to reconsider the vote
by which H 743 passed the House carry?"

Roll call resulted as follows:
AYES -- Alltus, Bieter, Boe, Bruneel, Chase, Cheirrett,
Cuddy, Gagner, Hadley, Hansen(29), Henbest, Jaquet, Jones,
Judd, Kellogg, Kunz, Loertscher, Marley, Meyer, Pomeroy,
Reynolds, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd,
Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail,
Mr. Speaker. Total -- 35.
Absent and excused -- Field(20), Linford. Total -- 2.
Total -- 70.
Whereupon the Speaker declared the motion carried.

Mr. Loertscher asked unanimous consent that the vote to reconsider H 743 be held one legislative day. Mr. Geddes objected.

Mr. Loertscher moved that the reconsideration vote on H 743 be held one legislative day. Seconded by Mr. Jones.
The question being, "Shall the motion carry to hold the reconsideration vote on H 743 for one legislative day?"

Roll call resulted as follows:

Absent and excused -- Field(20), Linford. Total -- 2.
Total -- 70.
Whereupon the Speaker declared the motion carried.

Mr. Callister asked unanimous consent that the House recess until 1:25 p.m. Mr. Denney objected.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 10 a.m., Friday, March 17, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:25 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

SIXTY-EIGHTH LEGISLATIVE DAY
FRIDAY, MARCH 17, 2000

The House convened at 10 a.m., the Speaker in the Chair.
Roll call showed 69 members present.
Absent and excused -- K. Kellogg. Total -- 1.
Total -- 70.
Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

March 17, 2000

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.

GOULD, Chairman


Mr. Bruneel moved for a Call of the House. Seconded by Mr. Meyer.

Supported by one-third of the members present, the Speaker declared the motion carried and ordered the Sergeant at Arms to lock the doors.

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

Mr. Bruneel moved that Mrs. Kellogg be excused. Seconded by Mr. Meyer.
The question being, "Shall the motion carry?"

Whereupon the Speaker declared the motion carried by voice vote.

Mr. Bruneel asked unanimous consent that the Call of the House be lifted. There being no objection, it was so ordered.

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

Miscellaneous and Unfinished Business

H 743, held at the Desk, March 17, 2000, was before the House for reconsideration.
The question being, "Shall H 743 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Mcague, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Sali, Schaefer, Sellman, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 52.


Absent and excused -- Kellogg. Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 743 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

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

Consideration of Messages from the Governor and the Senate

March 16, 2000

Mr. Speaker:
I transmit herewith enrolled S 1332, S 1369, S 1381, S 1387, S 1409, S 1435, and S 1461 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1332, S 1369, S 1381, S 1387, S 1409, S 1435, and S 1461 and, when so signed, ordered them returned to the Senate.

March 16, 2000

Mr. Speaker:
I return herewith enrolled HCR 41 which has been signed by the President.

WOOD, Secretary

Enrolled HCR 41 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 16, 2000

Mr. Speaker:
I transmit herewith S 1490, S 1555, S 1542, S 1551, S 1543, S 1500, S 1499, S 1556, S 1421, S 1422, S 1521, S 1420, S 1534, S 1497, and S 1509 which have passed the Senate.

WOOD, Secretary

S 1490, S 1555, S 1542, S 1551, S 1543, S 1500, S 1499, S 1556, S 1421, S 1422, S 1521, S 1420, S 1534, S 1497, and S 1509 were filed for first reading.

Mr. Speaker:
I return herewith HCR 42, H 437, H 408, H 411, H 460, H 403, H 395, and H 603 which have passed the Senate.

WOOD, Secretary

HCR 42, H 437, H 408, H 411, H 460, H 403, H 395, and H 603 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

March 17, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 751, H 752, H 753, H 754, H 755 and House amendments to H 726, S 1478, as amended, H 716, and H 727.

GOULD, Chairman

H 752 was referred to the Education Committee.

H 751, H 753, H 754, and H 755 were filed for second reading.

March 16, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 540.

GOULD, Chairman

The Speaker announced he was about to sign enrolled H 540, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

March 16, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 726, as amended, H 716, as amended, and H 727, as amended.

GOULD, Chairman

H 726, as amended, H 716, as amended, and H 727, as amended, were filed for first reading of engrossed bills.

March 16, 2000

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration HCR 51, H 728, and H 729 and recommend that they do pass.

CROW, Chairman

HCR 51, H 728, and H 729 were filed for second reading.
Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 731 and H 744 and recommend that they do pass.

DEAL, Chairman

H 731 and H 744 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration S 1477, S 1510, as amended, and S 1511 and recommend that they do pass.

REYNOLDS, Chairman

S 1477, S 1510, as amended, and S 1511 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration S 1431, S 1460, and S 1516 and recommend that they do pass.

KEMPTON, Chairman

S 1431, S 1460, and S 1516 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration S 1494, as amended, and recommend that it do pass.

STONE, Chairman

S 1494, as amended, was filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration HJM 9, S 1474, and S 1437 and recommend that they do pass.

JONES, Chairman

HJM 9, S 1474, and S 1437 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON ENVIRONMENTAL AFFAIRS, report that we have had under consideration S 1535 and report it back with amendments attached to be placed on General Orders for consideration.

BARRACLOUGH, Chairman

S 1535 was placed on General Orders for consideration.

Mr. Speaker:
We, your COMMITTEE ON APPROPRIATIONS, report that we have had under consideration H 425 and recommend that it do pass.

GEDDES, Chairman

H 425 was filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 53
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND ITS INTENT TO ACCEPT THE IDAHO WOLF CONSERVATION AND MANAGEMENT PLAN DATED MARCH 2000, SO THE PLAN MAY BE MADE AVAILABLE FOR PUBLIC COMMENT AND RETURNED TO THE IDAHO WOLF OVERSIGHT COMMITTEE FOR FINAL REVIEW AND SUBMISSION TO THE FIRST REGULAR SESSION OF THE FIFTY-SIXTH IDAHO LEGISLATURE.

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

WHEREAS, the process for removing gray wolves (Canis lupus) from the list of endangered species (delisting) under the Endangered Species Act, 16 U.S.C. 1531 et seq., requires that a state have in place an adequate regulatory mechanism to ensure that gray wolves will not again become threatened or endangered; and

WHEREAS, the regulatory mechanism developed by the state must contain a management plan which will be used by the state when the U.S. Fish and Wildlife Service decides to delist gray wolves; and

WHEREAS, the management plan must be approved by the U.S. Fish and Wildlife Service; and

WHEREAS, the management plan must provide appropriate guidance to Idaho officials to assure that this large, aggressive predator will not again be petitioned to be listed as threatened or endangered under the Endangered Species Act; and

WHEREAS, it is critical to the state that the management plan also provide maximum protection for other important interests, such as game populations, domestic livestock, and private property interests; and

WHEREAS, successful management of gray wolves after they are delisted will require an exceptional degree of cooperation and coordination among the states of Idaho, Montana and Wyoming; and

WHEREAS, the Idaho Wolf Oversight Committee has worked for countless hours to bring a gray wolf management plan to the Idaho Legislature for consideration.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that it is the intent of the Legislature to accept, with appreciation for the work of the Idaho Wolf...
Oversight Committee, the Idaho Wolf Conservation and Management Plan dated March 2000, so that the plan may be submitted to the public for examination, criticism and comments and returned to the Idaho Wolf Oversight Committee for final review and submission to the First Regular Session of the Fifty-sixth Idaho Legislature.

HCR 53 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 756
BY WAYS AND MEANS COMMITTEE
AN ACT
RELATING TO ADMINISTRATIVE RULES; CONTINUING CERTAIN RULES IN FULL FORCE AND EFFECT UNTIL JULY 1, 2001; CONTINUING RULES APPROVED OR EXTENDED BY ADOPTION OF A CONCURRENT RESOLUTION OF THE SECOND REGULAR SESSION OF THE FIFTY-FIFTH IDAHO LEGISLATURE IN FULL FORCE AND EFFECT UNTIL JULY 1, 2001 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.

HOUSE BILL NO. 757
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR THE MILITARY DIVISION FOR FISCAL YEAR 2000, FOR THE PURPOSE OF PROVIDING A CONTRIBUTION FROM THE STATE OF IDAHO TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL; AND DECLARING AN EMERGENCY.

H 756 and H 757 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1490, S 1421, S 1422, and S 1420, by Resources and Environment Committee, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1556 and S 1521, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1497, by Agricultural Affairs Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1542, by State Affairs Committee, was introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

S 1551 and S 1534, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1543, by State Affairs Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1500 and S 1499, by Transportation Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1509, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1478, as amended, as amended in the House, by Health and Welfare Committee, was introduced, read the first time by title, and filed for second reading.

S 1555, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

First Reading of Engrossed Bills

H 726, as amended, H 716, as amended, and H 727, as amended, by Education Committee, were introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

S 1337, by Resources and Environment Committee, was read the second time by title and filed for third reading.

S 1356, S 1357, S 1358, S 1373, S 1394, and S 1396, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

H 750, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1309, as amended, S 1310, and S 1403, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Deal asked unanimous consent that H 732 retain its place on the Third Reading Calendar until Monday, March 20, 2000. There being no objection, it was so ordered.

Mrs. Stone asked unanimous consent that S 1377 be placed on General Orders for consideration. There being no objection, it was so ordered.

HCR 50 was read the third time at length, and placed before the House for final consideration.
At this time, the Speaker recognized Mrs. Ellsworth and Mr. Moyle to open debate.

The question being, "Shall HCR 50 be adopted?"

Roll call resulted as follows:

**AYES** -- Barralough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hornbeck, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Meyer, Mortensen, Moss, Pearson, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

**NAYS** -- None.

Absent and excused -- Bruneel, Hansen(23), Jones, Kellogg, Mckague, Moyle. Total -- 6.

Total -- 70.

Whereupon the Speaker declared HCR 50 adopted and ordered the resolution transmitted to the Senate.

H 722 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. Wood to open debate.

The question being, "Shall H 722 pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Bruneel, Crow, Hansen(23), Jones, Kellogg, Mckague, Moyle. Total -- 7.

Total -- 70.

Whereupon the Speaker declared H 722 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HCR 48 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Henbest and Mr. Loertscher to open debate.

The question being, "Shall HCR 48 be adopted?"

Roll call resulted as follows:

**AYES** -- Alltus, Barralough, Bell, Bieter, Black, Boe, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Moyer, Montgomery, Mortensen, Moss, Pearson, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

**NAYS** -- None.

Absent and excused -- Bruneel, Hansen(23), Jones, Kellogg, Mckague, Moyle. Total -- 6.

Total -- 70.

Whereupon the Speaker declared HCR 52 adopted and ordered the resolution transmitted to the Senate.

HCR 52 was read the third time at length, and placed before the House for final consideration.

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

The question being, "Shall HCR 50 be adopted?"

**NAYS -- Barrett, Callister.** Total -- 2.

Absent and excused -- Bruneel, Crow, Geddes, Hansen(23), Kellogg, McKague, Moyle. Total -- 7.

Total -- 70.

Whereupon the Speaker declared **HCR 48** adopted and ordered the resolution transmitted to the Senate.

**H 591**, 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. Schaefer to open debate.

The question being, "Shall **H 591**, as amended, pass?"

Roll call resulted as follows:

**AYES --** Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sellman, Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

**NAYS --** None.

Absent and excused -- Bruneel, Crow, Gagner, Hansen(23), Kellogg, Moyle. Total -- 6.

Total -- 70.

Whereupon the Speaker declared **H 591**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 695**, 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. Kunz and Mr. Alltus to open debate.

The question being, "Shall **H 695**, as amended, pass?"

Roll call resulted as follows:


Absent and excused -- Campbell, Clark, Hansen(23), Kellogg, Lake. Total -- 8.

Total -- 70.

Whereupon the Speaker declared **H 695**, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that **S 1463** be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

**S 1463** 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. Pischner to open debate.

The question being, "Shall **S 1463** pass?"

Roll call resulted as follows:

**AYES --** Alltus, Barrett, Bell, Bieter, Black, Boe, Bruneel, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Jaquet, Judd, Kempton, Kendell, Kunz, Linford, Mader, Marley, Meyer, Mortensen, Moss, Pischner, Pomeroy, Ringo, Robison, Sellman, Smylie, Stevenson, Stoichef, Stone, Zimmermann, Mr. Speaker. Total -- 41.


Absent and excused -- Bruneel, Campbell, Hansen(23), Kellogg, Lake. Total -- 5.

Total -- 70.

Whereupon the Speaker declared **S 1463** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 20, 2000. There being no objection, it was so ordered.

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

**Adjournment**

Mr. Bruneel moved that the House adjourn until 10 a.m., Monday, March 20, 2000. Seconded by Ms. Jaquet. Motion carried.
Whereupon the Speaker declared the House adjourned at 2:46 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAM M JUKER, Chief Clerk

SEVENTY-FIRST LEGISLATIVE DAY
MONDAY, MARCH 20, 2000

House of Representatives

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

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

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

Mr. Speaker:

I transmit herewith enrolled S 1533, S 1537, S 1538, S 1539, S 1540, and S 1541 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1533, S 1537, S 1538, S 1539, S 1540, and S 1541 and, when so signed, ordered them returned to the Senate.

Mr. Speaker:

I transmit herewith SJM 106 and SCR 163 which have passed the Senate.

WOOD, Secretary

SJM 106 and SCR 163 were filed for first reading.

HCR 44 and HCR 46 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 53, H 756, and H 757.

GOULD, Chairman

HCR 53 was referred to the Resources and Conservation Committee.

H 756 and H 757 were filed for second reading.

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have enrolled HCR 42, H 437, H 408, H 411, H 460, H 403, H 395, and H 603.

GOULD, Chairman

HCR 42, H 437, H 408, H 411, H 460, H 403, H 395, and H 603, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 41 to the Secretary of State at 11:45 a.m., as of this date, Friday, March 17, 2000.

GOULD, Chairman

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 730 and recommend that it do pass.

DEAL, Chairman

H 730 was filed for second reading.
Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 734 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 734 was placed on General Orders for consideration.

March 17, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1322, S 1323, as amended, S 1324, S 1333, S 1359, S 1376, as amended, and S 1391 and recommend that they do pass.

GOULD, Chairman

S 1322, S 1323, as amended, S 1324, S 1333, S 1359, S 1376, as amended, as amended, and S 1391 were filed for second reading.

March 20, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 700 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 700 was placed on General Orders for consideration.

March 20, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1301, as amended, S 1350, S 1363, and S 1371 and recommend that they do pass.

DEAL, Chairman

S 1301, as amended, S 1350, S 1363, and S 1371 were filed for second reading.

March 20, 2000

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

Motions, Memorials, and Resolutions

SJ M 106, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

SCR 163, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.
FOR A PERCENTAGE OF UNUSED SICK LEAVE EARNED AFTER JULY 1, 2000, TO PAY PREMIUMS ON STATE GROUP INSURANCE PROGRAMS.

**HOUSE BILL NO. 761**
**BY WAYS AND MEANS COMMITTEE**
**AN ACT**
RELATING TO THE SALARIES OF JUSTICES, JUDGES AND MAGISTRATES; AMENDING SECTION 1-2222, IDAHO CODE, TO INCREASE THE BASE ANNUAL SALARY OF NONATTORNEY MAGISTRATES AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 59-502, IDAHO CODE, TO INCREASE THE ANNUAL SALARIES OF JUSTICES AND DISTRICT JUDGES.

**HOUSE BILL NO. 762**
**BY REVENUE AND TAXATION COMMITTEE**
**AN ACT**
RELATING TO EXEMPTIONS FOR PROPERTY TAX; AMENDING SECTION 63-602L, IDAHO CODE, TO EXCLUDE FROM THE EXEMPTION FOR INTANGIBLE PERSONAL PROPERTY CONTRACTS AND CONTRACT RIGHTS RELATING TO THE SALE OF ELECTRIC POWER BY NONREGULATED ELECTRIC POWER GENERATORS; DECLARING AN EMERGENCY AND PROVIDING A RETROACTIVE EFFECTIVE DATE.

H 758, H 759, H 760, H 761, and H 762 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.

**Second Reading of Bills and Joint Resolutions**

H 751, H 753, H 754, and H 755, by Appropriations Committee, were read the second time by title and filed for third reading.

HCR 51, H 728, and H 729, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 731 and H 744, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1477, S 1510, as amended, S 1511, and S 1478, as amended, as amended in the House, by Health and Welfare Committee, were read the second time by title and filed for third reading.

S 1431 and S 1460, by Transportation Committee, were read the second time by title and filed for third reading.

S 1516 and S 1494, as amended, by Local Government and Taxation Committee, were read the second time by title and filed for third reading.

HJM 9, H 726, as amended, H 716, as amended, and H 727, as amended, by Education Committee, were read the second time by title and filed for third reading.

S 1474 and S 1437, by Agricultural Affairs Committee, were read the second time by title and filed for third reading.

H 425, by Judd, was read the second time by title and filed for third reading.

S 1555, by Finance Committee, was read the second time by title and filed for third reading.

**Third Reading of Bills and Joint Resolutions**

Mr. Deal asked unanimous consent that H 732 be placed on General Orders for consideration. There being no objection, it was so ordered.

H 626, 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. Gould to open debate.

The question being, "Shall H 626, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Robison, Sali, Schafer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

NAYS -- Ringo. Total -- 1.


Total -- 70.

Whereupon the Speaker declared H 626, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 508, 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. Moss to open debate.

The question being, "Shall H 508, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29),

NAYS -- None.

Absent and excused -- Crow, Ridinger, Stone. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 508, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 706, 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. Wood to open debate.

The question being, "Shall H 706, as amended, pass?"

Roll call resulted as follows:


NAYS -- Barrett, McKague, Moyle. Total -- 3.

Absent and excused -- Kempton, Ridinger. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 508, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 458, 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. Hansen(29) to open debate.

The question being, "Shall H 458, as amended, pass?"

Roll call resulted as follows:


NAYS -- Barrett, McKague, Moyle. Total -- 3.

Absent and excused -- Kempton, Ridinger. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 458, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 750 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. Black, Mr. Deal, and Mr. Kunz to open debate.

Mr. Cuddy asked unanimous consent that H 750 be held at the Desk until Wednesday, March 22, 2000. Mr. Deal objected.

Mr. Cuddy moved that H 750 be held at the Desk until Wednesday, March 22, 2000. Seconded by Ms. Gould.

The question being, "Shall the motion carry?"

Roll call resulted as follows:

AYES -- Bell, Bieter, Black, Boe, Bruner, Callister, Chase, Cheirrett, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Geddes, Hansen(29), Henbest, Jaquet, Jones, Judd, Kempton, Linford, Mader, Marley, Montgomery, Moss, Pischner, Pomeroy, Reynolds, Ringo, Robison, Schaefer, Sellman, Shepherd, Smylie, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann. Total -- 41.


Absent and excused -- Ridinger. Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 458, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Absent and excused -- Ridinger. Total -- 1.

Total -- 70.

Whereupon the Speaker declared the motion failed.

The question being, "Shall H 750 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sall, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- Cuddy, Gould, Stoicheff. Total -- 3.

Absent and excused -- Ridinger. Total -- 1.

Total -- 70.

Whereupon the Speaker declared the motion failed.

The question being, "Shall H 750 pass?"

Mr. Geddes asked unanimous consent that H 425 be returned to the Appropriations Committee. There being no objection, it was so ordered.

S 1398, 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. Lake and Mrs. Field(20) to open debate.

The question being, "Shall S 1398, as amended, pass?"

Roll call resulted as follows:

AYES -- Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, Meyer, Montgomery, Mortensen, Moyle, Pischner, Pomeroy, Ringo, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Wheeler, Zimmermann. Total -- 51.


Absent and excused -- Moss, Reynolds. Total -- 2.

Total -- 70.

Whereupon the Speaker declared S 1398, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1331 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. Robison to open debate.

The question being, "Shall S 1331 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Jaquet, Loertscher, Moss, Reynolds. Total -- 4.

Total -- 70.

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.

Roll call showed 68 members present.

Absent and excused -- Moss, Reynolds. Total -- 2.

Total -- 70.

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

Third Reading of Bills and Joint Resolutions

Mr. Jones asked unanimous consent that S 1398, as amended, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

Mr. Brunee moved that the House recess until 1:15 p.m. Seconded by M.s. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1:15 p.m.

The question being, "Shall S 1398, as amended, pass?"
Whereupon the Speaker declared **S 1331** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1548** 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 1548** pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Bieter, Cuddy, Gagner, Jaquet, Jones, Loertscher, Moss, Reynolds. Total -- 8.

Total -- 70.

Whereupon the Speaker declared **S 1548** passed the House. Title was approved and the bill was ordered returned to the Senate.

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

**Motions, Memorials, and Resolutions**

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of **H 751** 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 751** 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. Chase.

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

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, M. Moore, Pearce, Pischner, Pomroy, Ringerding, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

**NAYS** -- None.

Absent and excused -- Cuddy, Jaquet, Jones, Loertscher, Moss, Reynolds. Total -- 6.

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 751** 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. Marley to open debate.

The question being, "Shall **H 751** pass?"

Roll call resulted as follows:


**NAYS** -- McKague, Sali, Schaef er. Total -- 3.

Absent and excused -- Bieter, Cuddy, Jaquet, Lake, Moss, Reynolds. Total -- 6.

Total -- 70.

Whereupon the Speaker declared **H 751** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of **H 753** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 753** be read the 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. Chase.

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

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, M. Moore, Pearce, Pischner, Pomroy, Ringerding, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

**NAYS** -- None.

Absent and excused -- Cuddy, Jaquet, Jones, Loertscher, Moss, Reynolds. Total -- 6.

Total -- 70.
At this time, the Speaker recognized Mr. Chase to open debate.

The question being, "Shall H 753 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Cuddy, Jaquet, Lake, Moss, Reynolds. Total -- 6.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, and H 753 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 M r. Field(20) to open debate.

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

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Cuddy, Jaquet, Lake, Moss, Reynolds. Total -- 6.

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 754 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 M r. Marley to open debate.

The question being, "Shall H 754 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Cuddy, Jaquet, Lake, Moss, Reynolds. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 754 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

M r. Bruneel moved that all rules of the House interfering with the immediate consideration of H 754 be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that H 754 be read the 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 M r. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, Mcague, M eyer, Montgomery, Mortensen, M oyle, Pearce, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, M r. Speaker. Total -- 64.

NAYS -- None.

Absent and excused -- Cuddy, Jaquet, Jones, Loertscher, Moss, Reynolds. Total -- 6.

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 755 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 M r. Field(20) to open debate.

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

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Cuddy, Jaquet, Lake, Moss, Reynolds. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 755 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

M r. Bruneel moved that all rules of the House interfering with the immediate consideration of H 755 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 755 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 M r. Chase.

The question being, "Shall the rules be suspended?"
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 755 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. Clark to open debate.

The question being, "Shall H 755 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Black, Boe, Bruneel, Callister, Campbell, Chase, Chierrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomroy, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.
NAYS -- Bieter, Taylor. Total -- 2.
Absent and excused -- McKague, Reynolds. Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 755 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

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

**Third Reading of Bills and Joint Resolutions**

Mr. Bruneel 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.

**Adjournment**

Mr. Bruneel moved that the House adjourn until 10 a.m., Tuesday, March 21, 2000. Seconded by Ms. Jaquet. Motion carried.
March 20, 2000

Mr. Speaker:
I transmit herewith S 1410, S 1557, S 1558, S 1559, S 1560, S 1561, S 1562, S 1563, S 1564, S 1565, and S 1568 which have passed the Senate.

WOOD, Secretary

S 1410, S 1557, S 1558, S 1559, S 1560, S 1561, S 1562, S 1563, S 1564, S 1565, and S 1568 were filed for first reading.

March 20, 2000

Mr. Speaker:
I return herewith HCR 43 which has passed the Senate.

WOOD, Secretary

HCR 43 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 21, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 758, H 759, H 760, and H 762.

GOULD, Chairman

H 758, H 759, H 760, and H 762 were filed for second reading.

H 760 and H 761 were referred to the Judiciary, Rules, and Administration Committee.

March 21, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 44 and HCR 46.

GOULD, Chairman

The Speaker announced he was about to sign enrolled HCR 44 and HCR 46, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 20, 2000

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1457 and recommend that it do pass.

TILMAN, Chairman

S 1457 was filed for second reading.

March 20, 2000

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 531 and H 562 and recommend that they do pass.

CROW, Chairman

H 531 and H 562 were filed for second reading.

March 20, 2000

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration SJM 110 and recommend that it do pass.

KEMPTON, Chairman

SJM 110 was filed for second reading.

March 20, 2000

Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration S 1436, as amended, and report it back without recommendation.

JONES, Chairman

S 1436, as amended, was filed for second reading.

March 20, 2000

Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration S 1438, as amended, and S 1536 and recommend that they do pass.

JONES, Chairman

S 1438, as amended, and S 1536 were filed for second reading.

March 21, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1304 and S 1425 and recommend that they do pass.

DEAL, Chairman

S 1304 and S 1425 were filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO.  54
BY EDUCATION COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND URGING THAT APPROPRIATE STEPS BE TAKEN TO ENSURE THAT HISPANIC AND LIMITED-ENGLISH-PROFICIENT STUDENTS RECEIVE A THOROUGH EDUCATION AND DIRECTING A REPORT TO THE LEGISLATURE.
Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, a majority of Hispanic and limited-English-proficient students are falling behind their classroom peers in their academic endeavors; and

WHEREAS, these same students continue to score at least twenty-five percentile points lower than their classroom peers on state standardized tests such as the Iowa Test of Basic Skills (ITBS) and the Test of Academic Proficiency (TAP); and

WHEREAS, more than fifty percent of Hispanic and limited-English-proficient students who took the Idaho Reading Indicator (IRI) during school year 1999-2000 are reading at below grade level; and

WHEREAS, at least forty percent of Hispanic students fail to successfully complete the high school graduation requirements; and

WHEREAS, Hispanic and limited-English-proficient students continue to have a high rate of school failure, despite attempts at remedial intervention such as compensatory education and English as a Second Language (ESL) programs; and

WHEREAS, the proposed adoption of Idaho's Exiting Standards will require these students to meet more rigorous educational requirements in order to graduate from high school.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that it is incumbent upon the State Board of Education and the State Superintendent of Public Instruction that they gather information on each local district's efforts to ensure that Hispanic and limited-English-proficient students receive a thorough education and to report to the First Regular Session of the Fifty-sixth Idaho Legislature on the costs and effectiveness of each method of each district and make recommendations for improving the academic performance of these students.

HOUSE RESOLUTION NO. 5
BY STATE AFFAIRS COMMITTEE

A HOUSE RESOLUTION
AMENDING RULE 4 OF THE HOUSE OF REPRESENTATIVES TO ADD THE PLEDGE OF ALLEGIANCE AS THE THIRD ORDER OF BUSINESS.

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

WHEREAS, the House of Representatives deems that Rule 4 of the House of Representatives should be amended.

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives, assembled in the Second Regular Session of the Fifty-fifth Idaho Legislature, that Rule 4 of the House of Representatives be amended as follows:

RULE 4
Order of Business.-- After calling the House to order, the order of business for the day shall be as follows:
1. Roll Call.
2. Prayer by the Chaplain.
3. Pledge of Allegiance by the sergeant at arms.
5. Consideration of messages from the Governor and the Senate.
8. Motions, memorials and resolutions.
10. First reading of engrossed bills.
11. Second reading of bills and joint resolutions.
12. Third reading of bills and joint resolutions.
13. Consideration of general orders.
15. Presentation of petitions and communications.
16. Announcements.
17. Adjournment.

HCR 54 and HR 5 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 763
BY APPROPRIATIONS COMMITTEE

AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF AGRICULTURE FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 764
BY APPROPRIATIONS COMMITTEE

AN ACT
APPROPRIATING MONEYS TO THE IDAHO STATE POLICE FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 765
BY APPROPRIATIONS COMMITTEE

AN ACT
APPROPRIATING MONEYS TO THE SECRETARY OF STATE FOR THE COMMISSION ON THE ARTS FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 766
BY APPROPRIATIONS COMMITTEE

AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF FISH AND GAME FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND EXPRESSING LEGISLATIVE INTENT WITH RESPECT TO CERTAIN EXPENDITURE OF FUNDS.

H 763, H 764, H 765, and H 766 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.
S 1410, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1557, S 1558, S 1559, S 1560, S 1561, S 1562, S 1563, S 1564, S 1565, and S 1568, 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 Twelfth Order of Business.

Second Reading of Bills and Joint Resolutions

H 756, by Ways and Means Committee, was read the second time by title and filed for third reading.

H 757, by Appropriations Committee, was read the second time by title and filed for third reading.

H 730, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1322, S 1323, as amended, S 1324, S 1333, S 1359, S 1376, as amended, as amended, and S 1391, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

S 1301, as amended, and S 1363, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1350 and S 1371, by Education 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.

Consideration of General Orders

Mr. Bruneel moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney 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 21, 2000

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration H 740, S 1535, S 1377, H 700, and H 732 and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H 740

AMENDMENT TO BILL

On page 4 of the printed bill, delete lines 45 through 53, and delete pages 5, 6 and 7 and on page 8, delete lines 1 through 21, and insert:

"SECTION 2. That Section 49-306, Idaho Code, as amended by Senate Bill No. 1332, as enacted by the Second Regular Session of the Fifty-fifth Idaho Legislature, be, and the same is hereby amended to read as follows:

49-306. APPLICATION FOR DRIVER’S LICENSE OR INSTRUCTION PERMIT. (1) Every application for an instruction permit or for a driver’s license shall be made upon a form furnished by the department and shall be verified by the applicant before a person authorized to administer oaths. Officers and employees of the department and sheriffs and their deputies are authorized to administer the oaths without charge. Every application for a permit, extension or driver’s license shall be accompanied by the following fee, none of which is refundable:

(a) Class A, B, C (4-year) license with endorsements - age 21 years and older.................................................. $28.50
(b) Class A, B, C (3-year) license with endorsements - age 18 to 21 years.................................................. $220.50
(c) Class A, B, C (1-year) license with endorsements 20 years.................................................. $112.25
(d) Class D (3-year) license - under age 18 years... $220.50
(e) Class D (3-year) license - age 18 to 21 years... $220.50
(f) Class D (1-year) license - age 17 years or age 20 years.................................................. $112.25
(g) Four-year Class D license - age 21 years and older .................................................. $24.50
(h) Eight-year Class D license - ages 21 to 63 years $419.00
(i) Class A, B, C instruction permit........................ $19.50
(j) Class D instruction permit............................ $11.50
(k) Duplicate driver’s license or permit issued under section 49-318, Idaho Code........................................... $11.50
(l) Driver’s license extension issued under section 49-319, Idaho Code........................................... $6.50
(m) License classification change (upgrade) ........ $15.50
(n) Endorsement addition..................................... $11.50
(o) Class A, B, C skills tests not more than $55.00
(p) Class D skills test........................................ $15.00
(q) Motorcycle endorsement skills test.................. $5.00
(r) Knowledge test........................................... $3.00
(s) Seasonal driver’s license............................... $27.50
(t) One time motorcycle "M" endorsement........... $11.50
(u) Motorcycle endorsement instruction permit..... $11.50
(v) Restricted driving permit............................ $35.00
(2) Every application shall state the true and full name, date of birth, sex, declaration of Idaho residency, Idaho residence address and mailing address, if different, of the applicant, height, weight, hair color, and eye color, and the applicant’s social security number as verified by the applicant’s social security card or by the social security administration.

(a) The requirement that an applicant provide a social security number as verified by his social security card or by the social security administration shall apply only to applicants who have been assigned a social security number.
(b) An applicant who has not been assigned a social security number shall:
(i) present written verification from the social security administration that the applicant has not been assigned a social security number; and
(ii) submit a birth certificate, passport or other documentary evidence issued by an entity other than a state or the United States; and
(iii) submit such proof as the department may require that the applicant is lawfully present in the United States.

A driver's license or instruction permit issued on and after January 1, 1993, shall not contain an applicant's social security number. Applications on file shall be exempt from disclosure except as provided in sections 49-202, 49-203, 49-203A and 49-204, Idaho Code.

Every application shall also state whether the applicant has previously been licensed as a driver, and if so, when and by what state or country, and whether a driver's license or privileges have ever been suspended, revoked, denied, disqualified, cancelled or whether an application has ever been refused, and if so, the date of and reason for the suspension, revocation, denial, disqualification, cancellation or refusal and the applicant's oath that all information is correct as signed by the applicant's signature.

The applicant may be required to submit proof of identity acceptable to the examiner or the department and date of birth as set forth in a certified copy of his birth certificate when obtainable, or another document which provides satisfactory evidence of a person’s date of birth acceptable to the examiner or the department.

(3) Whenever an application is received from a person previously licensed in another jurisdiction, the department shall request a copy of the driver's record from the other jurisdiction and shall contact the national driver register. When received, the driver's record from the previous jurisdiction shall become a part of the driver's record in this state with the same force and effect as though entered on the driver's record in this state in the original instance.

(4) Whenever the department receives a request for a driver's record from another licensing jurisdiction, the record shall be forwarded without charge.

(5) The department shall contact and notify the commercial driver license information system of the proposed application for a class A, B or C driver's license to insure identification of the person and to obtain clearance to issue the license.

(6) When the fees required under this section are collected by a state officer or agency, they shall be paid over to the state treasurer.

(8) The state treasurer shall distribute the moneys received from fees imposed by the provisions of this section, whether collected by a county officer or by a state officer or agency as follows:
(a) Two dollars ($2.00) of each fee for a four-year driver's license or seasonal driver's license, and four dollars ($4.00) of each fee for an eight-year class D driver's license, and one dollar and fifty cents ($1.50) of each fee charged for driver's licenses pursuant to subsections (1)(b), (d) and (e) of this section, and fifty cents (50¢) of each fee charged for driver's licenses pursuant to subsections (1)(c) and (f) of this section, shall be deposited in the emergency medical services account II created in section 39-146B, Idaho Code, and four dollars ($4.00) of each fee charged pursuant to subsections (1)(a), (g) and (s) of this section and eight dollars ($8.00) of each fee charged pursuant to subsection (1)(h) of this section and three dollars ($3.00) of each fee for driver's licenses pursuant to subsections (1)(b), (d) and (e) of this section, and one dollar ($1.00) of each fee charged for driver's licenses pursuant to subsections (1)(c) and (f) of this section shall be deposited in the emergency medical services account III created in section 39-146B, Idaho Code; and
(b) Sixteen dollars and fifty cents ($16.50) of each fee for a seasonal or class A, B or C driver’s license, and ten dollars ($10.00) of each fee charged for a license pursuant to subsection (1)(b) of this section, and five dollars and forty-one cents ($5.41) of each fee charged for a license pursuant to subsection (1)(c) of this section shall be deposited in the state highway account; and
(c) Ten dollars and fifty cents ($10.50) of each fee for a class A, B or C instruction permit or driver's license classification change shall be deposited in the state highway account; and
(d) Deposit an amount equal to five dollars ($5.00) from each fee for a motorcyclist endorsement skills test in the current expense fund; provided however, if a contractor administers the test he shall be entitled to the five dollar ($5.00) fee; and
(e) Remit the remainder to the state treasurer; and
(f) Deposit eleven dollars and fifty cents ($11.50) from each fee for a class D skills test into the county current expense fund, unless the test is administered by a department-approved contractor, in which case the contractor shall be entitled to eleven dollars and fifty cents ($11.50) of each fee.

When the fees required under this section are collected by a state officer or agency, they shall be paid over to the state treasurer.

(8) The state treasurer shall distribute the moneys received from fees imposed by the provisions of this section, whether collected by a county officer or by a state officer or agency as follows:
(a) Two dollars ($2.00) of each fee for a four-year driver's license or seasonal driver's license, and four dollars ($4.00) of each fee for an eight-year class D driver's license, and one dollar and fifty cents ($1.50) of each fee charged for driver's licenses pursuant to subsections (1)(b), (d) and (e) of this section, and fifty cents (50¢) of each fee charged for driver's licenses pursuant to subsections (1)(c) and (f) of this section, shall be deposited in the emergency medical services account II created in section 39-146A, Idaho Code, and four dollars ($4.00) of each fee charged pursuant to subsections (1)(a), (g) and (s) of this section and eight dollars ($8.00) of each fee charged pursuant to subsection (1)(h) of this section and three dollars ($3.00) of each fee for driver's licenses pursuant to subsections (1)(b), (d) and (e) of this section, and one dollar ($1.00) of each fee charged for driver's licenses pursuant to subsections (1)(c) and (f) of this section shall be deposited in the emergency medical services account III created in section 39-146B, Idaho Code; and
The department of

(1) Two dollars and sixty cents ($2.60) of each fee for a class D instruction permit, duplicate class D license or permit, and class D license extension shall be deposited in the driver training account; and

(2) Three dollars and ninety cents ($3.90) of each fee for a class D instruction permit, duplicate class D license or permit, and class D license extension shall be deposited in the highway distribution account; and

(3) Five dollars ($5.00) of each fee for a class A, B or C skills test shall be deposited in the state highway account; and

(4) One dollar ($1.00) of each fee for a class A, B or C skills test shall be deposited in the state highway account; and

(5) Thirty-five dollars ($35.00) of each restricted driving permit, and class D license extension shall be deposited in the state highway account; and

(6) Seven dollars and twenty cents ($7.20) of each fee for a four-year class D driver’s license, and fourteen dollars and forty cents ($14.40) of each fee for an eight-year class D driver’s license, and six dollars ($6.00) of each fee charged for a license pursuant to subsections (1)(d) and (e) of this section, and four dollars and eight cents ($4.08) of each fee charged for a license pursuant to subsection (1)(f) of this section shall be deposited in the highway distribution account; and

(7) Two dollars and sixty cents ($2.60) of each fee for a class D instruction permit, duplicate class D license or permit, and class D license extension shall be deposited in the driver training account; and

(8) Three dollars and ninety cents ($3.90) of each fee for a class D instruction permit, duplicate class D license or permit, and class D license extension shall be deposited in the highway distribution account; and

(9) Five dollars ($5.00) of each fee for a class A, B or C skills test shall be deposited in the state highway account; and

(10) One dollar ($1.00) of each fee for a class A, B or C skills test shall be deposited in the state highway account; and

(11) Thirty-five dollars ($35.00) of each restricted driving permit shall be deposited in the state highway account; and

(12) The department may issue seasonal class B or C driver’s licenses to drivers who:

(a) Have not violated the single license provisions of 49 CFR part 383;

(b) Have not had any license suspensions, revocations or cancellations;

(c) Have not had any convictions in any vehicle for any offense listed in section 49-335(1) or (2), Idaho Code, or any one (1) serious traffic offense;

(d) Have at least one (1) year of driving experience with a class D or equivalent license in any type motor vehicle; and

(e) Are at least sixteen (16) years old.".

CORRECTION TO TITLE

On page 1, delete lines 8, 9, 10, 11 and in line 12, delete "TECHNICAL CORRECTIONS" and insert: "SENATE BILL NO. 1332, AS ENACTED BY THE SECOND REGULAR SESSION OF THE FIFTY-FIFTH IDAHO LEGISLATURE, TO INCREASE FEES AND TO PROVIDE ALLOCATION TO THE EMERGENCY MEDICAL SERVICES ACCOUNT".

HOUSE AMENDMENT TO S 1535

AMENDMENT TO SECTION 2

On page 3 of the printed bill, in line 5, following "plan," insert: "Up to five percent (5%) of the total state revolving loan fund may be used for nonpoint source pollution control projects which demonstrate a benefit/nexus to a municipality.".

HOUSE AMENDMENT TO S 1377

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 17, delete "fifty-one"; and in line 18, delete "51" and insert: "00".

HOUSE AMENDMENT TO H 700

AMENDMENT TO SECTION 1

On page 1 of the printed bill, delete lines 9 through 20 and insert:

"50-2803. ALLOCATION FORMULA. The entire state ceiling for the year, including any carry-forward under section 146(f) of the Internal Revenue Code, shall be allocated by the following formula. The state ceiling shall be allocated by the state to governmental units, as needed to finance specific qualified projects and programs under the Internal Revenue Code, as amended, on the basis of the chronological order in which applications from governmental units for an allocation of the state ceiling are received. Effective utilization, need, economic impact and efficient distribution of resources throughout the state by the agency designated in the executive order of the department of commerce. The allocation formula established by this section shall be implemented and administered by the governor pursuant to the terms and provisions of the executive order which shall make provisions for priorities of projects and programs based on the formula. No qualified applicant for the state ceiling shall render decisions in the allocation formula."

CORRECTION TO TITLE

On page 1, in line 3, following "FORMULA" insert: "AND TO MAKE A TECHNICAL CORRECTION".
HOUSE AMENDMENT TO H 732

AMENDMENTS TO SECTION 3
On page 3 of the printed bill, in line 6, delete "historic"; in line 8, delete ", and that would ensure" and insert: ". Any such conditions shall ensure that"; in line 9, delete "the hydropower water rights and"; and in line 10, following "the" insert: "hydropower water".

CORRECTION TO TITLE
On page 1, in line 13, delete "HISTORIC"; in line 16, delete "AND" and insert: "THAT ANY SUCH CONDITIONS SHALL ENSURE", and also in line 16, delete "HYDROPOWER WATER"; in line 17, delete " RIGHTS AND", and also in line 17, following "UNDER THE" insert: "HYDROPOWER".

We have also had under consideration H 734, report progress and beg leave to sit again.

DENNEY, Chairman

Mr. Denney moved that the report be adopted. Seconded by Mr. Bruneel.

Whereupon the Speaker declared the report adopted.

H 740, as amended, H 700, as amended, and H 732, as amended, were referred to the Judiciary, Rules, and Administration Committee for engaging.

S 1535, as amended in the House, and S 1377, as amended in the House, were filed for first reading.

H 734 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 Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

Mrs. Hornbeck asked unanimous consent that H 740, as amended, be returned to the Transportation and Defense Committee. There being no objection, it was so ordered.

Mrs. Crow asked unanimous consent that H 728 retain its place on the Third Reading Calendar until Friday, March 24, 2000. There being no objection, it was so ordered.

Ms. Gould asked unanimous consent that S 1523, as amended in the House, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1523, 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. Montgomery and Mr. Moss to open debate.

The question being, "Shall S 1523, as amended in the House, pass?"

Roll call resulted as follows:

NAYS -- None.
Absent and excused -- Hornbeck, Tilman. Total -- 2.
Total -- 70.

Whereupon the Speaker declared S 1523, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

Ms. Gould asked unanimous consent that S 1394 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1394 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. Mader and Mr. Stevenson to open debate.

Ms. Henbest moved that S 1394 be placed on General Orders for consideration. Seconded by Mr. Chase.

The question being, "Shall the motion carry?"

Roll call resulted as follows:

NAYS -- Alltus, Barraclough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hornbeck, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, McKague, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Sali, Schaefer, Smith, Smylie, Stevenson, Stone, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 50.

Absent and excused -- Cuddy, Gagner, Hansen(29), Lake, Taylor. Total -- 5.
Total -- 70.

Whereupon the Speaker declared the motion failed.
The question being, "Shall S 1394 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hornbeck, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroyp, Ridinger, Sali, Scharfe, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 53.


Paired Vote:

AYE -- Lake. NAY -- Gagner.
(Pair enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker declared S 1394 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel moved that the House recess until 1:50 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1:50 p.m.

RECESS

Afternoon Session

The House reconvened at 1:50 p.m., the Speaker in the Chair.

Roll call showed all 70 members present.

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

Third Reading of Bills and Joint Resolutions

HCR 51 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Kellogg to open debate.

The question being, "Shall HCR 51 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroyp, Ridinger, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 50.


Absent and excused -- Alltus, Crow, Field(20), Jones, Linford, McKague, Schaefer, Taylor. Total -- 8.

Total -- 70.

Whereupon the Speaker declared HCR 51 adopted and ordered the resolution transmitted to the Senate.

H 729 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. Shepherd to open debate.

The question being, "Shall H 729 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Alltus, Crow, Field(20), Jones, McKague, Schaefer, Taylor. Total -- 7.

Total -- 70.

Whereupon the Speaker declared H 729 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 731 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. Kunz to open debate.

The question being, "Shall H 731 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroyp, Reynolds, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 50.


Absent and excused -- Alltus, Crow, Field(20), Jones, Linford, McKague, Schaefer, Taylor. Total -- 8.

Total -- 70.

Whereupon the Speaker declared HCR 51 adopted and ordered the resolution transmitted to the Senate.
Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- Stone. Total -- 1.
Absent and excused -- Jones, McKague, Taylor. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 731 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 744 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. Ellsworth to open debate.

The question being, "Shall H 744 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, M ortensen, M oss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.
Absent and excused -- McKague, Taylor. Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 744 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HJM 9 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Montgomery 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.

H 726, 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. Meyer to open debate.

The question being, "Shall H 726, as amended, pass?"

Roll call resulted as follows:

NAYS -- None.
Absent and excused -- Loertscher. Total -- 1.
Total -- 70.

Whereupon the Speaker declared H 716, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 716, 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. Kunz to open debate.

The question being, "Shall H 716, as amended, pass?"

Roll call resulted as follows:


Absent and excused -- Mr. Speaker. Total -- 1.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 716, as amended, failed to pass the House and ordered the bill filed in the Office of the Chief Clerk.

Mr. Denney 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.

Adjournment

Mr. Denney moved that the House adjourn until 10 a.m., Wednesday, March 22, 2000. Seconded by Ms. Jaquet. Motion carried.
Whereupon the Speaker Pro Tem declared the House adjourned at 2:40 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAM M JUKER, Chief Clerk

SEVENTY-THIRD LEGISLATIVE DAY
WEDNESDAY, MARCH 22, 2000

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 Jim Hardenbrook.

Approval of Journal

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

Mr. Speaker:

I transmit herewith enrolled S 1463 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1463 and, when so signed, ordered it returned to the Senate.

Mr. Speaker:

I return herewith H 396 which has passed the Senate.

WOOD, Secretary

H 396 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

Mr. Speaker:

I return herewith H 501, as amended in the Senate, H 445, as amended in the Senate, H 450, as amended in the Senate, H 513, as amended in the Senate, and H 506, as amended in the Senate, which have passed the Senate.

WOOD, Secretary

H 501, as amended in the Senate, H 445, as amended in the Senate, H 450, as amended in the Senate, H 513, as amended in the Senate, and H 506, as amended in the Senate, were ordered held at the Desk.

Mr. Hansen(23) asked unanimous consent that the House concur in the Senate amendments to H 501, as amended in the Senate. There being no objection, it was so ordered.

Mr. Gagner asked unanimous consent that the House concur in the Senate amendments to H 445, as amended in the Senate. There being no objection, it was so ordered.

Ms. Jaquet asked unanimous consent that the House concur in the Senate amendments to H 450, as amended in the Senate. There being no objection, it was so ordered.

Mr. Gagner asked unanimous consent that the House concur in the Senate amendments to H 513, as amended in the Senate. There being no objection, it was so ordered.

Ms. Jaquet asked unanimous consent that the House concur in the Senate amendments to H 506, as amended in the Senate. Ms. Jaquet objected.
Mr. Moss moved that the House concur in the Senate amendments to **H 506**, as amended in the Senate. Mr. Bruneel seconded the motion.

The question being “Shall the motion pass?”

Whereupon the Speaker declared the motion passed by voice vote, and the House concurred in the Senate amendments to **H 506**, as amended in the Senate.

**H 501**, as amended in the Senate, **H 445**, as amended in the Senate, **H 450**, as amended in the Senate, **H 513**, as amended in the Senate, and **H 506**, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

**Report of Standing Committees**

March 22, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **HR 5**, **HCR 54**, **H 763**, **H 764**, **H 765**, **H 766** and House amendments to **H 740**, **S 1535**, **S 1377**, **H 700**, and **H 732**.

GOULD, Chairman

**HR 5** was referred to the Judiciary, Rules, and Administration Committee.

**HCR 54**, **H 763**, **H 764**, **H 765**, and **H 766** were filed for second reading.

March 22, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **HCR 43**.

GOULD, Chairman

**HCR 43** was referred to the Judiciary, Rules, and Administration Committee.

March 22, 2000

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **HCR 53**, **SJM 105**, **SJM 106**, **S 1419**, as amended, **S 1421**, **S 1422**, and **S 1556** and recommend that they do pass.

LINFORD, Chairman

**HCR 53**, **SJM 105**, **SJM 106**, **S 1419**, as amended, **S 1421**, **S 1422**, and **S 1556** were filed for second reading.

March 22, 2000

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **S 1312**, **S 1334**, **S 1389**, and **S 1439** and recommend that they do pass.

TAYLOR, Chairman

**S 1312**, **S 1334**, **S 1389**, and **S 1439** were filed for second reading.

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

**Introduction, First Reading, and Reference of Bills and Joint Resolutions**

**HOUSE BILL NO. 767**

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ENDOWMENT FUNDS; AMENDING SECTION 33-2909, IDAHO CODE, TO CLARIFY THE NUMBER OF SECTIONS GRANTED TO IDAHO BY CONGRESS AND PURSUANT TO THE IDAHO ADMISSION
BILL AND TO PROVIDE THAT THE UNIVERSITY PERMANENT ENDOWMENT FUND SHALL CONSIST OF PROCEEDS FROM THE SALE OF ADDITIONAL ENDOWMENT LANDS GRANTED TO THE STATE OF IDAHO BY THE UNITED STATES GOVERNMENT FOR THE SUPPORT AND MAINTENANCE OF THE STATE UNIVERSITY AND THOSE GRANTED IN LIEU OF SUCH LANDS; AMENDING SECTION 33-2910, IDAHO CODE, TO DELETE THE REQUIREMENT THAT MONEYS IN THE UNIVERSITY INCOME FUND MUST BE EXPENDED PURSUANT TO APPROPRIATION; AMENDING SECTION 33-2912, IDAHO CODE, TO DELETE THE REQUIREMENT THAT MONEYS IN THE SCIENTIFIC SCHOOL INCOME FUND MUST BE EXPENDED PURSUANT TO LEGISLATIVE APPROPRIATION; AMENDING SECTION 33-2914, IDAHO CODE, TO DELETE THE REQUIREMENT THAT MONEYS IN THE AGRICULTURAL COLLEGE INCOME FUND MUST BE EXPENDED PURSUANT TO LEGISLATIVE APPROPRIATION; AND AMENDING SECTION 33-3301B, IDAHO CODE, TO DELETE THE REQUIREMENT THAT MONEYS IN THE NORMAL SCHOOL FUND MUST BE EXPENDED PURSUANT TO LEGISLATIVE APPROPRIATION.

HOUSE BILL NO. 768
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR THE IDAHO EDUCATIONAL PUBLIC BROADCASTING SYSTEM FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; EXPRESSING LEGISLATIVE INTENT THAT THE STATE BOARD OF EDUCATION EVALUATE, ESTABLISH AND ENFORCE CERTAIN IDAHO EDUCATIONAL PUBLIC BROADCASTING SYSTEM POLICIES; EXPRESSING LEGISLATIVE INTENT THAT THE STATE BOARD OF EDUCATION WILL PROVIDE ALL REQUIRED NOTIFICATIONS FOR THE IDAHO EDUCATIONAL PUBLIC BROADCASTING SYSTEM CONVERSION TO DIGITAL BROADCAST TECHNOLOGY; AND EXPRESSING LEGISLATIVE INTENT THAT IDAHO EDUCATIONAL PUBLIC BROADCASTING SYSTEM PURSUE ALL VIABLE FUNDING OPTIONS TO PAY FOR THE CONVERSION TO DIGITAL BROADCAST TECHNOLOGY.

HOUSE BILL NO. 770
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE SELF-RELIANCE PROGRAMS FOR FISCAL YEAR 2001; PROVIDING THAT THE STATE CONTROLLER SHALL MAKE TRANSFERS FROM THE GENERAL FUND; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES OF MONEYS; AND AUTHORIZING THE EXPENDITURE OF ALL RECEIPTS COLLECTED.

HOUSE BILL NO. 771
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR INDIRECT SUPPORT SERVICES AND INDEPENDENT COMMISSIONS AND COUNCILS FOR FISCAL YEAR 2001; PROVIDING THAT THE STATE CONTROLLER SHALL MAKE TRANSFERS FROM THE GENERAL FUND; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES OF MONEYS; AUTHORIZING THE EXPENDITURE OF ALL RECEIPTS COLLECTED; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 772
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF FAMILY AND COMMUNITY SERVICES FOR FISCAL YEAR 2001; PROVIDING THAT THE STATE CONTROLLER SHALL MAKE TRANSFERS FROM THE GENERAL FUND; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES OF MONEYS; AUTHORIZING THE EXPENDITURE OF ALL RECEIPTS COLLECTED; AND EXPRESSING LEGISLATIVE INTENT WITH REGARD TO SUBSTANCE ABUSE PREVENTION.

HOUSE BILL NO. 773
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FROM THE PERMANENT BUILDING FUND TO THE DIVISION OF PUBLIC WORKS FOR THE VARIOUS PURPOSES SPECIFIED; EXPRESSING LEGISLATIVE INTENT CONCERNING THE USE OF MONEYS APPROPRIATED IN THIS ACT; EXEMPTING THE APPROPRIATIONS FROM THE PROVISIONS OF CHAPTER 36, TITLE 67, IDAHO CODE, AND FROM THE PROVISIONS OF SECTION 67-3516, IDAHO CODE; AUTHORIZING THE USE OF TAX ANTICIPATION NOTES; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 774
BY APPROPRIATIONS COMMITTEE
AN ACT
STATING LEGISLATIVE INTENT AND PROVIDING BACKGROUND INFORMATION; APPROPRIATING
ADDITIONAL MONEYS TO THE MILITARY DIVISION FOR
THE NATIONAL WORLD WAR II MEMORIAL FUND FOR
FISCAL YEAR 2000; AND DECLARING AN EMERGENCY.

H 767, H 768, H 769, H 770, H 771, H 772, H 773, and
H 774 were introduced, read the first time by title, and referred
to the Judiciary, Rules, and Administration Committee for
printing.

S 1535, as amended in the House, and S 1377, as amended in
the House, by Judiciary and Rules Committee, were introduced,
read the first time by title, and filed for second reading.

S 1444, as amended, and S 1412, as amended, by Health and
Welfare Committee, were introduced, read the first time by title,
and referred to the Health and Welfare Committee.

S 1433, as amended, S 1407, as amended, S 1408, as
amended, and S 1367, as amended, by Transportation
Committee, were introduced, read the first time by title, and
referred to the Transportation and Defense Committee.

S 1518, as amended, and S 1524, 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 1486, as amended, by Education Committee, was
introduced, read the first time by title, and referred to the
Education Committee.

S 1517, as amended, by Judiciary and Rules Committee, was
introduced, read the first time by title, and referred to the
Resources and Conservation Committee.

S 1546, as amended, by Judiciary and Rules Committee, was
introduced, read the first time by title, and referred to the
Revenue and Taxation Committee.

First Reading of Engrossed Bills

H 700, as amended, and H 732, as amended, by State Affairs
Committee, were introduced, read the first time by title and filed
for second reading.

Second Reading of Bills and Joint Resolutions

H 758 and H 759, by Appropriations Committee, were read
the second time by title and filed for third reading.

H 762, H 531, and H 562, by Revenue and Taxation
Committee, were read the second time by title and filed for third
reading.

S 1457, by Education Committee, was read the second time
by title and filed for third reading.

SJM 110, S 1536, S 1304, and S 1425, by State Affairs
Committee, were read the second time by title and filed for third
reading.

S 1436, as amended, and S 1438, as amended, by
Agricultural Affairs Committee, were read the second time by
title and filed for third reading.

S 1557, S 1558, S 1559, S 1560, S 1561, S 1562, S 1563,
S 1564, S 1565, and S 1568, by Finance Committee, were read
the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 757 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. Stone and
Mrs. Sellman to open debate.

The question being, “Shall H 757 pass?”

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black,
Boe, Callister, Campbell, Chase, Cherrick, Clark, Crow, Cuddy,
Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes,
Gould, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck,
Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake,
Linford, Mader, Marley, McKague, M eyer, Montgomery,
Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds,
Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith,
Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler,
Wood, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Bruneel, Hammond, Loertscher,
Schaefer, Tilman. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 757 passed the House.

Title was approved and the bill was ordered transmitted to the
Senate.

Mrs. Crow asked unanimous consent that H 728 be returned
to the Revenue and Taxation Committee. There being no
objection, it was so ordered.

H 727, 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. Sellman and
Mrs. Montgomery to open debate.

The question being, “Shall H 727, as amended, pass?”

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black,
Boe, Callister, Campbell, Chase, Cherrick, Clark, Crow, Cuddy,
Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes,
Gould, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck,
Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake,
Linford, Mader, Marley, McKague, M eyer, Montgomery,
Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds,
Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith,
Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler,
Wood, Zimmermann, Mr. Speaker. Total -- 30.

NAYS -- Alltus, Barraclough, Barrett, Bell, Bieter, Black,
Boe, Callister, Campbell, Cherrick, Clark, Crow, Denney, Ellsworth,
Gagner, Geddes, Hadley, Hammond, Hansen(23), Hornbeck,
Kellogg, Kempton, Kendall, Lake, Linford, Loertscher,
Absent and excused -- Zimmermann. Total -- 1.
Total -- 70.

Whereupon the Speaker declared H 727, as amended, failed to pass the House and ordered the bill filed in the Office of the Chief Clerk.

H 756 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. Black to open debate.

The question being, "Shall H 756 pass?"

Roll call resulted as follows:
NAYS -- Barrett, Sali. Total -- 2.
Absent and excused -- Montgomery, Reynolds. Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 756 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

S 1555 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. Geddes to open debate.

The question being, "Shall S 1555 pass?"

Roll call resulted as follows:
NAYS -- Barrett, Sali. Total -- 2.
Absent and excused -- Montgomery, Reynolds. Total -- 2.
Total -- 70.

Whereupon the Speaker declared S 1555 passed the House.
Title was approved and the bill was ordered returned to the Senate.

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

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 758 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 758 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. Chase.

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

Roll call resulted as follows:
Absent and excused -- Montgomery, Tilman. 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 758** 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. Clark to open debate.

The question being, "Shall **H 758** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Myole, Pearce, Pischner, Pomeroy, Reynolds, Rindger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

**NAYS** -- Schaefer. Total -- 1.

Absent and excused -- Montgomery. 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 759** 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. Robison to open debate.

The question being, "Shall **H 759** pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Montgomery, Reynolds. 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 **S 1557** 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. Chase.

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

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Myole, Pearce, Pischner, Pomeroy, Rindger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

**NAYS** -- None.

Absent and excused -- Montgomery, Reynolds. Total -- 2.

Total -- 70.
Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Montgomery, Reynolds. 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 **S 1557** 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. Geddes to open debate.

The question being, "Shall **S 1557** pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Crow, Cuddy, Gagner, Hansen(29), Jones. Total -- 5.

Total -- 70.

Whereupon the Speaker declared **S 1557** passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel moved that the House recess until 1 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1 p.m.

**RECESS**

**Afternoon Session**

The House reconvened at 1 p.m., Mr. Bruneel in the Chair.

Roll call showed 68 members present.

Absent and excused -- Wheeler, Mr. Speaker. Total -- 2.

Total -- 70.

Prior to recess, the House was at the Seventh Order of Business.
Whereupon the Speaker Pro Tem declared **H 762** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**Mr. Denney** moved that all rules of the House interfering with the immediate consideration of **H 531** 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 531** 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. Chase.

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

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Traill, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

**NAYS** -- None.

Absent and excused -- Montgomery, Reynolds. Total -- 2. Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 531** 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 Pro Tem recognized Mrs. Stone to open debate.

The question being, "Shall **H 531** pass?"

Roll call resulted as follows:


**NAYS** -- McKague. Total -- 1.

Absent and excused -- Gould, Hansen(23), Jones, Linford, Traill, Wheeler, Mr. Speaker. Total -- 7. Total -- 70.

Whereupon the Speaker Pro Tem declared **H 531** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**Mr. Denney** moved that all rules of the House interfering with the immediate consideration of **H 562** 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 562** 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. Chase.

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

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Gould, Hansen(23), Jones, Traill, Wheeler, Mr. Speaker. Total -- 6. Total -- 70.

Whereupon the Speaker Pro Tem declared **H 562** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**Mr. Denney** moved that all rules of the House interfering with the immediate consideration of **H 562** 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 562** 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. Chase.

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

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Gould, Hansen(23), Jones, Traill, Wheeler, Mr. Speaker. Total -- 6. Total -- 70.
Whereupon the Speaker Pro Tem declared H 562 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1558 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 1558 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. Chase.

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

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Montgomery, Reynolds. Total -- 2.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1558 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 Pro Tem recognized Mr. Pomeroy to open debate.

The question being, "Shall S 1558 pass?"

Roll call resulted as follows:
NAYS -- Mccague, Taylor. Total -- 2.
Absent and excused -- Hansen. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1558 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1559 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 1559 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. Chase.

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

Roll call resulted as follows:
NAYS -- Alltus, Sali. Total -- 2.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1559 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 Pro Tem recognized Mr. Arley to open debate.

The question being, "Shall S 1559 pass?"

Roll call resulted as follows:
NAYS -- Alttus, Sali. Total -- 2.
Total -- 70.
Whereupon the Speaker Pro Tem declared S 1559 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1560 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 1560 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Montgomery, Reynolds. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1560 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 Pro Tem recognized Mr. Robison to open debate.

The question being, "Shall S 1560 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared S 1560 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1561 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 1561 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Montgomery, Reynolds. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1561 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 Pro Tem recognized Mrs. Bell to open debate.

The question being, "Shall S 1561 pass?"

Roll call resulted as follows:


NAYS -- Sali. Total -- 1.

Absent and excused -- Geddes, Gould, Hansen(23), Trail, Wheeler, Mr. Speaker. Total -- 6.

Total -- 70.
Whereupon the Speaker Pro Tem declared S 1561 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1562 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 1562 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pachner, Pomery, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Montgomery, Reynolds. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1562 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 Pro Tem recognized Mrs. Bell to open debate.

The question being, "Shall S 1562 pass?"

Roll call resulted as follows:


Absent and excused -- Geddes, Gould, Hansen(23), Trail, Wheeler, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1562 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1563 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 1563 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. Chase.

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

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Montgomery, Reynolds. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1563 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 Pro Tem recognized Mrs. Bell to open debate.

The question being, "Shall S 1563 pass?"
Whereupon the Speaker Pro Tem declared S 1563 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1564 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 1564 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Montgomery, Reynolds. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1564 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 Pro Tem recognized Mrs. Wood to open debate.

The question being, "Shall S 1564 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Cheirrett, Geddes, Gould, Hansen(23), Trail, Wheeler, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1564 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1565 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 1565 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. Chase.

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

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Chambliss, Geddes, Hansen(23), Trail, Wheeler, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1565 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 Pro Tem recognized Mrs. Field(20) to open debate.

The question being, "Shall S 1565 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Cheirrett, Geddes, Hansen(23), Trail, Wheeler, Mr. Speaker. Total -- 6.

Total -- 70.
Whereupon the Speaker Pro Tem declared S 1565 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1568 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 1568 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Brueneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Montgomery, Reynolds. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1568 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 Pro Tem recognized Mr. Marley to open debate.

The question being, "Shall S 1568 pass?"

Roll call resulted as follows:


NAYS -- Gagner, Kellogg, McKague, Moyle, Schaefer, Taylor, Tilman. Total -- 8.

Absent and excused -- Geddes, Hansen(23), Trail, Wheeler, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1568 passed the House. Title was approved and the bill was ordered returned to the Senate.

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

Third Reading of Bills and Joint Resolutions

S 1459 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. Pischner to open debate.

The question being, "Shall S 1459 pass?"

Roll call resulted as follows:


Absent and excused -- Geddes, Hansen(23), Trail, Wheeler, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1459 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1364 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. Sali to open debate.

The question being, "Shall S 1364 pass?"

Roll call resulted as follows:


Absent and excused -- Chase, Geddes, Hansen(23), Hansen(29), Trail, Wheeler, Mr. Speaker. Total -- 7.

Total -- 70.
Whereupon the Speaker Pro Tem declared S 1364 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that S 1351 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1372 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. Tilman and Mrs. Ringo to open debate.

The question being, "Shall S 1372 pass?"

Roll call resulted as follows:

AYES -- Alltus, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cherrett, Clark, Cuddy, Deal, Denney, Eilersworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(29), Henbest, Jaquet, Jones, Judd, Kempton, Kunz, Lake, Linford, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robinson, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Tilman, Wheeler, Zimmermann. Total -- 51.


Absent and excused -- Crow, Geddes, Hansen(23), Trail, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1372 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney 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.

Adjournment

Mr. Denney moved that the House adjourn until 10 a.m., Thursday, March 23, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:31 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

SEVENTY-FOURTH LEGISLATIVE DAY
THURSDAY, MARCH 23, 2000

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 Jim Hardenbrook.

Approval of Journal

March 23, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

March 22, 2000

The Honorable Bruce Newcomb
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 460, H 395, H 411, H 408, and H 403

Very truly yours,
/s/ DIRK A. KEMPTHORNE
Governor

March 22, 2000

Mr. Speaker:

I transmit herewith enrolled S 1331, S 1398, as amended, and S 1548 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1331, S 1398, as amended, and S 1548 and, when so signed, ordered them returned to the Senate.
Mr. Speaker:
I return herewith enrolled HCR 44 and HCR 46 which have been signed by the President.

WOOD, Secretary

Enrolled HCR 44 and HCR 46 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 22, 2000

Mr. Speaker:
I return herewith HJM 8, H 436, and HJR 1 which have passed the Senate.

WOOD, Secretary

HJM 8, H 436, and HJR 1 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 22, 2000

Mr. Speaker:
I return herewith H 604, as amended in the Senate, H 559, as amended in the Senate, H 535, as amended in the Senate, H 484, as amended, as amended in the Senate, which have passed the Senate.

WOOD, Secretary

H 604, as amended in the Senate, H 559, as amended in the Senate, H 535, as amended in the Senate, H 484, as amended, as amended in the Senate, were ordered held at the Desk.

Mr. Denney asked unanimous consent that the House concur in the Senate amendments to H 604, as amended in the Senate.

There being no objection, it was so ordered.

Mr. Stevenson asked unanimous consent that the House concur in the Senate amendments to H 559, as amended in the Senate.

There being no objection, it was so ordered.

Mrs. Ringo asked unanimous consent that the House concur in the Senate amendments to H 535, as amended in the Senate.

There being no objection, it was so ordered.

Mrs. Boe asked unanimous consent that the House concur in the Senate amendments to H 484, as amended, as amended in the Senate.

There being no objection, it was so ordered.

H 604, as amended in the Senate, H 559, as amended in the Senate, H 535, as amended in the Senate, and H 484, as amended, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

Report of Standing Committees

March 23, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 767, H 768, H 769, H 770, H 771, H 772, H 773, and H 774.

GOULD, Chairman

H 767 was referred to the State Affairs Committee.

H 769, H 770, H 771, H 772, H 773, and H 774 were filed for second reading.

H 768 was held at the Desk.

March 23, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 396.

GOULD, Chairman

The Speaker announced he was about to sign enrolled H 396, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

March 23, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 501, as amended in the Senate, H 445, as amended in the Senate, H 450, as amended in the Senate, H 513, as amended in the Senate, and H 506, as amended in the Senate.

GOULD, Chairman

H 501, as amended in the Senate, H 445, as amended in the Senate, H 450, as amended in the Senate, and H 513, as amended in the Senate, were filed for first reading of engrossed bills.

March 23, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 437, H 408, H 411, H 460, H 403, H 395, and H 603 to the Governor at 10:50 a.m., as of this date, Wednesday, March 22, 2000.

GOULD, Chairman

March 23, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 42 to the Secretary of State at 10:51 a.m., as of this date, Wednesday, March 22, 2000.

GOULD, Chairman
Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1449, as amended, and recommend that it do pass.

TILMAN, Chairman

S 1449, as amended, was filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1531 and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

S 1531 was placed on General Orders for consideration.

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration SCR 161, S 1302, S 1515, as amended, as amended, and S 1529, as amended, and recommend that they do pass.

DEAL, Chairman

SCR 161, S 1302, S 1515, as amended, as amended, and S 1529, as amended, were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration S 1499 and S 1410 and recommend that they do pass.

KEMPTON, Chairman

S 1499 and S 1410 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 740, as amended, and S 1501, as amended, and report them back with amendments attached to be placed on General Orders for consideration.

KEMPTON, Chairman

H 740, as amended, and S 1501, as amended, were placed on General Orders for consideration.

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration SJM 109, S 1509, and S 1530 and recommend that they do pass.

REYNOLDS, Chairman

SJM 109, S 1509, and S 1530 were filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 55
BY APPROPRIATIONS COMMITTEE
A CONCURRENT RESOLUTION
AUTHORIZING THE DEPARTMENT OF HEALTH AND WELFARE, IDAHO STATE SCHOOL AND HOSPITAL, TO ENTER INTO AGREEMENTS WITH THE IDAHO STATE BUILDING AUTHORITY TO FINANCE CONSTRUCTION OF A LIVING AND TREATMENT FACILITY.

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

WHEREAS, the Department of Health and Welfare, Idaho State School and Hospital, a licensed intermediate care facility for persons with mental retardation, is required to provide services, programs and living facilities which will enhance the client’s independence, self-sufficiency and provide for their health needs and personal development in a safe and secure environment; and

WHEREAS, the legislative interim committee appointed to study this and related issues determined that the clients now being referred and admitted for treatment, stabilization and transitional services are individuals with the most difficult behavioral challenges without options for community care in the private sector because they are too dangerous and aggressive or their medical needs are too complex and demanding; and

WHEREAS, the living units at the Idaho State School and Hospital were not designed or built to house clients with these complex behavioral challenges, the facilities are not a safe living environment for either clients or staff, and the facilities do not allow for alternatives in health care licensure to achieve efficiencies and economies in treatment and staffing or alternatives in treatment strategies; and

WHEREAS, the Department of Health and Welfare commissioned an architectural study which determined the need to replace two functionally obsolete buildings which house the
majority of the clients with a new multibed facility that meets current standards established for this type of facility together with infrastructure and site improvements to accommodate and enhance services to clients now served; and

WHEREAS, it is imperative and necessary that this facility be placed in service at the earliest possible time to meet the public health and safety needs.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislature hereby authorizes and provides approval for the Department of Health and Welfare to enter into an agreement or agreements with the Idaho State Building Authority, under such terms and conditions as may be reasonable and necessary, to provide such living and treatment facilities as necessary to accommodate up to sixty beds and financing thereof on the site of the existing campus of the Idaho State School and Hospital.

BE IT FURTHER RESOLVED that this resolution constitutes authorization required by the provisions of Section 67-6410, Idaho Code.

HCR 55 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 775
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO COUNTY HOUSING AUTHORITIES; AMENDING SECTION 31-4203, IDAHO CODE, TO REVISE DEFINITIONS; TO PROVIDE THAT A COUNTY HOUSING AUTHORITY MAY CONTINUE TO OWN AND OPERATE HOUSING PROJECTS FOR WHICH IT HAS BECOME FINANCIALLY OBLIGATED WITHIN A CITY THAT CREATES A HOUSING AUTHORITY OR WITHIN AN AREA ANNEXED BY A CITY THAT HAS CREATED OR SUBSEQUENTLY CREATES A HOUSING AUTHORITY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-4204, IDAHO CODE, TO PROVIDE ADDITIONAL POWERS OF COUNTY HOUSING AUTHORITIES; AMENDING SECTION 31-4209, IDAHO CODE, TO PROVIDE FOR REIMBURSEMENT TO THE COUNTY; AMENDING SECTION 31-4216, IDAHO CODE, TO PROVIDE THAT BONDS MAY BE REPAID FROM ALL OR PART OF THE HOUSING AUTHORITY’S REVENUES OR ASSETS GENERALLY AND TO AUTHORIZE THE HOUSING AUTHORITY TO PLEDGE ANY INCOME OR REVENUES OR A MORTGAGE OF ANY HOUSING PROJECT OR OTHER PROPERTY OF THE AUTHORITY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-4218, IDAHO CODE, TO PROVIDE FOR A MORTGAGE OF THE AUTHORITY’S REAL OR PERSONAL PROPERTY TO SECURE THE PAYMENT OF BONDS OR OTHER OBLIGATIONS; AMENDING SECTION 31-4224, IDAHO CODE, TO DELETE LIMITATIONS ON THE POWER OF AN AUTHORITY TO MORTGAGE ITS PROPERTY; AMENDING SECTION 50-1903, IDAHO CODE, TO PROVIDE THAT A COUNTY HOUSING AUTHORITY MAY CONTINUE TO OWN AND OPERATE HOUSING PROJECTS FOR WHICH IT HAS BECOME FINANCIALLY OBLIGATED WITHIN A CITY OR AREA ANNEXED BY A CITY AFTER THE CITY CREATES A HOUSING AUTHORITY OR THE AREA IS ANNEXED BY A CITY WHICH HAS A HOUSING AUTHORITY AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 776
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2001; EXPRESSING LEGISLATIVE INTENT REGARDING THE IMPLEMENTATION OF CAPITAL RENOVATION PLANS; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

H 775 and H 776 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

First Reading of Engrossed Bills

H 501, as amended in the Senate, by Appropriations Committee, was introduced, read the first time by title and filed for second reading.

H 445, as amended in the Senate, and H 513, as amended in the Senate, by Revenue and Taxation Committee, were introduced, read the first time by title and filed for second reading.

H 450, as amended in the Senate, by Local Government Committee, was introduced, read the first time by title and filed for second reading.

H 506, as amended in the Senate, by Judiciary, Rules, and Administration Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

HCR 54, by Education Committee, was read the second time by title and filed for third reading.

H 763, H 764, H 765, and H 766, by Appropriations Committee, were read the second time by title and filed for third reading.

H 760, H 761, and HCR 53, by Ways and Means Committee, were read the second time by title and filed for third reading.

S 1379, as amended, as amended, S 1380, as amended, S 1534, S 1552, S 1553, S 1556, S 1334, S 1535, as amended in
the House, and \textit{S 1377}, as amended in the House, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

\textit{S J M 105, S J M 106, S 1419}, as amended, \textit{S 1421}, and \textit{S 1422}, by Resources and Environment Committee, were read the second time by title and filed for third reading.

\textit{S 1312}, \textit{S 1389}, and \textit{S 1439}, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

\textit{H 700}, as amended, and \textit{H 732}, as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

Mr. Stone asked unanimous consent that \textit{S 1377}, as amended in the House, be returned to the Transportation and Defense Committee. There being no objection, it was so ordered.

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

\textbf{Motions, Memorials, and Resolutions}

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of \textit{H 763} 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 \textit{H 763} 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. Chase.

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

Roll call resulted as follows:
\begin{itemize}
  \item \textbf{AYES} -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.
  \item \textbf{NAYS} -- Geddes, McKague, Sali. Total -- 3.
\end{itemize}

Absent and excused -- Crow, Hammond, Judd, Ridinger, Tilman. Total -- 9.

Total -- 70.

Whereupon the Speaker declared \textit{H 763} passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of \textit{H 764} 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 \textit{H 764} 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. Chase.

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

Roll call resulted as follows:
\begin{itemize}
  \item \textbf{AYES} -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.
  \item \textbf{NAYS} -- None.
\end{itemize}


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 \textit{H 764} 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. Robison to open debate.

The question being, "Shall H 764 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loetscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Salis, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

**NAYS** -- McKague. Total -- 1.

Absent and excused -- Deal, Ellsworth, Hammond, Moss, Tilman. Total -- 5.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion to suspend the rules, 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 765 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. Chase.

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

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.

**NAYS** -- None.


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 765 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. Hansen(23) to open debate.

The question being, "Shall H 765 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.

**NAYS** -- None.


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 766 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. Wood to open debate.

The question being, "Shall H 766 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 91.

NAYS -- Absent and excused -- Black, Crow, Cuddy, Henbest, Judd, Reynolds, Ridinger, Sali, Tilman. Total -- 5.

Total -- 96.

Whereupon the Speaker declared H 766 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 732, 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 732, 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. Chase.

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

Roll call resulted as follows:


NAYS -- Absent and excused -- Ellsworth, Moss, Reynolds. Total -- 3.

Total -- 66.

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 732, 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 Mrs. Bell, Mr. Linford, and Mr. Stevenson to open debate.

The question being, "Shall H 732, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jones, Kellogg, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Moyer, Pearce, Pomeroy, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trial, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 57.


Absent and excused -- Judd. Total -- 2.

Pairs Voted:  
AYE -- Mader. NAY -- Henbest.
AYE -- Mr. Speaker. NAY -- Judd.

(Pairs enumerated in roll call above.)

Total -- 68.

Whereupon the Speaker Pro Tem declared H 732, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 700, 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 700, 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Moyer, Pearce, Pomeroy, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trial, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.

NAYS -- None.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 732, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 700, 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 700, 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moyle, Pearce, Pomeroy, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trial, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.

NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the
motion carried, the rules were suspended, and H 700, 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 Pro Tem recognized Mr. Deal to open debate.

The question being, "Shall H 700, as amended, pass?"

Roll call resulted as follows:


Total -- 70.

Whereupon the Speaker Pro Tem declared H 700, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that the House recess until 1:15 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House at recess until 1:15 p.m.

RECESS

Afternoon Session

The House reconvened at 1:15 p.m., Mr. Denney in the Chair.

Roll call showed 69 members present.

Absent and excused -- Wood. Total -- 1.

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

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of HCR 53 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 53 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. Chase.

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

Roll call resulted as follows:


NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and HCR 53 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 Pro Tem recognized Mr. Linford to open debate.

The question being, "Shall HCR 53 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearson, Pischner, Pomeroy, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 64.

NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared HCR 53 adopted and ordered the resolution transmitted to the Senate.

There being no objection, the House advanced to the Eleventh Order of Business.
Third Reading of Bills and Joint Resolutions

Mr. Bruneel asked unanimous consent that S 1426, as amended, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1426, 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. Barraclough and Mr. Speaker to open debate.

The question being, "Shall S 1426, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomero, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker.  Total -- 65.

NAYS -- None.

Absent and excused -- Black, Crow, Deal, Henbest, Wood.  Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1426, as amended, passed the House.  Title was approved and the bill was ordered returned to the Senate.

S 1351 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. Wheeler to open debate.

The question being, "Shall S 1351 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomero, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker.  Total -- 64.

NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared S 1450 passed the House.  Title was approved and the bill was ordered returned to the Senate.

S 1450 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. Zimmermann to open debate.

The question being, "Shall S 1450 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomero, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker.  Total -- 62.

NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared S 1316, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1316 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. Ross to open debate.

The question being, "Shall S 1316 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomero, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker.  Total -- 63.

NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared S 1317, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel asked unanimous consent that S 1317, as amended, be placed at the top of the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1317, 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. Moyer to open debate.

The question being, "Shall S 1317, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomero, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker.  Total -- 63.

NAYS -- None.


Total -- 70.
S 1317, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

SCR 149 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Field(20) to open debate.

The question being, "Shall SCR 149 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyers, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroys, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Black, Crow, Deal, Henbest, Wood. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared SCR 149 adopted and ordered the resolution returned to the Senate.

S 1346 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. Lake to open debate.

The question being, "Shall S 1346 pass?"

Roll call resulted as follows:


NAYS -- Alltus, Barrett, Cheirrett, Geddes, Judd, McKague, Pearce, Mr. Speaker. Total -- 8.

Absent and excused -- Black, Crow, Deal, Henbest, Wood. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1346 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1347 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. Kendell to open debate.

The question being, "Shall S 1347 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Black, Crow, Deal, Henbest, Wood. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1347 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1386 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. Kendall to open debate.

The question being, "Shall S 1386 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Black, Crow, Deal, Henbest, Wood. Total -- 5.

Total -- 70.
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NAYS -- McKague, Stoicheff. Total -- 2.


Total -- 70.

Whereupon the Speaker Pro Tem declared S 1386 passed the House. Title was approved and the bill was ordered returned to the Senate.

At this time, Mr. Geddes took the Chair.

SCR 150 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Montgomery to open debate.

The question being, "Shall SCR 150 be adopted?"

Roll call resulted as follows:


NAYS -- Sali. Total -- 1.


Total -- 70.

Whereupon the Speaker Pro Tem declared SCR 150 adopted and ordered the resolution returned to the Senate.

SCR 155 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Hammond and Mrs. Jaquet to open debate.

The question being, "Shall SCR 155 be adopted?"

Whereupon the Speaker Pro Tem declared SCR 155 adopted by voice vote and ordered the resolution returned to the Senate.

Mr. Bruneel asked unanimous consent that S 1424 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1446 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. Field(20) to open debate.

The question being, "Shall S 1446 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefler, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann. Total -- 64.

NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared S 1446 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1390 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. Ringo to open debate.

The question being, "Shall S 1390 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefler, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann. Total -- 64.

NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared S 1390 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1404 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. Trail to open debate.
The question being, "Shall S 1404 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, M eye r, Montgomery, Mortensen, Moss, M oy le, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann. Total -- 61.
NAYS -- None.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1404 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1353 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. Montgomery to open debate.

The question being, "Shall S 1353 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, M eye r, Montgomery, Mortensen, Moss, M oy le, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann. Total -- 62.
NAYS -- None.
Absent and excused -- Black, Cuddy, Deal, Gould, Henbest, Pischner, Smith, Wood, M r. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1353 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1354 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. Boe to open debate.

The question being, "Shall S 1354 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barralough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loetscher, Mader, Marley, McKague, M eye r, Montgomery, Mortensen, Moss, M oy le, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann. Total -- 63.
NAYS -- None.
Absent and excused -- Black, Cuddy, Deal, Gould, Henbest, Wood, M r. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1354 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1305 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. Judd to open debate.

The question being, "Shall S 1305 pass?"

Roll call resulted as follows:
AYES -- Alltus, Bruneel, Cheirrett, Hadley, Kendall, McKague, M oy le, Sali, Tilman. Total -- 54.
Absent and excused -- Black, Cuddy, Deal, Gould, Henbest, Wood, M r. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1305 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1338 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 M r. Robison to open debate.
The question being, "Shall S 1338 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Alltus, Black, Cuddy, Deal, Denney, Gould, Wood, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1338 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1447 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. Field(20) to open debate.

The question being, "Shall S 1447 pass?"

Roll call resulted as follows:
NAYS -- McKague. Total -- 1.
Absent and excused -- Alltus, Black, Cuddy, Deal, Denney, Gould, Wood, Mr. Speaker. Total -- 14.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1447 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1418 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. Kendell to open debate.

The question being, "Shall S 1418 pass?"

Roll call resulted as follows:
NAYS -- McKague. Total -- 1.
Absent and excused -- Alltus, Bell, Black, Cuddy, Denney, Ellsworth, Gould, Henbest, Jones, Kunz, Moxley, Pomeroy, Wood, Mr. Speaker. Total -- 14.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1418 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1311 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. Smylie to open debate.

The question being, "Shall S 1311 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Alltus, Bell, Black, Cuddy, Denney, Ellsworth, Gould, Henbest, Jones, Kunz, Moxley, Pomeroy, Wood, Mr. Speaker. Total -- 13.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1311 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel asked unanimous consent that S 1402 and S 1335 retain their places on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1360 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. Clark to open debate.
The question being, "Shall S 1360 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Alltus, Bell, Black, Crow, Cuddy, Gould, Henbest, Stevenson, Wood, Mr. Speaker. Total -- 10.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1360 passed the House. Title was approved and the bill was ordered returned to the Senate.

The question being, "Shall S 1289 pass?"

S 1289 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. Ellsworth to open debate.

The question being, "Shall S 1289 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Alltus, Bell, Black, Crow, Cuddy, Gould, Henbest, Stevenson, Wood, Mr. Speaker. Total -- 9.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1289 passed the House. Title was approved and the bill was ordered returned to the Senate.

The question being, "Shall S 1290 pass?"

S 1290 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. Smith to open debate.

The question being, "Shall S 1290 pass?"

Roll call resulted as follows:
NAYS -- Wheeler. Total -- 1.
Absent and excused -- Crow, Gould, Wood, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1290 passed the House. Title was approved and the bill was ordered returned to the Senate.

The question being, "Shall S 1291 pass?"

S 1291 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. Smith to open debate.

The question being, "Shall S 1291 pass?"

Roll call resulted as follows:
NAYS -- Wheeler. Total -- 1.
Absent and excused -- Crow, Gould, Wood, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1291 passed the House. Title was approved and the bill was ordered returned to the Senate.

The question being, "Shall S 1292 pass?"

S 1292 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. Pearce to open debate.
The question being, “Shall **S 1292** pass?”

Roll call resulted as follows:

**AYES --** Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Chirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McGague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smyle, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

**NAYS --** None.


Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1292** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1293** 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. Hammond to open debate.

The question being, “Shall **S 1293** pass?”

Roll call resulted as follows:

**AYES --** Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Chirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smyle, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 65.

**NAYS --** Chase. Total -- 1.

Absent and excused -- Bell, Crow, Gould, McKague, Taylor, Wood, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1293** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1294** 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. Montgomery to open debate.

The question being, “Shall **S 1294** pass?”

Roll call resulted as follows:

**AYES --** Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Chirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smyle, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Zimmermann. Total -- 62.

**NAYS --** Chase. Total -- 1.

Absent and excused -- Bell, Crow, Gould, McKague, Taylor, Wood, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1294** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1295** 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. Clark to open debate.

The question being, “Shall **S 1295** pass?”

Roll call resulted as follows:

**AYES --** Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Chirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefner, Sellman, Shepherd, Smith, Smyle, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Zimmermann. Total -- 63.

**NAYS --** Stoicheff. Total -- 1.


Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1295** passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel 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.
Adjournment

Mr. Bruneel moved that the House adjourn until 10 a.m., Friday, March 24, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 3:10 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

SEVENTY-FIFTH LEGISLATIVE DAY
FRIDAY, MARCH 24, 2000

House of Representatives

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

Roll call showed 68 members present.

Absent and excused -- Hansen(29), Mortensen. Total -- 2.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

March 24, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

March 23, 2000

Mr. Speaker:

I transmit herewith enrolled HCR 43 which has been signed by the President.

WOOD, Secretary

Enrolled HCR 43 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 23, 2000

Mr. Speaker:

I transmit herewith S 1573 which has passed the Senate.

WOOD, Secretary

S 1573 was filed for first reading.

March 23, 2000

Mr. Speaker:


WOOD, Secretary

H 549, as amended, H 530, H 602, H 487, H 407, H 383, H 594, H 583, H 455, as amended, H 618, H 619, H 658, H 398, and H 382 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

March 24, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 55, H 775, and H 776.

GOULD, Chairman

H 775 was referred to the State Affairs Committee.

HCR 55 and H 776 were filed for second reading.

H 768 held at the Desk March 23, 2000, was filed for second reading.

March 24, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HJM 8, H 436, and HJR 1.

GOULD, Chairman

The Speaker Pro Tem announced that enrolled HJM 8, H 436, and HJR 1 would be signed by the Speaker, and, when so signed, ordered them transmitted to the Senate for the signature of the President.
Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 604, as amended in the Senate, H 559, as amended in the Senate, H 535, as amended in the Senate, H 575, as amended in the Senate, and H 484, as amended, as amended in the Senate.

GOULD, Chairman

March 24, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 44 and HCR 46 to the Secretary of State at 11:10 a.m., as of this date, Thursday, March 23, 2000.

GOULD, Chairman

March 23, 2000

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration S 1452, as amended, S 1505, as amended, and S 1542 and recommend that they do pass.

CROW, Chairman

March 23, 2000

S 1452, as amended, S 1505, as amended, and S 1542 were filed for second reading.

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration S 1472 and recommend that it do pass.

TAYLOR, Chairman

March 23, 2000

S 1472 was filed for second reading.

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 547 and report it back with amendments attached to be placed on General Orders for consideration.

TAYLOR, Chairman

March 24, 2000

H 547 was placed on General Orders for consideration.

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1374, S 1525, S 1318, S 1550, and S 1551 and recommend that they do pass.

GOULD, Chairman

S 1374, S 1525, S 1318, S 1550, and S 1551 were filed for second reading.

March 24, 2000

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration SJM 107, S 1521, S 1497, and S 1490 and recommend that they do pass.

LINFORD, Chairman

March 23, 2000

SJM 107, S 1521, S 1497, and S 1490 were filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 56
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
A CONCURRENT RESOLUTION PROVIDING FOR PRINTING THE HOUSE AND SENATE LEGISLATIVE PERMANENT JOURNALS AND FIXING THE PRICE FOR PRINTING THE SAME.

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

WHEREAS, Section 67-509, Idaho Code, has made provisions for the printing of the House and Senate Legislative Permanent Journals;

NOW, THEREFORE, in accordance with a written contract duly made and entered into by the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee;

BE IT RESOLVED, by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, that the contract for the printing of the House and Senate Legislative Permanent Journals in accordance with the provisions of law and in accordance with the written contract between the House Judiciary, Rules, and Administration Committee and the Senate Judiciary and Rules Committee, be, and the same is hereby ratified and confirmed, and is incorporated herein and made a part of this resolution, in words and figures following, to wit:

PRINTING AGREEMENT

THIS AGREEMENT, made and entered into this 22nd day of March, 2000, by and between the HOUSE JUDICIARY,
RULES, AND ADMINISTRATION COMMITTEE and the SENATE JUDICIARY AND RULES COMMITTEE of the Second Regular Session of the Fifty-fifth Idaho Legislature, hereinafter mentioned as party of the first part, and CUSTOM PRINTING, Nampa, Idaho, hereinafter mentioned as party of the second part;

WITNESSETH:

That pursuant to a resolution of said party of the first part and written quotation submitted by party of the second part, a contract for legislative printing is hereby awarded to the said Custom Printing, as follows:

PERMANENT JOURNAL
SECOND REGULAR SESSION
227 copies of House Permanent Journal, including 6 hard-bound gold lettered volumes
227 copies of Senate Permanent Journal, including 6 hard-bound gold lettered volumes
466 total copies........................................... $48.49 per page
Additional hard-bound gold lettered volumes................................. $98.49 per volume

IT IS AGREED by the parties hereto that all of said printing shall be done in the form and manner and upon such suitable material as was included in the bid specifications and is now required by the statutes of the State of Idaho; where not otherwise herein provided, such statutes shall be controlling, and particularly as to the printing of Legislative Journals, the same shall be printed in conformity with Section 67-509, Idaho Code, which section is hereby referred to and by reference made a part of this contract as though set forth herein at length; that the number of copies to be supplied under this contract may from time to time be determined by the party of the first part; and that all other terms of the specifications for the Journals of the party of the first part shall be complied with as though set forth herein at length.

IT IS FURTHER AGREED, that the permanent printed Journal shall be delivered to the Chief Clerk of the House not later than thirty (30) working days from date of receipt of final House copy, and to the Secretary of the Senate not later than thirty (30) working days from date of receipt of final Senate copy, and that for each day's failure to so deliver, there shall be deducted from the contract price for printing said Journal the sum of Fifty Dollars ($50.00) per day for each day's delay.

The party of the second part further covenants and agrees to deliver to the party of the first part good and sufficient surety bond or other collateral, if and when requested, in the manner and form, and with a surety acceptable to party of the first part, in the sum of Five Thousand Dollars ($5,000), guaranteeing the satisfactory and faithful performance by the party of the second part of all the conditions and covenants of this contract.

IN WITNESS WHEREOF, the party of the second part has caused these presents to be executed by its proper official and the party of the first part, by Concurrent Resolution, has caused these presents to be executed by its proper officials.

Party of the First Part

By /s/ Bruce Newcomb
BRUCE NEWCOMB, Speaker of the House

HOUSE JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
By /s/ Celia R. Gould
CELIA R. GOULD, Chairman

By /s/ Robert L. Geddes
ROBERT L. GEDDES, President Pro Tempore

SENATE JUDICIARY AND RULES COMMITTEE
By /s/ Denton Darrington
DENTON DARRINGTON, Chairman

Party of the Second Part

CUSTOM PRINTING

By /s/ Michael B. Cutler
MICHAEL B. CUTLER

HCR 56 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 777
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND EXPRESSING LEGISLATIVE INTENT IN REPORTING ON OFFENDER ASSESSMENT PROCESS.

HOUSE BILL NO. 778
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE SUPREME COURT FOR FISCAL YEAR 2001; APPROPRIATING MONEYS FROM THE GENERAL FUND TO THE GUARDIAN AD LITEM FUND; AND EXPRESSING LEGISLATIVE INTENT WITH RESPECT TO CERTAIN EXPENDITURES.

HOUSE BILL NO. 779
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR SPECIAL PROGRAMS FOR FISCAL YEAR 2001; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING ANY UNEXPENDED AND UNENCUMBERED GENERAL FUND BALANCES FOR THE DESIGNATED PROGRAMS; AND SETTING FORTH CONDITIONS FOR THE REAPPROPRIATION.
H 777, H 778, and H 779 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1573, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

First Reading of Engrossed Bills

H 604, as amended in the Senate, and H 575, as amended in the Senate, by Health and Welfare Committee, were introduced, read the first time by title and filed for second reading.

H 559, as amended in the Senate, by Agricultural Affairs Committee, was introduced, read the first time by title and filed for second reading.

H 535, as amended in the Senate, by Transportation and Defense Committee, was introduced, read the first time by title and filed for second reading.

H 484, as amended, as amended in the Senate, by Revenue and Taxation Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

H 769, H 770, H 771, H 772, H 773, H 774, and H 501, as amended in the Senate, by Appropriations Committee, were read the second time by title and filed for third reading.

S 1449, as amended, by Education Committee, was read the second time by title and filed for third reading.

S 1515, as amended, by Local Government and Taxation Committee, was read the second time by title and filed for third reading.

S 1499 and S 1410, by Transportation Committee, were read the second time by title and filed for third reading.

S 1509, by Health and Welfare Committee, was read the second time by title and filed for third reading.

S 1530 and S 1417, as amended, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

H 445, as amended in the Senate, and H 513, as amended in the Senate, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 450, as amended in the Senate, by Local Government Committee, was read the second time by title and filed for third reading.

H 506, as amended in the Senate, by Judiciary, Rules, and Administration 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.

Motions, Memorials, and Resolutions

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 506, 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 506, 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. Chase.

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

Roll call resulted as follows:


NAYS -- Bieter. Total -- 1.

Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendell, Mey, Montgomery, Mortensen, Moyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 20.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, and H 506, 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 Pro Tem recognized Mr. Moss to open debate.

At this time, the Speaker took the Chair.

The question being, "Shall H 506, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Black, Bruneeel, Callister, Campbell, Cherrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moss, Moyle, Pearce, Pischner, Pomeroy, Schafer,
The question being, "Shall H 769 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moss, Pearce, Pischer, Pomeroy, Ridering, Robison, Sali, Schaefer, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Wheeler, Wood. Total -- 49.

NAYS -- Bieter. Total -- 1.

Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendell, M eyer, Montgomery, Mortensen, M oyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 20.

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 769 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. Pomeroy to open debate.

The question being, "Shall H 769 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, M eyer, Montgomery, Moss, M oyle, Pischer, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 60.

NAYS -- Alltus, Callister, Denney, Pearce, Sali. Total -- 5.

Absent and excused -- Black, Crow, Hansen(29), Mortensen, Tilman. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 769 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 770 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 770 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moss, Pearce, Pischer, Pomeroy, Ridering, Robison, Sali, Schaefer, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Wheeler, Wood. Total -- 49.

NAYS -- Bieter. Total -- 1.

Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendell, M eyer, Montgomery, Mortensen, M oyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 20.

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 770 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. Hansen(23) to open debate.

The question being, "Shall H 770 pass?"

Roll call resulted as follows:

AYES -- Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, M eyer, Montgomery, Moss, Pischer, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 60.

NAYS -- Alltus, Callister, Denney, Pearce, Sali. Total -- 5.

Absent and excused -- Black, Crow, Hansen(29), Mortensen, Tilman. Total -- 5.

Total -- 70.

Whereupon the Speaker declared the bill was ordered transmitted to the Senate.
Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 49.


Absent and excused -- Geddes, Hansen(29), Mortensen. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 770** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of **H 774** 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 774** 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. Chase.

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

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moss, Pearce, Pischner, Pomeroy, Ridinger, Robison, Sali, Schaefer, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Wheeler, Wood. Total -- 49.

**NAYS** -- Bieter. Total -- 1.

Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendell, Moyer, Montgomery, Mortensen, Moyer, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 20.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, and **H 774** 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. Judd and Mrs. Stone to open debate.

The question being, "Shall **H 774** pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Gould, Hansen(29), Mortensen, Tilman, Zimmermann. Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 774** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that the House recess until 1:30 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1:30 a.m.

**RECESS**

Afternoon Session

The House reconvened at 1:30 a.m., Mr. Bruneel in the Chair.

Roll call showed 65 members present.

Absent and excused -- Campbell, Chase, Hansen(29), Lake, Mortensen. Total -- 5.

Total -- 70.

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

**Motions, Memorials, and Resolutions**

Mr. Denney moved that all rules of the House interfering with the immediate consideration of **H 771** 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 771** 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 Ms. Jaquet.

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

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moss, Pearce, Pischner, Pomeroy, Ridinger, Robison, Sali, Schaefer, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Wheeler, Wood. Total -- 49.

**NAYS** -- Bieter. Total -- 1.


Total -- 70.
Mr. Speaker.  Total -- 20.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 771 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 Pro Tem recognized M. Wood to open debate.

The question being, "Shall H 771 pass?"

Roll call resulted as follows:


Total -- 70.

Whereupon the Speaker Pro Tem declared H 771 passed the House.  Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 772 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 772 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 Ms. Jaquet.

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

Roll call resulted as follows:


NAYS -- Bieter.  Total -- 1.

Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendell, Meyer, Montgomery, Mortensen, Moyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker.  Total -- 20.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 772 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 Pro Tem recognized Mr. Pischner to open debate.

The question being, "Shall H 772 pass?"

Roll call resulted as follows:


Total -- 70.

Whereupon the Speaker Pro Tem declared H 772 passed the House.  Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 773 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 773 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 M. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Mckague, Moss, Pearce, Pischner, Pomeroy, Ridinger, Robison, Sali, Schaefer, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Wheeler, Wood.  Total -- 49.

NAYS -- Bieter.  Total -- 1.

Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendell, Meyer, Montgomery, Mortensen, Moyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker.  Total -- 20.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 773 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 Pro Tem recognized Mr. Pischner to open debate.
Mortensen, Moyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 20.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 773 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 Pro Tem recognized Mr. Geddes to open debate.

At this time, the Speaker took the Chair.

The question being, "Shall H 773 pass?"

Roll call resulted as follows:
AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, Marley, McKague, Montgomery, Moss, Pomeroy, Ringo, Robison, Schaefer, Sellman, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Tilman, Traub, Wood, Zimmermann, Mr. Speaker. Total -- 52.
Absent and excused -- Campbell, Chase, Hammond, Hansen(29), Lake, Mortensen, Reynolds. Total -- 7.
Total -- 70.

Whereupon the Speaker declared H 773 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 501, 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 501, 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 Ms. Jaquet.

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

Roll call resulted as follows:
NAYS -- Bieter. Total -- 1.
Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendell, Moyer, Montgomery, Mortensen, Moyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 20.
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 501, 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. Hansen(23) to open debate.

The question being, "Shall H 501, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, Marley, McKague, Montgomery, Moss, Pomeroy, Ringo, Robison, Schaefer, Sellman, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Tilman, Traub, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 62.
NAYS -- None.
Absent and excused -- Campbell, Chase, Hammond, Hansen(29), Lake, Mortensen, Piscchner, Reynolds. Total -- 8.
Total -- 70.

Whereupon the Speaker declared H 501, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 445, 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 445, 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. Jaquet.

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

Roll call resulted as follows:
NAYS -- Bieter. Total -- 1.
Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendell, Moyer, Montgomery, Mortensen, Moyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 20.
Total -- 70.

NAYS -- Bieter. Total -- 1.

Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendall, Meyer, Montgomery, Mortensen, Møyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 20.

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 445, 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. Gagner to open debate.

The question being, "Shall H 445, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Cherrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Loertscher, Mader, Marley, McKague, Meyer, Moss, Møyle, Pearce, Pomeroy, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoichéff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 60.

NAYS -- None.

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 450, 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 Ms. Jaquet and Mr. Ridinger to open debate.

The question being, "Shall H 450, as amended in the Senate, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Campbell, Chase, Hansen(29), Lake, Montgomery, Pischner, Reynolds. 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 513, 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.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 513, 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 513, 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 Ms. Jaquet.
The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Moss, Pearce, Pichner, Pomroy, Ridering, Robison, Sali, Schaefer, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Wheeler, Wood. Total -- 49.

**NAYS** -- Bieter. Total -- 1.

Absent and excused -- Black, Boe, Cuddy, Hadley, Hammond, Hansen(29), Jones, Kendall, Meyer, Montgomery, Mortensen, Moyle, Reynolds, Ringo, Sellman, Smith, Tilman, Trail, Zimmermann, Mr. Speaker. Total -- 20.

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 513**, 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. Gagner to open debate.

The question being, "Shall **H 513**, as amended in the Senate, pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Loertscher, Mader, Marley, McKague, Moss, Moyle, Pomroy, Ridering, Sali, Schaefer, Sellman, Smith, Smylie, Stevenson, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 59.

**NAYS** -- Ringo, Robison, Shepherd, Stoicheff. Total -- 4.

Absent and excused -- Campbell, Chase, Hansen(29), Lake, Mortensen, Pichner, Reynolds. Total -- 7.

Total -- 70.

Whereupon the Speaker declared **H 513**, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for printing.

**H 780** 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.

**Report of Standing Committees**

March 24, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 780**.

GOULD, Chairman

**H 780** was filed for second reading.

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

**Third Reading of Bills and Joint Resolutions**

**HCR 54** was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bieter and Mrs. Montgomery to open debate.

The question being, "Shall **HCR 54** be adopted?"

Roll call resulted as follows:

**AYES** -- Bieter, Black, Boe, Cuddy, Deal, Ellsworth, Field(13), Hadley, Hammond, Henbest, Jaquet, Judd, Kellogg, Kempton, Mader, Marley, Montgomery, Pomroy, Ridering, Ringo, Robison, Sellman, Smylie, Stoicheff, Stone, Tilman, Mr. Speaker. Total -- 28.
The Speaker declared HCR 54 adopted and ordered the resolution transmitted to the Senate.

Mr. Bruneel asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 27, 2000. There being no objection, it was so ordered.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 9 a.m., Monday, March 27, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 3:10 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

SEVENTY-EIGHTH LEGISLATIVE DAY
MONDAY, MARCH 27, 2000

House of Representatives

The House convened at 9 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

March 27, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

March 24, 2000

The Honorable Bruce Newcomb
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 540 and H 603

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

March 24, 2000

Mr. Speaker:

I transmit herewith enrolled S 1364, S 1372, S 1459, S 1555, S 1557, S 1558, S 1559, S 1560, S 1561, S 1562, S 1563, S 1564, S 1565, and S 1568 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1364, S 1372, S 1459, S 1555, S 1557, S 1558, S 1559, S 1560, S 1561, S 1562, S 1563, S 1564, S 1565, and S 1568 and, when so signed, ordered them returned to the Senate.

March 24, 2000

Mr. Speaker:

I return herewith enrolled H 396 which has been signed by the President.

WOOD, Secretary

Enrolled H 396 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 24, 2000

Mr. Speaker:

I transmit herewith S 1456, as amended, and S 1572, as amended, which have passed the Senate.

WOOD, Secretary

S 1456, as amended, and S 1572, as amended, were filed for first reading.

March 24, 2000

Mr. Speaker:

I return herewith H 599, as amended, H 385, as amended, H 494, H 406, H 418, H 429, H 414, as amended, H 415, as amended, H 428, H 421, H 438, H 439, H 440, H 441, and H 453 which have passed the Senate.

WOOD, Secretary
H 599, as amended, H 385, as amended, H 494, H 406, H 418, H 429, H 414, as amended, H 415, as amended, H 428, H 421, H 438, H 439, H 440, H 441, and H 453 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 27, 2000

Mr. Speaker:
I return herewith H 515, as amended, which has failed the Senate.

WOOD, Secretary

H 515, as amended, was filed in the Office of the Chief Clerk.

March 24, 2000

Mr. Speaker:
I return herewith H 637, as amended in the Senate, and H 566, as amended in the Senate, which have passed the Senate.

WOOD, Secretary

H 637, as amended in the Senate, and H 566, as amended in the Senate, were ordered held at the Desk.

Mr. Meyer asked unanimous consent that the House concur in the Senate amendments to H 637, as amended in the Senate, and Senate amendments to H 566, as amended in the Senate.  There being no objection, it was so ordered.

H 637, as amended in the Senate, and H 566, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

Report of Standing Committees

March 27, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 56, H 777, H 778, and H 779.

GOULD, Chairman

HCR 56, H 777, H 778, and H 779 were filed for second reading.

March 27, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 549, as amended, H 530, H 602, H 487, H 407, H 383, H 594, H 583, H 455, as amended, H 618, H 619, H 658, H 398, H 382, H 501, as amended in the Senate, H 450, as amended in the Senate, H 513, as amended in the Senate, and H 506, as amended in the Senate.

GOULD, Chairman

The Speaker announced he was about to sign enrolled H 549, as amended, H 530, H 602, H 487, H 407, H 383, H 594, H 583, H 455, as amended, H 618, H 619, H 658, H 398,
Board of Education in terms of program needs and finances is an issue which needs to be addressed.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth 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 funding strategies, state appropriations to community colleges compared to other state funded postsecondary institutions, and differing tax burdens for community college districts' patrons. 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 First Regular Session of the Fifty-sixth Idaho Legislature.

HCR 57 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 781
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE BOARD OF DENTISTRY FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 782
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE LEGISLATIVE COUNCIL FOR FISCAL YEAR 2000; REAPPROPRIATING THE UNEXPENDED AND UNENCUMBERED BALANCE FOR THE OFFICE OF PERFORMANCE EVALUATIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 783
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF AGRICULTURE FOR FISCAL YEAR 2001; AND INCREASING THE LIMIT IN THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

H 781, H 782, and H 783 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1456, as amended, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1572, as amended, as amended, by State Affairs Committee, was 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.

Second Reading of Bills and Joint Resolutions

H 768, HCR 55, and H 776, by Appropriations Committee, were read the second time by title and filed for third reading.

S 1452, as amended, by Local Government and Taxation Committee, was read the second time by title and filed for third reading.

S 1505, as amended, by Transportation Committee, was read the second time by title and filed for third reading.

S 1542 and S 1543, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1472, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

S 1374, S 1525, S 1318, S 1550, S 1551, SJM 107, and S 1521, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

S 1497, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

S 1490, by Resources and Environment Committee, was read the second time by title and filed for third reading.

H 604, as amended in the Senate, and H 575, as amended in the Senate, by Health and Welfare Committee, were read the second time by title and filed for third reading.

H 559, as amended in the Senate, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

H 535, as amended in the Senate, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 484, as amended, as amended in the Senate, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.
H 780, by Ways and Means Committee, was read the second time by title and filed for third reading.

At this time Mr. Bruneel took the Chair.

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

Consideration of General Orders

Mr. Mader moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney in the Chair.

When the Committee of the Whole House rose, the Speaker Pro Temp returned to the Chair and the House was in order.

Report of the Committee of the Whole House

March 27, 2000

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration H 734, H 534, S 1531, H 740, as amended, S 1501, as amended, S 1365, S 1475, and H 547 and report them back without recommendation, amended as follows:

HOUSE AMENDMENTS TO H 734

AMENDMENT TO SECTION 3

On page 6 of the printed bill, delete lines 8 through 53, and on page 7, delete lines 1 through 11 and insert:

"54-2513A. LARGE TRACK SIMULCAST HORSE AND DOG RACING -- DISTRIBUTION -- BREAKAGE. Each licensee conducting the pari-mutuel system for live horse racing and simulcast of horse and dog racing with an annual gross handle of over five million dollars ($5,000,000) shall distribute all sums retained by the licensee in any simulcast race pool after meeting the winner pay-out of the host state, as follows:

(1) Five percent (5%) of the retained amount shall be transmitted to the racing commission for deposit in the regulatory fund.

(2) Twenty-five percent (25%) of the retained amount, separately stated, shall be deposited in the licensee's live horse race purse account as directed in the horserman's agreement with concurrence of the commission.

(3) Four percent (4%) of the retained amount, separately stated, shall be paid to the racing commission for deposit in the track distribution fund for further distribution to certain Idaho horse racetracks for the exclusive purpose of enhancing purses at those tracks as follows:

(a) Recipient horse racing tracks shall be those which during the race meet year of distribution have an annual handle of less than five million dollars ($5,000,000).

(b) Distribution to recipient horse racing tracks shall be weighted proportionally on the number of days raced during the year of distribution.

(c) All moneys in the track distribution fund are hereby continuously appropriated to the commission for payment as required by this subsection. Payments to horse racing tracks shall be made annually but not later than December 31.

(4) Two and one-quarter percent (2.25%) of the retained amount from races, separately stated, shall be paid by the licensee to the commission for deposit in the breed distribution fund, for payment by the commission in proportion to the handle generated by each horse breed, to lawfully constituted representatives of each horse breed, to benefit owners and/or breeders of Idaho bred racing thoroughbreds, racing quarter horses, racing Appaloosas, racing paints and racing Arabians, subject to the approval of the commission. Moneys in the breed distribution fund on December 31 of each year which have not been distributed by the commission shall be paid to the public school income fund. All moneys in the breed distribution fund are hereby continuously appropriated to the commission for payment as required by this section. Payments to representatives shall be made quarterly.

(5) One and one-half percent (1.5%) of the retained amount, separately stated, shall be paid by the licensee to the commission for deposit in the public school income fund.

(6) Each licensee may retain the odd cents of all redistribution to be based on each dollar deposited exceeding the sum equal to the next lowest multiple of ten (10), known as breakage, and the total amount of unclaimed tickets at the termination of the time allowed by rule of the commission.

AMENDMENT TO THE BILL

On page 7, delete lines 12 through 53, and delete page 8 and insert:

"SECTION 4. That Chapter 25, Title 54, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 54-2513B, Idaho Code, and to read as follows:

54-2513B. SMALL TRACK SIMULCAST HORSE AND DOG RACING -- DISTRIBUTION -- BREAKAGE. Each licensee conducting the pari-mutuel system for live horse racing and simulcast of horse and dog racing with an annual gross handle of less than five million dollars ($5,000,000) shall distribute all sums retained by the licensee in any simulcast race pool after meeting the winner pay-out of the host state, as follows:

(1) Two and one-half percent (2.5%) of the retained amount shall be transmitted to the racing commission for deposit in the regulatory fund.

(2) Three percent (3%) of the retained amount, separately stated, shall be paid to the racing commission for deposit in the track distribution fund for further distribution to certain Idaho horse racetracks for the exclusive purpose of enhancing purses at those tracks as follows:

(a) Recipient horse racing tracks shall be those which during the race meet year of distribution have an annual handle of less than five million dollars ($5,000,000)."
b) Distribution to recipient horse racing tracks shall be weighted proportionally on the number of days raced during the year of distribution.

c) All moneys in the track distribution fund are hereby continuously appropriated to the commission for payment as required by this subsection. Payments to horse racing tracks shall be made annually but not later than December 31.

3) One and twelve-hundredths percent (1.12%) of the retained amount from races, separately stated, shall be paid by the licensee to the commission for deposit in the breed distribution fund, for payment by the commission in proportion to the handle generated by each horse breed, to lawfully constituted representatives of each horse breed, to benefit owners and/or breeders of Idaho bred racing thoroughbreds, racing quarter horses, racing Appaloosas, racing paints and racing Arabians, subject to the approval of the commission. Moneys in the breed distribution fund on December 31 of each year which have not been distributed by the commission shall be paid to the public school income fund. All moneys in the breed distribution fund are hereby continuously appropriated to the commission for payment as required by this section. Payments to representatives shall be made quarterly.

4) Each licensee may retain the odd cents of all redistribution to be based on each dollar deposited exceeding the sum equal to the next lowest multiple of ten (10), known as breakage, and the total amount of unclaimed tickets at the termination of the time allowed by rule of the commission.

SECTION 5. That Section 54-2514, Idaho Code, be, and the same is hereby repealed.

CORRECTION TO TITLE
On page 1, in line 10, following "IN THE" insert: "LARGE TRACK" and also in line 10, following "RACING" insert: "AND DOG RACING"; in line 11, following "POOL"; delete the remainder of the line and delete line 12, and insert: "AMENDING CHAPTER 25, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2513B, IDAHO CODE, TO GOVERN THE DISTRIBUTION OF MONEYS IN THE SMALL TRACK SIMULCAST HORSE RACING AND DOG RACING POOL; AND REPEALING SECTION 54-2514, IDAHO CODE."

HOUSE AMENDMENT TO H 534
AMENDMENT TO SECTION 1
On page 1 of the printed bill, delete line 25 and insert: "(a) Purchases by museums as defined in subsection (2) of this section."

On page 3, delete lines 7 through 13 and insert:

"(l) "Museum" means an institution which stores, preserves and exhibits objects of art, history, science or other objects of historical, educational or cultural value on a permanent basis in a building, portion of a building or outdoor location. Museums qualified to receive the exemption provided by this section must: be open to the public; provide museum services to the public in a building or portion of a building or outdoor location on a regular basis; and be public institutions or private nonprofit institutions with a 501(c)(3) federal tax status.".

CORRECTION TO TITLE
On page 1, in line 3, delete "DONATIONS TO, SALES TO AND".

HOUSE AMENDMENT TO S 1531
AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 29, delete ". Nor shall this section be construed to restrict", delete lines 30 through 33, and insert: "; provided, that the person under the age of twenty-one (21) years is attending a lawful activity, show, exhibition, performance or event on the premises or is required to be present as a condition of his employment. It is lawful for persons under the age of twenty-one (21) years to enter and remain in a baseball park, sports arena, convention center, multipurpose arena or fairgrounds so long as the activity, show, exhibition, performance or event is lawful and the person does not violate section 23-949, Idaho Code."

CORRECTION TO TITLE
On page 1, in line 4, following "PREMISES" insert: ", TO PROVIDE THAT IT IS LAWFUL FOR PERSONS UNDER THE AGE OF TWENTY-ONE YEARS TO ENTER AND REMAIN IN CERTAIN LOCATIONS PROVIDED ACTIVITIES, SHOWS, EXHIBITIONS, PERFORMANCES OR EVENTS ARE LAWFUL."

HOUSE AMENDMENT TO H 740, as amended
AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 29, delete "5" and insert: "9.

HOUSE AMENDMENT TO S 1501, as amended
AMENDMENTS TO SECTION 2
On page 2 of the engrossed bill, in line 12, following "expended," insert: "audits conducted,;" in line 15, following "system" insert: "; information from said system shall be submitted annually to the joint finance-appropriations committee of the Idaho legislature; and as public information, it shall also be available upon request"; and in line 31, following "systems" insert: ". Before setting programs and priorities, the council shall seek pertinent information, facts and data from local governments, agencies and providers regarding rural public transportation issues."

HOUSE AMENDMENTS TO S 1365
AMENDMENTS TO SECTION 25
On page 19 of the printed bill, in line 33, following "convicted" insert: ", or is not under the influence or control of anyone convicted,"; in line 34, following "of" delete the remainder of the line and all of lines 35, 36 and 37, and insert: "any felony or defrauding the federal government;

(a) A criminal offense related to the delivery of an item or service under medicare, medicaid or other state health care program; or
(b) A criminal offense related to the neglect or abuse of a patient, in connection with the delivery of a health care item or service; or
(c) A criminal offense related to fraud, theft, embezzlement, breach of fiduciary responsibility, or other financial misconduct; or
(d) A criminal offense resulting in death or injury to a person.”.

AMENDMENTS TO SECTION 78
On page 38, in line 47, following “convicted” insert: “, or is not under the influence or control of anyone convicted.”; in line 48, following “of” delete the remainder of the line and all of lines 49, 50 and 51, and insert: “any felony or defrauding the federal government:
(a) A criminal offense related to the delivery of an item or service under medicare, medicaid or other state health care program; or
(b) A criminal offense related to the neglect or abuse of a patient, in connection with the delivery of a health care item or service; or
(c) A criminal offense related to fraud, theft, embezzlement, breach of fiduciary responsibility, or other financial misconduct; or
(d) A criminal offense resulting in death or injury to a person.”.

HOUSE AMENDMENTS TO S 1365
AMENDMENTS TO SECTION 5
On page 8 of the printed bill, in line 13, delete "Physician extender” and insert: "Authorized provider”, and also in line 13, following "practitioner” insert: "or clinical nurse specialist”; delete lines 15, 16, 17 and in line 18, delete "the Idaho state board of nursing”.

AMENDMENTS TO SECTION 10
On page 12, in line 14, delete "Physician extender” and insert: "Authorized provider”, also in line 14, delete "an advanced practice” and in line 15, delete "professional nurse” and insert: "a nurse practitioner or clinical nurse specialist”.

AMENDMENTS TO SECTION 17
On page 14, in line 42, delete "physician extender’s” and insert: "authorized provider’s”.

AMENDMENTS TO SECTION 20
On page 15, in line 21, delete "physician” and in line 22, delete "extender” and insert: "authorized provider”; in line 29, delete "physician extender” and insert: "authorized provider”; in line 32, delete "physician extender” and insert: "authorized provider”; and in line 35, delete "physician extender” and insert: "authorized provider”.

AMENDMENTS TO SECTION 65
On page 32, in line 7, delete "Physician extender” and insert: "Authorized provider”, also in line 7, delete "an advanced practice” and in line 8, delete "professional nurse” and insert: "a nurse practitioner or clinical nurse specialist”.

AMENDMENT TO SECTION 71
On page 34, in line 18, delete "physician extender’s” and insert: "authorized provider’s”.

AMENDMENTS TO SECTION 73
On page 34, in line 39, delete "physician” and in line 40, delete "extender” and insert: "authorized provider”; on page 35, in line 1, delete "physician extender” and insert: "authorized provider”; in line 4, delete "physician extender” and insert: "authorized provider”; and in line 7, delete "physician extender” and insert: "authorized provider”.

AMENDMENT TO SECTION 123
On page 54, in line 44, delete "physician extender” and insert: "authorized provider”.

AMENDMENT TO SECTION 124
On page 55, in line 26, delete "physician” and in line 27, delete "extender” and insert: "authorized provider”.

CORRECTIONS TO TITLE
On page 1, in line 21, delete "PHYSICIAN EXTENDER” and insert: "AUTHORIZED PROVIDER” and in line 24, delete "PHYSICIAN EXTENDER” and insert: "AUTHORIZED PROVIDER”; on page 2, in line 12, delete "PHYSICIAN” and in line 13, delete "EXTENDER” and insert: "AUTHORIZED PROVIDER”; in line 14, delete "PHY.” and in line 15, delete "SICIAN EXTENDER” and insert: "AUTHORIZED PROVIDER”.

HOUSE AMENDMENTS TO S 1365
AMENDMENT TO SECTION 10
On page 11 of the printed bill, in line 31, following "("home")” insert: "Notwithstanding the foregoing, upon application by the owner the department may authorize not more than four (4) adults to be placed in a certified family home which is owner-occupied.”.

AMENDMENT TO SECTION 46
On page 27, in line 5, following "adults” insert: "", however, upon an application by the owner and upon a finding by the department that residents can be cared for safely and appropriately based on the residents’ specific needs, the department may authorize not more than four (4) adults to be placed in a certified family home which is owner-occupied which applies to the department for the authorization. Certification as a four (4) resident certified family home shall not be transferable to another person or entity. Four (4) resident certified family homes shall be subject to all statutes and rules governing certified family homes but shall not be subject to the residential or assisted living administrator licensing requirements of chapter 42, title 54, Idaho Code, section 39-3340, Idaho Code, licensing of residential or assisted living facilities for the mentally ill, developmentally disabled and physically disabled, or section 39-3540, Idaho Code, licensing of residential or assisted living facilities for the elderly. This provision implementing four (4) resident certified family homes shall be effective on July 1, 2001. Prior to the effective date, the department shall promulgate rules for four (4) resident certified family homes through the negotiated
rulemaking process. Nothing in this subsection shall be construed to authorize increased group size for providers of any form of care other than certified family homes.\textsuperscript{3}

\textbf{AMENDMENT TO SECTION 65}
On page 31, in line 15, following "(home)." insert: "Notwithstanding the foregoing, upon application by the owner the department may authorize not more than four (4) adults to be placed in a certified family home which is owner-occupied.\textsuperscript{4}"

\textbf{AMENDMENT TO SECTION 101}
On page 46, in line 18, following "adults" insert: "However, upon application by the owner and upon a finding by the department that residents can be cared for safely and appropriately based on the residents' specific needs, the department may authorize not more than four (4) adults to be placed in a certified family home which is owner-occupied and which applies to the department for the authorization. Certification as a four (4) resident certified family home shall not be transferable to another person or entity. Four (4) resident certified family homes shall be subject to all statutes and rules governing certified family homes but shall not be subject to the residential or assisted living administrator licensing requirements of chapter 42, title 54, Idaho Code, section 39-3340, Idaho Code, licensing of residential or assisted living facilities for the mentally ill, developmentally disabled and physically disabled, or section 39-3540, Idaho Code, licensing of residential or assisted living facilities for the elderly. This provision implementing four (4) resident certified family homes shall be effective on July 1, 2001. Prior to the effective date, the department shall promulgate rules for four (4) resident certified family homes through the negotiated rulemaking process. Nothing in this subsection shall be construed to authorize increased group size for providers of any form of care other than certified family homes.\textsuperscript{5}"

\textbf{HOUSE AMENDMENT TO S 1475}
\textbf{AMENDMENT TO SECTION 1}
On page 1 of the printed bill, in line 15, following "level" insert: "including, but not limited to, persons educated with an associate degree or baccalaureate degree in nursing".

\textbf{HOUSE AMENDMENT TO H 547}
\textbf{AMENDMENT TO THE BILL}
On page 1 of the printed bill, delete lines 22 through 41, delete pages 2, 3, 4, 5 and 6 and insert:

\textbf{48-1501. LEGISLATIVE FINDINGS AND INTENT.}
(1) Nonprofit hospitals hold assets in charitable trust, and are dedicated to the specific charitable purposes set forth in the articles of incorporation of the nonprofit corporations or governing papers of the nonprofit entities operating such hospitals. Nonprofit hospitals have a substantial and beneficial effect on the provision of health care to the people of Idaho, providing as part of their charitable mission free or lowcost health care.

(2) The attorney general is entrusted by law to bring actions on behalf of the public in the event of a breach of the charitable trust, pursuant to section 67-1401, Idaho Code.

(3) This act shall be cited as the "Nonprofit Hospital Sale or Conversion Act."

\textbf{48-1502. DEFINITIONS.} As used in this act:

(1) "Hospital" means a place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment or care for not less than twenty-four (24) hours in any week of two (2) or more nonrelated individuals suffering from illness, disease, injury, deformity, or requiring care because of old age, or a place devoted primarily to providing, for not less than twenty-four (24) hours in any week, of obstetrical or other medical or nursing care for two (2) or more nonrelated individuals.

(2) "Nonprofit hospital" means any hospital, including hospitals owned by corporations, that is organized as a nonprofit concern, however structured or created. The term also includes entities owned, governed or controlled by a nonprofit hospital. The term does not include hospitals which are operated by a governmental unit.

(3) "Nonprofit hospital conversion transaction" means:
(a) The sale, transfer, lease, exchange, optioning, or conveyance of the lesser of thirty million dollars ($30,000,000) or forty percent (40%) of the assets of a nonprofit hospital to an entity or person other than a nonprofit entity or an entity controlled by the nonprofit hospital; or
(b) The transfer of control or governance of the lesser of thirty million dollars ($30,000,000) or forty percent (40%) of the assets of a nonprofit hospital to an entity or person other than a nonprofit entity or an entity controlled by the nonprofit hospital.
(c) "Nonprofit hospital conversion transaction" does not include contracts, in the usual course of business, between the nonprofit hospital and another entity:
(i) For the provision of services to the nonprofit hospital;
(ii) For the sale of equipment; or
(iii) For the leasing of space.
(d) Beginning on July 1, 2001, and each July 1 thereafter, the sums of thirty million dollars ($30,000,000) referenced in subsections (3)(a) and (3)(b) of this section, shall increase or decrease in accordance with the percentage amount change in the hospital services component of the consumer price index as published by the bureau of labor statistics of the United States department of labor.

(4) "Person" means any individual, partnership, trust, estate, corporation, association, joint venture, joint stock company, insurance company or other organization.

(5) "Charitable trust interest" shall mean those factors specifically listed in section 48-1506, Idaho Code.

\textbf{48-1503. NOTICE TO THE ATTORNEY GENERAL.}
(1) Any nonprofit hospital shall be required to provide written notice to the attorney general prior to entering into any nonprofit hospital conversion transaction.

(2) In addition to identifying the parties to the nonprofit hospital conversion transaction and the general terms of the transaction, the notice to the attorney general provided for in this
This chapter shall not apply to a nonprofit hospital if the attorney general has given the nonprofit hospital a written waiver of this chapter as to the nonprofit hospital conversion transaction.

48-1504. ATTORNEY GENERAL REVIEW AND WRITTEN OPINION -- TIME PERIODS -- EXTENSION

DISTRICT COURT REVIEW. (1) No nonprofit hospital conversion transaction may close or be consummated until the time periods, as provided in this section, have expired.

(2) Within ninety (90) days of receipt of a written notice as required by section 48-1503, Idaho Code, the attorney general shall review the proposed nonprofit hospital conversion transaction and notify the nonprofit hospital in writing of his opinion. The attorney general shall review the nonprofit hospital conversion transaction to determine if it is in the charitable trust interest. In making his determination, the attorney general shall be guided by the factors set forth in section 48-1506, Idaho Code. Upon application by the attorney general, the district court may extend this period for an additional sixty (60) day period, provided the extension is necessary to obtain necessary and relevant information pursuant to section 48-1507(2) or 48-1508(1), Idaho Code.

(3) If the attorney general, in his written opinion, opposes the proposed nonprofit hospital conversion transaction, the parties to the transaction may not close or consummate the transaction for fourteen (14) days after the attorney general’s opinion has been issued to allow the attorney general, in his discretion, to file suit seeking to block the transaction.

(4) If the attorney general files a lawsuit seeking to block the nonprofit hospital conversion transaction, the district court shall review, de novo, the transaction to determine if it is in the charitable trust interest. In making this determination, the district court shall use the factors set forth in section 48-1506, Idaho Code, as the attorney general deems appropriate or necessary to implement this chapter.

48-1505. PUBLIC MEETINGS -- NOTICE OF TIME AND PLACE. (1) Prior to issuing any written opinion pursuant to section 48-1504, Idaho Code, the attorney general may conduct one (1) or more public meetings, one (1) of which, if held, shall be held in the county where the nonprofit hospital’s assets to be transferred are located.

(2) If a party to the intended nonprofit hospital conversion transaction requests the hearing be conducted by a hearing officer outside the attorney general’s office, a hearing officer, mutually agreed upon by the parties to the conversion transaction and the attorney general, shall be selected.

(3) At the public meeting, the attorney general or hearing officer shall hear comments from interested persons desiring to make statements regarding the proposed nonprofit hospital conversion transaction.

(4) The attorney general shall cause timely written notice to be provided regarding the time and place of the meeting through publication in one (1) or more newspapers of general circulation in the affected community, to the county board of supervisors, and if applicable, to the city council of the city where the nonprofit hospital’s assets to be transferred are located.

48-1506. NONPROFIT HOSPITAL CONVERSION TRANSACTION REVIEW ELEMENTS. In reviewing a proposed nonprofit hospital conversion transaction, the attorney general and (the district court as necessary and applicable), shall consider:

(1) Whether the nonprofit hospital will receive fair market value for its charitable trust assets;

(2) Whether the fair market value of the nonprofit hospital’s assets to be transferred has been affected by the actions of the parties in a manner that improperly causes the fair market value of the assets to decrease;

(3) Whether the proceeds of the proposed nonprofit hospital conversion transaction will be used consistent with the trust under which the assets are held by the nonprofit hospital and whether the proceeds will be controlled as funds independently of the acquiring or related entities;

(4) Whether the governing body of the nonprofit hospital exercised due diligence in deciding to dispose of the nonprofit hospital’s assets, selecting the acquiring entity, and negotiating the terms and conditions of the disposition;

(5) Whether the nonprofit hospital conversion transaction will result in improper private inurement to any person as set forth in section 48-1511, Idaho Code; and

(6) Whether the terms of any management or services contract negotiated in conjunction with the proposed nonprofit hospital conversion transaction are reasonable.

48-1507. RULES -- AUTHORITY TO ADOPT -- INFORMATION REQUESTS -- CONSEQUENCES OF REFUSAL TO PROVIDE INFORMATION. (1) The attorney general may adopt such rules, pursuant to chapter 52, title 67, Idaho Code, as the attorney general deems appropriate or necessary to implement this chapter.

(2) The attorney general may request that the nonprofit hospital giving notice under section 48-1503, Idaho Code, in addition to providing information related to the review factors set forth in section 48-1506, Idaho Code, provide other information which the attorney general reasonably deems necessary and relevant to review the nonprofit hospital conversion transaction.

(3) If the nonprofit hospital declines to provide the information requested by the attorney general in subsection (2) of this section, the attorney general may apply to the court for an order requiring the disclosure of the information, which shall be granted if found to be necessary and relevant.

48-1508. CONTRACTS WITH AGENCIES AND CONSULTANTS -- REIMBURSEMENT FOR COSTS AND EXPENSES OF REVIEW -- FAILURE TO PAY. (1) Within the time periods designated in section 48-1504, Idaho Code, the attorney general may do any of the following to assist in the review of the proposed nonprofit hospital conversion transaction described in section 48-1503, Idaho Code:

(a) Contract with, consult, and receive advice from any agency of the state or the United States on such terms and conditions the attorney general deems appropriate; or
(b) In the attorney general’s sole discretion, contract with such experts or consultants the attorney general deems appropriate to assist the attorney general in reviewing the proposed nonprofit hospital conversion transaction.

(2) Any costs incurred by the attorney general pursuant to this section shall not exceed an amount that is reasonable and necessary to conduct the review of the proposed nonprofit hospital conversion transaction. The attorney general shall be exempt from the provisions of any applicable state laws regarding public bidding procedures for purposes of entering into contracts pursuant to this section.

(3) The attorney general, after reviewing the nonprofit hospital conversion transaction, may submit a claim to the board of examiners for reimbursement of his reasonable costs and expenses incurred in reviewing the transaction. Upon submission of a claim from the attorney general, the board of examiners may authorize the issuance of deficiency warrants for the purpose of reimbursing the attorney general reasonable and actual costs, but not attorney’s fees, associated with actions taken pursuant to this chapter. Deficiency warrants authorized by the board of examiners under this section shall not exceed one hundred thousand dollars ($100,000) for reimbursement of all claims as a result of the attorney general’s review of a transaction under this chapter. Upon authorization of deficiency warrants by the board of examiners in accordance with the provisions of this section, the state controller shall, after notice to the state treasurer, draw deficiency warrants in the authorized amounts against the general account.

48-1509. PUBLIC RECORDS. All documents submitted to the attorney general by any person, including nonprofit hospital entities giving notice under section 48-1503, Idaho Code, in connection with the attorney general’s review of the proposed nonprofit hospital conversion transaction pursuant to this chapter shall be deemed records contained in court files of judicial proceedings, as provided for in section 9-340A(2), Idaho Code, and shall only be subject to public disclosure, pursuant to a public document request, in the same manner as set forth in that section.

48-1510. PENALTIES -- REMEDIES. (1) In his discretion, the attorney general may apply to the district court for an order voiding any nonprofit hospital conversion transaction entered into in violation of the notice and disclosure requirements of section 48-1503(1), Idaho Code. Each member of the governing boards and the chief executive officers of the parties to the nonprofit hospital conversion transaction may be subject to a civil penalty of up to ten thousand dollars ($10,000) for knowingly failing to notify the attorney general of the nonprofit hospital conversion transaction, or for violating the provisions of section 48-1511, Idaho Code, as applicable. The amount of any civil penalty shall be determined by the district court in the county in which the nonprofit hospital’s assets to be transferred are located. No such penalty may be imposed under this section merely because the attorney general files suit under section 48-1504, Idaho Code, or because the district court enters an order that the nonprofit hospital conversion transaction at issue is not in the charitable trust interest. The attorney general shall institute proceedings to impose such a penalty.

(2) Nothing in this chapter shall be construed to limit the common law authority of the attorney general regarding charitable trusts and charitable assets in this state. The provisions of this chapter are in addition to, and not a replacement for, any other actions which the attorney general may take under either the common law or statutory law, including rescinding the nonprofit hospital conversion transaction, granting injunctive relief or any combination of these and other remedies available under common law or statutory law.

48-1511. PRIVATE BENEFIT. No person who is an officer, director, board member or other fiduciary of a nonprofit hospital shall receive anything of value, beyond ordinary compensation, that relates to a nonprofit hospital conversion transaction described in this act and is of such a character as to have the appearance of an improper influence on the person with respect to the person’s duties, provided however, that an officer or employee of the nonprofit hospital may accept a job with, perform duties for, and receive ordinary compensation from, the purchasing or converting entity. Any person who violates the provisions of this section shall, in addition to being subject to the provisions of section 48-1510, Idaho Code, forfeit the items of value received in violation of this section.

48-1512. APPLICATION OF ACT. This act applies to all acquisitions, the consummation of which occurs after the effective date of this act.".

CORRECTION TO TITLE
On page 1, delete lines 11 through 15 and insert: "RECORDS, TO PROVIDE FOR PENALTIES AND REMEDIES, TO PROVIDE FOR THE PROHIBITION OF ANY PRIVATE BENEFIT FROM THE ACQUISITION OF A NONPROFIT HOSPITAL AND TO PROVIDE FOR THE APPLICATION OF THE ACT.".

DENNEY, Chairman

Mr. Denney moved that the report be adopted. Seconded by Mr. Speaker.

Whereupon the Speaker Pro Tem declared the report adopted.

H 734, as amended, H 534, as amended, H 740, as amended, as amended, and H 547, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

S 1531, as amended in the House, S 1501, as amended, as amended in the House, S 1365, as amended in the House, and S 1475, as amended in the House, were filed for first reading.

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.

Third Reading of Bills and Joint Resolutions

H 760 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. Gould and Mr. Moss to open debate.

Pursuant to Rule 38(3), Mr. Callister disclosed a conflict of interest regarding H 760.

The question being, "Shall H 760 pass?"

Roll call resulted as follows:

**AYES** -- Barraclough, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Gould, Hadley, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kunz, Linford, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smylie, Stone, Trail, Zimmermann, Mr. Speaker. Total -- 43.


Absent and excused -- Sali, Smith. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 760 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that the House recess until 1 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House at recess until 1 p.m.

**RECESS**

Afternoon Session

The House reconvened at 1 p.m., the Speaker in the Chair.

Roll call showed all 70 members present.

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

**Third Reading of Bills and Joint Resolutions**

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

Consideration of Messages from the Governor and the Senate

Mr. Speaker:

I transmit herewith enrolled S 1289, S 1290, S 1291, S 1292, S 1293, S 1294, S 1295, S 1305, S 1311, S 1317, as amended, S 1338, S 1346, S 1347, S 1351, S 1353, S 1354, S 1360, S 1386, S 1390, S 1404, S 1418, S 1426, as amended, S 1446, S 1447, S 1450, SCR 149, SCR 150, and SCR 155 for the signature of the Speaker.

WOOD, Secretary

March 27, 2000

Mr. Speaker:

I return herewith enrolled HJM 8, H 436, and HJR 1 which have been signed by the President.

WOOD, Secretary

Enrolled HJM 8 and HJR 1 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Enrolled H 436 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

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

**Third Reading of Bills and Joint Resolutions**

H 761 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Gould and Mr. Moss to open debate.

Mrs. Sellman asked unanimous consent that, pursuant to Rule 38(3), she be excused from voting on H 761 due to a conflict of interest. There being no objection, it was so ordered.

Pursuant to Rule 38(3), Mr. Bieter disclosed a conflict of interest regarding H 761.

The question being, "Shall H 761 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29),...


Absent and excused -- Moyle, Sali, Sellman. Total -- 3.

Paired Vote:
AYE -- Cuddy. NAY -- Stoicheff.
(Pair enumerated in roll call above.)
Total -- 70.

Whereupon the Speaker declared H 761 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

**Motions, Memorials, and Resolutions**

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 768 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 768 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 Ms. Jaquet.

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

Roll call resulted as follows:


Absent and excused -- Gagner. Total -- 1.
Total -- 70.

Whereupon the Speaker declared the motion failed.

The question being, "Shall H 768 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracloough, Bell, Black, Boe, Bruneel, Campbell, Chase, Cherrett, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Moss, Moyle, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schafer, Sellman, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Zimmermann, Mr. Speaker. Total -- 50.

Total -- 70.

Whereupon the Speaker declared H 768 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of HCR 55 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 55 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barracloough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Lake, Linford, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroy, Reynolds, Ridinger, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Clark, Cuddy, Gould, Hornbeck, Moyle. 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 768 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. Pischner to open debate.

NAYS -- None.
Absent and excused -- Clark, Cuddy, Gould, Hornbeck, Moyle. 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 55 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. Deal and Mrs. Reynolds to open debate.

The question being, "Shall HCR 55 be adopted?"

Roll call resulted as follows:
AYES -- Barraclough, Barrett, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Lake, Loertscher, Mader, Mckague, Moyer, Montgomery, Mortensen, Moss, Moyer, Pearce, Pischner, Pomery, Reynolds, Ridinger, Ringo, Schaefner, Sellman, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 57.
Absent and excused -- Alltus, Bell, Ellsworth, Kempton, Linford. Total -- 5.
Total -- 70.

Whereupon the Speaker declared HCR 55 adopted. Title was approved and the resolution was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 780 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 780 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 Ms. Jaquet.

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

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Alltus, Bell, Ellsworth, Kempton, Linford. Total -- 4.
Total -- 70.

Whereupon the Speaker declared H 780 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

Third Reading of Bills and Joint Resolutions

Mr. Bruneel 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 9 a.m., Tuesday, March 28, 2000. Seconded by Ms. Jaquet. Motion carried.
March 28, 2000

Whereupon the Speaker declared the House adjourned at 3:04 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

SEVENTY-NINTH LEGISLATIVE DAY

TUESDAY, MARCH 28, 2000

House of Representatives

The House convened at 9 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

March 28, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR

Boise

March 27, 2000

The Honorable Bruce Newcomb
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 437

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

March 27, 2000

Mr. Speaker:

I transmit herewith S 1569, S 1578, S 1487, as amended, as amended, and S 1579 which have passed the Senate.

WOOD, Secretary

March 27, 2000

Mr. Speaker:

I return herewith HJM 9, H 490, H 424, as amended, H 466, H 430, H 431, H 434, H 475, H 471, H 423, H 463, H 529, and H 543 which have passed the Senate.

WOOD, Secretary

HJM 9, H 490, H 424, as amended, H 466, H 430, H 431, H 434, H 475, H 471, H 423, H 463, H 529, and H 543 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 27, 2000

Mr. Speaker:

I return herewith H 608, as amended in the Senate, H 707, as amended in the Senate, as amended in the Senate, H 579, as amended in the Senate, and H 508, as amended, as amended in the Senate, which have passed the Senate.

WOOD, Secretary

H 608, as amended in the Senate, H 707, as amended in the Senate, as amended in the Senate, and H 508, as amended, as amended in the Senate, were ordered held at the Desk.

Mr. Cuddy asked unanimous consent that the House concur in the Senate amendments to H 608, 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 579, as amended in the Senate.  There being no objection, it was so ordered.

Mr. Moss asked unanimous consent that the House concur in the Senate amendments to H 508, as amended, as amended in the Senate.  There being no objection, it was so ordered.

H 608, as amended in the Senate, H 579, as amended in the Senate, and H 508, as amended, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

Report of Standing Committees

March 28, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 57, H 781, H 782, and H 783 and House Amendments to H 734, H 534, S 1531, H 740, as amended, S 1501, as amended, S 1365, S 1475, and H 547.

GOULD, Chairman

HCR 57, H 781, H 782, and H 783 were filed for second reading.
Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 599, as amended, H 385, as amended, H 494, H 406, H 418, H 429, H 414, as amended, H 415, as amended, H 428, H 421, H 438, H 439, H 440, H 441, and H 453.

GOULD, Chairman

The Speaker announced he was about to sign enrolled H 599, as amended, H 385, as amended, H 494, H 406, H 418, H 429, H 414, as amended, H 415, as amended, H 428, H 421, H 438, H 439, H 440, H 441, and H 453, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 637, as amended in the Senate, H 566, as amended in the Senate, H 734, as amended, H 534, as amended, H 740, as amended, as amended, and H 547, as amended.

GOULD, Chairman

H 637, as amended in the Senate, H 566, as amended in the Senate, H 734, as amended, H 534, as amended, H 740, as amended, as amended, and H 547, as amended, were filed for first reading of engrossed bills.

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 396 to the Governor at 9:25 a.m., as of this date, March 27, 2000.

GOULD, Chairman

S 1573 was referred to the Commerce and Human Resources Committee.

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1297, S 1298, as amended, S 1306, and S 1393 and recommend that they do pass.

GOULD, Chairman

S 1297, S 1298, as amended, S 1306, and S 1393 were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration S 1465, S 1345, as amended, SJM 108, and SCR 152 and recommend that they do pass.

TAYLOR, Chairman

S 1465, S 1345, as amended, SJM 108, and SCR 152 were filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 784
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE STATE CONTROLLER FOR FISCAL YEAR 2001; PRESCRIBING BILLING METHODOLOGIES FOR STATEWIDE ACCOUNTING AND STATEWIDE PAYROLL; REQUIRING CERTAIN PURCHASES BE SUBJECT TO CERTAIN CONDITIONS; EXPRESSING LEGISLATIVE INTENT WITH RESPECT TO CERTAIN EXPENDITURES; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES; SETTING CONDITIONS FOR THE REAPPROPRIATION; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.
HOUSE BILL NO. 785
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE BOARD OF TAX APPEALS FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 786
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR THE MILITARY DIVISION FOR FISCAL YEAR 2001; GRANTING A CONTINUOUS APPROPRIATION FOR THE BUREAU OF HAZARDOUS MATERIALS' MISCELLANEOUS REVENUE FUND FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 787
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF COMMERCE FOR FISCAL YEAR 2001; DIRECTING THE STATE CONTROLLER TO TRANSFER CERTAIN FUNDS AS REQUESTED; TRANSFERRING CERTAIN MONEYS TO THE HISPANIC CULTURAL CENTER FUND, WITH EXPENDITURES SUBJECT TO CERTAIN CONDITIONS; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 788
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY FOR FISCAL YEAR 2001; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES OF MONEYS; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; PROVIDING THAT THE STATE CONTROLLER SHALL MAKE TRANSFERS TO THE ENVIRONMENTAL REMEDIATION FUND; EXPRESSING LEGISLATIVE INTENT REGARDING THE ENVIRONMENTAL REMEDIATION FUND AND REQUIRING AN ANNUAL REPORT; TRANSFERRING MONEYS FROM THE WATER POLLUTION CONTROL FUND TO THE GENERAL FUND; EXEMPTING THE DEPARTMENT OF ENVIRONMENTAL QUALITY FROM THE TEN PERCENT TRANSFER BETWEEN PROGRAMS LIMITATION; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF ENVIRONMENTAL QUALITY FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY FOR SECTION 8 OF THIS ACT.

HOUSE BILL NO. 789
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FROM THE IDAHO MILLENNIUM INCOME FUND TO THE STATE TREASURER FOR THE PURPOSES SPECIFIED FOR FISCAL YEAR 2001; APPROPRIATING MONEYS TO VARIOUS PROGRAMS; PROVIDING LEGISLATIVE INTENT TO THE CATASTROPHIC HEALTH CARE COST PROGRAM BOARD REGARDING CERTAIN EXPENDITURES; AND PROVIDING LEGISLATIVE INTENT REGARDING THE ALLOCATION OF AVAILABLE FUNDS.

H 784, H 785, H 786, H 787, H 788, and H 789 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1531, as amended in the House, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.

S 1501, as amended, as amended in the House, by Transportation Committee, was introduced, read the first time by title, and filed for second reading.

S 1365, as amended in the House, and S 1475, as amended in the House, by Health and Welfare Committee, were introduced, read the first time by title, and filed for second reading.

S 1578, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

S 1569, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1487, as amended, as amended, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1579, by State Affairs Committee, was introduced, read the first time by title, and referred to the Business Committee.

First Reading of Engrossed Bills

H 637, as amended in the Senate, by Education Committee, was introduced, read the first time by title and filed for second reading.

H 566, as amended in the Senate, H 734, as amended, and H 740, as amended, as amended, by State Affairs Committee, were introduced, read the first time by title and filed for second reading.

H 534, as amended, by Revenue and Taxation Committee, was introduced, read the first time by title and filed for second reading.

H 547, as amended, by Business Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

HCR 56, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.
H 777, H 778, and H 779, by Appropriations Committee, were read the second time by title and filed for third reading.

S 1486, as amended, by Education Committee, was read the second time by title and filed for third reading.

S 1407, as amended, by Transportation Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 776 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. Pomeroy to open debate.

The question being, "Shall H 776 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Henbest, Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroiy, Reynolds, Ridinger, Ringo, Robison, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 60.


Absent and excused -- Jaquet, Pischner. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 776 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 604, 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. Denney to open debate.

The question being, "Shall H 604, as amended in the Senate, pass?"

Roll call resulted as follows:


NAYS -- Ringo, Stoicheff. Total -- 2.

Absent and excused -- Jaquet, Pischner. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 604, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

H 559, 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 Mrs. Stevenson to open debate.

The question being, "Shall H 559, as amended in the Senate, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Jaquet, Kempton, Pischner. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 559, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

H 535, 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 Mrs. Ringo to open debate.

The question being, "Shall H 535, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kempton, Kunz, Lake, Mader, Marley, Meyer, Montgomery, Moss,
Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 49.


Total -- 70.

Whereupon the Speaker declared **H 535**, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

**H 575**, 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 Mrs. Boe to open debate.

The question being, "Shall **H 575**, as amended in the Senate, pass?"

Roll call resulted as follows:


**NAYS** -- Alltus, Geddes, McKague. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 575**, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

**H 484**, 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. Pischner to open debate.

The question being, "Shall **H 484**, as amended, as amended in the Senate, pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomerooy, Reynolds, Ridinger, Ringo, Robison, Sali, Schafer, Sellman, Shepherd, Smith, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 70.


Absent and excused -- Smylie. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 484** passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel asked unanimous consent that **S 1490** be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

**S 1490** 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. Wheeler and Mr. Mader to open debate.

The question being, "Shall **S 1490** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomerooy, Reynolds, Ridinger, Sali, Schafer, Sellman, Shepherd, Smith, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.

**NAYS** -- Bieter, Boe, Chase, Henbest, Judd, Marley, Moz, Moyle, Pearce, Pischner, Pomerooy, Reynolds, Ringo, Robison. Total -- 8.

Absent and excused -- Smylie. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **S 1490** passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel asked unanimous consent that **S 1457** be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

**S 1457** 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. Trail to open debate.

The question being, "Shall **S 1457** pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomerooy, Reynolds, Ridinger, Sali, Schafer, Sellman, Shepherd, Smith, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.


Absent and excused -- Smylie. Total -- 1.

Total -- 70.

Total -- 70.

Absent and excused -- Deal, Linford, Pischner, Sellman.

NAYS -- None.

Total -- 70.

Whereupon the Speaker declared S 1457 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Ridinger asked unanimous consent that S 1499 retain its place on the Third Reading Calendar. There being no objection, it was so ordered.

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

**Motions, Memorials, and Resolutions**

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of HCR 56 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 56 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker.

Total -- 70.

NAYS -- None.

Absent and excused -- Deal, Linford, Pischner, Sellman.

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 56 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. Gould to open debate.

The question being, "Shall HCR 56 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Loertscher, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker.

Total -- 70.

NAYS -- None.

Absent and excused -- Deal, Linford, Pischner, Sellman.

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 777 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. Hansen(23) to open debate.

The question being, "Shall H 777 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Black, Boe, Bruneel, Callister, Campbell, Chiehrrt, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomery, Reynolds, Ridinger, Robison, Sali, Schaefer, Seliman, Shepherd, Stevenson, Stoecheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.


Total -- 70.

Whereupon the Speaker declared H 777 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 778 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 778 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Chiehrrt, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomery, Reynolds, Ridinger, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoecheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

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 778 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. Clark to open debate.

Pursuant to Rule 38(3), Mr. Loertscher disclosed a conflict of interest regarding H 778.

The question being, "Shall H 778 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Chiehrrt, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Seliman, Shepherd, Smith, Smylie, Stevenson, Stoecheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Total -- 70.

Whereupon the Speaker declared H 778 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 779 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 779 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. Chase.

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

Roll call resulted as follows:


NAYS -- None.

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 779 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. Bell to open debate.

The question being, "Shall H 779 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Hadley, McKague, Wood. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 779 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of S 1486, 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 1486, 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. Chase.

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

Roll call resulted as follows:


NAYS -- None.


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 1486, 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 Mrs. Montgomery to open debate.

The question being, "Shall S 1486, as amended, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Cuddy, Field(20), Hadley, Loertscher, Schaefer. Total -- 5.

Total -- 70.

Whereupon the Speaker declared S 1486, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 734, 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 734, 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. Chase.

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

Roll call resulted as follows:


NAYS -- None.


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 734, 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 H 734, as amended, pass?"

Roll call resulted as follows:

AYS -- Alltus, Barracough, Barrett, Bell, Bieter, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearson, Pischer, Pomeroy, Reynolds, Ridinger, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 59.


Absent and excused -- Black, Deal, Denney. Total -- 3.

Total -- 70.

Whereupon the Speaker declared H 734, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 547, 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 547, 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. Chase.

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

Roll call resulted as follows:

AYS -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearson, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 734, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

At this time, the Speaker recognized Mr. Callister, Ms. Henbest, and Mr. Kunz to open debate.

The question being, "Shall H 547, as amended, pass?"

Roll call resulted as follows:

AYS -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearson, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.


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 740, as amended, 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 Mrs. Hornbeck to open debate.

The question being, "Shall H 740, as amended, as amended, pass?"

Roll call resulted as follows:

AYES -- Barraclough, Bell, Black, Boe, Bruneel, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Gould, Hadley, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Pearce, Pischner, Pomerooy, Reynolds, Ridering, Ringo, Schaefar, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 56.


Absent and excused -- Taylor. Total -- 1.
Total -- 70.

Whereupon the Speaker declared H 740, as amended, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 534, 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 534, 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomerooy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefar, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

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 534, 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 Mrs. Shepherd to open debate.

The question being, "Shall H 534, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomerooy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefar, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 62.

Total -- 70.

Whereupon the Speaker declared H 534, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Brunelle moved that all rules of the House interfering with the immediate consideration of H 637, 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 637, 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Brunelle, Callister, Campbell, Chase, Cherrrett, Clark, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomerooy, Reynolds, Ridering, Ringo, Robison, Sali, Schaefar, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

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 637, 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. Meyer to open debate.

The question being, "Shall H 637, as amended in the Senate, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Schaefer. Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 637, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 566, 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 566, 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. Chase.

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

Roll call resulted as follows:


NAYS -- None.


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 566, 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. Meyer and Mrs. Stoicheff to open debate.

The question being, "Shall H 566, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Hadley, Hammond, Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 53.


Absent and excused -- Hansen(29). Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 566, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

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

**Third Reading of Bills and Joint Resolutions**

Mr. Bruneel 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.

**Adjournment**

Mr. Bruneel moved that the House adjourn until 9 a.m., Wednesday, March 29, 2000. Seconded by Ms. Jaquet. Motion carried.
Whereupon the Speaker declared the House adjourned at
12:02 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAM M JUKER, Chief Clerk

EIGHTIETH LEGISLATIVE DAY
WEDNESDAY, MARCH 29, 2000

House of Representatives

The House convened at 9 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

March 29, 2000

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.

GOULD, Chairman

Ms. Gould moved that the report be adopted. Seconded by

Consideration of Messages from the
Governor and the Senate

March 28, 2000

Mr. Speaker:

I transmit herewith enrolled S 1523, as amended in the
House, for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1523,
as amended in the House, and, when so signed, ordered it
returned to the Senate.

March 28, 2000

Mr. Speaker:

I return herewith HJM 6, HJM 7, H 699, H 454, H 468,
H 507, and H 509 which have passed the Senate.

WOOD, Secretary

HJM 6, HJM 7, H 699, H 454, H 468, H 507, and H 509
were referred to the Judiciary, Rules, and Administration
Committee for enrolling.

March 28, 2000

Mr. Speaker:

I return herewith H 701, H 702, H 703, H 456, as amended,
H 433, H 435, H 555, H 557, H 469, H 489, H 478, as
amended, H 550, H 581, H 483, as amended, H 582, H 601,
H 590, H 393, H 510, and H 511 which have passed the Senate.

WOOD, Secretary

H 701, H 702, H 703, H 456, as amended, H 433, H 435,
H 555, H 557, H 469, H 489, H 478, as amended, H 550,
H 581, H 483, as amended, H 582, H 601, H 590, H 393,
H 510, and H 511 were referred to the Judiciary, Rules, and
Administration Committee for enrolling.

March 28, 2000

Mr. Speaker:

I return herewith H 497, as amended in the Senate, and
H 706, as amended, as amended in the Senate, which have passed
the Senate.

WOOD, Secretary

H 497, as amended in the Senate, and H 706, as amended, as
amended in the Senate, were ordered held at the Desk.

Mrs. Bell asked unanimous consent that the House concur in
the Senate amendments to H 497, as amended in the Senate.
There being no objection, it was so ordered.

H 497, as amended in the Senate, was referred to the
Judiciary, Rules, and Administration Committee for engrossing.

H 707, as amended in the Senate, as amended in the Senate,
held at the Desk March 28, 2000, was before the House for
concurrence.
Mrs. Crow asked unanimous consent that the House not concur in the Senate amendments to H 707, as amended in the Senate, as amended in the Senate. There being no objection, it was so ordered.

The Speaker announced that Representatives Crow, Cuddy, and Moyle would serve on a Conference Committee regarding failure of the House to concur in the Senate amendments to H 707, as amended in the Senate, as amended in the Senate.

H 707, as amended in the Senate, as amended in the Senate, with the Senate amendments, was referred to the Conference Committee.

Report of Standing Committees

March 29, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 784, H 785, H 786, H 787, H 788, and H 789.

GOULD, Chairman

H 784, H 785, H 786, H 787, H 788, and H 789 were filed for second reading.

March 29, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HJM 9, H 490, H 424, as amended, H 466, H 430, H 431, H 434, H 475, H 471, H 423, H 463, H 529, and H 543.

GOULD, Chairman

The Speaker announced he was about to sign enrolled HJM 9, H 490, H 424, as amended, H 466, H 430, H 431, H 434, H 475, H 471, H 423, H 463, H 529, and H 543, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 29, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 608, as amended in the Senate, H 579, as amended in the Senate, and H 508, as amended, as amended in the Senate.

GOULD, Chairman

H 608, as amended in the Senate, H 579, as amended in the Senate, and H 508, as amended, as amended in the Senate, were filed for first reading of engrossed bills.

March 28, 2000

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration S 1444, as amended, and recommend that it do pass.

REYNOLDS, Chairman

S 1444, as amended, was filed for second reading.

March 28, 2000

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration S 1408, as amended, and recommend that it do pass.

KEMPTON, Chairman

S 1408, as amended, was filed for second reading.

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

Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 10
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 Second Regular Session of the Fifty-fifth Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the state of Idaho is fully committed to achieving and maintaining water quality for public use and recreation and the protection of aquatic ecosystems; and

WHEREAS, substantial progress has already been made toward this objective nationwide through the investment of almost one trillion dollars by the municipal and industrial sectors of the economy and an effective federal, state and local partnership with the private sector, in which the states have primary and lead authority; and

WHEREAS, the state’s direct experience demonstrates that achievement of water quality goals depends upon the use of sound...
science and quality data, an iterative approach to water quality management, a commitment to accommodating economic development, the careful investment of limited resources to maximize environmental benefits, and broad-based public support; and

WHEREAS, the state’s direct experience also demonstrates that the remaining water quality challenges are complex, difficult and site-specific, requiring tailored solutions, better science and monitoring data; and

WHEREAS, the state has many effective regulatory and cooperative programs underway that are achieving better and greater protection of water quality than can be achieved with a prescriptive federal approach; and

WHEREAS, Section 303(d) of the Clean Water Act, pertaining to total maximum daily loads (TMDLs), is but one of the many tools that the state and local governments have to assure effective water quality management and is not always the most efficient and effective; and

WHEREAS, the U.S. Environmental Protection Agency’s recently proposed TMDL regulations exceed their authority; impose upon the states many new prescriptive, costly, unattainable and often unnecessary requirements; position the U.S. Environmental Protection Agency to arbitrarily take over state program activities; and halt economic development in many waters far into the future; and

WHEREAS, the proposed regulations impose “unfunded mandates” on the state agencies; and

WHEREAS, the proposed regulations circumvent the state-based best management practices approach under Section 319 of the Clean Water Act to managing nonpoint source runoff from land-based activities, such as forestry, and superimpose a federal regulatory program on millions of landowners, reversing more than two decades of precedent under the Clean Water Act; and

WHEREAS, the proposed regulations contain inconsistent and vague terminology that will lead to more state and federal litigation and misallocation of resources while stifling creativity and development of more cost-effective approaches at the state level.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the United States Environmental Protection Agency should, in partnership with the states, reconsider and significantly revise its TMDL proposed regulations and guidance, while taking a more reasonable approach that:

1. Recognizes the limits of the TMDL statutory tool and relies on the many effective approaches states have undertaken under the Clean Water Act and other statutory authorities in partnership with local government, federal agencies and the private sector;
2. Uses Section 303(e) rather than Section 303(d) to inventory water quality generally and establishes a more focused basis for listing of waters under Section 303(d);
3. Provides states the ability to deal, in the most reasonable, cost-effective manner possible, with complex or difficult water quality situations, such as where legacy pollutants, air deposition and nonpoint sources contribute to impairment;
4. Provides fair and workable procedures for issuing new or renewed permits, which allow flexibility in making reasonable progress in reducing loadings, without imposing unnecessary restrictions stifling economic growth;
5. Postpones the April 2000 listing of 303(d) waters for which TMDLs will be required until two years after promulgation of changes to the existing regulations;
6. Is performance based, enabling states to take alternative “functionally equivalent” approaches through regulatory and other means states deem appropriate so long as their water quality standards will be achieved; and
7. Focuses the federal government on the priority need for better funding of state monitoring and watershed technical assistance.

BE IT FURTHER RESOLVED that we request the congressional authorizing committees and other interested committees to conduct comprehensive hearings on the proposed rules and the Section 303(d) program in general, and ensure that a comprehensive analysis of the economic and program impacts of the entire TMDL program is completed; and

BE IT FURTHER RESOLVED that due to the continued proliferation of lawsuits, court orders and consent decrees that are placing an onerous burden on many states, the U.S. Environmental Protection Agency should support state efforts to renegotiate those requirements based on improvements made to the national program.

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

March 29, 2000

Mr. Speaker Idaho House of Representatives
State Capitol Building
P.O. Box 83720
Boise, Idaho 83720-0038

Dear Mr. Speaker:

This letter is to authorize the introduction of SJR 107 (authorizing the state to establish a bond bank authority) as per Joint Rule No. 20 referring to constitutional amendments.

Thank you very much.

Sincerely,

/s/ Representative Frank Bruneel
/s/ Representative Lawerence Denney
/s/ Representative Dan Mader

The Speaker announced that pursuant to the 55th day deadline, and a petition being presented, Joint Rule No. 20 would be waived for the purpose of introducing a joint resolution to make an amendment to the Constitution of the State of Idaho
SJ R 107, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 790
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS FOR THE PUBLIC EMPLOYEE RETIREMENT SYSTEM FOR FISCAL YEAR 2001; CLARIFYING THE APPROPRIATION FOR THE PORTFOLIO INVESTMENT PROGRAM; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING ADDITIONAL MONEYS FOR THE PUBLIC EMPLOYEE RETIREMENT SYSTEM FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY FOR SECTION 4 OF THIS ACT.

HOUSE BILL NO. 791
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE STATE TAX COMMISSION FOR FISCAL YEAR 2001; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 792
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE STATE TREASURER FOR FISCAL YEAR 2001; PROVIDING FOR THE RECOVERY OF BANKING SERVICES COSTS TO THE GENERAL FUND; AUTHORIZING AN AMOUNT FOR PAYMENT OF BANK SERVICE FEES; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES TO THE STATE TREASURER; EXPRESSING LEGISLATIVE INTENT WITH RESPECT TO CERTAIN EXPENDITURES; PROHIBITING THE USE OF UNAPPROPRIATED FUNDS FOR PAYING PERSONNEL COSTS; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING ADDITIONAL MONEYS TO THE STATE TREASURER FOR FISCAL YEAR 2000; AND DECLARING AN EMERGENCY FOR SECTION 8 OF THIS ACT.

HOUSE BILL NO. 793
BY WAYS AND MEANS COMMITTEE
AN ACT
RELATING TO SAFE SCHOOLS; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1613, IDAHO CODE, TO REQUIRE ABATEMENT OF UNSAFE AND UNHEALTHY CONDITIONS IN PUBLIC SCHOOL FACILITIES WHEN THE SCHOOL DISTRICT'S FUNDS ARE INSUFFICIENT AND TO PROVIDE FOR ADMINISTRATION OF THE FUND; DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICATION AND PROVIDING THE EFFECT ON CERTAIN LOTTERY MONEYS.

HOUSE BILL NO. 794
BY WAYS AND MEANS COMMITTEE
AN ACT
RELATING TO RENTAL OF STORAGE WATER TO AUGMENT RIVER FLOWS TO AID SALMON MIGRATION; REPEALING SECTION 42-1763B, IDAHO CODE; AMENDING CHAPTER 17, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-1763B, IDAHO CODE, TO PROVIDE FINDINGS AND INTENT OF THE LEGISLATURE, TO AUTHORIZE THE U.S. BUREAU OF RECLAMATION TO RELEASE FOUR HUNDRED TWENTY-SEVEN THOUSAND ACRE FEET OF WATER FROM ITS PROJECTS UNDER CERTAIN CONDITIONS IN THE YEAR 2000 TO AUGMENT RIVER FLOWS TO AID THE MIGRATION OF SNAKE RIVER SALMON, TO PROVIDE THAT RELEASE OF STORAGE WATER FROM U.S. BUREAU OF RECLAMATION RESERVOIRS TO AID SALMON MIGRATION MUST BE RENTED THROUGH THE WATER BANK OPERATED BY THE WATER RESOURCE BOARD OR THROUGH LOCAL WATER RENTAL COMMITTEES, TO PROVIDE CONDITIONS UPON THE RELEASE OF STORAGE WATER, TO PROVIDE THAT THIS SECTION WILL NOT BECOME EFFECTIVE UNTIL THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES CERTIFIES TO THE GOVERNOR THAT THE BUREAU'S APPLICATIONS TO TRANSFER CERTAIN WATER RIGHTS AND TO AMEND CERTAIN WATER RIGHT PERMITS WILL BE HELD IN ABEYANCE UNTIL JULY 1, 2000, AND TO PROVIDE THAT THIS SECTION SHALL BE NULL AND VOID ON AND AFTER JANUARY 1, 2001; AND DECLARING AN EMERGENCY.

H 790, H 791, H 792, H 793, and H 794 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1576, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1574, by State Affairs Committee, was introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

First Reading of Engrossed Bills

H 608, as amended in the Senate, by Revenue and Taxation Committee, was introduced, read the first time by title and filed for second reading.

H 579, as amended in the Senate, by Health and Welfare Committee, was introduced, read the first time by title and filed for second reading.
H 508, as amended, as amended in the Senate, by Judiciary, Rules, and Administration Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

HCR 57, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

H 781, H 782, and H 783, by Appropriations Committee, were read the second time by title and filed for third reading.

H 767, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1578, by Finance Committee, was read the second time by title and filed for third reading.

S 1297, S 1298, as amended, S 1306, S 1393, and SCR 152, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

S 1465 and S 1345, as amended, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

SJM 108 and S 1531, as amended in the House, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1501, as amended, as amended in the House, by Transportation Committee, was read the second time by title and filed for third reading.

S 1365, as amended in the House, and S 1475, as amended in the House, by Health and Welfare Committee, were read the second time by title and filed for third reading.

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

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of HCR 57 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 57 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.


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 57 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. Gagner to open debate.

The question being, "Shall HCR 57 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- Schaefer. Total -- 1.

Absent and excused -- Denney, McKague, Tilman. Total -- 3.

Total -- 70.

Whereupon the Speaker declared HCR 57 adopted. Title was approved and the resolution was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 781 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 781 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 M.s. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg,
Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, M eyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker.
Total -- 66.

NAYS -- None.
Absent and excused -- McKague, Pischner, Pomeroy, Wood.
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 781 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. Robison to open debate.

The question being, "Shall H 781 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(29), Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker.
Total -- 67.
NAYS -- None.
Absent and excused -- Denney, McKague, Tilman.
Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 781 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 782 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 782 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 Ms. Jaquet.

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

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker.
Total -- 66.
NAYS -- None.
Absent and excused -- Lake, McKague, Tilman.
Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 782 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 783 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 783 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 Ms. Jaquet.

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

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cherrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Taylor, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker.
Total -- 66.
NAYS -- None.
Absent and excused -- Lake, McKague, Tilman.
Total -- 3.
Total -- 70.
At this time, the Speaker recognized Mrs. Field(20) to open debate.

The question being, "Shall H 783 pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraloough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroy, Reynolds, Ringo, Robison, Schaefler, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 63.

**NAYS** -- Cheirrett, Pearce, Sali. Total -- 3.

Absent and excused -- Kempton, Lake, Mckague, Tilman. Total -- 4.

Total -- 70.

Whereupon the Speaker declared H 783 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 784 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 784 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 Ms. Jaquet.

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

Roll call resulted as follows:

**AYES** -- Alltus, Barraloough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroy, Reynolds, Ringo, Robison, Schaefler, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 64.

**NAYS** -- Barrett, Sali, Wood. Total -- 3.

Absent and excused -- Kellogg, Lake, Mckague, Tilman. Total -- 4.

Total -- 70.

Whereupon the Speaker declared H 784 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 784 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 784 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 Ms. Jaquet.

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

Roll call resulted as follows:

**AYES** -- Alltus, Barraloough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23),

NAYS -- None.
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 784 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 M rs. Field(20) to open debate.

The question being, "Shall H 784 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, M oyie, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

Absent and excused -- Jones, Lake, Stevenson. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 784 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 785 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 785 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 M s. Jaquet.

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

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, M eyer, Montgomery, M ortensen, M oss, M oyie, Pearce, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.
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 785 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 M r. Pomeroy to open debate.

The question being, "Shall H 785 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, De an, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Loertscher, Mader, Marley, M eyer, Montgomery, M ortensen, M oss, M oyie, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.
Abs ent and excused -- Bieter, Cuddy, Jones, Lake. Total -- 4.
Total -- 70.

Whereupon the Speaker declared H 785 passed the House.
Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 786 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 786 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 M s. Jaquet.

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

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, M eyer, Montgomery, M ortensen, M oss, M oyie, Pearce, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.
Total -- 70.

NAYS -- None.
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 786 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. Geddes to open debate.

The question being, "Shall H 786 pass?"

Roll call resulted as follows:

NAYS -- Alltus. Total -- 1.
Absent and excused -- Lake, Myrtle. Total -- 2.
Total -- 70.

Whereupon the Speaker declared H 786 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 786 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 786 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 Ms. Jaquet.

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

Roll call resulted as follows:

NAYS -- None.
Absent and excused -- Henbest, Lake, Myrtle. Total -- 3.
Total -- 70.

Whereupon the Speaker declared H 787 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 787 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 787 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 Ms. Jaquet.

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

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23),

NAYS -- None.

Absent and excused -- McKague. 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 788 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. Marley to open debate.

The question being, "Shall H 788 pass?"

Roll call resulted as follows:


NAYS -- McKague, Sali. Total -- 2.

Absent and excused -- Loertscher. Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 788 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 789 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 789 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 M.s. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, M eyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Taylor, Tilman, Trai, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- McKague, Sali. Total -- 1.

Absent and excused -- Stone. Total -- 1.

Total -- 70.

Whereupon the Speaker declared H 789 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 608, 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 608, 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 M.s. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23),
Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 579, 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 579, 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendor, Kunk, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyal, Pearce, Pischner, Ridinger, Ringo, Robison, Sali, Schaef, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 70.

NAYS -- None.

Absent and excused -- Kunz, Tilman. 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 579, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

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

The question being, "Shall H 608, as amended in the Senate, pass?"

Roll call resulted as follows:


NAYS -- Barraclough, Bell, Bieter, Cheirrett, Clark, Denney, Ellsworth, Gagner, Geddes, Hansen(23), Kendor, Kunk, Lake, Linford, Loertscher, Montgomery, Mortensen, Moss, Moyal, Pearce, Pomeroy, Reynolds, Robison, Sellman, Smith, Smylie, Stevenson, Taylor, Wheeler, Mr. Speaker. Total -- 30.

Absent and excused -- Kunz, Tilman. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 608, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 579, 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 579, 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendor, Kunk, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyal, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.


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 579, 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 579, as amended in the Senate, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Kunz, Tilman. 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 508, 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.
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 M. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Joness, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Myole, Pearce, Reynolds, Ridering, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None. 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 508, as amended, 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. Moss to open debate.

The question being, "Shall H 508, as amended, as amended in the Senate, pass?"

Roll call resulted as follows:


Whereupon the Speaker declared H 508, as amended, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of S 1578 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 1578 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 M. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Joness, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loetscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Myole, Pearce, Reynolds, Ridering, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None. 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 1578 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. Geddes to open debate.

The question being, "Shall S 1578 pass?"

Roll call resulted as follows:


NAYS -- None. Total -- 70.

Whereupon the Speaker declared S 1578 passed the House. Title was approved and the bill was ordered returned to the Senate.
There being no objection, the House advanced to the Eleventh Order of Business.

**Third Reading of Bills and Joint Resolutions**

S 1316, 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. Denney to open debate.

The question being, "Shall S 1316, as amended, pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Bruneel, Cheirrett, Field(20), Hansen(29), Jones, Pischner, Sellman, Shepherd, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker declared S 1316 passed the House. Title was approved and the bill was ordered returned to the Senate.

At this time, Mr. Linford took the Chair.

S 1424 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. Wood to open debate.

The question being, "Shall S 1424 pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Bruneel, Cheirrett, Clark, Crow, Field(20), Mader, Meyer, Pischner, Sellman, Shepherd, Trail, Mr. Speaker. Total -- 12.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1424 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1402 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. Black to open debate.

The question being, "Shall S 1402 pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Bruneel, Cheirrett, Clark, Crow, Field(20), Mader, Meyer, Pischner, Sellman, Shepherd, Trail, Mr. Speaker. Total -- 12.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1402 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1335 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. Gould to open debate.

The question being, "Shall S 1335 pass?"

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Bruneel, Cheirrett, Clark, Crow, Field(20), Mader, Meyer, Pischner, Sellman, Shepherd, Trail, Mr. Speaker. Total -- 12.

Total -- 70.


Absent and excused -- Geddes, Wheeler, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1335 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1427 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. Campbell to open debate.

The question being, "Shall S 1427 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Barrett, Crow, Judd, Kellogg, Schaefer, Wheeler, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1427 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel asked unanimous consent that S 1485 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1503 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. Cheirrett to open debate.

The question being, "Shall S 1503 pass?"

Roll call resulted as follows:


Absent and excused -- Barrett, Crow, Geddes, Mader, Moyle, Wheeler, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1503 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1406, 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. Bieter to open debate.

The question being, "Shall S 1406, as amended, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Barrett, Crow, Geddes, Mader, Moyle, Wheeler, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1406, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1455, 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. Bieter to open debate.

The question being, "Shall S 1455, as amended, pass?"

Roll call resulted as follows:

Total -- 66.

NAYS -- None.

Absent and excused -- Barrett, Mader, Tilman, Mr. Speaker.  
Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1455, as amended, passed the House.  Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel moved that the House recess until 1 p.m.  
Seconded by Ms. Jaquet.  Motion carried.

Whereupon the Speaker Pro Tem declared the House at recess until 1 p.m.

RECESS

Afternoon Session

The House reconvened at 1 p.m., the Speaker in the Chair.

Roll call showed all 70 members present.

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

Third Reading of Bills and Joint Resolutions

S 1315, as amended, 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 Mr. Bieter to open debate.

At this time Mr. Taylor took the Chair.

The question being, "Shall S 1315, as amended, as amended in the House, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Barrett, Crow, Deal, Geddes, Mader, McKague, Moyle, Pischner, Stone, Mr. Speaker.  Total -- 12.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1315, as amended, as amended in the House, passed the House.  Title was approved and the bill was ordered returned to the Senate.

S 1397, 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 Pro Tem recognized Mrs. Hornbeck to open debate.

The question being, "Shall S 1397, as amended in the House, pass?"

Roll call resulted as follows:


Absent and excused -- Barrett, Crow, Deal, Geddes, Mader, McKague, Moyle, Pischner, Stone, Mr. Speaker.  Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1397, as amended in the House, passed the House.  Title was approved and the bill was ordered returned to the Senate.

S 1355, 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 Pro Tem recognized Mr. Moss to open debate.

The question being, "Shall S 1355, as amended in the House, pass?"

Roll call resulted as follows:


Absent and excused -- Barrett, Crow, Deal, Geddes, Moyle, Stone, Mr. Speaker.  Total -- 8.

Total -- 70.
Whereupon the Speaker Pro Tem declared S 1355, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1337 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. Jones to open debate.

The question being, "Shall S 1337 pass?"

Roll call resulted as follows:
AYES -- Barracough, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Taylor, Tilman, Trail, Wheeler, Mr. Speaker. Total -- 55.
Absent and excused -- Geddes, Moyle, Stone, Zimmermann. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1337 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1356 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. Hammond to open debate.

The question being, "Shall S 1356 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Geddes, Jaquet, Stone. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1356 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1357 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. Clark to open debate.

The question being, "Shall S 1357 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Geddes, Jaquet, Stone. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1357 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1358 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. Pearce to open debate.

The question being, "Shall S 1358 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Geddes, Jaquet, Stone. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1358 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1359 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. Sali to open debate.

The question being, "Shall S 1373 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moore, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- Hornbeck. Total -- 1.
Absent and excused -- Geddes, Jaquet, Linford. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1373 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel asked unanimous consent that S 1309, as amended, retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1396 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. Judd to open debate.

The question being, "Shall S 1396 pass?"

Roll call resulted as follows:

NAYS -- None.
Absent and excused -- Geddes, Pischner, Mr. Speaker. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1310 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1403 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. Deal to open debate.

The question being, "Shall S 1403 pass?"

Roll call resulted as follows:

NAYS -- None.
Absent and excused -- Jaquet, Jones, Pischner, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1403 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1477 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. Henbest to open debate.

The question being, "Shall S 1310 pass?"

Roll call resulted as follows:

NAYS -- None.
Absent and excused -- Geddes, Linford, Pischner. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1310 passed the House. Title was approved and the bill was ordered returned to the Senate.
The question being, "Shall S 1477 pass?"

Roll call resulted as follows:


Absent and excused -- Pischner, Mr. Speaker. Total -- 2.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1477 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1510, 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 Ms. Henbest to open debate.

The question being, "Shall S 1510, as amended, pass?"

Roll call resulted as follows:

NAYS -- McKague. Total -- 1.
Absent and excused -- Crow, Cuddy, Moyle, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1510 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1516 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. Pomeroy to open debate.

The question being, "Shall S 1516 pass?"

Roll call resulted as follows:

NAYS -- None. Total -- 66.
Absent and excused -- Crow, Cuddy, Moyle, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1516 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1494, 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. Hornbeck to open debate.
The question being, "Shall S 1494, as amended, pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Clark, Crow, Cuddy, Lake, Linford, Moyle, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1494, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1474 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. Trail to open debate.

The question being, "Shall S 1474 pass?"

Roll call resulted as follows:
Absent and excused -- Clark, Crow, Cuddy, Lake, Linford, Moyle, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1474 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1437 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. Chase to open debate.

The question being, "Shall S 1437 pass?"

Roll call resulted as follows:
Absent and excused -- Clark, Crow, Cuddy, Ellsworth, Geddes, Lake, Linford, Moyle, Wheeler, Mr. Speaker. Total -- 10.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1437 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1478, as amended, 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 Pro Tem recognized Mr. Kempton to open debate.

The question being, "Shall S 1478, as amended, as amended in the House, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Deal, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Lake, Marley, Mckague, Meyer, Montgomery, Mortensen, Moss, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Salis, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 61.
Absent and excused -- Crow, Cuddy, Ellsworth, Moyle, Trail. Total -- 5.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1478, as amended, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel 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.
Adjournment

Mr. Bruneel moved that the House adjourn until 9 a.m., Thursday, March 30, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 3:09 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:
PAMM JUKER, Chief Clerk

EIGHTY-FIRST LEGISLATIVE DAY
THURSDAY, MARCH 30, 2000

The House convened at 9 a.m., Mr. Bruneel in the Chair.

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

Prayer was offered by Chaplain Jim Hardenbrook.

Approval of Journal

March 30, 2000

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, by these Presents that Douglas R. Jones, State Representative, District 22, Twin Falls and Gooding Counties, State of Idaho, pursuant to the provisions of Section 59-917, Idaho Code, has nominated Mary Liz Jones, of Filer, Idaho, to perform the duties of this office temporarily as Acting State Representative.

NOW, THEREFORE, I, DIRK A. KEMPTHORNE, Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-917, Idaho Code, do hereby appoint Mary Liz Jones, Acting State Representative, District 22, State of Idaho, for a term commencing on Thursday, March 30, 2000, and continuing through Friday, March 31, 2000.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this 30th day of March in the year of our Lord two thousand and of the Independence of the United States of America, the two hundred and twenty-fourth year.

/s/ DIRK A. KEMPTHORNE
Governor

/s/ PETE T. CENARRUSA
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 Mrs. Jones.

OFFICE OF THE GOVERNOR
Boise

March 29, 2000

The Honorable Bruce Newcomb
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 396

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

March 29, 2000

The Honorable Bruce Newcomb
Speaker of the House

Dear Mr. Speaker:

I am appointing a conference committee for House Bill 707, as amended in the Senate, as amended in the Senate. Senator Jerry Thorne will serve as Chairman, and Senators Judi Danielson and Marguerite McLaughlin as members of the committee.

Senate leadership has requested that our conference committee submit its report to us by 8:00 a.m. on Thursday, March 30, 2000.
I have assigned Chairman Thorne to work with Chairman Crow to determine the meeting location and meeting times. These meetings will fall under the open meeting law.

Very truly yours,
/s/ Robert L. Geddes
President Pro Tem

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

March 30, 2000

Mr. Speaker:
I return herewith enrolled H 599, as amended, H 385, as amended, H 494, H 406, H 418, H 429, H 414, as amended, H 415, as amended, H 428, H 421, H 438, H 439, H 440, H 441, and H 453 which have been signed by the President.

WOOD, Secretary

Enrolled H 599, as amended, H 385, as amended, H 494, H 406, H 418, H 429, H 414, as amended, H 415, as amended, H 428, H 421, H 438, H 439, H 440, H 441, and H 453 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 29, 2000

Mr. Speaker:
I transmit herewith SCR 165, SCR 164, and S 1580 which have passed the Senate.

WOOD, Secretary

SCR 165, SCR 164, and S 1580 were filed for first reading.

March 29, 2000

Mr. Speaker:
I return herewith HCR 54, H 694, H 628, H 417, as amended, H 505, H 551, H 630, H 486, H 485, as amended, H 516, H 709, H 442, H 573, and H 419, as amended, which have passed the Senate.

WOOD, Secretary

HCR 54, H 694, H 628, H 417, as amended, H 505, H 551, H 630, H 486, H 485, as amended, H 516, H 709, H 442, H 573, and H 419, as amended, were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 29, 2000

Mr. Speaker:
I return herewith H 678, H 572, H 632, H 710, H 711, H 712, H 432, H 554, as amended, H 621, H 622, H 623, H 569, H 624, H 520, H 576, and H 668 which have passed the Senate.

WOOD, Secretary

H 678, H 572, H 632, H 710, H 711, H 712, H 432, H 554, as amended, H 621, H 622, H 623, H 569, H 624, H 520, H 576, and H 668 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

March 30, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HJM 10, H 790, H 791, H 792, H 793, and H 794.

GOULD, Chairman

HJM 10, H 790, H 791, and H 792 were filed for second reading.

H 793 was held at the Desk.

H 794 was referred to the Resources and Conservation Committee.

March 30, 2000

Mr. Speaker:

GOULD, Chairman

The Speaker Pro Tem announced that enrolled HJM 6, HJM 7, H 699, H 454, H 468, H 507, H 509, H 701, H 702, H 703, H 456, as amended, H 433, H 435, H 555, H 557, H 469, H 489, H 478, as amended, H 550, H 581, H 483, as amended, H 582, H 601, H 590, H 393, H 510, H 511, H 608, as amended in the Senate, H 579, as amended in the Senate, and H 508, as amended, as amended in the Senate, would be signed by the Speaker, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 30, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 497, as amended in the Senate.

GOULD, Chairman

H 497, as amended in the Senate, was filed for first reading of engrossed bills.

March 30, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 549, as amended, H 530, H 602, H 487, H 407, H 383, H 594, H 583, H 455, as amended, H 618, H 619, H 658, H 398, H 382, H 501, as amended in the Senate, H 445, as amended in the Senate, H 450, as amended in the Senate, H 513, as amended in the Senate, and H 506, as amended in the Senate, to the Governor at 10:35 a.m., as of this date. March 29, 2000.

GOULD, Chairman
Mr. Speaker:
We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration S 1573 and recommend that it do pass.
SCHAEFER, Chairman

S 1573 was filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration S 1411 and S 1572, as amended, and recommend that they do pass.
TAYLOR, Chairman

S 1411 and S 1572, as amended, were filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration HR 5, S 1319, as amended, S 1320, as amended, S 1321, S 1518, as amended, and S 1519 and recommend that they do pass.
GOULD, Chairman

HR 5, S 1319, as amended, S 1320, as amended, S 1321, S 1518, as amended, and S 1519 were filed for second reading.

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

Motions, Memorials, and Resolutions

SCR 165, by State Affairs Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

SCR 164, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 795
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE SECRETARY OF STATE FOR FISCAL YEAR 2001; EXPRESSING LEGISLATIVE INTENT WITH RESPECT TO CERTAIN EXPENDITURES; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 796
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF CORRECTION IN ADDITION TO THE APPROPRIATION MADE IN SECTION 1, HOUSE BILL NO. 777, ENACTED BY THE SECOND REGULAR SESSION OF THE FIFTY-FIFTH IDAHO LEGISLATURE.

HOUSE BILL NO. 797
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR MEDICAL ASSISTANCE SERVICES FOR FISCAL YEAR 2001; PROVIDING THAT THE STATE CONTROLLER SHALL MAKE TRANSFERS FROM THE GENERAL FUND; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES OF MONEYS; AUTHORIZING THE EXPENDITURE OF ALL RECEIPTS COLLECTED; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO THE CHILDREN'S HEALTH INSURANCE PROGRAM; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO THE CHILDREN'S HEALTH INSURANCE PROGRAM TASK FORCE RECOMMENDATIONS; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO MAKING STATE VETERANS HOMES MEDICAID ELIGIBLE; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO CAPPING TRANSPORTATION EXPENDITURES AT FISCAL YEAR 2000 LEVELS; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO CAPPING THE NUMBER OF BEDS IN MEDICAID FUNDED PRIVATE INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO CAPPING RATES FOR INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED AT FISCAL YEAR 2000 LEVELS; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO TARGETED CASE MANAGEMENT SERVICES; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO MENTAL HEALTH SERVICES; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO COPAYMENTS AND OTHER COST-SHARING METHODS; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO DAY TREATMENT SERVICES PROVIDED TO CLIENTS WITH MENTAL ILLNESS; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO RESEARCHING THE FEASIBILITY OF REDUCING MEDICAID SERVICE COVERAGE TO MORE CLOSELY MATCH PRIVATE INSURANCE COVERAGE; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO ADMINISTRATIVE COSTS; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO DEPARTMENTAL CONTRACTS; AND DIRECTING THE DEPARTMENT OF HEALTH AND WELFARE TO PROMULGATE RULES AND DRAFT LEGISLATION.
HOUSE BILL NO. 798
BY APPROPRIATIONS COMMITTEE

AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF LANDS FOR FISCAL YEAR 2001; AND INCREASING THE LIMIT IN THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 799
BY APPROPRIATIONS COMMITTEE

AN ACT
APPROPRIATING MONEYS TO THE DIVISION OF VETERANS SERVICES WITHIN THE DEPARTMENT OF SELF-GOVERNING AGENCIES FOR FISCAL YEAR 2001; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO MAKING STATE VETERANS HOMES MEDICAID ELIGIBLE; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES OF MONEYS; AUTHORIZING THE EXPENDITURE OF ALL RECEIPTS COLLECTED; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

H 795, H 796, H 797, H 798, and H 799 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1580, by State Affairs Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

First Reading of Engrossed Bills

H 497, as amended in the Senate, by Transportation and Defense Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

S 1444, as amended, by Health and Welfare Committee, was read the second time by title and filed for third reading.

S 1408, as amended, by Transportation 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.

Report of Standing Committees

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 794, S 1517, as amended, and S 1445, as amended, and recommend that they do pass.

LINFORD, Chairman

H 794, S 1517, as amended, and S 1445, as amended, were filed for second reading.

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

Motions, Memorials, and Resolutions

M. Denney moved that all rules of the House interfering with the immediate consideration of H 790 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 790 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 M. S. Jaquet.

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

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Barrett, Callister, Crow, Deal, Field(20), Geddes, Hammond, Kunz, Lake, Marley, Moss, Ringo, Taylor, Mr. Speaker. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 790 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 Pro Tem recognized Mr. Pomeroy to open debate.

The question being, "Shall H 790 pass?"

Roll call resulted as follows:


NAYS -- Sali. Total -- 1.

Absent and excused -- Geddes, Hammond, Lake, Moss, Moyle, Taylor, Mr. Speaker. Total -- 7.

Total -- 70.
Whereupon the Speaker Pro Tem declared **H 790** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney 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 M.s. Jaquet.

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

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Barrett, Callister, Crow, Deal, Field(20), Geddes, Hammond, Kunz, Lake, Marley, Moss, Ringo, Taylor, Mr. Speaker. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 791** 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 Pro Tem recognized Mr. Clark to open debate.

The question being, "Shall **H 791** pass?"

Roll call resulted as follows:


**NAYS** -- Alit, Cheirrett, Mckague. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 792** 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.

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

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Barrett, Callister, Crow, Deal, Field(20), Geddes, Hammond, Kunz, Lake, Marley, Moss, Ringo, Taylor, Mr. Speaker. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 791** 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 Pro Tem recognized Mr. Clark to open debate.

The question being, "Shall **H 791** pass?"

Roll call resulted as follows:

**AYES** -- Alit, Cheirrett, Mckague. Total -- 3.

**NAYS** -- Alit, Cheirrett, Mckague. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 792** 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.

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

Roll call resulted as follows:


**NAYS** -- None.

Absent and excused -- Barrett, Callister, Crow, Deal, Field(20), Geddes, Hammond, Kunz, Lake, Marley, Moss, Ringo, Taylor, Mr. Speaker. Total -- 14.

Total -- 70.

NAYS -- None.

Absent and excused -- Barrett, Callister, Crow, Deal, Field(20), Geddes, Hammond, Kunz, Lake, Marley, Moss, Ringo, Taylor, Mr. Speaker. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 792 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 Pro Tem recognized Mrs. Wood to open debate.

The question being, "Shall H 792 pass?"

Roll call resulted as follows:


Absent and excused -- Crow, Cuddy, Geddes, Mader, Stevenson, Taylor, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 792 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 497, 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 497, 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 Ms. Jaquet.

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

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Barrett, Callister, Crow, Deal, Field(20), Geddes, Hammond, Kunz, Lake, Marley, Moss, Ringo, Taylor, Mr. Speaker. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 497, 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 Pro Tem recognized Mrs. Bell to open debate.

The question being, "Shall H 497, as amended in the Senate, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Crow, Cuddy, Geddes, Mader, Stevenson, Taylor, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 497, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 794 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 794 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 Ms. Jaquet.
The question being, "Shall the rules be suspended?"

Roll call resulted as follows:
NAYS -- None.

Absent and excused -- Barrett, Callister, Crow, Deal, Field(20), Geddes, Hammond, Kunz, Lake, Marley, Moss, Ringo, Taylor, Mr. Speaker. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 794 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 Pro Tem recognized Mr. Linford to open debate.

The question being, "Shall H 794 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(jones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

Absent and excused -- Crow, Mader, Stevenson, Taylor. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 794 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of HR 5 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 HR 5 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 Ms. Jaquet.

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

Roll call resulted as follows:

NAYS -- None.

Absent and excused -- Barrett, Callister, Crow, Deal, Field(20), Geddes, Hammond, Kunz, Lake, Marley, Moss, Ringo, Taylor, Mr. Speaker. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and HR 5 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 Pro Tem recognized Mr. Sali to open debate.

The question being, "Shall HR 5 be adopted?"

Roll call resulted as follows:


NAYS -- Barrett, Bell, Bruneel, Cuddy, Mader, Stevenson, Taylor. Total -- 5.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, HR 5 was adopted. Title was approved and the resolution was ordered filed in the office of the Chief Clerk.
Speaker Bruce Newcomb
Idaho House of Representatives
Statehouse

Dear Speaker Newcomb:

The Senate Conference Committee appointed to confer on H 707, as amended in the Senate, as amended in the Senate, has met with the House Conference Committee on H 707, as amended in the Senate, as amended in the Senate, and the Committees disagree on any proposed amendments.

SENATORS REPRESENTATIVES
/s/ J. L. "Jerry" Thorne /s/ Dolores Crow
/s/ Judi Danielson /s/ Mike Moyle
/s/ Marguerite McCloughlin /s/ Charles Cuddy

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

H 707, as amended in the Senate, as amended in the Senate, was ordered held at the Desk.

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

Third Reading of Bills and Joint Resolutions

Mr. Bruneel moved that the House recess until 1 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1 p.m.

RECESS
Afternoon Session

The House reconvened at 1 p.m., the Speaker in the Chair.

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

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

Third Reading of Bills and Joint Resolutions

Mr. Denney asked unanimous consent that S 1535, as amended in the House, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1535, 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. Jaquet to open debate.

The question being, “Shall S 1535, as amended in the House, pass?”

Roll call resulted as follows:

AYES -- Barraclough, Bell, Bieter, Black, Boe, Campbell, Chase, Cheurrett, Clark, Deal, Denney, Ellsworth, Field(13), Field(20), Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(Jones), Judd, Kempton, Kendell, Kunz, Loetscher, Marley, M eyer, Montgomery, Mortensen, M oss, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 53.
NAYS -- Alltus, McKague. Total -- 2.
Total -- 70.

Whereupon the Speaker declared S 1535, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that S 1531, as amended in the House, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1531, 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. Stone to open debate.

The question being, “Shall S 1531, as amended in the House, pass?”

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Campbell, Chase, Cheurrett, Clark, Deal, Denney, Ellsworth, Field(13), Field(20), Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(Jones), Judd, Kempton, Kendell, Kunz, Loetscher, Marley, M eyer, Montgomery, Mortensen, M oss, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 55.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared S 1531, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.
Mr. Denney asked unanimous consent that S 1501, as amended, as amended in the House, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1501, as amended, 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 Mr. Smith to open debate.

The question being, "Shall S 1501, as amended, as amended in the House, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Campbell, Chase, Cheirrett, Clark, Deal, Denney, Ellsworth, Field(13), Field(20), Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones(Jones), Judd, Kempton, Kendell, Loertscher, Marley, M eyer, Montgomery, Mortensen, Moss, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 50.

NAYS -- Hornbeck, McKague. Total -- 2.


Total -- 70.

Whereupon the Speaker declared S 1501, as amended, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that S 1376, as amended, as amended in the House, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1376, 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 Mrs. Field(13) to open debate.

The question being, "Shall S 1376, as amended, as amended in the House, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Clark, Deal, Denney, Ellsworth, Field(20), Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(Jones), Judd, Kempton, Kendell, Loertscher, Marley, McKague, M eyer, Montgomery, Mortensen, Moss, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 53.

NAYS -- None.

Absent and excused -- Barrett, Bruneel, Crow, Cuddy, Gagner, Geddes, Gould, Kellogg, Kunz, Lake, Linford, Mader, M oyle, Ridinger, Sellman, Taylor, Tilman. Total -- 17.

Total -- 70.

Whereupon the Speaker declared S 1376, as amended, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that S 1475, as amended in the House, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1475, 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. Henbest to open debate.

The question being, "Shall S 1475, as amended in the House, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Clark, Deal, Denney, Ellsworth, Field(20), Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(Jones), Judd, Kempton, Kendell, Loertscher, Marley, McKague, M eyer, Montgomery, Mortensen, Moss, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 53.

NAYS -- None.

Absent and excused -- Barrett, Bruneel, Crow, Cuddy, Gagner, Geddes, Gould, Kellogg, Kunz, Lake, Linford, Mader, M oyle, Ridinger, Sellman, Taylor, Tilman. Total -- 17.

Total -- 70.

Whereupon the Speaker declared S 1475, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that S 1365, as amended in the House, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1365, 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 Mr. Sali and Mr. Loertscher to open debate.
The question being, "Shall S 1365, as amended in the House, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(Jones), Judd, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, M eyer, Montgomery, Mortensen, Moss, Pearce, Pischner, Pomery, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 61.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared S 1365, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1485 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. Trail, Mrs. Boe, Mr. M eyer, and M rs. Sellman to open debate.

The question being, "Shall S 1485 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Bell, Bieter, Black, Boe, Campbell, Chase, Cuddy, Field(13), Field(20), Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones(Jones), Judd, Kellogg, Kunz, Linford, Marley, M eyer, Montgomery, Mortensen, Pomery, Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smylie, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 40.
Absent and excused -- Ellsworth, Mader, Taylor, Zimmermann. Total -- 4.
Total -- 70.

Whereupon the Speaker declared S 1485 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1309, 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. Hansen(23) to open debate.

The question being, "Shall S 1309, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(Jones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, M ader, M arley, McKague, M eyer, Montgomery, Mortensen, Moss, M oyie, Pearce, Pischner, Pomery, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.
NAYS -- None.
Total -- 70.

Whereupon the Speaker declared S 1309, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1511 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 S 1511 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hornbeck, Jaquet, Jones(Jones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, M ader, M arley, McKague, M eyer, Montgomery, Mortensen, Moss, M oyie, Pearce, Pischner, Pomery, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 67.
NAYS -- None.
Absent and excused -- Ellsworth, Ridinger, Taylor. Total -- 3.
Total -- 70.

Whereupon the Speaker declared S 1511 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that S 1431 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Denney asked unanimous consent that S 1322 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.
S 1323, 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. Jaquet to open debate.

The question being, "Shall S 1323, as amended, pass?"

At this time, Mr. Hansen(29) took the Chair.

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Deal, Ellsworth, Loertscher, Smylie, Taylor, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1323 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1324 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. Hammond to open debate.

The question being, "Shall S 1324 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Deal, Ellsworth, Loertscher, Judd, Loertscher, Mader, Taylor, Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1324 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1333 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. Sellman to open debate.

The question being, "Shall S 1333 pass?"

Roll call resulted as follows:


NAYS -- Stoicheff. Total -- 1.

Absent and excused -- Bruneel, Chase, Cuddy, Loertscher, Mader, Taylor, Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1333 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1359 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. Sellman to open debate.

The question being, "Shall S 1359 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Alltus, Bruneel, Cuddy, Gould, Loertscher, Mader, Taylor, Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1359 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1391 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. Pearce to open debate.

The question being, "Shall S 1391 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Alltus, Bell, Geddes, Meyer, Stevenson, Taylor, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1391 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1301, 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. Sellman to open debate.

The question being, "Shall S 1301, as amended, pass?"

Roll call resulted as follows:


NAYS -- Judd, Stone. Total -- 2.

Absent and excused -- Bell, Bieter, Bruneel, Geddes, Gould, Reynolds, Taylor, Wheeler, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1301 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1350 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. Campbell to open debate.

The question being, "Shall S 1350 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bieter, Black, Boe, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Jaquet, Jones(jones), Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher, Mader, Marley, McKague, MONTORSSEN, Moss, Moyle, Pearce, Piscner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Stevenson, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann. Total -- 57.

NAYS -- Callister, Ellsworth, Hornbeck, Ridinger, Smylie. Total -- 5.

Absent and excused -- Bell, Bruneel, Geddes, Gould, Reynolds, Taylor, Wheeler, Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1350 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1363 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. Ellsworth to open debate.

The question being, "Shall S 1363 pass?"

Roll call resulted as follows:


NAYS -- Judd, Stone. Total -- 2.

Absent and excused -- Bell, Bieter, Bruneel, Geddes, Gould, Reynolds, Taylor, Wheeler, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1363 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1371 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. McKague to open debate.
The question being, "Shall S 1371 pass?"

Roll call resulted as follows:

NAYS -- None.
Absent and excused -- Bell, Geddes, Reynolds, Taylor, Mr. Speaker. Total -- 5.

Whereupon the Speaker Pro Tem declared S 1371 passed the House. Title was approved and the bill was ordered returned to the Senate.

SJM 110 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Cuddy, Mr. Mader, and Mr. Ridinger to open debate.

The question being, "Shall SJM 110 be adopted?"

Whereupon the Speaker Pro Tem declared SJM 110 adopted by voice vote. Title was approved and the memorial was ordered returned to the Senate.

The question being, "Shall S 1436, as amended, pass?"

Roll call resulted as follows:


Absent and excused -- Hammond, McKague, Pischner, Reynolds, Schaefer, Taylor, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1436, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1438, 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. Stevenson to open debate.

The question being, "Shall S 1438, as amended, pass?"

Roll call resulted as follows:
AYES -- Bell, Bieter, Boe, Bruneel, Campbell, Chase, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(jones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Ringo, Robison, Sellman, Shepherd, Stevenson, Stoicheff, Stone, Trail, Wheeler, Wood, Zimmermann. Total -- 53.


Absent and excused -- Hammond, McKague, Pischner, Reynolds, Schaefer, Taylor, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1438, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1536 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. Chase to open debate.

The question being, "Shall S 1536 pass?"

Roll call resulted as follows:


Whereupon the Speaker Pro Tem declared S 1536 passed the House. Title was approved and the bill was ordered returned to the Senate.
S 1304 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. Deal to open debate.

The question being, "Shall S 1304 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Hammond, Reynolds, Schaefer, Sellman, Taylor, Trail, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1304 passed the House. Title was approved and the bill was ordered returned to the Senate.

At this time, the Speaker took the Chair.

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

**Motions, Memorials, and Resolutions**

**HOUSE RESOLUTION NO. 6**

BY WAYS AND MEANS COMMITTEE

A HOUSE RESOLUTION

AMENDING RULE 4 OF THE HOUSE OF REPRESENTATIVES TO ADD THE PLEDGE OF ALLEGIANCE AS THE THIRD ORDER OF BUSINESS.

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

WHEREAS, the House of Representatives deems that Rule 4 of the House of Representatives should be amended.

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives, assembled in the Second Regular Session of the Fifty-fifth Idaho Legislature, that Rule 4 of the House of Representatives be amended as follows:

**RULE 4**

Order of Business.--After calling the House to order, the order of business for the day shall be as follows:

1. Roll Call.
2. Prayer by the Chaplain, followed by the Pledge of Allegiance.
3. Pledge of Allegiance by the sergeant at arms.

54. Consideration of messages from the Governor and the Senate.
57. Motions, memorials and resolutions.
58. Introduction, first reading and reference of bills and joint resolutions.
59. First reading of engrossed bills.
60. Second reading of bills and joint resolutions.
61. Third reading of bills and joint resolutions.
62. Consideration of general orders.
63. Miscellaneous and unfinished business.
64. Presentation of petitions and communications.
65. Anouncements.
66. Adjournment.

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

**Introduction, First Reading, and Reference of Bills and Joint Resolutions**

**HOUSE BILL NO. 800**

BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO THE INCOME TAX CREDIT FOR CAPITAL INVESTMENT; AMENDING SECTION 63-3029B, IDAHO CODE, TO INCREASE THE INVESTMENT CREDIT CARRYOVER FROM THE SEVEN TO THE FOURTEEN SUCCEEDING TAXABLE YEARS AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

**HOUSE BILL NO. 801**

BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO INCOME TAX POLICIES; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022O, IDAHO CODE, TO PROVIDE AN INCOME TAX DEDUCTION FOR A TAXPAYER WHO IS A SELF-EMPLOYED INDIVIDUAL TREATED AS AN EMPLOYEE PURSUANT TO SECTION 401(c)(1) OF THE INTERNAL REVENUE CODE, AN AMOUNT EQUAL TO THE AMOUNT PAID BY THE TAXPAYER DURING THE TAXABLE YEAR FOR INSURANCE WHICH CONSTITUTES MEDICAL CARE FOR THE TAXPAYER AND THE SPOUSE AND DEPENDENTS OF THE TAXPAYER WHICH IS NOT OTHERWISE DEDUCTIBLE BY THE TAXPAYER FOR FEDERAL INCOME TAX PURPOSES BECAUSE THE APPLICABLE PERCENTAGE FOR THAT TAXABLE YEAR AS SPECIFIED PURSUANT TO SECTION 162(1) OF THE INTERNAL REVENUE CODE IS LESS THAN ONE HUNDRED PERCENT; AMENDING SECTION 63-3024, IDAHO CODE, TO PROVIDE THAT FOR TAX YEAR 2000 AND EACH YEAR THEREAFTER, THE RATE FOR INDIVIDUAL INCOME TAX SHALL BE DECREASED; REPEALING SECTION 63-3022N, IDAHO CODE; AMENDING CHAPTER
30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022N, IDAHO CODE, TO PROVIDE FOR THE ELIMINATION FROM THE CALCULATION OF IDAHO TAXABLE INCOME ANY MARRIAGE PENALTY THAT MAY EXIST IN THE BASIC STANDARD DEDUCTION PROVIDED IN THE INTERNAL REVENUE CODE, TO PROVIDE FOR ADJUSTMENTS, TO PROVIDE A DEFINITION OF "THE MARRIAGE PENALTY" AND TO PROVIDE PROCEDURES; AMENDING SECTION 63-3029B, IDAHO CODE, TO INCREASE THE MAXIMUM AMOUNT OF THE ALLOWABLE TAX CREDIT OF THE INVESTMENT TAX CREDIT AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 802
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAX POLICIES; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022O, IDAHO CODE, TO PROVIDE AN INCOME TAX DEDUCTION FOR A TAXPAYER WHO IS A SELF-EMPLOYED INDIVIDUAL TREATED AS AN EMPLOYEE PURSUANT TO SECTION 401(c)(1) OF THE INTERNAL REVENUE CODE, AN AMOUNT EQUAL TO THE AMOUNT PAID BY THE TAXPAYER DURING THE TAXABLE YEAR FOR INSURANCE WHICH CONSTITUTES MEDICAL CARE FOR THE TAXPAYER AND THE SPOUSE AND DEPENDENTS OF THE TAXPAYER WHICH IS NOT OTHERWISE DEDUCTIBLE BY THE TAXPAYER FOR FEDERAL INCOME TAX PURPOSES BECAUSE THE APPLICABLE PERCENTAGE FOR THAT TAXABLE YEAR AS SPECIFIED PURSUANT TO SECTION 162(1) OF THE INTERNAL REVENUE CODE IS LESS THAN ONE HUNDRED PERCENT; AMENDING SECTION 63-3024, IDAHO CODE, TO PROVIDE THAT FOR TAX YEAR 2000 AND EACH YEAR THEREAFTER, THE RATE FOR INDIVIDUAL INCOME TAX SHALL BE DECREASED, TO PROVIDE THAT FOR TAX YEAR 2000 AND EACH YEAR THEREAFTER, THE STATE TAX COMMISSION SHALL PRESCRIBE A FACTOR TO COMPUTE IDAHO TAXABLE INCOME FOR TAX BRACKET PURPOSES SO THAT INFLATION WILL NOT RESULT IN A TAX INCREASE, TO PROVIDE THE FORMULA AND TO PROVIDE DUTIES OF THE STATE TAX COMMISSION; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022N, IDAHO CODE, TO PROVIDE FOR THE ELIMINATION FROM THE CALCULATION OF IDAHO TAXABLE INCOME ANY MARRIAGE PENALTY THAT MAY EXIST IN THE BASIC STANDARD DEDUCTION PROVIDED IN THE INTERNAL REVENUE CODE, TO PROVIDE FOR ADJUSTMENTS, TO PROVIDE A DEFINITION OF "THE MARRIAGE PENALTY" AND TO PROVIDE PROCEDURES; AMENDING SECTION 63-3029B, IDAHO CODE, TO INCREASE THE MAXIMUM AMOUNT OF THE ALLOWABLE TAX CREDIT OF THE INVESTMENT TAX CREDIT AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 803
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO INCOME TAX POLICIES; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022O, IDAHO CODE, TO PROVIDE AN INCOME TAX DEDUCTION FOR A TAXPAYER WHO IS A SELF-EMPLOYED INDIVIDUAL TREATED AS AN EMPLOYEE PURSUANT TO SECTION 401(c)(1) OF THE INTERNAL REVENUE CODE, AN AMOUNT EQUAL TO THE AMOUNT PAID BY THE TAXPAYER DURING THE TAXABLE YEAR FOR INSURANCE WHICH CONSTITUTES MEDICAL CARE FOR THE TAXPAYER AND THE SPOUSE AND DEPENDENTS OF THE TAXPAYER WHICH IS NOT OTHERWISE DEDUCTIBLE BY THE TAXPAYER FOR FEDERAL INCOME TAX PURPOSES BECAUSE THE APPLICABLE PERCENTAGE FOR THAT TAXABLE YEAR AS SPECIFIED PURSUANT TO SECTION 162(1) OF THE INTERNAL REVENUE CODE IS LESS THAN ONE HUNDRED PERCENT; AMENDING SECTION 63-3024, IDAHO CODE, TO PROVIDE THAT FOR TAX YEAR 2000 AND EACH YEAR THEREAFTER, THE RATE FOR INDIVIDUAL INCOME TAX SHALL BE DECREASED, TO PROVIDE THAT FOR TAX YEAR 2000 AND EACH YEAR THEREAFTER, THE STATE TAX COMMISSION SHALL PRESCRIBE A FACTOR TO COMPUTE IDAHO TAXABLE INCOME FOR TAX BRACKET PURPOSES SO THAT INFLATION WILL NOT RESULT IN A TAX INCREASE, TO PROVIDE THE FORMULA AND TO PROVIDE DUTIES OF THE STATE TAX COMMISSION; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022N, IDAHO CODE, TO PROVIDE FOR THE ELIMINATION FROM THE CALCULATION OF IDAHO TAXABLE INCOME ANY MARRIAGE PENALTY THAT MAY EXIST IN THE BASIC STANDARD DEDUCTION PROVIDED IN THE INTERNAL REVENUE CODE, TO PROVIDE FOR ADJUSTMENTS, TO PROVIDE A DEFINITION OF "THE MARRIAGE PENALTY" AND TO PROVIDE PROCEDURES; AMENDING SECTION 63-3029B, IDAHO CODE, TO INCREASE THE MAXIMUM AMOUNT OF THE ALLOWABLE TAX CREDIT OF THE INVESTMENT TAX CREDIT AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 804
BY WAYS AND MEANS COMMITTEE
AN ACT
RELATING TO THE FREE EXERCISE OF RELIGION; AMENDING SECTION 3, AS ADDED BY SENATE BILL NO.
H 800, H 801, H 802, H 803, and H 804 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 returned to the Fifth Order of Business.

Report of Standing Committees

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HR 6, H 800, H 801, H 802, H 803, and H 804.

GOULD, Chairman

HR 6 was referred to the Judiciary, Rules, and Administration Committee.

H 800, H 801, H 802, H 803, and H 804 were filed for second reading.

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

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 800 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 800 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. Mader.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jones(jones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Robison, Sali, Schaefer, Sellman, Smith, Smylie, Stevenson, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 59.


Absent and excused -- Linford, Reynolds, Taylor. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 800 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 801 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 801 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. Mader.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jones(jones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Ridinger, Robison, Sali, Schaefer, Sellman, Smith, Smylie, Stevenson, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 59.


Absent and excused -- Linford, Reynolds, Taylor. Total -- 3.

Total -- 70.
Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 801 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 Pro Tem recognized Mrs. Crow to open debate.

Mr. Chase moved that H 801 be placed on General Orders for consideration. Seconded by Ms. Jaquet.

The question being, "Shall the motion carry?"

Roll call resulted as follows:


Absent and excused -- Bell, Callister, Hansen(29), Linford, Reynolds, Taylor, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared the motion failed.

The question being, "Shall H 801 pass?"

Roll call resulted as follows:


Absent and excused -- Bell, Hansen(29), Linford, Reynolds, Taylor, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 801 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 802 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 802 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. Mader.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jones(ones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Ridinger, Robison, Sali, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 59.


Absent and excused -- Linford, Reynolds, Taylor. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 802 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 Pro Tem recognized Mr. Moyle to open debate.

The question being, "Shall H 802 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barracough, Barrett, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hornbeck, Jones(ones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Ridinger, Robison, Sali, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Tilman, Trail, Wheeler, Zimmermann. Total -- 49.


Absent and excused -- Bell, Linford, Reynolds, Taylor, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 802 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 803 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 803 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. Mader.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cherrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jones(jones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Mckague, Meyer, Montgomery, Mortensen, Moss, Mylly, Pearce, Pischner, Pomroy, Ridinger, Robison, Sal, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 59.


Absent and excused -- Linford, Reynolds, Taylor. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 803 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 Pro Tem recognized Mr. Moyle to open debate.

The question being, "Shall H 803 pass?"

Roll call resulted as follows:


Absent and excused -- Bell, Linford, Reynolds, Taylor, Mr. Speaker. Total -- 5.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 803 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 804 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 804 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. Mader.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Black, Bruneel, Callister, Campbell, Cherrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jones(jones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher, Mader, Mckague, Meyer, Montgomery, Mortensen, Moss, Mylly, Pearce, Pischner, Pomroy, Ridinger, Robison, Sal, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 59.


Absent and excused -- Linford, Reynolds, Taylor. Total -- 3.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 804 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 Pro Tem recognized Mr. Mader and Mr. Stevenson to open debate.

The question being, "Shall H 804 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Bell, Linford, Reynolds, Taylor, Mr. Speaker. Total -- 5.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 804 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

March 30, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration HR 6 and recommend that it do pass.

GOULD, Chairman

HR 6 was filed for second reading.

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

Motions, Memorials, and Resolutions

Mr. Denney moved that all rules of the House interfering with the immediate consideration of HR 6 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 HR 6 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 Ms. Jaquet.

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

Roll call resulted as follows:


Absent and excused -- Bell, Crow, Linford, Reynolds, Taylor, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and HR 6 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 Pro Tem recognized Mr. Sali to open debate.

The question being, "Shall HR 6 be adopted?"

Roll call resulted as follows:


Absent and excused -- Bell, Crow, Linford, Reynolds, Taylor, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared HR 6 adopted.

Mr. Sali asked unanimous consent that the title to HR 6 be corrected as follows:

On line 3, following "GIANCE" delete "AS THE THIRD" and insert "AT THE SECOND".

There being no objection, it was so ordered.

The resolution was filed in the Office of the Chief Clerk.

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

Third Reading of Bills and Joint Resolutions

Mr. Denney 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.

Adjournment

Mr. Denney moved that the House adjourn until 9 a.m., Friday, March 31, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 5:46 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk

EIGHTY-SECOND LEGISLATIVE DAY
FRIDAY, MARCH 31, 2000

House of Representatives

The House convened at 9 a.m., Mr. Bruneel in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.
The Pledge of Allegiance was led by Carl Shell, Assistant Sergeant at Arms.

Approval of Journal

March 31, 2000

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. GOULD, Chairman


At this time, the Speaker took the Chair.

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

March 29, 2000

The Honorable Bruce Newcomb
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 436

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

March 30, 2000

Mr. Speaker:

I transmit herewith enrolled S 1457, S 1486, as amended, and S 1490 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1310, S 1316, as amended, S 1335, S 1337, S 1356, S 1357, S 1358, S 1373, S 1396, S 1402, S 1403, S 1406, as amended, S 1424, S 1427, S 1437, S 1455, as amended, S 1460, S 1474, S 1477, S 1494, as amended, S 1503, S 1510, as amended, S 1516, and S 1578 and, when so signed, ordered them returned to the Senate.

March 30, 2000


At this time, the Speaker took the Chair.

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

March 29, 2000

The Honorable Bruce Newcomb
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 436

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

March 30, 2000

Mr. Speaker:

I transmit herewith enrolled HJM 9, H 490, H 424, as amended, H 466, H 430, H 431, H 434, H 475, H 471, H 423, H 463, H 529, H 543, H 604, as amended in the Senate, H 559, as amended in the Senate, H 535, as amended in the Senate, H 575, as amended in the Senate, H 484, as amended, as amended in the Senate, and H 637, as amended in the Senate, which have been signed by the President.

WOOD, Secretary

Enrolled HJM 9 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 30, 2000

Mr. Speaker:


WOOD, Secretary

Enrolled HJM 6 and HJM 7 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 30, 2000

Mr. Speaker:


WOOD, Secretary

Enrolled HJM 9 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 30, 2000

Mr. Speaker:


WOOD, Secretary

Enrolled HJM 6 and HJM 7 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 30, 2000

Mr. Speaker:


WOOD, Secretary

Enrolled HJM 6 and HJM 7 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

WOOD, Secretary


March 31, 2000

Mr. Speaker:
I return herewith H 804 which has passed the Senate.

WOOD, Secretary

H 804 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 30, 2000

Mr. Speaker:
I return herewith H 726, as amended, as amended in the Senate, and H 719, as amended in the Senate, which have passed the Senate.

WOOD, Secretary

H 726, as amended, as amended in the Senate, and H 719, as amended in the Senate, were ordered held at the Desk.

Mr. Meyer asked unanimous consent that the House concur in the Senate amendments to H 726, as amended, as amended in the Senate. There being no objection, it was so ordered.

H 726, as amended, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

Mr. Kempton asked unanimous consent that the House not concur in the Senate amendments to H 719, as amended in the Senate. There being no objection, it was so ordered and H 719, as amended in the Senate, was filed in the Office of the Chief Clerk.

Report of Standing Committees

March 31, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 795, H 796, H 797, H 798, and H 799.

GOULD, Chairman

H 795, H 796, H 797, H 798, and H 799 were filed for second reading.

March 31, 2000

Mr. Speaker:

GOULD, Chairman

The Speaker announced he was about to sign enrolled HCR 54, H 694, H 628, H 417, as amended, H 505, H 551, H 630, H 486, H 485, as amended, H 516, H 709, H 442, H 573, H 419, as amended, as amended, H 678, H 572, H 632, H 710, H 711, H 712, H 432, H 554, as amended, H 621, H 622, H 623, H 569, H 624, H 520, H 576, H 668, and H 497, as amended in the Senate, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 31, 2000

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration S 1580 and report it back without recommendation.

KEMPTON, Chairman

S 1580 was filed for second reading.

March 31, 2000

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration SJR 107 and S 1576 and recommend that they do pass.

DEAL, Chairman

SJR 107 was ordered held at the Desk.

S 1576 was filed for second reading.
March 31, 2000

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1569 and recommend it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

S 1569 was placed on General Orders for consideration.

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

Second Reading of Bills and Joint Resolutions

S 1573 and S 1572, as amended, as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1411, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

S 1319, as amended, S 1320, as amended, S 1321, S 1518, as amended, S 1519, and S 1517, as amended, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

SCR 164, by Finance Committee, was read the second time by title and filed for third reading.

S 1445, as amended, by Resources and Environment 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.

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 795 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 795 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gaul, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(jones), Kellogg, Kempton, Kendell, Lake, Linford, Mader, Marley, McKague, Moyer, Montgomery, Mottensen, Moss, Moyle, Pearson, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Mr. Speaker. Total -- 60.

NAYS -- None.


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 795 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. Bell to open debate.

The question being, "Shall H 795 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(jones), Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, Moyer, Montgomery, Mottensen, Moss, Moyle, Pearson, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Mr. Speaker. Total -- 62.

NAYS -- Cheirrett. Total -- 1.


Total -- 70.

Whereupon the Speaker declared H 795 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 796 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 796 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gaul, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(jones), Kellogg, Kempton, Kendell, Lake, Linford, Mader, Marley, McKague, Moyer, Montgomery, Mottensen, Moss, Moyle, Pearson, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Mr. Speaker. Total -- 60.

NAYS -- None.


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 796 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.
Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Mr. Speaker. Total -- 60.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, and H 796 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. Pischner to open debate.

The question being, "Shall H 796 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(ones), Kellogg, Kempton, Kendell, Lake, Linford, Mader, Marley, McKague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 59.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared H 796 passed the House.

Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 797 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 797 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 Ms. Jaquet.

The question being, "Shall the motion carry?"

Roll call resulted as follows:

AYES -- Alltus, Barrett, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Goold, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(ones), Kellogg, Kempton, Kendell, Lake, Linford, Mader, Marley, McKague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 60.

NAYS -- None.

Absent and excused -- Callister, Loertscher. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 796 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 797 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 797 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.

At this time, the Speaker recognized Mr. Hansen(23) to open debate.

Mr. Sali moved that H 797 be placed on General Orders for consideration. Seconded by Ms. Jaquet.

The question being, "Shall the motion carry?"

Roll call resulted as follows:


Total -- 70.

Whereupon the Speaker declared the motion failed. At this time Mr. Bruneel took the chair.

The question being, "Shall H 797 pass?"

Roll call resulted as follows:

AYES -- Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Goold, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(ones), Kellogg, Kempton, Kendell, Lake, Linford, Mader, Marley, McKague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 36.

NAYS -- Alltus, Barrett, Bieter, Black, Boe, Chase, Field(20), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Lake, Mader, Marley, McKague, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali,

Absent and excused -- Barraclough, Loertscher, Mr. Speaker.
Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 797 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 798 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 798 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(J), Kellogg, Kempton, Kendall, Lake, Linford, Marley, Mcague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Mr. Speaker. Total -- 60.

NAYS -- None.

Absent and excused -- Barraclough, Campbell, Crow, Gould, Judd, Kunz, Loertscher, Mader, Wheeler, Zimmermann.
Total -- 10.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 798 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 Pro Tem recognized Mrs. Field(20) to open debate.

The question being, "Shall H 798 pass?"

Roll call resulted as follows:


Absent and excused -- Barraclough, Loertscher, Smith, Mr. Speaker.
Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 799 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 799 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 799 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(J), Kellogg, Kempton, Kendall, Lake, Linford, Marley, Mcague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Mr. Speaker. Total -- 60.

NAYS -- None.

Absent and excused -- Barraclough, Campbell, Crow, Gould, Judd, Kunz, Loertscher, Mader, Wheeler, Zimmermann.
Total -- 10.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 799 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 Pro Tem recognized Mrs. Bell to open debate.

The question being, "Shall H 799 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(J), Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Mader, Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearson, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Mr. Speaker. Total -- 60.

NAYS -- None.

Absent and excused -- Barraclough, Campbell, Crow, Gould, Judd, Kunz, Loertscher, Mader, Wheeler, Zimmermann.
Total -- 10.

Total -- 70.

NAYS -- McKague. Total -- 1.
Absent and excused -- Barraclough, Deal, Field(20), Loertscher, Mr. Speaker. Total -- 5.
Total -- 70.

Whereupon the Speaker Pro Tem declared H 799 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1580 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 1580 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 Ms. Jaquet.

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

Roll call resulted as follows:
AYES -- Alltus, Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Chase, Cheirrett, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(jones), Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, M eyer, Montgomery, Mortensen, Moss, Pearce, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 60.


Absent and excused -- Barraclough, Crow, Loertscher, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1580 passed the House. Title was approved and the bill was ordered returned to the Senate.

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

Report of Standing Committees

March 31, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 804.

GOULD, Chairman

The Speaker Pro Tem announced that enrolled H 804, would be signed by the Speaker, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

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

Consideration of Messages from the Governor and the Senate

March 31, 2000

Mr. Speaker:

I return herewith enrolled H 804 which has been signed by the President.

WOOD, Secretary

Enrolled H 804 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 805
BY APPROPRIATIONS COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION FOR PUBLIC SCHOOL SUPPORT FOR FISCAL YEAR 2001; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO
EXPENDITURES FROM STATE SOURCES; APPROPRIATING GENERAL FUND MONEYS FOR TRANSFER TO THE PUBLIC SCHOOL INCOME FUND; APPROPRIATING A TOTAL AMOUNT FROM THE PUBLIC SCHOOL INCOME FUND; PROVIDING FOR AUTHORITY TO ESTABLISH BASE SALARIES FOR INSTRUCTIONAL, ADMINISTRATIVE AND CLASSIFIED STAFF OTHER PROVISIONS OF LAW NOTWITHSTANDING; AND EXPRESSING LEGISLATIVE INTENT WITH REGARD TO DISTRIBUTIONS OR TRANSFERS OF FUNDING.

H 805 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 Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

S 1431 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. Cuddy to open debate.

The question being, "Shall S 1431 pass?"

Roll call resulted as follows:


NAYS -- Schaefer. Total -- 1.

Absent and excused -- Barraclough, Kunz, Loertscher, Stevenson, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1431 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1322 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. Chase to open debate.

The question being, "Shall S 1322 pass?"

Roll call resulted as follows:


Total -- 66.

NAYS -- None.

Absent and excused -- Barraclough, Kunz, Loertscher, Stevenson, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1322 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1334 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. Chase to open debate.

The question being, "Shall S 1334 pass?"

Roll call resulted as follows:


Total -- 66.

NAYS -- None.

Absent and excused -- Barraclough, Kunz, Loertscher, Stevenson, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1334 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1425 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. Hornbeck to open debate.

The question being, "Shall S 1425 pass?"

Roll call resulted as follows:


NAYS -- Clark, Lake. Total -- 2.

Absent and excused -- Barraclough, Loertscher, Stevenson, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1425 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1379, 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 Pro Tem recognized Mr. Smith to open debate.

The question being, "Shall S 1379, as amended, as amended, pass?"

Roll call resulted as follows:

AYES -- Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Clark, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(ones), Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, Meyer, MONTGOMERY, Mortensen, Moss, Moyer, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 63.

NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tem declared S 1379, as amended, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1552 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. Boe to open debate.

The question being, "Shall S 1552 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Chase, Cheirrett, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(ones), Judd, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, Meyer, MONTGOMERY, Mortensen, Moss, Moyer, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Mr. Speaker. Total -- 63.

NAYS -- None.


Total -- 70.

Whereupon the Speaker declared S 1552 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1553 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. Judd to open debate.

The question being, "Shall S 1553 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Cheirrett, Clark, Crow, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones(ones), Judd, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, Meyer, MONTGOMERY, Mortensen, Moss, Moyer, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith,

NAYS -- Chase. Total -- 1.
Total -- 70.

Whereupon the Speaker declared S 1553 passed the House. Title was approved and the bill was ordered returned to the Senate.

SJM 105 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall SJM 105 be adopted?"

Whereupon the Speaker declared SJM 105 adopted by voice vote and ordered the memorial returned to the Senate.

SJM 106 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall SJM 106 be adopted?"

Whereupon the Speaker declared SJM 106 adopted by voice vote and ordered the memorial returned to the Senate.

S 1419, 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. Mader to open debate.

The question being, "Shall S 1419, as amended, pass?"

Whereupon the Speaker declared S 1419, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

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

Report of Standing Committees

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 805.

Gould, Chairman

H 805 was filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 806
BY WAYS AND MEANS COMMITTEE
AN ACT
RELATING TO REPLACEMENT OF LOST VALUE FOR PURPOSES OF TAXATION; AMENDING CHAPTER 17, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-1705A, IDAHO CODE, TO PROVIDE A STATE GUARANTEED SCHOOL SUPPORT REPLACEMENT FOR VALUE LOST THROUGH OPERATION OF ALTERNATIVE FOREST LAND VALUES; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

H 806 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 Seventh Order of Business.

Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 11
BY WAYS AND MEANS COMMITTEE
A JOINT MEMORIAL
TO THE PRESIDENT OF 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 Second Regular Session of the Fifty-fifth Idaho Legislature, do hereby respectfully represent that:
WHEREAS, Congress passed the Ricky Ray Hemophilia Relief Fund Act of 1998; and
WHEREAS, the Ricky Ray Hemophilia Relief Fund Act was passed to provide for compassionate payments to individuals with blood-clotting disorders, such as hemophilia, who contracted the human immunodeficiency virus (HIV) due to contaminated blood products; and
WHEREAS, in its review of the events surrounding the HIV infection of thousands of people with blood-clotting disorders, such as hemophilia, a 1995 study, entitled "HIV and the Blood Supply," of the Institute of Medicine found a failure of leadership and an inadequate institutional decision-making process in the system responsible for ensuring blood safety, concluding that a failure of leadership led to less than effective donor screening, weak regulatory actions and insufficient communication to patients about the risk of AIDS; and
WHEREAS, this legislation, named after a teen-age hemophiliac who died from AIDS, was enacted to provide financial relief to the families of hemophiliacs who were devastated by the federal government's policy failure in its handling of the AIDS epidemic; and
WHEREAS, now that the relief bill has been signed into law by the President, Congress has been reticent to fund it.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that we respectfully request Congress to fully fund the Ricky Ray Hemophilia Relief Fund, enacted into law under the Ricky Ray Hemophilia Relief Fund Act of 1998, in 2000 so that there is no delay between the authorization and timely appropriation of this relief.

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, 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.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 805 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 805 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. Secended by Ms. Jaquet.

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

Roll call resulted as follows:


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 805 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. Field(20) and Mr. Pischner to open debate.

The question being, "Shall H 805 pass?"

Roll call resulted as follows:


Paired Votes:

AYE -- Molye NAY -- Schaefner
AYE -- Mader NAY -- Clark
AYE -- Judd NAY -- Stevenson

(Pairs enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared H 805 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

Third Reading of Bills and Joint Resolutions

Mr. Bruneel asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, April 3, 2000. There being no objection, it was so ordered.

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

Mr. Bruneel moved that the House adjourn until 9 a.m., Monday, April 3, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 3:05 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAM M JUKER, Chief Clerk

EIGHTY-FIFTH LEGISLATIVE DAY
MONDAY, APRIL 3, 2000

House of Representatives

The House convened at 9 a.m., the Speaker in the Chair.

Roll call showed 69 members present.

Absent and excused -- Clark. Total -- 1.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Carl Shell, Assistant Sergeant at Arms.

Approval of Journal

Mr. Speaker:

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

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, by these Presents that Thomas F. Loertscher, State Representative, District 30-B, Bonneville County, State of Idaho, pursuant to the provisions of Section 59-917, Idaho Code, has nominated Reed D. Loertscher, of Iona, Idaho, to perform the duties of this office temporarily as Acting State Representative.

NOW, THEREFORE, I, DIRK A. KEMPTHORNE, Governor of the State of Idaho, by virtue of the authority vested in me by Section 59-917, Idaho Code, do hereby appoint Reed D. Loertscher, Acting State Representative, District 30-B, State of Idaho, for a term commencing on April 3, 2000, and continuing until adjournment.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho.

Done at Boise, the Capital of Idaho, this 31st day of April in the year of our Lord the two thousand and of the Independence of the United States of America, the two hundred and twenty-fourth year.

/s/ DIRK A. KEMPTHORNE
Governor

/s/ PETE T. CENARRUSA
Secretary of State

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

The Speaker announced the oath of office had previously been administered to Mr. Loertscher.
The Honorable Bruce Newcomb  
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:


Very truly yours,

/s/ DIRK A. KEMPTHORNE  
Governor

OFFICE OF THE GOVERNOR  
Boise  
March 31, 2000

The Honorable Bruce Newcomb  
Speaker of the House

Dear Mr. Speaker:

I transmit herewith SJM 111 which has passed the Senate.

WOOD, Secretary

SJM 111 was filed for first reading.

March 31, 2000

Mr. Speaker:

I return herewith HCR 52, HCR 45, H 735, H 677, H 693, H 631, as amended, H 692, as amended, H 629, as amended, H 444, H 660, and H 681 which have passed the Senate.

WOOD, Secretary

HCR 52, HCR 45, H 735, H 677, H 693, H 631, as amended, H 692, as amended, H 629, as amended, H 444, H 660, and H 681 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 31, 2000
H 590, H 393, H 510, H 511, H 608, as amended in the Senate, H 579, as amended in the Senate, and H 508, as amended, as amended in the Senate, to the Governor at 10:55 a.m., as of this date, March 31, 2000.

GOULD, Chairman

March 31, 2000

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 579 to the Governor at 11:35 a.m., as of this date, March 31, 2000.

GOULD, Chairman

April 3, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HJM 9, HJM 6, and HJM 7 to the Secretary of State at 9:51 a.m., as of this date, March 31, 2000.

GOULD, Chairman

April 3, 2000

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

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

March 31, 2000

The Honorable Bruce Newcomb
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 804

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

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

Consideration of General Orders

Mr. Bruneel moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney 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

April 3, 2000

Mr. Speaker:
We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration S 1569 and report it back without recommendation, amended as follows:

HOUSE AMENDMENT TO S 1569

AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 9, delete "advertising," and insert: "advertising;" in line 10, delete "illegal;" and in line 11, following "therein," insert: "or in advertising an illegal lottery."

CORRECTION TO TITLE
On page 1, in line 2, delete "CLARIFY THAT", delete line 3, and insert: "PROVIDE THAT ASSISTING OR AIDING IN ADVERTISING AN ILLEGAL LOTTERY IS A MISDEMEANOR; AND DECLAR-".

DENNEY, Chairman

Mr. Denney moved that the report be adopted. Seconded by Mr. Bruneel.

Whereupon the Speaker declared the report adopted.

S 1569, as amended in the House, was filed for first reading.

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

Motions, Memorials, and Resolutions

SJM 111, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.

Mr. Bruneel 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 Ms. Jaquet.

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

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Black, Clark, Crow, Cuddy, Denney, Hansen(29), Kunz, Mader. Total -- 8.

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 726, as amended, 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. Meyer to open debate.

The question being, "Shall H 726, as amended, as amended in the Senate, pass?"

Roll call resulted as follows:


NAYS -- Marley. Total -- 1.

Absent and excused -- Bruneel, Clark, Hansen(29), Mader. 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 SCR 164 was read the third time at length and placed before the House for final consideration. Seconded by Ms. Jaquet.

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

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Black, Clark, Crow, Cuddy, Denney, Hansen(29), Kunz, Mader. Total -- 8.

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 726, as amended, 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. Meyer to open debate.

The question being, "Shall SCR 164 be adopted?"

Roll call resulted as follows:


NAYS -- Marley. Total -- 1.

Absent and excused -- Bruneel, Clark, Hansen(29), Mader. 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 SCR 164 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall SCR 164 be adopted?"

NAYS -- Barrett. Total -- 1.

Absent and excused -- Bruneel, Clark, Hansen(29). Total -- 3.

Total -- 70.

Whereupon the Speaker declared SCR 164 adopted. Title was approved and the resolution was ordered returned to the Senate.

S 1380, 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. Smith to open debate.

At this time, Mr. Mader took the Chair.

The question being, "Shall S 1380, as amended, pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Barrett, Bell, Black, Boe, Bruneel, Chase, Cherrett, Cuddy, Deal, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroys, Reynolds, Ridinger, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Trail, Zimmermann. Total -- 44.

NAYS -- None.

Absent and excused -- Callister, Clark, Deal, Linford, Wheeler, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1380 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1534 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. Stoicheff to open debate.

The question being, "Shall S 1534 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cherrett, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroys, Reynolds, Ridinger, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood. Total -- 64.

NAYS -- None.

Absent and excused -- Callister, Clark, Deal, Linford, Wheeler, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1534 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1421 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. Stoicheff to open debate.

The question being, "Shall S 1421 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cherrett, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroys, Reynolds, Ridinger, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood. Total -- 59.

NAYS -- None.

Absent and excused -- Callister, Clark, Crow, Deal, Geddes, Hadley, Jones, Linford, Wheeler, Zimmermann, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1421 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1422 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. Field(20) to open debate.

The question being, "Shall S 1422 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chase, Cherrett, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroys, Reynolds, Ridinger, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood. Total -- 45.

NAYS -- None.

Absent and excused -- Callister, Clark, Crow, Deal, Geddes, Hadley, Jones, Linford, Wheeler, Zimmermann, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1422 passed the House. Title was approved and the bill was ordered returned to the Senate.

Absent and excused -- Clark, Crow, Deal, Hadley, Jones, Linford, Wheeler, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1422 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel asked unanimous consent that S 1556 hold its place on the Third Reading Calendar until the sponsor returned. There being no objection, it was so ordered.

S 1312 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. Kellogg and Mr. Gagner to open debate.

The question being, "Shall S 1312 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robinson, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 65.

NAYS -- None.
Absent and excused -- Clark, Hansen(29), Linford, Wheeler, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1312 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Deal asked unanimous consent that SCR 161 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1312 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. Callister to open debate.

The question being, "Shall S 1312 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robinson, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 64.

NAYS -- None.
Absent and excused -- Clark, Gould, Hansen(29), Linford, Wheeler, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1312 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1389 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. Alltus to open debate.

The question being, "Shall S 1389 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kenton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robinson, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 60.

NAYS -- Jaquet, Stoicheff. Total -- 2.
Absent and excused -- Clark, Gould, Hansen(29), Henbest, Linford, Moyle, Wheeler, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1389 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1439 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. Callister to open debate.

The question being, "Shall S 1439 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jones, Judd, Kellogg, Kenton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robinson, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 60.

NAYS -- None.
Absent and excused -- Clark, Gould, Hansen(29), Linford, Wheeler, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1439 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1449, 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. Montgomery to open debate.
The question being, "Shall S 1449, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, PomeroY, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 62.
NAYS -- None.
Absent and excused -- Clark, Crow, Gould, Hansen(29), Kendell, Linford, Wheeler, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1449, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1302 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. Ellsworth to open debate.

The question being, "Shall S 1302 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Clark, Crow, Gould, Hansen(29), Kendell, Linford, Wheeler, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1302 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1515, as amended, as amended, 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 Pro Tem recognized Mr. Kempton to open debate.

The question being, "Shall S 1515, as amended, as amended, pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Mortensen, Moss, Moyle, Pearce, Pischner, PomeroY, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 60.
NAYS -- None.
Absent and excused -- Clark, Crow, Hansen(29), Kendell, Linford, Montgomery, Pomeroy, Schaefer, Wheeler, Mr. Speaker. Total -- 10.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1515, as amended, as amended, as amended, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1529, 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. Deal to open debate.

Mrs. Ellsworth asked unanimous consent that S 1529, as amended, be placed on General Orders for consideration. There being no objection, it was so ordered.

S 1410 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. Ridinger to open debate.

The question being, "Shall S 1410 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, PomeroY, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 61.
NAYS -- Boe, Stoicheff. Total -- 2.
Absent and excused -- Clark, Crow, Montgomery, Moss, Sellman, Wheeler, Mr. Speaker. Total -- 7.
Total -- 70.
Whereupon the Speaker Pro Tem declared S 1410 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel asked unanimous consent that S 1556 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1556 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. Linford to open debate.

The question being, "Shall S 1556 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, Moyer, Mortensen, Mykle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Shepherd, Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 52.

NAYS -- McKague. Total -- 1.

Absent and excused -- Boe, Clark, Cuddy, Deal, Gould, Montgomery, Moss, Sellman, Stevenson, Wheeler, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1556 passed the House. Title was approved and the bill was ordered returned to the Senate.

SJM 109 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Henbest to open debate.

The question being, "Shall SJM 109 be adopted?"

Whereupon the Speaker Pro Tem declared SJM 109 adopted by voice vote. Title was approved and the memorial was ordered returned to the Senate.

S 1509 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. Hansen(23) to open debate.

The question being, "Shall S 1509 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, Moyer, Mortensen, Mykle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Shepherd, Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 59.

NAYS -- None.

Absent and excused -- Boe, Clark, Cuddy, Deal, Gould, Montgomery, Moss, Sellman, Stevenson, Wheeler, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1509 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1530 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. Black to open debate.

The question being, "Shall S 1530 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Moyer, Mortensen, Mykle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Shepherd, Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 59.

NAYS -- None.

Absent and excused -- Boe, Clark, Cuddy, Deal, Gould, Linford, Montgomery, Moss, Sellman, Stevenson, Wheeler, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1530 passed the House. Title was approved and the bill was ordered returned to the Senate.

SCR 163 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Alltus and Mr. Kunz to open debate.

The question being, "Shall SCR 163 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Crow, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, Marley, McKague, Moyer, Mortensen, Mykle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Schaefer, Shepherd, Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 59.


Absent and excused -- Clark, Crow, Deal, Gould, Montgomery, Moss, Sellman, Wheeler, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared SCR 163 passed the House. Title was approved and the bill was ordered returned to the Senate.


Absent and excused -- Clark, Gould, Pischner, Wheeler, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tempore declared SCR 163 adopted and ordered the resolution returned to the Senate.

S 1303 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tempore recognized Mr. Kunz to open debate.

The question being, "Shall S 1303 pass?"

Roll call resulted as follows:


NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tempore declared S 1303 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1417, 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 Tempore recognized Mrs. Barrett to open debate.

The question being, "Shall S 1417, as amended, pass?"

Roll call resulted as follows:


NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tempore declared S 1417, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1452, 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 Tempore recognized Mr. Kempton to open debate.

The question being, "Shall S 1452, as amended, pass?"

Roll call resulted as follows:


NAYS -- None.


Total -- 70.

Whereupon the Speaker Pro Tempore declared S 1452, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1505, 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 Tempore recognized Mr. Kempton to open debate.

The question being, "Shall S 1505, as amended, pass?"

Roll call resulted as follows:

   NAYS -- Bieter, Callister. Total -- 2.
   Absent and excused -- Cheirrett, Clark, Crow, Geddes, Gould, Moss, Schaefer, Smith, Wheeler, Mr. Speaker.
   Total -- 10.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1505, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1542 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. Lake to open debate.

The question being, "Shall S 1542 pass?"

Roll call resulted as follows:
   AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Trail, Wheeler, M. Speaker. Total -- 58.
   Absent and excused -- Clark, Crow, Geddes, Jones, Meyer, Ridinger, Wheeler, Mr. Speaker. Total -- 9.
   Total -- 70.

Whereupon the Speaker Pro Tem declared S 1542 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that S 1472 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

S 1374 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. Hansen(23) to open debate.

The question being, "Shall S 1374 pass?"

Roll call resulted as follows:
   AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Trail, Wheeler, Mr. Speaker. Total -- 61.
   NAYS -- None.
   Absent and excused -- Clark, Crow, Geddes, Jones, Meyer, Ridinger, Wheeler, Mr. Speaker. Total -- 9.
   Total -- 70.

Whereupon the Speaker Pro Tem declared S 1543 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that S 1472 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

S 1374 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. Hansen(23) to open debate.

The question being, "Shall S 1374 pass?"

Roll call resulted as follows:
   AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Trail, Wheeler, Mr. Speaker. Total -- 64.
   NAYS -- None.
   Absent and excused -- Clark, Crow, Jones, Ridinger, Wheeler, Mr. Speaker. Total -- 6.
   Total -- 70.
Whereupon the Speaker Pro Tem declared S 1374 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1525 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. Jaquet to open debate.

The question being, "Shall S 1525 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 61.
NAYS -- Cheirrett. Total -- 1.
Absent and excused -- Clark, Crow, Deal, Geddes, Ridinger, Stevenson, Wheeler, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1525 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1550 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. Moss to open debate.

The question being, "Shall S 1550 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 64.
NAYS -- None.
Absent and excused -- Bruneel, Clark, Crow, Ridinger, Wheeler, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1550 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1318 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. Sali to open debate.

The question being, "Shall S 1318 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 63.
NAYS -- None.
Absent and excused -- Bell, Clark, Crow, Kempton, Ridinger, Wheeler, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1318 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1551 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. Gould to open debate.

The question being, "Shall S 1551 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 65.
NAYS -- None.
Absent and excused -- Bruneel, Clark, Crow, Wheeler, Mr. Speaker. Total -- 5.
Total -- 70.
WHEREUPON the Speaker Pro Tem declared **S 1551** passed the House. Title was approved and the bill was ordered returned to the Senate.

**SJM 107** was read the third time at length and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Field(20) to open debate.

The question being, "Shall **SJM 107** be adopted?"

WHEREUPON the Speaker Pro Tem declared **SJM 107** adopted by voice vote and ordered the memorial returned to the Senate.

**S 1521** 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. Robison to open debate.

The question being, "Shall **S 1521** pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Chase, Cuddy, Deal, Field(13), Gagner, Geddes, Hammond, Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Mader, Marley, Moyer, Montgomery, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Trail, Zimmermann. Total -- 37.

NAYS -- Alltus, Barrett, Callister, Campbell, Cheirrett, Denney, Ellsworth, Field(20), Gould, Hadley, Hansen(23), Hornbeck, Kendell, Kunz, Lake, Loertscher(Loertscher), McKague, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefar, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Traill, Wheeler, Wood, Mr. Speaker. Total -- 29.

Absent and excused -- Bruneel, Clark, Crow, Linford. Total -- 4.

Total -- 70.

WHEREUPON the Speaker Pro Tem declared **S 1521** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1497** 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. Barrett and Mr. Denney to open debate.

At this time, Mr. Alltus took the Chair.

The question being, "Shall **S 1497** pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Boe, Bruneel, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefar, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Traill, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

NAYS -- Bieter, Jaquet, Ringo. Total -- 3.

Absent and excused -- Bruneel, Clark, Crow, Gagner, Jaquet, Jones. Total -- 6.

Total -- 70.

WHEREUPON the Speaker Pro Tem declared **S 1497**, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1407**, 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. Ringo to open debate.

The question being, "Shall **S 1407**, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Boe, Bruneel, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefar, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Traill, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

NAYS -- Campbell. Total -- 1.

Absent and excused -- Black, Callister, Clark, Gagner, Jaquet, Jones. Total -- 6.

Total -- 70.

WHEREUPON the Speaker Pro Tem declared **S 1407**, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1297** 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. Sali to open debate.

The question being, "Shall **S 1297** pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefar, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Traill, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

NAYS -- Bieter, Jaquet, Ringo. Total -- 3.

Absent and excused -- Bruneel, Clark, Crow, Gagner, Jaquet, Jones. Total -- 6.

Total -- 70.

NAYS -- Cuddy, Marley, Wheeler. Total -- 3.

Absent and excused -- Clark, Hansen(29), Jones, Kellogg, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1297 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1298, 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. Field(13) to open debate.

The question being, "Shall S 1298, as amended, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Clark, Crow, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1298, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1306 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. Moss to open debate.

The question being, "Shall S 1306 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Brueneel, Callister, Campbell, Chase, Chirrett, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Clark, Crow, Deal, Mader. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1306 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1393 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. Callister to open debate.

The question being, "Shall S 1393 pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Brueneel, Callister, Campbell, Chase, Chirrett, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Clark, Crow, Deal, Mader. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1393 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1465 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. Callister to open debate.

The question being, "Shall S 1465 pass?"

Roll call resulted as follows:


NAYS -- Smith. Total -- 1.

Absent and excused -- Clark, Crow, Deal, Linford, Mader, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1465 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1345, 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. Meyer to open debate.

The question being, "Shall S 1345, as amended, pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Chase, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hansen(23), Hansen(29), Henbest, Jaquet, Jones, Judd, Kellogg, Kempton, Lake, Linford, Marley, Meyer, Montgomery, Molye, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sellman, Shepherd, Smith, Smylie, Stoicheff, Stone, Trail. Total -- 42.


Absent and excused -- Clark, Crow, Mader. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1345, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1472 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. Alltus to open debate.

The question being, "Shall S 1345 be adopted?"

Whereupon the Speaker Pro Tem declared S 1345 adopted by voice vote and ordered the memorial returned to the Senate.

SJM 108 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Henbest to open debate.

The question being, "Shall SJM 108 be adopted?"

Whereupon the Speaker Pro Tem declared SJM 108 adopted by voice vote and ordered the resolution returned to the Senate.

S 1444, 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. Reynolds and Ms. Henbest to open debate.

The question being, "Shall S 1444, as amended, pass?"

Roll call resulted as follows:


Absent and excused -- Clark, Crow, Mader. Total -- 5.

Total -- 70.
Whereupon the Speaker Pro Tem declared **S 1444**, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1408**, 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. Cuddy to open debate.

The question being, "Shall **S 1408**, as amended, pass?"

Roll call resulted as follows:

**AYES** -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Moss, Moyle, Pearce, Pichner, Pomeroys, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 64.

**NAYS** -- None.

Absent and excused -- Clark, Ellsworth, Lentford, Mortensen, Wheeler, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1408**, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1573** 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. Lake to open debate.

The question being, "Shall **S 1573** pass?"

Roll call resulted as follows:


**NAYS** -- Bieter, Chase, Stoicheff. Total -- 3.

Absent and excused -- Clark, Jones. Total -- 2.

Total -- 38.

Whereupon the Speaker Pro Tem declared **S 1573** passed the House. Title was approved and the bill was ordered returned to the Senate.

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

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

April 3, 2000

The Honorable Bruce Newcomb
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 530**

Very truly yours,

/s/ (DIRK A. KEMP THORNE)

Governor
WHEREAS, the process for removing gray wolves (Canis lupus) from the list of endangered species (delisting) under the Endangered Species Act, 16 U.S.C. 1531 et seq., requires that a state have in place an adequate regulatory mechanism to ensure that gray wolves will not again become threatened or endangered; and

WHEREAS, the regulatory mechanism developed by the state must contain a management plan which will be used by the state when the U.S. Fish and Wildlife Service decides to delist gray wolves; and

WHEREAS, the management plan must be approved by the U.S. Fish and Wildlife Service; and

WHEREAS, the management plan must provide appropriate guidance to Idaho officials to assure that this large, aggressive predator will not again be petitioned to be listed as threatened or endangered under the Endangered Species Act; and

WHEREAS, it is critical to the state that the management plan also provide maximum protection for other important interests, such as game populations, domestic livestock, and private property interests; and

WHEREAS, successful management of gray wolves after they are delisted will require an exceptional degree of cooperation and coordination among the states of Idaho, Montana and Wyoming; and

WHEREAS, the Idaho Wolf Oversight Committee has worked for countless hours to bring a gray wolf management plan to the Idaho Legislature for consideration.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislature acknowledges receipt of the draft Idaho Wolf Conservation and Management Plan dated April 2000 and expresses appreciation for the work of the Idaho Wolf Oversight Committee. The Legislature neither accepts nor rejects the contents of the plan, but recognizes the importance of delisting and the necessity of a plan for that process. Therefore, we recommend that the plan be submitted to the public for examination, criticism and comments and returned to the Idaho Wolf Oversight Committee for final review and submission to the First Regular Session of the Fifty-sixth Idaho Legislature.

HCR 58 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.
HOUSE BILL NO. 809
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM FOR FISCAL YEAR 2001; AND AUTHORIZING ONE ADDITIONAL FULL-TIME EQUIVALENT POSITION.

HOUSE BILL NO. 810
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2001; AND AUTHORIZING ONE ADDITIONAL FULL-TIME EQUIVALENT POSITION.

HOUSE BILL NO. 811
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING MONEYS TO THE OFFICE OF THE GOVERNOR FOR THE OFFICE OF SPECIES CONSERVATION FOR THE PERIOD MAY 1, 2000, THROUGH JUNE 30, 2001; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 812
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF FISH AND GAME FOR FISCAL YEAR 2001; AUTHORIZING A FULL-TIME POSITION; AND PROVIDING DUTIES OF THE STATE CONTROLLER REGARDING THE WINTER FEEDING AND HABITAT IMPROVEMENT PROGRAM.

HOUSE BILL NO. 813
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY FOR ATTORNEY GENERAL FEES FOR FISCAL YEAR 2001; APPROPRIATING ADDITIONAL MONEYS TO THE STATE CONTROLLER FOR FISCAL YEAR 2001; AND PROVIDING ONE ADDITIONAL FULL-TIME EQUIVALENT POSITION.

HOUSE BILL NO. 814
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE STATE CONTROLLER FOR FISCAL YEAR 2001; AND PROVIDING ONE ADDITIONAL FULL-TIME EQUIVALENT POSITION.

HOUSE BILL NO. 815
BY WAYS AND MEANS COMMITTEE
AN ACT
RELATING TO THE SALE OR TRANSFER OF ELECTRIC UTILITIES; PROVIDING LEGISLATIVE INTENT; AMENDING SECTION 61-328, IDAHO CODE, TO REQUIRE A FINDING THAT THE TRANSACTION SHALL BE CONSISTENT WITH THE PUBLIC INTEREST, TO REQUIRE INCLUSION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES CONDITIONS REGARDING WATER RIGHTS AND TO PROVIDE THAT THE APPLICANT SHALL BEAR THE BURDEN OF SHOWING THAT THE TRANSFER REQUIREMENTS HAVE BEEN SATISFIED; AMENDING SECTION 42-1701, IDAHO CODE, TO PROVIDE THAT ANY AUTHORIZATION OR ORDER OF THE IDAHO PUBLIC UTILITIES COMMISSION, UNDER THE PROVISIONS OF THE PUBLIC UTILITIES LAW, APPROVING THE SALE, ASSIGNMENT OR TRANSFER OF WATER RIGHTS USED IN THE GENERATION OF ELECTRIC POWER SHALL BE ISSUED ONLY UPON CONDITIONS REQUIRED BY THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES AS NECESSARY TO PREVENT A CHANGE IN THE USE OF WATER UNDER THE RIGHTS HELD FOR HYDROPOWER PURPOSES THAT WOULD CAUSE AN INJURY TO ANY WATER RIGHTS EXISTING ON THE DATE OF THE SALE, ASSIGNMENT OR TRANSFER, THAT ANY SUCH CONDITIONS SHALL ENSURE THAT THE PUBLIC INTEREST, AS IT PERTAINS TO THE USE OF WATER UNDER THE HYDROPOWER WATER RIGHTS, WILL NOT BE ADVERSELY AFFECTED, TO PROVIDE CONDITIONS, TO PROVIDE THE EFFECT OF A CERTAIN AGREEMENT AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.
H 807, H 808, H 809, H 810, H 811, H 812, H 813, H 814, and H 815 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 Twelfth Order of Business.

Consideration of General Orders

Mr. Bruneel moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Denney 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

April 3, 2000

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration S 1529, as amended, and report it back without recommendation, amended as follows:

HOUSE AMENDMENT TO S 1529, as amended

AMENDMENT TO SECTION 1

On page 1 of the engrossed bill, delete lines 35 through 41 and insert: "shall be paid from sources set by the legislature.".

AMENDMENT TO SECTION 2

On page 2, delete lines 8 through 14 and insert: "increased on July 1, 2000, by three and one-half percent (3 1/2%).".

AMENDMENT TO SECTION 3

On page 2, delete lines 40 through 45 and insert: "one-half percent (3 1/2%). Industrial com-".

CORRECTION TO TITLE

On page 1, delete lines 5 through 25 and insert: "JULY 1, 2000: AMENDING SECTION 63-102, IDAHO CODE, TO PROVIDE A THREE AND ONE-HALF PERCENT SALARY INCREASE ON JULY 1, 2000; AND AMENDING SECTION 72-503, IDAHO CODE, TO PROVIDE A THREE AND ONE-HALF PERCENT SALARY INCREASE ON JULY 1, 2000.".

DENNEY, Chairman

Mr. Denney moved that the report be adopted. Seconded by Mr. Bruneel.

Whereupon the Speaker declared the report adopted.

S 1529, as amended, as amended in the House, was filed for first reading.

The amendments were referred to the Judiciary, Rules, and Administration Committee for printing.

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

Report of Standing Committees

April 3, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 58 and H 815.

GOULD, Chairman

HCR 58 and H 815 were filed for second reading.

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

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of HCR 58 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 58 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Myole, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

NAYS -- None.

Absent and excused -- Clark, Crow, Geddes, Hansen(23), Judd, Taylor, Trail. 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 58 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. Linford to open debate.

The question being, "Shall HCR 58 be adopted?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Clark, Cuddy, Hansen(23), Taylor, Trail. Total -- 5.

Total -- 70.

Whereupon the Speaker declared HCR 58 adopted. Title was approved and the resolution was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 815 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 815 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Gould, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 63.

NAYS -- None.

Absent and excused -- Clark, Cuddy, Hansen(23), Taylor, Trail. Total -- 7.

Total -- 70.

Whereupon the Speaker declared H 815 adopted. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel asked unanimous consent, pursuant to Rule 46, that H 815 be corrected as follows:

Page 3, line 7, delete "are". There being no objection, it was so ordered.

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

Third Reading of Bills and Joint Resolutions

Mr. Bruneel 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.

Adjournment

Mr. Bruneel moved that the House adjourn until 9 a.m., Tuesday, April 4, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 5:14 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk
EIGHTY-SIXTH LEGISLATIVE DAY
TUESDAY, APRIL 4, 2000

House of Representatives

The House convened at 9 a.m., Mr. Bruneel in the Chair.

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

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was lead by Carl Shell, Assistant Sergeant at Arms.

 Approval of Journal

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

Mr. Speaker:
I transmit herewith S 1581 and S 1582 which have passed the Senate.

WOOD, Secretary

S 1581 and S 1582 were filed for first reading.

Mr. Speaker:

WOOD, Secretary


Mr. Speaker:
I return herewith H 427 which has failed the Senate.

WOOD, Secretary

H 427 was filed in the Office of the Chief Clerk.

Report of Standing Committees

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed H 807, H 808, H 809, H 810, H 811, H 812, H 813, H 814, and House Amendments to S 1569 and S 1529, as amended.

GOULD, Chairman

H 807, H 808, H 809, H 810, H 811, H 812, H 813, and H 814 were filed for second reading.

SJR 107 held at the Desk March 31, 2000, was filed for second reading.

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 52, HCR 45, H 735, H 677, H 693, H 631, as amended, H 692, as amended, H 629, as amended, H 444, H 660, H 681, and H 726, as amended, as amended in the Senate.

GOULD, Chairman

The Speaker Pro Tem announced that enrolled HCR 52, HCR 45, H 735, H 677, H 693, H 631, as amended, H 692, as amended, H 629, as amended, H 444, H 660, H 681, and H 726, as amended, as amended in the Senate, would be signed by the Speaker, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

Mr. Speaker:

GOULD, Chairman

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 54 to the Secretary of State at 4:55 p.m., as of this date, April 3, 2000.

GOULD, Chairman
Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1524, as amended, and recommend that it do pass.

GOULD, Chairman

S 1524, as amended, was filed for second reading.

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

Introduction, First Reading, and Reference of Bills and Joint Resolutions

S 1569, as amended in the House, and S 1529, as amended, as amended in the House, by State Affairs Committee, were introduced, read the first time by title, and filed for second reading.

S 1581 and S 1582, 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.

Second Reading of Bills and Joint Resolutions

SJM 111, by State 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.

Motions, Memorials, and Resolutions

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 807 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 807 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. Chase.

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

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cheirrett, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Loertscher(Loertscher), Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Taylor, Trail, Zimmermann. Total -- 55.

NAYS -- Hornbeck. Total -- 1.

Absent and excused -- Clark, Crow, Cuddy, Ellsworth, Hansen(29), Jones, Linford, Mader, Reynolds, Ridinger, Taylor, Tilman, Wheeler, Mr. Speaker. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, and H 807 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 Pro Tem recognized Mr. Marley to open debate.

The question being, "Shall H 807 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cheirrett, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hammond, Hansen(23), Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Loertscher(Loertscher), Marley, Meyer, Montgomery, Mortensen, Moss, Moyle, Pischner, Pomeroy, Ridinger, Ringo, Robison, Sali, Sellman, Shepherd, Smith, Smylie, Stevenson, Stone, Taylor, Trail, Zimmermann. Total -- 50.


Absent and excused -- Clark, Crow, Cuddy, Gagner, Hansen(29), Jones, Linford, Mader, Reynolds, Wheeler, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 807 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

Third Reading of Bills and Joint Resolutions

Mr. Deal asked unanimous consent that SCR 161 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

Mr. Ridinger asked unanimous consent that S 1499 be returned to the Transportation and Defense Committee. There being no objection, it was so ordered.

S 1572, 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 Pro Tem recognized Mr. Alltus to open debate.
The question being, "Shall S 1572, as amended, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deak, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kempton, Kunz, Lake, Loertscher(Loertscher), Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 62.


Absent and excused -- Clark, Hansen(29), Linford, Mader, Wheeler, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1572, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1319, 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. Pearce to open debate.

The question being, "Shall S 1319, as amended, pass?"

Roll call resulted as follows:


NAYS -- Ringo. Total -- 1.

Absent and excused -- Black, Clark, Deal, Ellsworth, Henbest, Marley, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1319, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1320, 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. Hansen(23) to open debate.

The question being, "Shall S 1320, as amended, pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Black, Clark, Deal, Ellsworth, Henbest, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1320, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1321 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. Judd to open debate.

The question being, "Shall S 1321 pass?"

Roll call resulted as follows:


NAYS -- None.

Absent and excused -- Black, Clark, Deal, Ellsworth, Henbest, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1321 passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1518, 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. Hansen(23) to open debate.

The question being, "Shall S 1518, as amended, pass?"
Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempston, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Piscner, PomeroY, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann.
Total -- 67.

NAYS -- None.

Absent and excused -- Clark, Henbest, Mr. Speaker.
Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1518, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1519 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. Black to open debate.

The question being, "Shall S 1519 pass?"

Roll call resulted as follows:


NAYS -- Cheirrett, Denney, Jones, Robison. Total -- 4.

Absent and excused -- Clark, Henbest, Hornbeck, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1519, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1445, 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. Stoicheff to open debate.

The question being, "Shall S 1445, as amended, pass?"

Roll call resulted as follows:

AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempston, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Piscner, PomeroY, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 64.

NAYS -- Moss, Smith. Total -- 2.

Absent and excused -- Clark, Henbest, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1445, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1576 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. Stone to open debate.

The question being, "Shall S 1576 pass?"
Roll call resulted as follows:


**NAYS** -- Hornbeck. Total -- 1.

Absent and excused -- Clark, Deal, Henbest, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1576** passed the House. Title was approved and the bill was ordered returned to the Senate.

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

**Motions, Memorials, and Resolutions**

Mr. Denney moved that all rules of the House interfering with the immediate consideration of **SJM 111** 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 **SJM 111** 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 Ms. Jaquet.

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

Roll call resulted as follows:


**NAYS** -- Hornbeck. Total -- 1.

Absent and excused -- Clark, Deal, Henbest, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1576** passed 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 1576** 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 Ms. Jaquet.

The question being, "Shall the rules be suspended?"
Absent and excused -- Clark, Crow, Gould, Hansen(23), Henbest, Sellman, Smith, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1529, as amended, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1569, as amended in the House, be suspended: that the portions of Article 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 1569, 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 Ms. Jaquet.

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

Roll call resulted as follows:
NAYS -- Hornbeck. Total -- 1.
Absent and excused -- Clark, Deal, Henbest, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1569, 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 Pro Tem recognized Mr. Moss to open debate.

The question being, "Shall S 1569, as amended in the House, pass?"

Roll call resulted as follows:
NAYS -- Hornbeck. Total -- 1.
Absent and excused -- Clark, Deal, Henbest, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 808 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 Pro Tem recognized Mrs. Field(20) to open debate.

At this time the Speaker took the Chair.

The question being, "Shall H 808 pass?"

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Clark, Crow, Hansen(23), Henbest, Sellman, Wood, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared S 1569, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 808 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 808 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 Ms. Jaquet.

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

Roll call resulted as follows:
NAYS -- None.
Absent and excused -- Clark, Deal, Henbest, Mr. Speaker. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 808 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 Pro Tem recognized Mrs. Field(20) to open debate.

At this time the Speaker took the Chair.

The question being, "Shall H 808 pass?"

NAY S -- Alltus, Gagner, Pearce, Sali, Schaefer. Total -- 5.

Absent and excused -- Bruneel, Clark, Hansen(23), Henbest, Kunz. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 808 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 809 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 809 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 M.s. Jaquet.

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

Roll call resulted as follows:


NAY S -- Hornbeck. Total -- 1.

Absent and excused -- Clark, Deal, Henbest, M.r. Speaker. 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 809 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 M.r. Pomeroy to open debate.

The question being, "Shall H 809 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Callister, Campbell, Chase, Cherrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Linford, Mader, M.arley, M.eyer, M.ontgomery, M.ortensen, Moss, M.oyle, Pischner, Pomeroy, Reynolds, Ringo, Robison, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wheeler, Zimmermann, M.r. Speaker. Total -- 56.


Absent and excused -- Bruneel, Clark, Henbest, Kunz, Lake. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 809 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 810 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 810 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 M.s. Jaquet.

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

Roll call resulted as follows:


NAY S -- Hornbeck. Total -- 1.

Absent and excused -- Clark, Deal, Henbest, M.r. Speaker. 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 810 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 M.r. Geddes to open debate.

The question being, "Shall H 810 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Callister, Chase, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Jaquet, Jones, Judd, Kellogg, Kempton, Kunz,


Absent and excused -- Bruneel, Clark, Hansen(23), Henbest, Moss. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 810 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 811 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 811 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 Ms. Jaquet.

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

Roll call resulted as follows:


NAYS -- Hornbeck. Total -- 1.

Absent and excused -- Clark, Deal, Henbest, Mr. Speaker. 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 811 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. Wood to open debate.

The question being, "Shall H 811 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Barrett, Bell, Black, Bruneel, Callister, Campbell, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hansen(23), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Mader, McKague, Meyer, Montgomery, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Sali, Schaefer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Traill, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 53.

NAYS -- Alltus, Bieter, Boe, Chase, Hadley, Hansen(29), Loertscher(Loertscher), Marley, Mortensen, Ringo, Robison, Tilman. Total -- 12.

Absent and excused -- Clark, Gagner, Hammond, Henbest, Moss. Total -- 5.

Total -- 70.

Whereupon the Speaker declared H 811 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 812 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 812 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 Ms. Jaquet.

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

Roll call resulted as follows:


NAYS -- Hornbeck. Total -- 1.

Absent and excused -- Alltus, Barrett, Callister, Chester, Hammond, Hornbeck, Kendell, Loertscher(Loertscher), Pearce, Ridinger, Sali, Wood. Total -- 70.

Whereupon the Speaker declared H 812 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
Deal, Denney, Ellsworth, Field(13), Geddes, Gould, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Lake, Linford, Mader, Marley, Moyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroys, Reynolds, Rigdon, Roobin, Schaefar, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoichieff, Stone, Trail, Wheeler, Zimmermann, Mr. Speaker. Total -- 54.


Absent and excused -- Clark, Field(20), Hammond, Henbest, Moss, Wood. Total -- 6.

Total -- 70.

Whereupon the Speaker declared H 812 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 813 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 813 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cherrrett, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, Mackague, Moyer, Montgomery, Mortensen, Moyle, Moyle, Pearce, Pischner, Pomeroys, Rigdon, Roobin, Sali, Schaefar, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoichieff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 65.

NAYS -- Hornbeck. Total -- 1.

Absent and excused -- Clark, Deal, Henbest, Mr. Speaker. 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 813 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. Geddes to open debate.

The question being, "Shall H 813 pass?"

Roll call resulted as follows:

AYES -- Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cherrrett, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, Mackague, Moyer, Montgomery, Mortensen, Moyle, Moyle, Pearce, Pischner, Pomeroys, Rigdon, Roobin, Sali, Schaefar, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoichieff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 61.


Total -- 70.

Whereupon the Speaker declared H 813 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that all rules of the House interfering with the immediate consideration of H 814 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 814 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 M. S. Jaquet.

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

Roll call resulted as follows:

AYES -- Alltus, Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Brunee, Callister, Campbell, Chase, Cherrrett, Crow, Cuddy, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, Mackague, Moyer, Montgomery, Mortensen, Moyle, Moyle, Pearce, Pischner, Pomeroys, Rigdon, Roobin, Sali, Schaefar, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoichieff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann. Total -- 65.

NAYS -- Hornbeck. Total -- 1.

Absent and excused -- Clark, Deal, Henbest, Mr. Speaker. 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 814 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. Pischner to open debate.

The question being, "Shall H 814 pass?"
Roll call resulted as follows:
AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Chase, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hansen(23), Hansen(29), Jaquet, Jones, Judd, Kellogg, Kempton, Linford, Mader, Marley, Moyer, Pischner, Pomeroy, Reynolds, Ringo, Robison, Sellman, Shepherd, Smylie, Stoicheff, Stone. Total -- 35.


Total -- 70.

Whereupon the Speaker declared H 814 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

Report of Standing Committees

April 4, 2000

Mr. Speaker:


GOULD, Chairman

The Speaker announced he was about to sign enrolled H 805, H 606, H 625, as amended, H 664, H 654, as amended, H 653, H 647, as amended, H 648, as amended, H 696, H 651, H 627, H 675, as amended, H 652, H 743, H 751, H 753, H 754, H 755, H 544, H 461, H 655, and H 722, 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 Seventh Order of Business.

Motions, Memorials, and Resolutions

Mr. Denney moved that all rules of the House interfering with the immediate consideration of S 1581 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 1581 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 M.s. Jaquet.

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

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Clark, Cuddy, Henbest, Trail. 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 S 1581 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. Pomeroy to open debate.

The question being, "Shall S 1581 pass?"

Roll call resulted as follows:
AYES -- Alltus, Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Cheirrett, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Moyer, Montgomery, Mortensen, Moss, Myle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 49.

NAYS -- Barrett, Callister, Chase, Cuddy, Denney, Ellsworth, Gagner, Jud, Loertscher(Loertscher), Mader, Marley, McKague, Mortensen, Pearce, Smith, Stone, Taylor. Total -- 17.


Total -- 70.

Whereupon the Speaker declared that S 1581 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Deal asked unanimous consent that SCR 161 be returned to the State Affairs Committee. There being no objection, it was so ordered.

Mr. Bruneel moved that the House recess until 1 p.m. Seconded by M.s. Jaquet. Motion carried.
Whereupon the Speaker declared the House at recess until 1 p.m.

RECESS

Afternoon Session

The House reconvened at 1 p.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused -- Alltus, Clark.  Total -- 2.

Total -- 70.

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

Motions, Memorials, and Resolutions

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

Consideration of Messages from the Governor and the Senate

April 4, 2000

Mr. Speaker:

I transmit herewith enrolled S 1315, as amended, as amended in the House, S 1322, S 1334, S 1355, as amended in the House, S 1379, as amended, as amended, S 1397, as amended in the House, S 1419, as amended, S 1425, S 1431, S 1478, as amended, as amended in the House, S 1552, S 1553, S 1580, SJ M 105, and SJ M 106 for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled S 1315, as amended, as amended in the House, S 1322, S 1334, S 1355, as amended in the House, S 1379, as amended, as amended, S 1397, as amended in the House, S 1419, as amended, S 1425, S 1431, S 1478, as amended, as amended in the House, S 1552, S 1553, S 1580, SJ M 105, and SJ M 106 and, when so signed, ordered them returned to the Senate.

April 4, 2000

Mr. Speaker:


WOOD, Secretary

Enrolled HCR 55 and HCR 56 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

April 4, 2000

Mr. Speaker:

I return herewith enrolled H 691, H 690, H 688, H 504, as amended, H 758, H 759, H 561, H 750, H 390, H 404, as amended, H 763, H 764, H 766, H 626, as amended, H 769, H 770, H 771, H 772, H 773, and H 458, as amended, which have passed the Senate.

WOOD, Secretary

Enrolled H 691, H 690, H 688, H 504, as amended, H 758, H 759, H 561, H 750, H 390, H 404, as amended, H 763, H 764, H 766, H 626, as amended, H 769, H 770, H 771, H 772, H 773, and H 458, as amended, were referred to the Judiciary, Rules, and Administration Committee for enrolling.

April 4, 2000

Mr. Speaker:

I return herewith H 802, as amended in the Senate, which has passed the Senate.

WOOD, Secretary

H 802 was ordered held at the Desk.

Mrs. Crow asked unanimous consent that the House concur in the Senate amendments to H 802, as amended in the Senate. There being no objection, it was so ordered.

H 802, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

Report of Standing Committees

April 4, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 691, H 690, H 688, H 504, as amended, H 758, H 759, H 561, H 750, H 390, H 404, as amended, H 763, H 764, H 766, H 626, as amended, H 769, H 770, H 771, H 772, H 773, and H 458, as amended.

GOULD, Chairman

The Speaker announced he was about to sign enrolled H 691, H 690, H 688, H 504, as amended, H 758, H 759, H 561, H 750, H 390, H 404, as amended, H 763, H 764, H 766, H 626, as amended, H 769, H 770, H 771, H 772, H 773, and H 458, as amended, and, when so signed, ordered them transmitted to the Senate for the signature of the President.
Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 802, as amended in the Senate.

GOULD, Chairman

H 802, 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.

First Reading of Engrossed Bills

H 802, as amended in the Senate, by Revenue and Taxation 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.

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 802, 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 802, 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, M ontgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomery, Reynolds, Ringer, Ringo, Robison, Sali, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Tra il, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Alltus, Clark. Total -- 2.

Motions, Memorials, and Resolutions

At this time, the Speaker recognized Mrs. Crow to open debate.

The question being, "Shall H 802, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Callister, Campbell, Chase, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Gagner, Geddes, Gould, Hadley, Hammond, Hansen(23), Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Lake, Linford, Loertscher(Loertscher), Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moss, Moyle, Pearce, Pischner, Pomery, Reynolds, Ringer, Ringo, Robison, Sali, Schafer, Sellman, Shepherd, Smith, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wheeler, Wood, Zimmermann, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Alltus, Clark. Total -- 2.

Total -- 70.

Whereupon the Speaker declared H 802, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

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

Adjournment

Mr. Bruneel moved that the House adjourn until 9 a.m., Wednesday, April 5, 2000. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:50 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAM M JUKER, Chief Clerk

EIGHTY-SEVENTH LEGISLATIVE DAY
WEDNESDAY, APRIL 5, 2000

House of Representatives

The House convened at 9 a.m., the Speaker in the Chair.

Roll call showed 59 members present.

Absent and excused -- Alltus, Callister, Chase, Clark, Gagner, Hansen(23), Lake, Loertscher(Loertscher), Moss, Smith, Wheeler. Total -- 11.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.
The Pledge of Allegiance was led by Carl Shell, Assistant Sergeant at Arms.

Approval of Journal

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.

GOULD, Chairman


Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

April 3, 2000

The Honorable Bruce Newcomb
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:


Very truly yours,
/s/ DIRK A. KEMPThORNE
Governor

OFFICE OF THE GOVERNOR
Boise

April 4, 2000

The Honorable Bruce Newcomb
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 506, as amended in the Senate

Very truly yours,
/s/ DIRK A. KEMPThORNE
Governor

Mr. Speaker:

WOOD, Secretary

Mr. Speaker:
I return herewith enrolled HCR 52, HCR 45, H 735, H 677, H 693, H 631, as amended, H 692, as amended, H 629, as amended, H 444, H 660, H 681, and H 726, as amended, as amended in the Senate, which have been signed by the President.

WOOD, Secretary

Mr. Speaker:
Enrolled H 735, H 677, H 693, H 631, as amended, H 692, as amended, H 629, as amended, H 444, H 660, H 681, and H 726, as amended, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled HCR 52 and HCR 45 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.
April 5, 2000

Mr. Speaker:

I transmit herewith S 1584 which has passed the Senate.

WOOD, Secretary

S 1584 was filed for first reading.

April 4, 2000

Mr. Speaker:


WOOD, Secretary


April 4, 2000

Mr. Speaker:

I return herewith H 591, as amended, as amended in the Senate, and H 650, as amended, as amended in the Senate, which have passed the Senate.

WOOD, Secretary

H 591, as amended, as amended in the Senate, and H 650, as amended, as amended in the Senate, were ordered held at the Desk.

Mr. Schaefer asked unanimous consent that the House concur in the Senate amendments to H 591, as amended, as amended in the Senate. There being no objection, it was so ordered.

Mr. Meyer asked unanimous consent that the House concur in the Senate amendments to H 650, as amended, as amended in the Senate. There being no objection, it was so ordered.

H 591, as amended, as amended in the Senate, and H 650, as amended, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

Report of Standing Committees

April 5, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 802, as amended in the Senate.

GOULD, Chairman

The Speaker announced he was about to sign enrolled H 802, as amended in the Senate, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

April 5, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 400, H 689, H 611, H 542, H 774, H 757, H 768, H 643, H 744, H 700, as amended, H 776, H 778, H 777, H 779, H 781, H 782, H 783, H 784, H 785, H 787, H 788, H 789, H 786, H 780, H 547, as amended, H 586, H 617, H 612, H 531, H 562, H 493, and H 518.

GOULD, Chairman

The Speaker announced he was about to sign enrolled H 400, H 689, H 611, H 542, H 774, H 757, H 768, H 643, H 744, H 700, as amended, H 776, H 778, H 777, H 779, H 781, H 782, H 783, H 784, H 785, H 787, H 788, H 789, H 786, H 780, H 547, as amended, H 586, H 617, H 612, H 531, H 562, H 493, and H 518, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 5, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 400, H 689, H 611, H 542, H 774, H 757, H 768, H 643, H 744, H 700, as amended, H 776, H 778, H 777, H 779, H 781, H 782, H 783, H 784, H 785, H 787, H 788, H 789, H 786, H 780, H 547, as amended, H 586, H 617, H 612, H 531, H 562, H 493, and H 518.

GOULD, Chairman

H 591, as amended, as amended in the Senate, and H 650, as amended, as amended in the Senate, were filed for first reading of engrossed bills.

April 5, 2000

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 55 and HCR 56 to the Secretary of State at 3 p.m., as of this date, April 4, 2000.

GOULD, Chairman

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 55 and HCR 56 to the Secretary of State at 3 p.m., as of this date, April 4, 2000.

GOULD, Chairman

There being no objection, the House advanced to the Eighth Order of Business.
Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 816
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FAMILY AND COMMUNITY SERVICES FOR MENTAL HEALTH SERVICES FOR FISCAL YEAR 2001.

HOUSE BILL NO. 817
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE PUBLIC UTILITIES COMMISSION FOR COMMISSIONER SALARIES FOR FISCAL YEAR 2001; APPROPRIATING ADDITIONAL MONEYS TO THE STATE TAX COMMISSION FOR COMMISSIONER SALARIES FOR FISCAL YEAR 2001; AND APPROPRIATING ADDITIONAL MONEYS TO THE INDUSTRIAL COMMISSION FOR COMMISSIONER SALARIES FOR FISCAL YEAR 2001.

HOUSE BILL NO. 818
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING AND TRANSFERRING GENERAL FUNDS TO THE SCHOOL SAFETY AND HEALTH REVOLVING LOAN FUND; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 819
BY APPROPRIATIONS COMMITTEE
AN ACT
AUTHORIZING THE STATE TREASURER TO MAKE MONEYS IN THE PETROLEUM CLEAN WATER TRUST FUND AVAILABLE FOR TRANSFER FOR A SPECIFIC PURPOSE; APPROPRIATING MONEYS FROM THE IDAHO PETROLEUM CLEAN WATER TRUST FUND TO THE AMERICAN TRUCKING ASSOCIATION SETTLEMENT FUND; APPROPRIATING MONEYS FROM THE BUDGET STABILIZATION FUND TO THE AMERICAN TRUCKING ASSOCIATION SETTLEMENT FUND; PROVIDING FOR REPAYMENT TO THE IDAHO PETROLEUM CLEAN WATER TRUST FUND FROM THE HIGHWAY DISTRIBUTION ACCOUNT; PROVIDING FOR TRANSFER OF UP TO SEVENTEEN MILLION DOLLARS IN FISCAL YEAR 2000 GENERAL FUND SURPLUS TO THE BUDGET STABILIZATION FUND; AND PROVIDING EFFECTIVE DATES CONTINGENT UPON CERTIFICATION BY THE SECRETARY OF STATE THAT THE COURT HAS APPROVED A FINAL SETTLEMENT.

First Reading of Engrossed Bills

H 591, as amended, as amended in the Senate, by Commerce and Human Resources Committee, was introduced, read the first time by title and filed for second reading.

H 650, as amended, as amended in the Senate, by State Affairs Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

S 1582, by Finance Committee, was read the second time by title and filed for third reading.

S 1524, as amended, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

SJR 107, by State 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.

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of SJR 107 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 SJR 107 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 Ms. Jaquet.

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

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Barrett, Bieter, Black, Boe, Bruneel, Campbell, Cherrett, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kendell, Kunz, Linford, Mader, Marley, McKague, Meyer, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schafer, Shepherd, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 52.

NAYS -- None.

Absent and excused -- Alltus, Callister, Chase, Clark, Crow, Cuddy, Gagner, Gould, Hansen(23), Kempton, Lake, Loertscher(Loertscher), Montgomery, Moss, Sellman, Smith, Stevenson, Wheeler. Total -- 18.

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 SJR 107 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.

H 816, H 817, H 818, and H 819 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1584, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.
At this time, the Speaker recognized Mrs. Ellsworth to open debate.

At this time, Mr. Taylor took the Chair.

The question being, "Shall SJR 107 pass?"

Roll call resulted as follows:
AYES -- Barrachlough(Barrachlough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Myole, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 56.

NAYS -- None.

Absent and excused -- Alltus, Callister, Chase, Clark, Crow, Gagner, Gould, Hansen(23), Lake, Loertscher(Loertscher), Moss, Sellman, Smith, Wheeler. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, SJR 107 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of S 1582 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 1582 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 M.s. Jaquet.

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

Roll call resulted as follows:
AYES -- Barrachlough(Barrachlough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Myole, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 52.

NAYS -- None.

Absent and excused -- Alltus, Callister, Chase, Clark, Crow, Gagner, Gould, Hansen(23), Kempton, Lake, Loertscher(Loertscher), Montgomery, Moss, Sellman, Smith, Stevenson, Wheeler. Total -- 18.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1582 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 Pro Tem recognized Mrs. Wood to open debate.

The question being, "Shall S 1582 pass?"

Roll call resulted as follows:
AYES -- Barrachlough(Barrachlough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Myole, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann. Total -- 56.

NAYS -- None.

Absent and excused -- Alltus, Callister, Chase, Clark, Crow, Gagner, Gould, Hansen(23), Lake, Loertscher(Loertscher), Moss, Smith, Wheeler, Mr. Speaker. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, S 1582 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of S 1584 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 1584 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 M.s. Jaquet.

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

Roll call resulted as follows:
AYES -- Barrachlough(Barrachlough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Mader, Marley, Mckague, Meyer, Montgomery, Mortensen, Myole, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 52.

NAYS -- None.

Absent and excused -- Alltus, Callister, Chase, Clark, Crow, Gagner, Gould, Hansen(23), Kempton, Lake, Loertscher(Loertscher), Montgomery, Moss, Sellman, Smith, Stevenson, Wheeler. Total -- 18.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and S 1584 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 Pro Tem recognized Mr. Kempton and Mr. Deal to open debate.

At this time, Mr. Linford took the Chair.

The question being, "Shall S 1584 pass?"

Roll call resulted as follows:
AYES -- Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Hadley, Hammond, Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Mader, Marley, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wood, Zimmermann. Total -- 53.

NAYS -- McCague. Total -- 1.

Absent and excused -- Alltus, Callister, Chase, Clark, Gagner, Geddes, Gould, Hansen(23), Hansen(29), Lake, Loertscher(Loertscher), Moss, Smith, Tilman, Wheeler, Mr. Speaker. Total -- 16.

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1584 passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 591, as amended, 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 591, as amended, 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 Ms. Jaquet.

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

Roll call resulted as follows:
AYES -- Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Hadley, Hammond, Hansen(29), Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kunz, Linford, Mader, Marley, McCague, Meyer, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 52.

NAYS -- None.

Absent and excused -- Alltus, Callister, Chase, Clark, Gagner, Geddes, Gould, Hansen(23), Hansen(29), Jones, Lake, Loertscher(Loertscher), Moss, Pischner, Smith, Tilman, Wheeler, Mr. Speaker. Total -- 18.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 591, as amended, 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 Pro Tem recognized Mr. Schaefer to open debate.

The question being, "Shall H 591, as amended, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES -- Barracough(Barracough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Hadley, Hammond, Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Mader, Marley, McCague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Ringo, Robison, Sali, Schaef er, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Trail, Wood, Zimmermann.

Total -- 52.

NAYS -- None.

Absent and excused -- Alltus, Callister, Chase, Clark, Gagner, Geddes, Gould, Hansen(23), Hansen(29), Jones, Lake, Loertscher(Loertscher), Moss, Pischner, Smith, Tilman, Wheeler, Mr. Speaker. Total -- 18.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 591, as amended, 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.
Ridinger, Ringo, Robison, Sali, Schaefer, Shepherd, Smylie, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 52.

NAYS -- None.

Absent and excused -- Alltus, Callister, Chase, Clark, Cuddy, Gagner, Gould, Hansen(23), Kempton, Lake, Loertscher(Loertscher), Montgomery, Moss, Sellman, Smith, Stevenson, Wheeler. Total -- 18.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 650, as amended, 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 Pro Tem recognized Mr. Meyer to open debate.

The question being, "Shall H 650, as amended, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Crow, Cuddy, Deal, Denney, Ellsworth, Field(13), Field(20), Hadley, Hammond, Henbest, Hornbeck, Jaquet, Judd, Kellogg, Kempton, Kunz, Linford, Mader, marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Ringo, Robison, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Zimmermann. Total -- 49.


Absent and excused -- Alltus, Callister, Chase, Clark, Cuddy, Ellsworth, Field(20), Gagner, Hansen(23), Hansen(29), Jones, Lake, Loertscher(Loertscher), Moss, Smith, Wheeler, Mr. Speaker. Total -- 15.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 650, as amended, as amended in the Senate, passed the House. Title was approved and the bill was referred to Judiciary, Rules, and Administration Committee for enrolling.

At this time, Mr. Geddes took the Chair.

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

Motions, Memorials, and Resolutions

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 816 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 816 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 Mrs. Judd.

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

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Crow, Deal, Denney, Ellsworth, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Henbest, Hornbeck, Jones, Judd, Kellogg, Kempton, Kunz, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pischner, Pomeroy, Reynolds, Ridering, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Trail, Wood. Total -- 49.

NAYS -- None.

Absent and excused -- Alltus, Callister, Chase, Clark, Cuddy, Ellsworth, Field(20), Gagner, Hansen(23), Hansen(29), Jaquet, Lake, Loertscher(Loertscher), Moss, Pischner, Ringo, Smith, Taylor, Wheeler, Zimmermann, Mr. Speaker. Total -- 21.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and H 816 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 Pro Tempore recognized Mr. Marley to open debate.

The question being, "Shall H 816 pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Gould, Hadley, Hammond, Henbest, Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Robison, Schaef er, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 21.

NAYS -- 0. Total -- 0.


Total -- 69.

A motion carried, the rules were suspended, and two-thirds of the membership having voted in the affirmative, the question being, "Shall H 817 pass?"

Roll call resulted as follows:

AYES -- Barraclough, Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Cheirrett, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Henbest, Hornbeck, Jones, Judd, Kellogg, Kempton, Kendell, Kunz, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pomeroy, Reynolds, Ridinger, Robison, Schaef er, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Tilman, Trial, Wood, Zimmermann, Mr. Speaker. Total -- 31.

NAYS -- 0. Total -- 0.


Total -- 69.

Whereupon the Speaker Pro Tempore declared H 816 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Black moved that all rules of the House interfering with the immediate consideration of H 817 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 817 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. Marley.

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

Roll call resulted as follows:


NAYS -- 0. Total -- 0.


Total -- 69.

Whereupon the Speaker Pro Tempore declared H 817 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Black moved that all rules of the House interfering with the immediate consideration of H 818 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 818 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. Judd.

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

Roll call resulted as follows:


NAYS -- 0. Total -- 0.

Absent and excused -- Alltus, Callister, Chase, Clark, Ellsworth, Gagner, Hansen(23), Hansen(29), Jaquet, Lake, Loertscher, Moss, Pischner, Smith, Wheeler. Total -- 16.

Total -- 70.

Whereupon the Speaker Pro Tempore declared H 818 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Black moved that all rules of the House interfering with the immediate consideration of H 819 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 819 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. Marley.

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

Roll call resulted as follows:


NAYS -- 0. Total -- 0.


Total -- 69.

Whereupon the Speaker Pro Tempore declared H 819 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Black moved that all rules of the House interfering with the immediate consideration of H 820 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 820 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. Judd.

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

Roll call resulted as follows:


NAYS -- 0. Total -- 0.

Absent and excused -- Alltus, Callister, Chase, Clark, Ellsworth, Gagner, Hansen(23), Hansen(29), Jaquet, Lake, Loertscher, Moss, Pischner, Smith, Wheeler. Total -- 16.

Total -- 70.

Whereupon the Speaker Pro Tempore declared H 820 passed the House. Title was approved and the bill was ordered transmitted to the Senate.
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 Pro Tem recognized Mrs. Field(20) to open debate.

The question being, "Shall H 818 pass?"

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chirrett, Crow, Cuddy, Deal, Denney, Field(13), Field(20), Geddes, Gould, Hadley, Hammond, Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 55.

NAYS -- Ringo. Total -- 1.

Absent and excused -- Alltus, Callister, Chase, Clark, Ellsworth, Gagner, Hansen(23), Hansen(29), Lake, Loertscher(Loertscher), Moss, Pischner, Smith, Wheeler. Total -- 14.

Total -- 70.

Whereupon the Speaker Pro Tem declared H 818 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Bruneel moved that all rules of the House interfering with the immediate consideration of H 819 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 819 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 Mrs. Judd.

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

Roll call resulted as follows:

AYES -- Barraclough(Barraclough), Barrett, Bell, Bieter, Black, Boe, Bruneel, Campbell, Chirrett, Crow, Cuddy, Deal, Denney, Field(13), Geddes, Gould, Hadley, Hammond, Henbest, Hornbeck, Jaquet, Jones, Judd, Kellogg, Kempton, Kendall, Kunz, Linford, Mader, Marley, McKague, Meyer, Montgomery, Mortensen, Moyle, Pearce, Pomeroy, Reynolds, Ridinger, Robison, Sali, Schaefer, Sellman, Shepherd, Smylie, Stevenson, Stoicheff, Stone, Taylor, Tilman, Trail, Wood, Zimmermann, Mr. Speaker. Total -- 55.

NAYS -- Bieter. Total -- 1.


Total -- 70.

Whereupon the Speaker Pro Tem declared H 819 passed the House. Title was approved and the bill was ordered transmitted to the Senate.

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

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR

Boise

April 5, 2000

The Honorable Bruce Newcomb
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 507, H 508, as amended, as amended in the Senate, and H 509

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor
Mr. Speaker:


W O O D, Secretary


Mr. Speaker:

I return herewith enrolled H 691, H 690, H 688, H 504, as amended, H 758, H 759, H 561, H 750, H 390, H 404, as amended, H 763, H 764, H 765, H 766, H 626, as amended, H 769, H 770, H 771, H 772, H 773, and H 458, as amended, which have been signed by the President.

W O O D, Secretary

Enrolled H 691, H 690, H 688, H 504, as amended, H 758, H 759, H 561, H 750, H 390, H 404, as amended, H 763, H 764, H 765, H 766, H 626, as amended, H 769, H 770, H 771, H 772, H 773, and H 458, as amended, were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Report of Standing Committees

Mr. Speaker:


G O U L D, Chairman

At this time, the Speaker took the Chair.

Mr. Bruneel 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 Linford, Geddes, and Judd to notify the Governor and Representatives Taylor, Zimmermann, and Cuddy 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 it had delivered the message to the Senate. The committee was thanked and discharged by the Speaker.

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

Adjournment

Mr. Bruneel moved that the House of Representatives of the Second Regular Session of the Fifty-fifth Legislature of the State of Idaho adjourn Sine Die. Seconded by Ms. Jaquet.

Whereupon the Speaker declared the motion carried and the House of Representatives of the Second Regular Session of the Fifty-fifth Legislature of the State of Idaho adjourned Sine Die at 12:24 p.m., April 5, 2000.

B R U C E N E W C O M B, Speaker

ATTEST:

P A M M J U K E R, Chief Clerk

Enrolled S 1529, as amended, as amended in the House, S 1569, as amended in the House, S 1581, S 1365, as amended in the House, S 1501, as amended, as amended in the House, S 1531, as amended in the House, S 1582, S 1584, and SJR 107 were received from the Senate, signed by the Speaker, and returned to the Senate.

H 802, as amended in the Senate, H 400, H 689, H 611, H 542, H 774, H 757, H 768, H 643, H 744, H 700, as amended, H 776, H 778, H 777, H 779, H 781, H 782, H 783, H 784, H 785, H 787, H 788, H 789, H 786, H 780, H 547, as amended, H 586, H 617, H 612, H 531, H 562, H 493, and H 518 were returned from the Senate, signed by the President, and delivered to the Governor at 11:20 a.m., April 6, 2000.

H 790, H 791, H 792, H 523, H 794, H 795, H 796, H 797, H 798, H 799, H 800, H 815, H 807, H 808, H 809, H 810, H 811, H 812, H 813, H 814, H 816, H 817, H 818, and H 819 were enrolled, signed by the Speaker and the President, and transmitted to the Governor at 11:20 a.m., April 6, 2000.

H J M 10 and HCR 58 were enrolled, signed by the Speaker and the President, and transmitted to the Secretary of State at 11:24 a.m., April 6, 2000.

H 591, as amended, as amended in the Senate, and H 650, as amended, as amended in the Senate, were enrolled, signed by the Speaker and the President, and transmitted to the Governor at 10:55 a.m., April 7, 2000.
OFFICE OF THE GOVERNOR 

Boise 

April 4, 2000 

The Honorable Bruce Newcomb  
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 484, as amended, as amended in the Senate, H 494, H 575, as amended in the Senate, and H 601  

Very truly yours,  
/s/ 
DIRK A. KEMPTHORNE  
Governor  

OFFICE OF THE GOVERNOR 

Boise 

April 5, 2000 

The Honorable Bruce Newcomb 
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 535, as amended in the Senate, and H 557  

Very truly yours,  
/s/ 
DIRK A. KEMPTHORNE  
Governor  

OFFICE OF THE GOVERNOR 

Boise 

April 11, 2000 

The Honorable Bruce Newcomb 
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 643  

Very truly yours,  
/s/ 
DIRK A. KEMPTHORNE  
Governor  

OFFICE OF THE GOVERNOR 

Boise 

April 12, 2000 

The Honorable Bruce Newcomb 
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 489 and H 627  

Very truly yours,  
/s/ 
DIRK A. KEMPTHORNE  
Governor  

OFFICE OF THE GOVERNOR 

Boise 

April 12, 2000 

The Honorable Bruce Newcomb 
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:  


Very truly yours,  
/s/ 
DIRK A. KEMPTHORNE  
Governor
The Honorable Bruce Newcomb
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 522, H 566, as amended in the Senate, H 569, H 657, H 677, H 774, and H 786

Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

OFFICE OF THE GOVERNOR
Boise
April 14, 2000

The Honorable Bruce Newcomb
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:


Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

OFFICE OF THE GOVERNOR
Boise
April 14, 2000

The Honorable Bruce Newcomb
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:


Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

OFFICE OF THE GOVERNOR
Boise
April 17, 2000

The Honorable Bruce Newcomb
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:


Very truly yours,

/s/ DIRK A. KEMPTHORNE
Governor

OFFICE OF THE GOVERNOR
Boise
April 17, 2000

The Honorable Bruce Newcomb
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 691

within the time limited by law, the same having arrived in the Office of the Governor at the hour 10:55 a.m. on April 5, 2000.

House Bill 691 proposes changes to Idaho Code section 63-604 as it relates to appropriate tax treatment of "land actively devoted to agriculture," which is defined in that section. It adds land used to produce nursery stock to the list of agricultural land
set forth in section 63-604(a) which make up "land actively
devoted to agriculture" as defined. I am supportive of that
particular amendment to state law.

However, House Bill 691 undermines section 63-604 by
inadvertently adding undefined language, "part of an agricultural
enterprise," to the subject of the provision, which is to specify
what particular lands are "actively devoted to agriculture" under
law. As drafted, the bill is confusing and undermines the
primary intent of the legislation, which is to extend the same tax
 treatment for land used to produce nursery stock as other similar
agricultural property.

I will sign legislation which accomplishes the goal of treating
nursery production land like other property without undermining
the integrity of the definition of "land actively devoted to
agriculture" as set forth in Idaho Code section 63-604. Accordingly, I have vetoed House Bill 691.

Very truly yours,
/s/ DIRK A. KEMPTHORNE
Governor

OFFICE OF THE GOVERNOR
Boise
April 17, 2000

The Honorable Bruce Newcomb
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 528

within the time limited by law, the same having arrived in the
Office of the Governor at the hour 2:45 p.m. on April 4, 2000.

House Bill 528 makes several changes to Idaho's statutory
scheme providing for auditorium districts. The bill would require
auditorium districts to be comprised of contiguous municipalities
or counties by amending current law providing that the districts
might be comprised of portions of those jurisdictions. Additionally, House Bill 528 makes several changes to the
petition procedures for auditorium districts.

There is consensus that the current law needs to be changed
to address ambiguities and technical issues relating to the
formation of auditorium districts. My concern is that House Bill
528 has gone beyond that objective and may actually constrain the
ability of voters in the community to form an auditorium district.

Current Idaho statute has been applied to authorize auditorium
districts as a way to market not only a facility and attract
conventions, but also as a way to enhance the assets of an entire
community. House Bill 528 would eliminate the option of
forming auditorium districts where a local decision has been
made to create marketing programs for previously constructed
facilities and to seek voter approval of the district. I am not
persuaded that this change in current law is necessary.

As the former mayor of the City of Boise, I know firsthand
what the core of our community looked like before our
convention center was built. I walked that vacant lot many times.
There was no convention center, hotel, ice rink, or nucleus of
retail downtown because the clientele simply was not there.

Once Boise's convention center was built, additional fine
hotels moved in and around Boise and economic activity in
downtown Boise began to thrive because of the new convention
center and the accompanying marketing of that facility. And new
outstanding properties outside of the core have been attracted to
Boise subsequent to the formation of the district. This success
story has been replicated in Pocatello by an auditorium district
formed solely to market existing facilities.

I am mindful of the marketplace by which Idaho's local
communities must compete for tourism. Communities in our
sister states have similar district marketing programs already in
place. Elimination of this form of auditorium district could put
us at a competitive disadvantage in the region.

In the end, I have the utmost faith in Idaho voters to make
considered choices in approving auditorium districts. Obviously,
the people of Atlanta and Salt Lake City made similar decisions
in order to afford themselves a chance at hosting the Olympic
Games, and I want to continue to afford Idaho voters a similar
opportunity to secure economic vitality.

I commit the resources of my office to find solutions to the
issues raised in this bill, and I will work with the interested
parties to resolve those questions and make the needed changes to
the Auditorium District Act. I also look forward to legislative
discussion and debate next session on overall issues pertaining to
auditorium districts. Accordingly, I have vetoed House bill 528.

Very truly yours,
/s/ DIRK A. KEMPTHORNE
Governor

CERTIFICATE

WE, BRUCE NEWCOMB, Speaker of the House of
Representatives, and PAMM JUKER, Chief Clerk, do hereby
certify and attest as follows:

That we have carefully compiled in the House Journal of the
Second Regular Session of the Fifty-fifth Legislature all of the
proceedings of the Eighty-seventh 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 24th day of April, 2000.

BRUCE NEWCOMB, Speaker

Attest:
PAMM JUKER, Chief Clerk
HOUSE INDEX

ALPHABETICAL SUBJECT MATTER INDEX

This index gives key words with regard to subject matter of legislation introduced in the House. Non-legislative subject matter is included and referred to by page number only.

Senate Bills are referred to only by number as read, voted upon, or amended in the House. No reference is made in this alphabetical index to Senate Bills; however, separate indexes in this volume list in numerical order all Senate Bills, Memorials, and Resolutions received by the House and show action taken by the House thereon.

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This index gives key words with regard to subject matter of legislation introduced in the House. Non-legislative subject matter is included and referred to by page number only.

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Unincorporated areas, liquor licenses.

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Herbert G. Fitz
Kurt L. Johnson
Alvin W. Joslyn
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<td>Mr. Speaker Requested By: Department of Parks and Recreation</td>
<td>5</td>
<td>PARK AND RECREATION CAPITAL IMPROVEMENT ACCOUNT - Amends existing law to broaden the uses of gasoline tax revenues distributed to the Park and Recreation Capital Improvement Account to include developing, constructing and maintaining roads, bridges and parking areas within and leading to park and recreation areas.</td>
<td>79</td>
<td>399</td>
<td>LAW</td>
</tr>
<tr>
<td>384</td>
<td>Mr. Speaker Requested By: Department of Parks and Recreation</td>
<td>5</td>
<td>MOTORCYCLES - ALL-TERRAIN VEHICLES - Amends existing law to provide an exemption from the requirement to obtain a motorcycle endorsement when operating motorcycles on certain unpaved or specially designated highways on public land; to require registration fees for motorcycles operated on public highways and for motorcycles and all-terrain vehicles operated off the public highways to provide a reference to motorbike/ATV registration stickers; and to provide the effective period for the stickers.</td>
<td>-</td>
<td>11</td>
<td>Transportation and Defense</td>
</tr>
<tr>
<td>385 AA</td>
<td>Mr. Speaker Requested By: Idaho Department of Transportation</td>
<td>6</td>
<td>FARM TRACTORS/VEHICLES - Amends existing law to revise the specifications for flags when they are required to be displayed on projecting loads, farm tractors or implements of husbandry; and to clarify terminology relating to penalties for weight violations.</td>
<td>91</td>
<td>399</td>
<td>LAW</td>
</tr>
<tr>
<td>386</td>
<td>Mr. Speaker Requested By: Office of Secretary of State</td>
<td>6</td>
<td>ELECTIONS - Amends existing law to revise timing requirements for the filing of a declaration of intent for recreation districts and soil conservation districts for election purposes.</td>
<td>45</td>
<td>121</td>
<td>LAW</td>
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<tr>
<td>House Bill No.</td>
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<tr>
<td>387</td>
<td>Mr. Speaker Requested By: Department of Administration</td>
<td>6</td>
<td>STATE PROPERTY - PURCHASE - Repeals existing law to delete the revolving account for the purchase of state property</td>
<td>46</td>
<td>109</td>
<td>LAW</td>
</tr>
<tr>
<td>388</td>
<td>Mr. Speaker Requested By: Division of Purchasing</td>
<td>6</td>
<td>PURCHASING DIVISION - Amends existing law to provide that the administrator of the Division of Purchasing may permit an exchange of property in part payment for new property acquisitions from contracts for the same or similar property</td>
<td>46</td>
<td>121</td>
<td>LAW</td>
</tr>
<tr>
<td>389 AA</td>
<td>Mr. Speaker Requested By: Department of Finance</td>
<td>6</td>
<td>IDAHO TRUST INSTITUTIONS ACT - Amends and repeals existing law to enact the Idaho Trust Institutions Act (House Amendments - p. 100)</td>
<td>139</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>390</td>
<td>Mr. Speaker Requested By: Board of Professional Engineers and Land Surveyors</td>
<td>7</td>
<td>PROFESSIONAL ENGINEERS AND LAND SURVEYORS - Amends and repeals existing law relating to professional engineers and land surveyors to provide for biennial renewal of licenses; to provide an electronic format for maintenance of a roster; to provide correct nomenclature; and to allow the board to extend the time for hearing a complaint</td>
<td>89</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>391</td>
<td>Mr. Speaker Requested By: Public Works Contractors State License Board</td>
<td>7</td>
<td>CONSTRUCTION MANAGERS - Amends existing law to provide that a construction manager on a public works contract may bid on and perform work normally done by his own forces if certain conditions exist</td>
<td>-</td>
<td>12</td>
<td>House Business</td>
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<tr>
<td>392</td>
<td>Mr. Speaker Requested By: Division of Building Safety</td>
<td>8</td>
<td>PLUMBING SYSTEMS - Amends existing law to delete an exception for water conditioning equipment from the definition of plumbing system</td>
<td>-</td>
<td>12</td>
<td>House Business</td>
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<tr>
<td>393</td>
<td>Mr. Speaker Requested By: Idaho Department of Labor</td>
<td>8</td>
<td>UNEMPLOYMENT - BENEFITS - Amends existing law to delete a reference to the federal Job Training Partnership Act with a correct citation to the federal Workforce Investment Act; and to clarify that a section denying benefits will be applicable to claimants who willfully made a false statement or who willfully failed to report a material fact in order to obtain benefits</td>
<td>75</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>394</td>
<td>Mr. Speaker Requested By: Bureau of Occupational Licenses</td>
<td>8</td>
<td>PODIATRY - LICENSES - Amends existing law to provide additional grounds for the revocation, suspension or denial of a license to practice podiatry</td>
<td>-</td>
<td>12</td>
<td>House Business</td>
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<tr>
<td>395</td>
<td>Mr. Speaker Requested By: Division of Building Safety</td>
<td>8</td>
<td>ELECTRICIANS - Amends existing law to delete the term &quot;journeyman&quot; in reference to master electricians</td>
<td>65</td>
<td>302</td>
<td>LAW</td>
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<tr>
<td>House Bill No.</td>
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<td>396</td>
<td>Mr. Speaker Requested By:</td>
<td>8</td>
<td>INSURANCE REFUND ACCOUNT - Amends existing law to allow for deposits to the Insurance Refund Account by the director of the Department of Insurance of up to twenty percent of taxes, fines and penalties as needed to meet current refund obligations.</td>
<td>96</td>
<td>369</td>
<td>LAW</td>
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<td>397</td>
<td>Mr. Speaker Requested By:</td>
<td>8</td>
<td>OUTFITTERS AND GUIDES - LICENSE - Amends existing law to provide that applications for a license to the Outfitters and Guides Board shall be accompanied by proof of eligibility for a bond to be executed by a qualified surety.</td>
<td>62</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>398</td>
<td>Mr. Speaker Requested By:</td>
<td>8</td>
<td>OUTFITTERS AND GUIDES - LICENSE - Amends existing law to provide that probation is permitted as a form of restriction on an outfitters and guides license.</td>
<td>63</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>399</td>
<td>Mr. Speaker Requested By:</td>
<td>8</td>
<td>WATER RIGHTS - Amends existing law to provide references to the enactment date of the section; to provide a reference to a later in time water right; and to reduce the time in which certain persons may file a petition with the Department of Water Resources asserting an injury from an enlargement of a water right.</td>
<td>-</td>
<td>12</td>
<td>House Resources and Conservation</td>
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<td>400</td>
<td>Mr. Speaker Requested By:</td>
<td>8</td>
<td>WATER RIGHTS - Amends existing law to provide that water may be used any time, with or without a water right, for firefighting purposes.</td>
<td>51</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>401</td>
<td>Mr. Speaker Requested By:</td>
<td>8</td>
<td>PUBLIC EMPLOYEE RETIREMENT SYSTEM - Amends existing law to authorize disclosure of the identity of a deceased member's beneficiary to specified person; to delete the July 1, 2000, deadline to amend domestic retirement orders issued prior to July 1, 1998; and to include August 31 in the year's period used to determine average annual paid salaries of paid firefighters.</td>
<td>57</td>
<td>193</td>
<td>LAW</td>
</tr>
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<td>402</td>
<td>Mr. Speaker Requested By:</td>
<td>9</td>
<td>PUBLIC EMPLOYEE RETIREMENT SYSTEM BOARD - Amends existing law to authorize the Public Employee Retirement System Board to establish and administer an unused sick leave pool for the voluntary participation of PERSI employers.</td>
<td>62</td>
<td>200</td>
<td>LAW</td>
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<td>403</td>
<td>Mr. Speaker Requested By:</td>
<td>9</td>
<td>WORKER'S COMPENSATION - Amends existing law to provide that within thirty days subsequent to September 1 and April 1, worker's compensation insurers shall pay an assessment to the Industrial Commission for deposit in the Special Indemnity Fund.</td>
<td>90</td>
<td>302</td>
<td>LAW</td>
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<td>House Bill No.</td>
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<td>404 AA</td>
<td>Mr. Speaker</td>
<td>9</td>
<td>DISPLACED HOMEMAKER - Amends existing law to revise the definition of the term &quot;displaced homemaker&quot; for the purposes of the Equal Opportunity for Displaced Homemaker Act. . . . . . . . . . . . . . .</td>
<td>91 439</td>
<td>LAW</td>
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<td>Requested By:</td>
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<td>Idaho Division of Professional-Technical Education</td>
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<td>405</td>
<td>Mr. Speaker</td>
<td>9</td>
<td>NURSING BOARD - Amends and adds to existing law to authorize the board to enter into multistate agreements or compacts; to clarify authority of the board to submit significant investigative information to the coordinated licensure information system for use by parties to agreements or compacts; and to adopt the Nurse Licensure Compact. . . . . . . . . . . . . .</td>
<td>12</td>
<td>House Health and Welfare</td>
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<td>Board of Nursing</td>
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<td>406</td>
<td>Mr. Speaker</td>
<td>9</td>
<td>DRUGS - PRESCRIPTION/LEGEND - Amends existing law to provide for labeling requirements for prescription drugs or legend drugs. . . . . . . . . . . . . . .</td>
<td>128 399</td>
<td>LAW</td>
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<td>Requested By:</td>
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<td>Board of Pharmacy</td>
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<td>407</td>
<td>Mr. Speaker</td>
<td>9</td>
<td>VULNERABLE ADULTS - Amends and adds to existing law to provide a limited exemption for the reporting of resident-to-resident contact arising in public or private health facilities or state licensed or certified facilities; and to provide agency discretion in decisions related to interviewing vulnerable adults. . .</td>
<td>112 399</td>
<td>LAW</td>
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<td>Idaho Commission On Aging</td>
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<td>408</td>
<td>Mr. Speaker</td>
<td>9</td>
<td>PODIATRY BOARD - Amends existing law to provide that recommendations to the governor for appointments to the Board of Podiatry shall be from the Idaho Podiatric Medical Association. . . . . . . . . . . . . .</td>
<td>119 302</td>
<td>LAW</td>
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<td>Bureau of Occupational Licenses</td>
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<td>409</td>
<td>Mr. Speaker</td>
<td>10</td>
<td>CONTROLLED SUBSTANCES - Amends existing law to add the drug carisoprodol to schedule IV controlled substances. . . . . . . . . . . . . . .</td>
<td>- 12</td>
<td>House Health and Welfare</td>
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<td>410</td>
<td>Mr. Speaker</td>
<td>10</td>
<td>CONTROLLED SUBSTANCES - Amends existing law to add the drug ketamine to schedule II controlled substances; and to reschedule the drug dronabinol from schedule II to schedule III controlled substances. . . . . . . . . . . . . .</td>
<td>- 12</td>
<td>House Health and Welfare</td>
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<td>411</td>
<td>Mr. Speaker</td>
<td>10</td>
<td>DENTISTRY BOARD - Amends existing law to authorize the Board of Dentistry to appoint an executive director. . . . . . . . . . . . . . .</td>
<td>119 302</td>
<td>LAW</td>
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<td>Requested By:</td>
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<td>Board of Dentistry</td>
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<td>412</td>
<td>M r. Speaker</td>
<td>10</td>
<td>TAX APPEALS BOARD - Repeals existing law to delete the Small Claims Division of the State Board of Tax Appeals. . . . . . . . . . . . . . .</td>
<td>41 109</td>
<td>LAW</td>
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<td>Requested By:</td>
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<td>413</td>
<td>Mr. Speaker Requested By: Board of Tax Appeals</td>
<td>10</td>
<td>TAX APPEALS BOARD - Amends existing law to provide that appeals from decisions of the Board of Tax Appeals to the district court be filed with the court and a copy served upon the board; and to provide that the petition for judicial review shall conform with the Idaho Rules of Civil Procedure, including Rule 84(e).</td>
<td>41</td>
<td>121</td>
<td>LAW</td>
</tr>
<tr>
<td>414 AA</td>
<td>Mr. Speaker Requested By: Department of Juvenile Corrections</td>
<td>10</td>
<td>JUVENILES - Amends existing law to allow the director of the Department of Juvenile Corrections to issue an order for the apprehension and detention of juveniles who have escaped from the custody of the department.</td>
<td>95</td>
<td>399</td>
<td>LAW</td>
</tr>
<tr>
<td>415 AA</td>
<td>Mr. Speaker Requested By: Department of Juvenile Corrections</td>
<td>10</td>
<td>JUVENILES - Amends existing law to include juveniles adjudicated of a felony or misdemeanor within the purview of the escape laws; and to delete the age restriction with respect to persons against whom escape charges can be filed.</td>
<td>90</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>416</td>
<td>Mr. Speaker Requested By: Department of Juvenile Corrections</td>
<td>10</td>
<td>JUVENILE CORRECTIONS INSTITUTIONS FUND - Amends existing law relating to State Charitable Institutions Fund to provide a correct reference to the State Juvenile Corrections Institutions Fund.</td>
<td>64</td>
<td>193</td>
<td>LAW</td>
</tr>
<tr>
<td>417 AA</td>
<td>Mr. Speaker Requested By: Department of Health and Welfare</td>
<td>10</td>
<td>DOMESTIC VIOLENCE - Amends existing law to provide an exemption from disclosure for records allowing location of parties to child support services provided by the Department of Health and Welfare in cases of domestic violence.</td>
<td>165</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>418</td>
<td>Mr. Speaker Requested By: Department of Health and Welfare</td>
<td>11</td>
<td>CHILD SUPPORT GUIDELINES - Amends and repeals existing law to clarify the authority of the Supreme Court to establish and modify child support guidelines; and to delete a sunset provision governing support guidelines.</td>
<td>129</td>
<td>399</td>
<td>LAW</td>
</tr>
<tr>
<td>419 AA</td>
<td>Mr. Speaker Requested By: Department of Health and Welfare</td>
<td>11</td>
<td>CHILD SUPPORT - Amends existing law to increase the age of required child support from sixteen to eighteen years of age.</td>
<td>202</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>420</td>
<td>Mr. Speaker Requested By: Department of Health and Welfare</td>
<td>11</td>
<td>CHILD SUPPORT - Amends existing law to allow child support cases to be transferred from county to county.</td>
<td>-</td>
<td>12</td>
<td>Administration</td>
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<td>House Bill No.</td>
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<td>421</td>
<td>Mr. Speaker Requested By: State Appellate Public Defender</td>
<td>11</td>
<td>PRESENTENCE REPORTS - APPELLATE COUNSEL - Amends existing law to provide that in criminal proceedings appellate counsel shall receive a copy of the presentence report and documentary exhibits where the presentence report or documentary exhibits were transmitted to the Supreme Court or Court of Appeals for use in appellate proceedings to which the state or any of its officers is a party in an official capacity.</td>
<td>129 399 LAW</td>
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<td>422</td>
<td>Mr. Speaker Requested By: Department of Parks and Recreation</td>
<td>11</td>
<td>PARKS AND RECREATION - SPECIAL FUNCTION OFFICER - Adds to existing law to define &quot;special function officer&quot;; to provide that a special function officer may exercise peace officer authority as designated by the director of the Department of Law Enforcement; to provide limits on authority and the authority to carry firearms; to require training and a certification of training; to provide that the employing agency may establish a training course and in-service training as approved by the Peace Officer Standards and Training Council; and to provide requirements for in-service training and costs.</td>
<td>House Judiciary, Rules, and Administration</td>
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<td>423</td>
<td>Mr. Speaker Requested By: Office of Secretary of State</td>
<td>11</td>
<td>UNIFORM LAWS COMMISSION - Amends existing law to provide for four Commissioners on Uniform Laws.</td>
<td>64 429 LAW</td>
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<td>424 AA</td>
<td>Mr. Speaker Requested By: Department of Juvenile Corrections</td>
<td>11</td>
<td>JUVENILE OFFENDERS - Amends existing law to redefine juvenile offender to include a juvenile confined by the Department of Juvenile Corrections in a community-based facility; to add a definition of &quot;staff secure facility&quot;; and to authorize the department to place juvenile offenders in community-based programs. (House Amendments - p. 70)</td>
<td>91 429 LAW</td>
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<td>425</td>
<td>Judd</td>
<td>11</td>
<td>NATIONAL WORLD WAR II MEMORIAL Appropriates $66,000 for fiscal year 2000 to be remitted to the National World War II Memorial Fund.</td>
<td>House Appropriations</td>
<td></td>
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<td>426</td>
<td>Robison, Shepherd, and Stoicheff Revenue and Taxation</td>
<td>33</td>
<td>PROPERTY TAX - CIRCUIT BREAKER RELIEF - Amends existing law regarding circuit breaker property tax relief to reduce, over a five-year period, the age for an eligible claimant to 62 years.</td>
<td>House Revenue and Taxation</td>
<td></td>
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<td>427</td>
<td>Revenue and Taxation</td>
<td>34</td>
<td>PROPERTY TAX - Adds to existing law to revise how the assessor arrives at market value for certain qualified low-income housing projects.</td>
<td>191 417 Failed Senate</td>
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<tr>
<td>428</td>
<td>Revenue and Taxation</td>
<td>34</td>
<td>PROPERTY TAX - CIRCUIT BREAKER - Amends existing law to redefine &quot;owner&quot; for circuit breaker property tax relief purposes.</td>
<td>90 399 LAW</td>
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<td>429</td>
<td>Health and Welfare</td>
<td>34</td>
<td>CONTRO LLED SUBSTANCES - Amends existing law to add the drug ketamine to schedule III controlled substances; and to reschedule the drug dronabinol from schedule II to schedule III controlled substances.</td>
<td>128</td>
<td>399</td>
<td>LAW</td>
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<td>430</td>
<td>Agricultural Affairs</td>
<td>34</td>
<td>SEED DEALERS - Amends existing law to clarify that licenses are required for seed dealers who condition or label or sell seed; and to provide that any person selling seed who has total annual gross seed sales not exceeding $500 is exempt.</td>
<td>128</td>
<td>429</td>
<td>LAW</td>
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<td>431</td>
<td>Agricultural Affairs</td>
<td>35</td>
<td>SEED POTATOES - Amends existing law to define the term &quot;distribute&quot;; and to clarify that only certified seed potatoes shall be offered for sale, sold or delivered under contract or distributed into or within the state of Idaho.</td>
<td>128</td>
<td>429</td>
<td>LAW</td>
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<td>432</td>
<td>Agricultural Affairs</td>
<td>35</td>
<td>COMMERCIAL FERTILIZERS - Repeals and adds to existing law relating to commercial fertilizers to provide for administration by the Department of Agriculture; to provide definitions and adoption of rules; to provide for registration of products; to provide that labels with certain information are required; to provide inspection fees and tonnage reports; to provide for inspection and sampling; to provide penalties; to prohibit misbranding; to prohibit adulteration; to provide for publication of information; to provide for issuance and enforcement of stop sale orders; to provide for complaints; to provide for seizure of fertilizer; to provide for hearings; to provide violations and remedies for violations; to provide for use of funds received; to provide for cooperation with other governmental agencies; to provide that enactment does not affect existing liability; and to provide that the chapter does not apply to wholesale transactions.</td>
<td>174</td>
<td>439</td>
<td>LAW</td>
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<td>433</td>
<td>Agricultural Affairs</td>
<td>35</td>
<td>PESTICIDES - Amends existing law to provide for the sale of restricted use pesticides to an unlicensed person when the restricted use pesticide is to be applied by a licensed applicator.</td>
<td>174</td>
<td>429</td>
<td>LAW</td>
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<td>434</td>
<td>Agricultural Affairs</td>
<td>35</td>
<td>FARM PRODUCE - BONDING - Amends existing law to increase the bonding requirement for persons licensed as a broker, dealer, or commission merchant dealing in farm produce.</td>
<td>129</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>435</td>
<td>Agricultural Affairs</td>
<td>35</td>
<td>AGRICULTURE DEPARTMENT - DIRECTOR - Amends existing law to provide that for the purposes of international trade, the director of the Department of Agriculture may use the title of &quot;Secretary of the Department of Agriculture.&quot;</td>
<td>129</td>
<td>429</td>
<td>LAW</td>
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<tr>
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<td>436</td>
<td>State Affairs</td>
<td>35</td>
<td>ENDOWMENT FUND INVESTMENT BOARD - Amends existing law to provide that meetings of the Endowment Fund Investment Board shall be held at least quarterly; to delete the requirement that meetings must be held in the state capitol; to provide that the Endowment Fund Investment Board shall contract with or employ a manager of investments; to provide duties of the manager of investments; and to provide powers and duties of the manager of investments and portfolio manager.</td>
<td>75</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>437</td>
<td>State Affairs</td>
<td>35</td>
<td>VETERANS SERVICES DIVISION - Amends existing law to establish the Division of Veterans Services in the Department of Self-Governing Agencies; and to remove the responsibility for veterans and veterans services from the Department of Health and Welfare.</td>
<td>93</td>
<td>339</td>
<td>LAW</td>
</tr>
<tr>
<td>438</td>
<td>Judiciary, Rules, and Administration</td>
<td>38</td>
<td>DETENTION - Amends existing law relating to the Juvenile Correction Act to allow for the detention of persons age eighteen and over in the county jail</td>
<td>84</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>439</td>
<td>Judiciary, Rules, and Administration</td>
<td>38</td>
<td>DETENTION OFFICERS - Amends existing law to provide that the county sheriff can designate detention officers to act as peace officers in certain circumstances.</td>
<td>84</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>440</td>
<td>Judiciary, Rules, and Administration</td>
<td>38</td>
<td>COUNTY JAIL - LABOR - Amends existing law to provide that persons confined in the county jail under a judgment of conviction, suspended sentence, or withheld judgment rendered in any criminal case, either a judgment of imprisonment or a judgment for the payment of a fine and costs, may be required to perform labor on federal, state or other governmental projects.</td>
<td>89</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>441</td>
<td>Judiciary, Rules, and Administration</td>
<td>38</td>
<td>DETENTION OFFICERS - POST - Amends existing law to delete obsolete language exempting detention officers from Peace Officer Standards and Training (POST) certification.</td>
<td>89</td>
<td>399</td>
<td>LAW</td>
</tr>
<tr>
<td>442</td>
<td>Commerce and Human Resources</td>
<td>38</td>
<td>STATE EMPLOYEES - Amends existing law to allow temporary pay grades to be used to retain qualified state employees.</td>
<td>90</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>443</td>
<td>Commerce and Human Resources</td>
<td>38</td>
<td>STATE EMPLOYEES - Amends existing law to clarify that holiday pay for state employees is limited to eight hours per state holiday; and to clarify that paid military leave for state employees is limited to one hundred twenty hours per year.</td>
<td>127</td>
<td>127</td>
<td>Senate Commerce and Human Resources</td>
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<td>444</td>
<td>Judiciary, Rules, and Administration</td>
<td>38</td>
<td>WEAPONS - SCHOOLS - Amends existing law to provide that it shall be unlawful for any person to possess a firearm or other deadly or dangerous weapon while on the property of a school or other structure on school grounds being used for an activity sponsored by or through a school in this state; and to provide a circumstance where a person can carry a concealed weapon in a public or private school.</td>
<td>96</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>445 AAS</td>
<td>Revenue and Taxation</td>
<td>38</td>
<td>CITIES/TAXING DISTRICTS - MAPS/LEGAL DESCRIPTIONS - Amends existing law to expand the time within which municipalities and taxing districts are required to file maps and legal descriptions with the county recorder, the county assessor and the State Tax Commission; and to clarify the requirements for urban renewal agencies with regard to revenue allocation areas and the filing of maps and legal descriptions. (S. A. - See Senate Journal)</td>
<td>324</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>446</td>
<td>Revenue and Taxation</td>
<td>38</td>
<td>TAX RETURNS - FILING - Amends existing law to provide a definition of the filing date of tax returns which are filed electronically.</td>
<td>65</td>
<td>193</td>
<td>LAW</td>
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<tr>
<td>447</td>
<td>Revenue and Taxation</td>
<td>40</td>
<td>TAX - MINE LICENSE/INCOME - Amends existing law to make technical changes relating to returns filed for mine license tax by providing for automatic extension of time for filing, and for returns filed for income tax by allowing tax preparers to use their identification number instead of social security number.</td>
<td>63</td>
<td>193</td>
<td>LAW</td>
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<tr>
<td>448</td>
<td>Revenue and Taxation</td>
<td>40</td>
<td>INTERNAL REVENUE CODE - Amends existing law to update a reference to the Internal Revenue Code of the United States for purposes of Idaho's income tax law.</td>
<td>63</td>
<td>193</td>
<td>LAW</td>
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<tr>
<td>449</td>
<td>Local Government</td>
<td>40</td>
<td>FAIR BOARDS - Amends existing law to provide that county fair board members may file another form of financial responsibility suitable to the board of county commissioners in lieu of a surety bond; and to provide that the fair board shall meet in such times and places as the county fair boards deems necessary in compliance with the open meeting law.</td>
<td>69</td>
<td>193</td>
<td>LAW</td>
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<tr>
<td>450 AAS</td>
<td>Local Government</td>
<td>40</td>
<td>SHELTERS - Amends existing law to authorize the board of county commissioners to lease, without public auction, property to a nonprofit corporation or association organized for the purpose of erecting and maintaining a shelter to house victims of sexual or domestic violence. (S.A. - See Senate Journal)</td>
<td>325</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>451</td>
<td>Local Government</td>
<td>40</td>
<td>PLANNING AND ZONING COMMISSIONS - Amends existing law to delete the requirement that a person cannot serve more than two consecutive terms on a planning and zoning commission.</td>
<td>-</td>
<td>42</td>
<td>House Local Government</td>
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<td>House Bill No.</td>
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<tr>
<td>452</td>
<td>Agricultural Affairs</td>
<td>40</td>
<td>POTATO COMMISSION - Amends existing law to provide that all tort obligations for acts and omissions of the Idaho Potato Commission are binding on the state of Idaho as, and to the extent provided for, in Chapter 9, Title 6, Idaho Code.</td>
<td>78</td>
<td>176</td>
<td>LAW</td>
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<tr>
<td>453</td>
<td>Judiciary, Rules, and Administration</td>
<td>42</td>
<td>WORK RELEASE - Amends existing law to delete the requirement of approval of the sentencing court; to delete obsolete language pertaining to the duty of a sheriff to assure that a work release prisoner is paid a fair wage and works reasonable hours; and to provide for mandatory reimbursement for costs of confinement.</td>
<td>89</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>454</td>
<td>Judiciary, Rules, and Administration</td>
<td>42</td>
<td>ASSAULT - Amends existing law to add being charged with assault to commit a serious felony to the list of charged offenses for which a no contact order may be issued.</td>
<td>166</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>455 AA</td>
<td>Judiciary, Rules, and Administration</td>
<td>42</td>
<td>PROSECUTING ATTORNEYS - Amends existing law to delete reference to full-time prosecuting attorneys; and to provide that a county prosecuting attorney may contract with a city in that county to prosecute certain infractions. (House Amendments – p. 170)</td>
<td>202</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>456 AA</td>
<td>Judiciary, Rules, and Administration</td>
<td>42</td>
<td>TRESPASS - Amends existing law to provide that a person commits trespass if the person, without permission or invitation, returns and enters upon real property within a year after being notified to depart from the property. (House Amendments – p. 137)</td>
<td>165</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>457</td>
<td>Revenue and Taxation</td>
<td>42</td>
<td>INCOME TAX - Amends and adds to existing law to require taxpayers to report to the State Tax Commission any adjustments made by other states or territories which result in a change of the amount of credit for income taxes paid to another state or territory; and to provide a special statute of limitations on refunds or assessments of income taxes resulting from changes to the credit for taxes paid to another state or territory.</td>
<td>65</td>
<td>193</td>
<td>LAW</td>
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<tr>
<td>458 AA</td>
<td>Revenue and Taxation</td>
<td>42</td>
<td>INCOME TAX - Amends existing law to clarify the law regarding confidentiality of income tax returns and information relating to tax returns of Idaho taxpayers; and to provide a criminal offense of an assault or battery upon a member, employee or agent of the State Tax Commission. (House Amendments – p. 245)</td>
<td>276</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>459</td>
<td>Revenue and Taxation</td>
<td>43</td>
<td>COUNTY ASSESSOR - Amends existing law to allow county assessors to request from the State Tax Commission lists of persons with addresses in the county who hold licenses, permits or accounts issued by the State Tax Commission; and to provide for confidentiality.</td>
<td>-</td>
<td>44</td>
<td>House Revenue and Taxation</td>
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<td>Bill No.</td>
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<td>460</td>
<td>Revenue and Taxation</td>
<td>INCOME TAX - CORPORATE - Amends existing law to clarify the income tax laws to allow &quot;pass through entities&quot; such as partnerships, S corporations and limited liability companies to pay the tax on behalf of certain individual partners, shareholders, officers, owners or directors and extends the election to beneficiaries of estates and trusts.</td>
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<td>461</td>
<td>Resources and Conservation</td>
<td>MINE TAILING STRUCTURES - Amends existing law to provide for the Water Resources Board to adopt rules requiring the owner of a mine tailings impoundment structure to file a plan and a bond or other acceptable surety in the event of the abandonment of mine tailings impoundment structures.</td>
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<td>462</td>
<td>Judiciary, Rules, and Administration</td>
<td>EMPLOYER LIABILITY - Adds to existing law to limit the legal liability of an employer for the tortious acts of an employee.</td>
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<tr>
<td>463</td>
<td>State Affairs</td>
<td>IDAHO COMPETITION ACT - Repeals, amends and adds to existing law to rewrite the state's statutes on antitrust by businesses; and to provide prohibited actions.</td>
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<td>464</td>
<td>Trail, Robison, and Bieter</td>
<td>FARM WORKERS - MINIMUM WAGE - Amends and adds to existing law to provide, effective January 1, 2002, a minimum wage law for agricultural piece rate workers; to provide that overtime provisions shall not apply to an individual employed in agriculture; and to provide recordkeeping requirements.</td>
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<td>465</td>
<td>State Affairs</td>
<td>INTERNET ACCESS - CABLE OPERATOR - Adds to existing law to require cable television service operators holding a franchise to provide any requesting internet service provider access to its broadband internet access transport services.</td>
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<td>466</td>
<td>Revenue and Taxation</td>
<td>TAX WARRANTS - Amends existing law to provide protection for third parties who pay over assets in obedience to a tax warrant; and to clarify the liability of persons who fail to comply with a tax warrant.</td>
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<td>467</td>
<td>Revenue and Taxation</td>
<td>INCOME TAX - Amends existing law to reduce the penalty applicable to persons who file income tax returns with the State Tax Commission but do not pay the tax shown on the return.</td>
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<tr>
<td>468</td>
<td>Revenue and Taxation</td>
<td>SALES TAX - Amends existing law to provide for distribution of six percent of the sales tax collections to cities, counties and special purpose taxing districts according to a revised formula.</td>
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<td>469</td>
<td>Judiciary, Rules, and Administration</td>
<td>49</td>
<td>CRIME VICTIMS - Amends existing law to provide for a tolling of the limitations on actions for victims of crimes; and to define the term “full satisfaction of the sentence imposed.”</td>
<td>167</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>470</td>
<td>Judiciary, Rules, and Administration</td>
<td>49</td>
<td>DRIVING WITHOUT PRIVILEGES - Amends existing law to provide that a person convicted of a felony of driving without privileges under the provisions of Section 18-8001, Idaho Code, in effect prior to July 1, 1998, may make application to the court for an amended judgment and the court may amend the judgment to reflect a misdemeanor rather than a felony conviction.</td>
<td>196</td>
<td>197</td>
<td>Senate Judiciary and Rules</td>
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<tr>
<td>471</td>
<td>Judiciary, Rules, and Administration</td>
<td>49</td>
<td>PRISONERS - Amends existing law relating to prisoners to provide that escape shall be deemed to include abandonment of a job site or work assignment without the permission of an employment supervisor or officer.</td>
<td>96</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>472</td>
<td>Appropriations</td>
<td>49</td>
<td>APPROPRIATIONS - Appropriating an additional $2,698,500 to the Department of Lands; and providing for funds transfers to the Fire Supression Deficiency Fund and the Pest Control Deficiency Fund.</td>
<td>64</td>
<td>141</td>
<td>LAW</td>
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<td>473</td>
<td>Revenue and Taxation</td>
<td>49</td>
<td>TOBACCO/CIGARETTE TAX - Amends existing law to provide that, under certain circumstances, refunds or credits may be given for taxes paid on cigarettes or tobacco products; and to provide that if such accounts are thereafter collected, the tax per unit shall be paid based on the amount actually received, divided by the price per unit of the original sale and multiplied by the appropriate tax rate.</td>
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<td>51</td>
<td>House Revenue and Taxation</td>
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<td>474</td>
<td>Revenue and Taxation</td>
<td>50</td>
<td>PROPERTY TAX - Amends existing law to change the definition of owner in the circuit breaker property tax relief law so that a residence held in title by a corporation, limited liability company, irrevocable trust and similar entities can take advantage of the fifty-fifty homeowner’s exemption.</td>
<td>64</td>
<td>193</td>
<td>LAW</td>
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<td>475</td>
<td>State Affairs</td>
<td>50</td>
<td>COMMERCIAL AFFAIRS ADMINISTRATIVE FUND - Repeals existing law to delete the Commercial Affairs Administrative Fund in the office of the Secretary of State; and to transfer the moneys in the Commercial Affairs Administrative Fund to the General Fund.</td>
<td>108</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>476 AA</td>
<td>State Affairs</td>
<td>50</td>
<td>PRESIDENTIAL PREFERENCE PRIMARY - Adds to existing law to provide that a presidential preference primary shall not be conducted for any political party whose state chairman certifies to the Secretary of State, not later than sixty days prior to the election, that the chairman’s party is selecting candidates and delegates by another method.</td>
<td>140</td>
<td>140</td>
<td>Senate State Affairs</td>
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<td>477</td>
<td>State Affairs</td>
<td>50</td>
<td>CONTRACTORS - Adds to existing law to require that contractors entering into a contract for $5,000 or more to construct, alter or repair any improvements on residential property must provide the homeowner with a disclosure statement containing specified information concerning the rights of the homeowner and duties of the contractor; and to provide criminal penalties for violations. 181 182 Senate Commerce and Human Resources</td>
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<td>478 AA</td>
<td>State Affairs</td>
<td>50</td>
<td>CANDIDATES - POLLS - Adds to existing law to provide that persuasive polls concerning a candidate must identify the person or entity paying for the poll; and to provide procedures. 161 429 LAW</td>
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<td>479 AA</td>
<td>Resources and Conservation</td>
<td>52</td>
<td>BIG GAME DEPREDATION ACCOUNT - Amends existing law to reduce the deductible on each statement for a claim from the Big Game Primary or Secondary Depredation Account from one thousand dollars to five hundred dollars. (House Amendments – p. 137) 235 236 Senate Resources and Environment</td>
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<td>480</td>
<td>Resources and Conservation</td>
<td>52</td>
<td>BUNKER HILL - Amends existing law to provide that the Department of Health and Welfare may manage, lease or dispose of certain property in the Bunker Hill area for the purpose of facilitating appropriate operation and maintenance activities, encouraging economic development of the Silver Valley or assisting local governmental entities. 92 193 LAW</td>
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<tr>
<td>481 AA</td>
<td>Business</td>
<td>52</td>
<td>DOMESTIC MUTUAL INSURERS - Amends existing law to provide that a domestic mutual insurer which has converted from a county mutual insurer shall be subject to the same requirements and shall have the same rights as a like domestic insurer transacting like kinds of insurance, except that prior to June 30, 2004, surplus as regards policyholders may be maintained at a level equal to fifty percent net written premium in the calendar year preceding, with a minimum set at one million dollars. (House Amendments – p. 170) 202 439 LAW</td>
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<tr>
<td>482</td>
<td>Business</td>
<td>52</td>
<td>MOTOR VEHICLE INSURANCE - Adds to existing law to provide for the automobile insured's bill of rights; to require that automobile insurers provide ongoing information to an insured regarding the status of the insured's account; and to provide the right of the insured to protest findings of fault by the insurer. 54 House Business</td>
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<tr>
<td>483 AA</td>
<td>Revenue and Taxation</td>
<td>52</td>
<td>PROPERTY TAX - CIRCUIT BREAKER RELIEF - Amends existing law to provide that &quot;income,&quot; for circuit breaker property tax relief purposes, does not include survivor benefits or widow(er) benefits received from the Social Security Administration. (House Amendments – p. 138) 166 429 LAW</td>
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<td>484 A A</td>
<td>Revenue and Taxation</td>
<td>53</td>
<td>PROPERTY - REAPPRAISAL - Amends existing law to allow a board of county commissioners to request that the State Tax Commission grant an extension of the five-year reappraisal deadline required by law; to provide procedures; and to provide the maximum extension that may be granted. (House Amendments – p. 137) (S. A. – See Senate Journal)</td>
<td>343</td>
<td>438</td>
<td>LAW</td>
</tr>
<tr>
<td>485 A A</td>
<td>State Affairs</td>
<td>54</td>
<td>STATE FACILITIES - Adds to existing law to provide that when a state agency declares a state administrative facility surplus or unsuitable for their purposes, it shall transfer custody and control and title to the State Board of Examiners who shall transfer authority for the disposition of the property to the Department of Administration; to provide procedures; and to provide a definition. (House Amendments – p. 137)</td>
<td>157</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>486</td>
<td>State Affairs</td>
<td>54</td>
<td>FACILITIES NEEDS PLANNING - Adds to existing law to provide for five year facilities needs plans by state agencies; to require the report of such needs at the agency's budget hearings; to provide standards for space usage; and to provide rules.</td>
<td>156</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>487</td>
<td>State Affairs</td>
<td>55</td>
<td>REAL PROPERTY - STATE - Amends existing law to provide that the Department of Lands shall maintain a database to centralize the deeds of all fee simple property and encumbrances that are owned by the state; to provide for state owned buildings to be integrated into the database; and to provide for rules.</td>
<td>157</td>
<td>399</td>
<td>LAW</td>
</tr>
<tr>
<td>488</td>
<td>State Affairs</td>
<td>55</td>
<td>MOTOR VEHICLES - Amends and repeals existing law to delete the provisions which allow for persons under certain circumstances to deposit money or securities with the state treasurer as proof of motor vehicle financial responsibility.</td>
<td>139</td>
<td>139</td>
<td>Senate State Affairs</td>
</tr>
<tr>
<td>489</td>
<td>State Affairs</td>
<td>55</td>
<td>MARRIAGES - Amends existing law to provide that a former governor can solemnize a marriage.</td>
<td>139</td>
<td>438</td>
<td>LAW</td>
</tr>
<tr>
<td>490</td>
<td>Transportation and Defense</td>
<td>55</td>
<td>TAX - MOTOR FUEL - Amends existing law to make technical corrections to the motor fuel tax law; and to clarify the State Tax Commission has authority to coordinate tax agreements with other jurisdictions which participate in the International Fuels Tax Agreement.</td>
<td>92</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>491 A A</td>
<td>Transportation and Defense</td>
<td>55</td>
<td>MOTOR FUELS TAX - Adds to existing law to allow the State Tax Commission to provide a credit against fuel taxes to licensed distributors who file their motor fuels taxes and reports electronically. (House Amendments – p. 101)</td>
<td>140</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>492</td>
<td>Transportation and Defense</td>
<td>55</td>
<td>HAZARDOUS SUBSTANCES - Amends existing law to provide the definition of &quot;emergency&quot; in the Hazardous Substance Emergency Response Act.</td>
<td>-</td>
<td>85</td>
<td>House Environmental Affairs</td>
</tr>
<tr>
<td>House Bill No.</td>
<td>Introduced By</td>
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<td>Final Disposition</td>
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<tr>
<td>493</td>
<td>Transportation and Defense</td>
<td>55</td>
<td>TRANSPORTATION DEPARTMENT - EMPLOYEES - Amends existing law to give limited peace officer authority to certain Idaho Transportation Department employees for the enforcement of motor carrier law and rules adopted by the Department of Law Enforcement.</td>
<td>107</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>494</td>
<td>Transportation and Defense</td>
<td>55</td>
<td>I. B. PERRINE BRIDGE - Adds to existing law to designate the bridge spanning the Snake River on U.S. Highway 93 south of Interstate Highway 84, near the city of Twin Falls, Idaho, as the I. B. Perrine Bridge.</td>
<td>92</td>
<td>438</td>
<td>LAW</td>
</tr>
<tr>
<td>495</td>
<td>Transportation and Defense</td>
<td>55</td>
<td>DRIVER'S LICENSE - ADDRESS CHANGE - Amends existing law to change the penalty from a misdemeanor to an infraction for failure to notify the Idaho Transportation Department of a change of address on a driver's license, registration card or identification card; and to extend the time from ten days to thirty days in which to notify the department of a change of address on vehicle registrations.</td>
<td>101</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>496</td>
<td>Transportation and Defense</td>
<td>56</td>
<td>HIGHWAYS - RIGHTS-OF-WAY - Amends existing law to provide for a determination whether the validation of the proposed public highway or proposed public right-of-way is in the public interest, whether the highway or right-of-way under consideration has been created pursuant to state law, whether public right of passage has been established pursuant to state law and whether the highway or right-of-way may have been subsequently abandoned pursuant to state law.</td>
<td>140</td>
<td>141</td>
<td>Failed House</td>
</tr>
<tr>
<td>497 AAS</td>
<td>Transportation and Defense</td>
<td>56</td>
<td>SCHOOL BUS - Amends existing law to provide an annual registration fee of $12.48 for school buses if certain conditions are occurring. (S. A. - See Senate Journal)</td>
<td>374</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>498</td>
<td>Appropriations</td>
<td>56</td>
<td>APPROPRIATIONS - Appropriating an additional $47,500 to the Board of Nursing, $69,600 to the Board of Professional Engineers and Land Surveyors, $50,000 to the Real Estate Commission and $9,000 to the Bureau of Occupational Licenses for fiscal year 2000.</td>
<td>74</td>
<td>193</td>
<td>LAW</td>
</tr>
<tr>
<td>499</td>
<td>Appropriations</td>
<td>56</td>
<td>APPROPRIATIONS - Appropriating an additional $315,000 to the Department of Fish and Game for fiscal year 2000; and authorizing four additional full-time equivalent positions.</td>
<td>74</td>
<td>193</td>
<td>LAW</td>
</tr>
<tr>
<td>500</td>
<td>Robison, Bieter, and Trail</td>
<td>56</td>
<td>FARM WORKERS - MINIMUM WAGE - Amends and adds to existing law to provide, effective January 1, 2002, a minimum wage law for farm workers and for agricultural piece rate workers.</td>
<td>-</td>
<td>58</td>
<td>House Agricultural Affairs</td>
</tr>
<tr>
<td>House Bill No.</td>
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<tr>
<td>501 AAS</td>
<td>Appropriations</td>
<td>59</td>
<td><strong>TOBACCO MASTER SETTLEMENT AGREEMENT</strong> - Amends existing law to delete language stating that all per unit numbers are subject to verification. ... (S. A. – See Senate Journal)</td>
<td>324</td>
<td>399</td>
<td>LAW</td>
</tr>
<tr>
<td>502</td>
<td>Revenue and Taxation</td>
<td>59</td>
<td><strong>PROPERTY TAX - AGRICULTURAL LAND</strong> - A mends the definition of &quot;land actively devoted to agriculture&quot; for property tax purposes so that the land is growing crops rather than field crops. ...</td>
<td>-</td>
<td>66</td>
<td>House Revenue and Taxation</td>
</tr>
<tr>
<td>503</td>
<td>Resources and Conservation</td>
<td>59</td>
<td><strong>FISH AND GAME - LICENSES</strong> - A mends, repeals and adds to existing law to provide for fees for licenses, tags and permits issued by the Department of Fish and Game; to provide that the director may define activities or facilities that provide a benefit; to provide for legislative intent; to increase the amount from each steelhead trout or anadromous salmon permit deposited into the Fish and Game Set-aside Account; to delete references to how certain moneys are to be used; to provide for nonresident combination licenses; to adjust certain amounts deposited from sales of licenses in the eighth class; to provide for disabled person licenses and military furlough licenses; to provide for nonresident small game hunting licenses and combination licenses; to provide for hunting of sandhill cranes; to provide that the Fish and Game Commission may make rules to allow a nonresident deer tag to be used for other purposes; to provide for resident and nonresident hound hunter permits; to provide for a bear baiting permit; to provide for a migratory bird harvest information fees program permit; to provide for a dog field trial permit; to require permits for import and export of wildlife; to require fees for park permits and pond permits; to provide for permits for live fish transportation and to provide for fees; to provide for electronically issued unexpired validation for migratory bird hunting and to provide hunting of migratory game birds without a license validated for the federal migratory bird harvest information program permit. ...</td>
<td>-</td>
<td>66</td>
<td>House Resources and Conservation</td>
</tr>
<tr>
<td>504 AA</td>
<td>Judiciary, Rules, and Administration</td>
<td>60</td>
<td><strong>IDENTITY THEFT</strong> - A mends consumer protection law to provide for the blocking of consumer reporting information when that information is a result of the crime of misappropriating personal identifying information; to provide exceptions; and to provide remedies ... (House Amendments – p. 214)</td>
<td>250</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>505</td>
<td>Judiciary, Rules, and Administration</td>
<td>60</td>
<td><strong>ELECTRONIC MAIL</strong> - A mends existing law to provide prohibited acts under the Consumer Protection Act regarding bulk electronic mail advertisement practices; to provide for civil damages; and to provide exceptions. ...</td>
<td>167</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>House Bill No.</td>
<td>Introduced By</td>
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<tr>
<td>506 AAS</td>
<td>Judiciary, Rules, and Administration</td>
<td>60</td>
<td>ADOPTION - Amends, repeals and adds to existing law to revise Idaho's adoption law to require putative fathers to file a paternity claim in order to receive notice of a birth of a child or notice of a termination or adoption proceeding regarding that child. (S. A. – See Senate Journal)</td>
<td>320</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>507</td>
<td>Judiciary, Rules, and Administration</td>
<td>60</td>
<td>ADOPTION - Amends existing law to allow certain financial assistance to a birthparent; to allow court approved financial assistance be provided to birthparents for reasonable maternity, living and post partum costs; to provide a limit of two thousand dollars on such financial assistance unless otherwise approved by the court; and to provide that the financial assistance shall be considered a charitable gift.</td>
<td>150</td>
<td>436</td>
<td>LAW</td>
</tr>
<tr>
<td>508 A A AAS</td>
<td>Judiciary, Rules, and Administration</td>
<td>60</td>
<td>ADOPTION - Amends existing law to place a six-month limitation on all challenges to an adoption order; and to provide reasons for an adoption order to be overturned. (House Amendments – p. 243) (S. A. – See Senate Journal)</td>
<td>360</td>
<td>436</td>
<td>LAW</td>
</tr>
<tr>
<td>509</td>
<td>Judiciary, Rules, and Administration</td>
<td>60</td>
<td>ADOPTION - Amends existing law to define the term &quot;advertisement&quot; for purposes of adoption; to revise the legal advertisement procedures for adoption; to provide for application of the consumer protection act; to provide for attorneys licensed to practice in the state to advertise; and to provide for physicians and other health care providers to assist natural and adoptive parents with medical care necessary to initiate and complete adoptive placements.</td>
<td>151</td>
<td>436</td>
<td>LAW</td>
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<tr>
<td>510</td>
<td>Commerce and Human Resources</td>
<td>61</td>
<td>PERSI RETIREMENT SYSTEM - Adds to and amends existing law to provide for the allocation of extraordinary gains of the retirement fund to retirees, active members and employers; and to provide for members' additional voluntary contributions to their accounts.</td>
<td>101</td>
<td>438</td>
<td>LAW</td>
</tr>
<tr>
<td>511</td>
<td>Commerce and Human Resources</td>
<td>61</td>
<td>PERSI RETIREMENT SYSTEM - Amends existing law to adjust the percentage of average monthly salary to be used in the computation of service retirement allowances.</td>
<td>102</td>
<td>438</td>
<td>LAW</td>
</tr>
<tr>
<td>512</td>
<td>Health and Welfare</td>
<td>61</td>
<td>MEDICINE BOARD - Amends existing law to create a Committee on Professional Discipline in the Board of Medicine; to provide for membership, powers and duties of the Committee; to provide that the records of certain Board of Medicine proceedings and any of the board shall be exempt from disclosure.</td>
<td>-</td>
<td>66</td>
<td>House Health and Welfare</td>
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<tr>
<td>House Bill No.</td>
<td>Introduced By</td>
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<td>Subject Matter</td>
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<tr>
<td>513 AAS</td>
<td>Revenue and Taxation</td>
<td>61</td>
<td>PROPERTY TAX - FOREST TRACTS - Amends existing law to provide an alternative method of determining market values for assessment purposes for large-sized forest tracts for the period January 1, 2000, through January 1, 2006; to create within the State Tax Commission the Office of Forest Taxation Methodologies; to provide membership of the; to provide duties; and to provide for a report to legislatives.</td>
<td>325</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>514</td>
<td>Judiciary, Rules, and Administration</td>
<td>62</td>
<td>SUBSTANCE ABUSE - Amends and adds to existing law to authorize the establishment of a work group to address exposure of infants to substance abuse, to assess needs, to consider necessary programs and to require reports and recommendations to the Legislature.</td>
<td>-</td>
<td>66</td>
<td>House Judiciary, Rules, and Administration</td>
</tr>
<tr>
<td>515 A A</td>
<td>State Affairs</td>
<td>62</td>
<td>MEDICAL EXAMINER - Adds to and amends existing law to create the office of the State Medical Examiner; to create an advisory commission to appoint the medical examiner and recommend policies; to provide authority of the medical examiner to establish a protocol to govern how death investigations are conducted; and to require the medical examiner to conduct autopsies. (House Amendments - p. 138)</td>
<td>165</td>
<td>328</td>
<td>Failed Senate</td>
</tr>
<tr>
<td>516</td>
<td>State Affairs</td>
<td>67</td>
<td>STATE PROPERTY - Amends existing law to provide an exception to the disposal of surplus real property; and to revise the procedure utilized by the State Board of Land Commissioners for the disposal of surplus real property of the state of Idaho</td>
<td>157</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>517</td>
<td>State Affairs</td>
<td>67</td>
<td>STATE BUILDING AUTHORITY - Amends existing law to provide that the state building authority may provide a specific facility or facilities during the interim between legislative sessions with the approval of the State Board of Examiners, with the President Pro Tempore of the Senate and the Speaker of the House of Representatives concurring therein; and to provide a minimum threshold approval process for the Board of Examiners to grant the approval.</td>
<td>-</td>
<td>71</td>
<td>House State Affairs</td>
</tr>
<tr>
<td>518</td>
<td>Transportation and Defense</td>
<td>67</td>
<td>YOUTH PROGRAMS FUND - Adds to existing law to authorize creation of the Youth Programs Fund in each county; to designate the purposes of the fund; and to authorize moneys for deposit in the fund.</td>
<td>184</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>519</td>
<td>Education</td>
<td>67</td>
<td>PARENTAL INFORMATION FUND - Adds to existing law to create the Parental Information Fund in the state treasury; to provide for funds; to provide for uses of moneys; to provide for administration of the fund; to create an advisory; and to provide an annual report.</td>
<td>205</td>
<td>206</td>
<td>Failed House</td>
</tr>
<tr>
<td>House Bill No.</td>
<td>Introduced By</td>
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<tr>
<td>520</td>
<td>Education</td>
<td>67</td>
<td>SCHOOLS - CONTINUANCE - Amends existing law to require that a majority vote shall decide the election for continuance or discontinuance of a school.</td>
<td>196</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>521 AA</td>
<td>Education</td>
<td>67</td>
<td>INCENTIVE SCHOLARSHIP PROGRAM - Adds to existing law to establish the Incentive Scholarship Program for students enrolling in eligible postsecondary institutions in Idaho; to provide limits; to create the Incentive Scholarship Fund; and to provide duties of the State Board of Education and the Board of Regents of the University of Idaho. (House Amendments – p. 188)</td>
<td>-</td>
<td>246</td>
<td>House Education</td>
</tr>
<tr>
<td>522</td>
<td>Education</td>
<td>67</td>
<td>CHARTER SCHOOLS - Amends existing law to require that charter schools shall comply with the requirement that all school employees undergo a criminal history check.</td>
<td>228</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>523</td>
<td>Education</td>
<td>68</td>
<td>ARTS COMMISSION - Amends existing law to provide that the terms of the members of the Commission on the Arts shall be extended to June 30 of the year their term expires and when a member’s term expires, the governor shall appoint a member for a four-year term, which shall be from July 1 to June 30 four calendar years later; and to provide that a vacancy shall be filled for the remainder of the term.</td>
<td>196</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>524</td>
<td>Transportation and Defense</td>
<td>68</td>
<td>MOTOR VEHICLE - ACCIDENTS - Adds to existing law to provide that a towing firm called to the scene of an accident or disabled vehicle shall remove the vehicle as directed by an authorized officer or as requested by the owner or authorized agent; and to prohibit collection of certain fees if the vehicle is moved other than as so directed or if the towing firm refuses to release the vehicle to the owner for any reason other than the owner’s refusal to pay lawful fees.</td>
<td>120</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>525</td>
<td>Transportation and Defense</td>
<td>68</td>
<td>EMINENT DOMAIN - Amends existing law relating to eminent domain proceedings to revise the formula and procedure for assessment of damages when the damages are to any established business of more than five years standing.</td>
<td>-</td>
<td>71</td>
<td>House Transportation and Defense</td>
</tr>
<tr>
<td>526</td>
<td>Sali</td>
<td>68</td>
<td>ACUPUNCTURE BOARD - Amends existing law to require that moneys paid to the Board of Acupuncture shall be available for purposes of the board, subject to appropriation.</td>
<td>-</td>
<td>71</td>
<td>House Health and Welfare</td>
</tr>
<tr>
<td>527</td>
<td>Revenue and Taxation</td>
<td>73</td>
<td>AUDITORIUM DISTRICTS - Amends existing law to provide that for an auditorium district established after July 1, 2000, the sales tax on receipts derived by hotels and motels within the district shall not exceed the maximum tax rate authorized in the petition and shall in no event exceed four percent.</td>
<td>-</td>
<td>73</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>House Bill No.</td>
<td>Introduced By</td>
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<tr>
<td>528</td>
<td>Revenue and Taxation</td>
<td>73</td>
<td>AUDITORIUM DISTRICTS - Amends existing law to clarify the definition of auditorium districts; to clarify the petition contents; and to require the specification of a maximum rate on the hotel/motel sales tax for auditorium districts established after July 1, 2000. ...</td>
<td>182</td>
<td>440</td>
<td>VETOED</td>
</tr>
<tr>
<td>529</td>
<td>Judiciary, Rules, and Administration</td>
<td>73</td>
<td>TRUSTEES - Adds to existing law to provide statutory procedures for removal of a trustee in certain probate actions. ...</td>
<td>158</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>530</td>
<td>Judiciary, Rules, and Administration</td>
<td>73</td>
<td>PRISONERS - HOUSING COSTS - Amends existing law to increase the per day cost of housing sentenced state prisoners in county jails; and to provide for legislative review, beginning in 2004, regarding the costs of housing state prisoners in county jails. ...</td>
<td>152</td>
<td>412</td>
<td>LAW</td>
</tr>
<tr>
<td>531</td>
<td>Revenue and Taxation</td>
<td>73</td>
<td>SALES TAX - EXEMPTIONS - Amends existing law relating to sales and use tax by including the Idaho Women's and Children's Alliance within the definition of a health-related entity for purposes of a sales tax exemption. ...</td>
<td>296</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>532</td>
<td>Appropriations</td>
<td>73</td>
<td>APPROPRIATIONS - Appropriating an additional $20,000 to the Capitol Commission for fiscal year 2000. ...</td>
<td>91</td>
<td>193</td>
<td>LAW</td>
</tr>
<tr>
<td>533</td>
<td>Appropriations</td>
<td>73</td>
<td>APPROPRIATIONS - Appropriates an additional $36,507,000 to the Department of Health and Welfare for Medical Assistance Services for fiscal year 2000. ...</td>
<td>92</td>
<td>193</td>
<td>LAW</td>
</tr>
<tr>
<td>534 AA</td>
<td>Revenue and Taxation</td>
<td>77</td>
<td>MUSEUMS - Amends existing law to provide a sales tax exemption for purchases by museums; and to define museums. ... (House Amendments - p. 331)</td>
<td>348</td>
<td>348</td>
<td>Senate Local Government and Taxation</td>
</tr>
<tr>
<td>535 AAS</td>
<td>Transportation and Defense</td>
<td>77</td>
<td>MOTOR VEHICLES - LICENSE PLATES - Amends and adds to existing law to establish a Lewis and Clark commemorative special license plate program; and to provide for deposit of fees charged for special license plates. ... (S. A. - See Senate Journal)</td>
<td>342</td>
<td>438</td>
<td>LAW</td>
</tr>
<tr>
<td>536 AA</td>
<td>Local Government</td>
<td>77</td>
<td>PORT DISTRICTS - Amends existing law to authorize port districts to construct, condemn, purchase, acquire, add to, maintain and operate any support facilities which add to the usefulness or desirability of any port facility; and to authorize the port commission to accept rental insurance, financial or monetary backing as deemed sufficient by the commission in lieu of a surety bond. ... (House Amendments - p. 137)</td>
<td>-</td>
<td>149</td>
<td>House Local Government</td>
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<tr>
<td>537</td>
<td>Local Government</td>
<td>77</td>
<td>COUNTY RECORDS - FEES - Amends existing law to increase the fee charged by a county recorder to record a document, to record a plat or map, and to issue a marriage license. ...</td>
<td>-</td>
<td>80</td>
<td>House Local Government</td>
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<td>538 AA</td>
<td>Local Government</td>
<td>77</td>
<td>CITIES - ANNEXATION - Amends and adds to existing law to require an election in an unincorporated area before a city may annex the area. . . . . (House Amendments – p. 171)</td>
<td>203</td>
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<td>539</td>
<td>Environmental Affairs</td>
<td>77</td>
<td>SOLID WASTE ACT - Amends existing law to redefine Solid Waste Act definitions of “industrial solid waste” and “solid waste” to clarify exemptions for mineral processing wastes and other materials uniquely associated with mining and mineral processing operations. . . . . . . . . . . . . . . . . . . .</td>
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<td>80</td>
<td>Environmental Affairs</td>
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<tr>
<td>540</td>
<td>State Affairs</td>
<td>78</td>
<td>BUILDINGS - STATE/CITY/COUNTY - Amends existing law to provide that operation and security manuals, plans or codes of county jails and buildings owned or leased by Idaho state government, a county or a city shall be exempt from disclosure. . . . .</td>
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<td>327</td>
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<tr>
<td>541 AA</td>
<td>Education</td>
<td>82</td>
<td>SCHOOLS - UNIFORMS - Amends existing law to provide that the board of trustees of each school district shall have the power to develop a policy regarding school uniforms; and to require boards of trustees which have established a school uniform policy to assist in seeking financial assistance in obtaining uniforms for those pupils whose parent or guardian is economically disadvantaged. . . . . (House Amendments – p. 214)</td>
<td>250</td>
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<td>Senate Education</td>
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<td>542</td>
<td>Education</td>
<td>82</td>
<td>TEACHERS - PRIVATE SCHOOL - Amends existing law to provide for criminal history checks for private or parochial school employees or contractors upon request. . . . . . . . . . . . . . . . . . . .</td>
<td>209</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>543</td>
<td>Judiciary, Rules and Administration</td>
<td>82</td>
<td>EMPLOYER LIABILITY - Adds to existing law to limit the legal liability of an employer for the tortious acts of an employee. . . . . . . . . . . . . . . . . . . . . .</td>
<td>151</td>
<td>438</td>
<td>LAW</td>
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<tr>
<td>544</td>
<td>Resources and Conservation</td>
<td>82</td>
<td>WATER RIGHTS - Amends existing law to provide that persons have thirty days from the date of last publication of the notice of enlargement of a water right to file a petition with the Department of Water Resources to assert any claimed injury from the enlargement. . . . . . . . . . . . . . . . . . . . .</td>
<td>150</td>
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<td>LAW</td>
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<tr>
<td>545</td>
<td>Resources and Conservation</td>
<td>82</td>
<td>WATER RIGHTS - Amends existing law to extend the time periods for filing certain information with the Department of Water Resources; to extend the time period for late filing fees; to provide that the director of the Department of Water Resources may waive late filing fees for good cause; to provide that filing an application to change a water right in certain circumstances shall be deemed in compliance; to provide filing fees; and to provide a procedure for receiving notice of certain actions affecting a water right. . . . . . . . . . . . . . . . . . . . . .</td>
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<tr>
<td>546</td>
<td>Resources and Conservation</td>
<td>82</td>
<td>WATER RESOURCES - Amends existing law to authorize the Director of the Department of Water Resources to impose sanctions for filing a pleading related to water right filings with the department that is not reasonably grounded in fact or law. . . . . . . . .</td>
<td>158</td>
<td>158</td>
<td>Senate Resources and Environment</td>
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<tr>
<td>547 AA</td>
<td>Business</td>
<td>82</td>
<td>HOSPITALS - Adds to existing law to clarify the charitable trust supervisory powers of the Idaho Attorney General in the area of nonprofit hospital transactions and conversion. . . . . . . . . (House Amendments - p. 332)</td>
<td>347</td>
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<td>548</td>
<td>Business</td>
<td>83</td>
<td>PUBLIC WORKS CONTRACTORS - Amends existing law relating to public works contractors licensing to increase the value of work exempt from this law. . . . . . . . . . . . . . . . . . . . . . . .</td>
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<tr>
<td>549 AA</td>
<td>Commerce and Human Resources</td>
<td>83</td>
<td>WORKER'S COMPENSATION - Amends existing law to further clarify attorney's fees when claims are made against a third party in worker's compensation cases. . . . . . . . . . . . . . . . . . . . . . . . (House Amendments - p. 189)</td>
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<td>LAW</td>
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<tr>
<td>550</td>
<td>State Affairs</td>
<td>83</td>
<td>TELECOMUNICATIONS - Amends existing law relating to the regulation of telecommunications to delete language providing reference to the Federal Communications Commission's implementation date of a new mechanism for determining high cost support for nonrural carriers of telephone service for regulation purposes of the Public Utilities Commission. . . . . . . . . . . . . . . . . . . . . . . .</td>
<td>159</td>
<td>429</td>
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<tr>
<td>551</td>
<td>Local Government</td>
<td>86</td>
<td>PROPERTY IDENTIFICATION - Amends existing law to provide that any affidavit as to the identification of plats or descriptions of real property signed by the grantor and grantee named in the document of transfer, which contains the descriptions being corrected or, if the grantor is not available, then the affidavit must be signed by the grantee and indexed under the name of both the grantor and grantee, may be recorded in the office of the county recorder of the county wherein the real property is situate. . . . . . . . . . . . . . . . . . . . . . . .</td>
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<tr>
<td>552</td>
<td>Revenue and Taxation</td>
<td>86</td>
<td>SALES TAX INCREASED - Amends and repeals existing law to increase the sales and use tax to six percent; to delete the authority for school districts to levy for maintenance and operation purposes; and to provide a formula to replace those moneys from the increase in the sales and use tax. . . . . . . . . . . . . . . . . . . . . . . .</td>
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<tr>
<td>553</td>
<td>Revenue and Taxation</td>
<td>86</td>
<td>COMMUNITY COLLEGES - Adds to existing law to provide a state income tax credit for property taxes paid by the taxpayer for the support of a community college district. . . . . . . . . . . . . . . . . . . . . . . .</td>
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<tr>
<td>554 AA</td>
<td>Agricultural Affairs</td>
<td>87</td>
<td>HORSE OWNERS - ASSESSMENT - Amends existing law to provide for a referendum to determine whether horse owners support an increase from one dollar to three dollars in the per head assessment for funding the Idaho Horse Board; to provide requirements for a referendum to determine whether the assessment should continue; to provide a three dollar assessment per horse; and to provide that the assessment shall revert to one dollar if so voted at the referendum.</td>
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<td>555</td>
<td>Agricultural Affairs</td>
<td>87</td>
<td>IRRIGATION - CHEMICALS - Amends existing law relating to pesticides and chemigation law to clarify that persons using chemicals in an irrigation system are not exempted from any licensing requirements.</td>
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<td>556</td>
<td>Agricultural Affairs</td>
<td>87</td>
<td>FRUITS - VEGETABLES - Adds to existing law to require labeling of fresh fruits and vegetables and packages of honey to indicate those products that originate in Idaho; to require labeling to indicate those products which do not originate in Idaho and to indicate the state or country of origin; and to prohibit the removal of such labeling.</td>
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<tr>
<td>557</td>
<td>Agricultural Affairs</td>
<td>87</td>
<td>ALFALFA AND CLOVER SEED INDUSTRIES - Amends existing law to rename the &quot;Alfalfa Seed Industry Act&quot; to the &quot;Alfalfa and Clover Seed Act&quot;; to rename the Alfalfa Seed Commission to the Alfalfa and Clover Seed Commission; to provide for representatives of the clover seed industry on the commission; to provide that powers and duties of the Alfalfa and Clover Seed Commission include activities relating to clover seed; to provide an assessment on clover seed; and to require records regarding clover seed.</td>
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<tr>
<td>558</td>
<td>Agricultural Affairs</td>
<td>87</td>
<td>PLANT AND SOIL AMENDMENTS - Repeals and adds to existing law to recodify the law regarding the regulation by the Department of Agriculture of soil and plant amendments.</td>
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<tr>
<td>559 AAS</td>
<td>Agricultural Affairs</td>
<td>88</td>
<td>NATURAL RESOURCES - Amends existing law to provide for the establishment of the &quot;Idaho OnePlan&quot; as a natural resource planning tool applicable to local land managers meeting Total Maximum Daily Load and other water quality and resource protection needs across the state.</td>
<td>342</td>
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<tr>
<td>560</td>
<td>Health and Welfare</td>
<td>88</td>
<td>DAY CARE - Amends existing law to redefine a group day care facility and family day care home; to provide for health inspections; and to provide for additional training for employees of a day care center or group day care facility.</td>
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(S. A. - See Senate Journal)
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<td>561</td>
<td>Transportation and Defense</td>
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<td>MOTORCYCLES - ALL-TERRAIN VEHICLES</td>
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|         |               |      | A mends existing law to provide an exemption from the requirement to obtain a motorcycle endorsement when operating motorcycles on specially designated highways on public land; to provide exemptions from operating fees for motorcycles and all-terrain vehicles used on unpaved highways and specially designated highways on public land; to provide for application of certain criminal and motor vehicle laws; to provide that political subdivisions of the state may adopt ordinances designating certain highways upon which unregistered all-terrain vehicles and motorcycles may be operated; to provide that costs relating to posting of the signs are eligible for reimbursement; to provide for registration of all-terrain vehicles or motorcycles used off highways and to provide an exemption; to provide a reference to motorbike/ATV registration stickers; and to provide the effective period for the stickers.  
|         |               |      | 164 439 LAW |
| 562     | Revenue and Taxation | 88   | SALES TAX EXEMPTIONS |
|         |               |      | A mends existing law relating to sales and use tax to include within the exemptions for health-related entities, the Idaho Diabetes Youth Programs.  
|         |               |      | 296 439 LAW |
| 563 AA  | Local Government | 88   | FIRE SUPPRESSION |
|         |               |      | A mends existing law to provide application of codes or ordinances which relate to the adequacy of a water supply for fire suppression services to certain subdivisions.  
|         |               |      | 237 237 Senate Local Government and Taxation |
| 564     | Agricultural Affairs | 94   | FARM LABOR CONTRACTORS |
|         |               |      | A dds to existing law to provide for the licensure and bonding of farm labor contractors by the Department of Labor.  
|         |               |      | - 97 House Agricultural Affairs |
| 565 AA  | State Affairs  | 94   | LIQUOR LICENSES |
|         |               |      | A mends existing law to provide for issuance of county licenses for the retail sale of liquor by the drink in unincorporated areas of each county to establishments which meet the definition of a restaurant; to provide for an annual license fee to be paid to the director of the Department of Law Enforcement; and to provide for an annual license fee to be paid to the board of county commissioners for the use and benefit of the county.  
|         |               |      | 236 236 Failed House |
| 566 AAS | State Affairs  | 95   | HUCKLEBERRY |
|         |               |      | A dds to existing law to designate the huckleberry as the state fruit.  
|         |               |      | 349 439 LAW |
| 567     | Appropriations | 98   | PERMANENT BUILDING FUND |
|         |               |      | A dds to existing law to provide for distribution of fifty percent of any year-end balance in the General Fund to the Permanent Building Fund.  
<p>|         |               |      | 191 191 Failed House |</p>
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<td>568</td>
<td>Appropriations</td>
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<td>LIQUOR ACCOUNT - Amends existing law to provide additional distribution of moneys in the Liquor Account to the Community College Account.</td>
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<td>569</td>
<td>Appropriations</td>
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<td>BUDGET STABILIZATION FUND - Amends existing law to revise determination of the method of calculating the amount of money to be transferred into the Budget Stabilization Fund.</td>
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<td>570</td>
<td>Revenue and Taxation</td>
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<td>TOBACCO PRODUCTS TAX - Amends existing law related to the distribution of the tax imposed on tobacco products to provide a distribution directly to the Department of Law Enforcement for toxicology lab capacity before the balance of the funds are divided between the Public School Income Fund and the Department of Juvenile Corrections.</td>
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<td>103</td>
<td>House Revenue and Taxation</td>
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<td>571</td>
<td>Local Government</td>
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<td>PLANNING AND ZONING COMMISSIONS - Amends existing law to delete the requirement that a person cannot serve more than two consecutive terms on a planning and zoning commission without specific concurrence by two-thirds of the governing board, adopted by motion and recorded in the minutes.</td>
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<td>RECYCLED PAPER PRODUCTS - Amends existing law to provide a state purchasing preference for recycled paper products.</td>
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<td>573</td>
<td>Health and Welfare</td>
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<td>MEDICAL ASSISTANCE - Amends existing law relating to medical indigency to impose a state residency requirement of thirty days; to clarify requirements for approval of a uniform application for county medical assistance; and to require medical providers to reimburse a county when payments are received from other resources.</td>
<td>160</td>
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<td>Health and Welfare</td>
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<td>ADULT FOSTER CARE - Amends existing law to authorize the Department of Health and Welfare to allow an increase, from two to four, for the number of persons who may be cared for in an adult foster care home which is owner-occupied.</td>
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<td>Senate Health and Welfare</td>
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<td>575 A A S</td>
<td>Health and Welfare</td>
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<td>PUBLIC ASSISTANCE - Amends existing law to authorize the director of the Department of Health and Welfare to provide welfare assistance to drug dependent persons upon certain circumstances occurring; and to provide a sunset date. (S. A. - See Senate Journal)</td>
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<td>576</td>
<td>Transportation and Defense</td>
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<td>VETERANS MOTOR VEHICLE LICENSE PLATE Adds to and amends existing law to deposit a portion of the special program fees for veterans motor vehicle license plates to the Veterans Cemetery Maintenance Fund; to create the Veterans Cemetery Maintenance Fund; and to provide that moneys in the fund shall be used for the operation and maintenance of a state veterans cemetery.</td>
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<td>577</td>
<td>Transportation and Defense</td>
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<td>SCHOOL BUS DRIVERS - Amends existing law to change references to school bus drivers; and to authorize a waiver for persons with insulin-dependent diabetes mellitus.</td>
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<td>Health and Welfare</td>
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<td>CHILD FATALITY REVIEWS - Amends and adds to existing law to authorize county child abuse multidisciplinary teams to establish child fatality reviews within their jurisdiction; to provide for membership; to provide procedures and powers of the; and to exempt from disclosure the records, findings, determinations, decisions and recommendations of any child fatality review and any statewide child mortality review.</td>
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<td>579 AAS</td>
<td>Health and Welfare</td>
<td>100</td>
<td>MENTALLY ILL - HOSPITALIZATION - Amends existing law to require that the state shall assume the responsibility for costs of treatment of a mentally ill individual beginning with the day after receipt of the notice that a person has been committed into custody; and to provide requirements governing the time of transport. (S. A. – See Senate Journal)</td>
<td>360</td>
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<td>580</td>
<td>Revenue and Taxation</td>
<td>104</td>
<td>SALES TAX - Amends, repeals and adds to existing law to decrease the sales and use tax by one cent; to provide for a sales tax on services; to delete the school maintenance and operation levies; to provide for the distribution of sales tax revenues to the Public School Income Fund to be utilized for property tax replacement; and to revise how the property tax replacement is calculated.</td>
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<td>581</td>
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<td>URBAN RENEWAL AGENCIES - Amends existing law to provide that the administrative authority of both the local governing body and the urban renewal agency does not extend beyond the municipal boundary of the authorized municipality; to provide consequences if urban renewal plans and revenue allocation financing provisions of an urban renewal area or revenue allocation area extend outside the municipal boundary and a transfer of powers ordinance has not been adopted by the cooperating county; to revise notice requirements; and to provide for a copy of the transfer of powers ordinance adopted by the cooperating county to be transmitted to various taxing agencies.</td>
<td>172</td>
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<td>582</td>
<td>Revenue and Taxation</td>
<td>CIGARETTE TAX - Amends existing law to provide that taxes previously paid for cigarettes and tobacco products, on accounts later found to be worthless and actually charged off, may be credited upon subsequent payment of the tax, or, if no tax is due, refunded; and to provide that if such accounts are thereafter collected, the tax shall be paid based on the proportion of the amount collected.</td>
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<td>583</td>
<td>Business</td>
<td>ELECTRICAL/PLUMBING INSPECTORS - Amends existing law to delete reference to the position of chief electrical inspector; and to delete references to chief inspector and deputy inspectors for plumbing.</td>
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<td>584</td>
<td>Business</td>
<td>BUILDING SAFETY DIVISION - Amends existing law to delete statutory references to chief electrical inspector, deputy plumbing inspector and chief plumbing inspector; and to provide that bureau chiefs in the Division of Building Safety are classified employees.</td>
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<td>House Business</td>
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<td>585</td>
<td>Business</td>
<td>PUBLIC WORKS CONTRACTORS - Amends existing law to provide enhanced penalties for violations of the Public Works Contractors License Act and the Public Works Construction Management Licensing Act.</td>
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<td>Business</td>
<td>CONTRACTORS - HIGH VOLTAGE LINES - Amends existing law relating to activities in proximity to high voltage overhead lines to clarify application to public utility contractors and subcontractors; to require notification of work in writing; and to clarify time requirements.</td>
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<td>587</td>
<td>Business</td>
<td>MORTGAGE GUARANTY INSURANCE - Amends existing law to revise the definition of &quot;authorized real property security&quot; to provide that mortgage guaranty insurance may insure indebtedness in an amount up to 100% of the fair market value of the real property which is the security for the indebtedness.</td>
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<td>588</td>
<td>Business</td>
<td>NONPROFIT CORPORATIONS - Adds to existing law to provide notice to the attorney general by a community benefit organization that it intends to enter into a conversion transaction (the lease or acquisition of all, or substantially all, of the assets of a community benefit organization by a for profit entity); to provide for public hearings; to provide that private benefit is prohibited; to provide excluded transactions; and to provide application.</td>
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<td>589</td>
<td>Transportation and Defense</td>
<td><strong>MOTOR VEHICLES</strong> - Adds to existing law to provide for transitional ownership documents for motor vehicles; to provide circumstances for discretionary rejection of a transitional ownership record; and to provide for fees.</td>
<td>173</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>590</td>
<td>Commerce and Human Resources</td>
<td><strong>WORKER’S COMPENSATION</strong> - Amends existing law to provide that exemption from worker’s compensation coverage shall be effective for a pilot operating an aircraft for the purpose of applying fertilizers or pesticides to agricultural crops if the Industrial Commission has issued written approval of an insurance policy and the proof of coverage for each pilot has been filed with the Industrial Commission prior to the pilot actually operating an aircraft.</td>
<td>151</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>591 A A AAS</td>
<td>Commerce and Human Resources</td>
<td><strong>FOOD DONATIONS</strong> - Adds to existing law to provide for immunity from civil and criminal liability of a food bank and a donor of food to a food bank, when the food donated is apparently fit for human consumption; and to provide factors that individually do not establish negligence; and to provide limitations. (House Amendments – p. 242) (S. A. – See Senate Journal)</td>
<td>433</td>
<td>439</td>
<td>LAW</td>
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<td>592</td>
<td>Commerce and Human Resources</td>
<td><strong>BOND CEILING ALLOCATION</strong> - Amends existing law to regarding the Idaho Private Activity Bond Ceiling Allocation Act to provide that the allocation formula be implemented and administered by the governor based on the chronological order in which applications from governmental units are received; and to provide that an executive order established before the effective date of this act shall be null and void and a new executive order shall be issued.</td>
<td>-</td>
<td>110</td>
<td>House State Affairs</td>
<td></td>
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<td>593</td>
<td>Commerce and Human Resources</td>
<td><strong>FIREFIGHTERS - RETIREMENT</strong> - Amends existing law to authorize paid firefighters to purchase service credits from the Firefighter’s Retirement System if the firefighter had been laid off between January 1, 1978, and December 31, 1981, due to reductions in work force.</td>
<td>152</td>
<td>439</td>
<td>LAW</td>
<td></td>
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<td>594</td>
<td>Commerce and Human Resources</td>
<td><strong>STATE EMPLOYEES</strong> - Amends existing law to define the term &quot;earned administrative leave&quot; for state employees; to provide that credited state service shall not be earned when compensatory time or earned administrative leave is taken; to provide that sick leave shall not accrue when compensatory time or earned administrative leave is taken; to provide that eligible nonclassified officers and employees shall accrue credited state service at the same rate and under the same conditions as is provided for classified state employees.</td>
<td>152</td>
<td>399</td>
<td>LAW</td>
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<td>House Bill No.</td>
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<td>595</td>
<td>Judiciary, Rules, and Administration</td>
<td>106</td>
<td>HEALTH/FINANCIAL INFORMATION - Adds to existing law to provide that it is unlawful for any person to release nonpublic personal health or financial information about an individual.</td>
<td>-</td>
<td>110</td>
<td>House Judiciary Rules, and Administration</td>
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<tr>
<td>596</td>
<td>Judiciary, Rules, and Administration</td>
<td>107</td>
<td>FINANCIAL INFORMATION - Adds to and amends existing law to impose certain obligations with respect to disclosure of personal financial information by financial service providers; to provide for rulemaking and enforcement; to provide privacy protection for customer information of financial service providers; to provide administrative enforcement; to provide certain criminal penalties; and to provide applicability to persons subject to the jurisdiction of the Department of Insurance.</td>
<td>-</td>
<td>110</td>
<td>House Judiciary Rules, and Administration</td>
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<tr>
<td>597</td>
<td>Education</td>
<td>110</td>
<td>SCHOOL EMPLOYEES - NONCERTIFIED</td>
<td>-</td>
<td>113</td>
<td>House Education</td>
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<tr>
<td>598</td>
<td>Resources and Conservation</td>
<td>110</td>
<td>FISH AND GAME - LAND ACQUISITION - Amends existing law to delete condemnation authority; and to require that when the Fish and Game Commission proposes to acquire a tract of land in excess of five acres, the Board of Land Commissioners must approve the acquisition.</td>
<td>-</td>
<td>113</td>
<td>House Resources and Conservation</td>
</tr>
<tr>
<td>599 AA</td>
<td>Agricultural Affairs</td>
<td>111</td>
<td>VETERINARY MEDICINE - Amends and adds to existing law governing the Idaho Board of Veterinary Medicine; to provide definitions; to require an active license; to provide requirements for the Board of Veterinary Medicine; to provide for licensing without taking the clinical competency test; to provide for renewal of license; to provide for inactive status licensing; to provide for corporate practice; to provide that unauthorized practice is a misdemeanor; to provide disciplinary actions and grounds for such actions to provide who may bring an action to enjoin violations; to provide a reference to the Attorney General’s Office; and to make technical corrections. (House Amendments – p. 171)</td>
<td>203</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>600</td>
<td>Local Government</td>
<td>111</td>
<td>TERM LIMITS - Amends existing law to provide that a board of county commissioners may, by resolution, submit the question of retaining term limitations for county elected offices, school district trustees and city elected offices in that county at the general election in 2000; and to provide that a person ineligible to have his name placed on the ballot for the office of county commissioner at the general election in 2000 because of term limits shall be eligible to have his name placed on the ballot at the general election in 2000, notwithstanding term limitations.</td>
<td>-</td>
<td>113</td>
<td>House State Affairs</td>
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<tr>
<td>601</td>
<td>Local Government</td>
<td>111</td>
<td>LAND USE - APPLICATIONS - Repeals and adds to existing law regarding land use planning to require that procedures for processing applications include the option of mediation before and after a final decision.</td>
<td>173</td>
<td>438</td>
<td>LAW</td>
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<tr>
<td>602</td>
<td>Environmental Affairs</td>
<td>111</td>
<td>PUBLIC WATER SYSTEM SUPERVISION FUND - Adds to existing law to create the Public Water System Supervision Fund in the state treasury within the Department of Health and Welfare; to provide for moneys in the fund; to provide for investment of surplus moneys in the fund; and to provide for the return of interest to the fund.</td>
<td>172</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>603</td>
<td>Health and Welfare</td>
<td>111</td>
<td>RECORDS - HEALTH AND WELFARE DEPARTMENT - Amends existing law to further clarify when records of the Department of Health and Welfare concerning the investigation of a complaint against a licensed nursing facility shall be subject to disclosure.</td>
<td>229</td>
<td>327</td>
<td>LAW</td>
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<tr>
<td>604 AAS</td>
<td>Health and Welfare</td>
<td>112</td>
<td>SOCIAL WORK - Amends existing law to provide an exemption from the requirements to be a certified social worker in order to be a social services worker in certain health facilities; and to provide a sunset date.</td>
<td>342</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>605</td>
<td>Transportation and Defense</td>
<td>112</td>
<td>MOTOR VEHICLES - LIENS - Amends existing law to delete language for a form for notice of lien and to provide for a notice of lien; to change a timing requirement and to provide that if the legal owner of the vehicle does not return notice of opposition within the time limit, and no opposition to the sale of a vehicle has been lodged, the possessor lienholder shall have full and complete authority to complete the sale as authorized by the issuance of the authorization to conduct a lien sale from the Idaho Transportation Department; to provide that failure of the registered or legal owners of record to file a notice of opposition to the sale shall cause their interest in the vehicle to be forfeited; to provide that upon completion of the lien sale and application for certificate, a new Idaho title may be issued to the purchase free of any prior liens.</td>
<td>-</td>
<td>113</td>
<td>House Transportation and Defense</td>
</tr>
<tr>
<td>606</td>
<td>Revenue and Taxation</td>
<td>115</td>
<td>LAND - WILDLIFE PROTECTION - Amends existing law to expand the definition of land used to protect wildlife and wildlife habitat and which is appraised, assessed and taxed as agricultural property, dry grazing land or waste, as provided by rule; and to define the term &quot;conservation agreement.&quot;</td>
<td>234</td>
<td>438</td>
<td>LAW</td>
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<td>House Bill No.</td>
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<tr>
<td>607</td>
<td>Revenue and Taxation</td>
<td>115</td>
<td>PUBLIC SCHOOL BUILDING ASSISTANCE FUND - A mends and adds to existing law relating to public school endowment funds; to provide legislative intent; to provide for appropriations by the Legislature; to create the Public School Building Assistance Fund; to provide for uses of moneys in the fund; to provide for distribution of moneys; to provide for regions in the state; to provide for application by the boards of trustees of public school districts; to provide for establishment of procedures for application and criteria for denial and approval of applications by the State Superintendent of Public Instruction; to provide for review by the Legislature; and to provide for use of the moneys.</td>
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<tr>
<td>608 AAS</td>
<td>Revenue and Taxation</td>
<td>115</td>
<td>INCOME TAX CREDIT - Adds to existing law to provide special credits to the income tax to employers of new employees in an enterprise that produces, assembles, fabricates or processes natural resource products.</td>
<td>359 439 L A W</td>
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<td>609</td>
<td>Revenue and Taxation</td>
<td>115</td>
<td>MOIST SNUFF - TAX - A mends existing law to provide that moist snuff shall be taxed at the rate of seventy-six cents per ounce; and to provide for distribution of the tax revenues effective January 1, 2001.</td>
<td>182 182Senate Local Government and Taxation</td>
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<tr>
<td>610</td>
<td>Resources and Conservation</td>
<td>115</td>
<td>FISH AND GAME COMMISSION - A mends existing law to provide that the Fish and Game Commission may hire and fix compensation for an administrative assistant whose duties shall include ensuring that the commission's directives and policies are being carried out and implemented by the director and the department; to provide that the administrative assistant shall report to the commission on the progress of its directives and policies being implemented; and to provide that the administrative assistant shall serve at the pleasure of the commission and shall not be an employee of the department.</td>
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<tr>
<td>611</td>
<td>Business</td>
<td>116</td>
<td>BUILDING CODES - A mends existing law to provide for the adoption of the latest edition of the building code as published by the International Code Council; to provide accessibility standards for those with disabilities; to increase the membership of the Idaho Building Code Advisory Board; and to provide a minimum level of certification for all building inspectors.</td>
<td>205 439 L A W</td>
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<tr>
<td>612</td>
<td>Business</td>
<td>116</td>
<td>LIFE/HEALTH INSURANCE GUARANTY ASSOCIATION - A mends existing law to codify the Idaho Life and Health Insurance Guaranty Association's current policies and interpretations regarding coverage and limitations for insolvent insurers.</td>
<td>205 439 L A W</td>
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<td>613</td>
<td>Business</td>
<td>116</td>
<td>ELECTRICAL EQUIPMENT - MANUFACTURED HOME - Repeals obsolete law relating to the installation of electrical service equipment in or on manufactured homes.</td>
<td>205</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>614</td>
<td>Business</td>
<td>116</td>
<td>IDAHO HOUSING AND FINANCE ASSOCIATION - Adds to existing law to specify limits for purchase by the Idaho Housing and Finance Association of loans which were made to borrowers to finance single-family residences.</td>
<td>-</td>
<td>121</td>
<td>House Business</td>
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<tr>
<td>615</td>
<td>Business</td>
<td>116</td>
<td>RESIDENTIAL REAL ESTATE - Amends existing law to provide for a withholding of moneys in a residential real estate closing when the property is newly constructed; to require the submission of a list to allow the closing entity to talk to all subcontractors, laborers, materialmen and professional services; and to provide penalties if a lien is filed against the residential property.</td>
<td>-</td>
<td>121</td>
<td>House Business</td>
</tr>
<tr>
<td>616</td>
<td>Business</td>
<td>116</td>
<td>LIENS - MATERIALS/SERVICES - Adds to existing law to provide for the filing of a notice of lien when materials or services are furnished to residential real property.</td>
<td>-</td>
<td>121</td>
<td>House Business</td>
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<tr>
<td>617</td>
<td>Business</td>
<td>116</td>
<td>CORPORATIONS - NAME - Amends existing law to require that the name of a corporation or limited liability company reinstated after dissolution shall be distinguishable from the names of other business entities organized or doing business in Idaho.</td>
<td>203</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>618</td>
<td>Business</td>
<td>117</td>
<td>PARTNERSHIPS - Amends existing law to delete the requirement that a statement of partnership authority be filed prior to the filing of a statement of dissolution or the filing of a statement of dissolution.</td>
<td>204</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>619</td>
<td>Business</td>
<td>117</td>
<td>BUSINESSES - REGISTERED OFFICE - Amends existing law to require street addresses for registered offices of foreign corporations, foreign nonprofit corporations, limited partnerships, foreign limited partnerships, limited liability companies and foreign limited liability companies when making application to the Office of the Secretary of State.</td>
<td>204</td>
<td>399</td>
<td>LAW</td>
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<tr>
<td>620</td>
<td>Business</td>
<td>117</td>
<td>PARTNERSHIPS - REGISTERED AGENTS - Amends existing law to allow a limited partnership to change its registered agent by filing a form with the Secretary of State; and to delete the requirement that a registered partnership file an amendment to its organizational document in order to change its registered agent.</td>
<td>204</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>621</td>
<td>Judiciary, Rules, and Administration</td>
<td>117</td>
<td>MOTOR VEHICLE VIOLATIONS - Amends existing law to provide infraction penalties, with certain exceptions, for violations of chapter 3 (operator licenses) and chapter 4 (vehicle registration) of the motor vehicle code.</td>
<td>173</td>
<td>439</td>
<td>LAW</td>
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<td>622</td>
<td>Judiciary, Rules, and Administration</td>
<td>117</td>
<td>BAIL - Amends existing law to provide that cash bail may be applied to the payment of fines, fees and costs levied against the defendant in any criminal action.</td>
<td>197</td>
<td>439</td>
<td>L A W</td>
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<tr>
<td>623</td>
<td>Judiciary, Rules, and Administration</td>
<td>117</td>
<td>JUVENILES - RESTITUTION - Amends existing law to provide that restitution ordered at the sentencing of a juvenile shall be paid prior to other court-ordered payments unless the court directs otherwise.</td>
<td>197</td>
<td>439</td>
<td>L A W</td>
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<tr>
<td>624</td>
<td>Judiciary, Rules, and Administration</td>
<td>118</td>
<td>JUVENILES - Amends existing law to provide that a juvenile who has committed a crime of a sexual nature may be placed on formal probation up to his twenty-first birthday.</td>
<td>197</td>
<td>439</td>
<td>L A W</td>
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<tr>
<td>625 AA</td>
<td>Judiciary, Rules, and Administration</td>
<td>118</td>
<td>CRIMINAL CASES - FINES - Adds to existing law to provide that the courts may contract with private entities for the collection of unpaid debts owed to the courts in criminal cases.</td>
<td>235</td>
<td>439</td>
<td>L A W</td>
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<tr>
<td>626 AA</td>
<td>Judiciary, Rules, and Administration</td>
<td>118</td>
<td>OMNIVORES - CARNIVORES - Amends existing law to describe duties of the sheriff concerning prevention of unauthorized importation of wild omnivores or carnivores and the protection of people and private property from wild omnivores or carnivores.</td>
<td>275</td>
<td>439</td>
<td>L A W</td>
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<tr>
<td>627</td>
<td>Revenue and Taxation</td>
<td>118</td>
<td>COLLEGE SAVINGS PROGRAM - Amends and adds to existing law to establish the College Savings Program; and to establish the College Savings Program Board; and to provide the powers and duties of the board.</td>
<td>210</td>
<td>438</td>
<td>L A W</td>
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<tr>
<td>628</td>
<td>State Affairs</td>
<td>118</td>
<td>MEDICINE BOARD - Amends existing law to create a on Professional Discipline in the Board of Medicine; to provide membership, powers and duties and to govern the rules of practice and procedure to be followed in disciplinary matters; and to provide that the proceedings of the Board of Medicine and itsss are exempted from disclosure.</td>
<td>160</td>
<td>439</td>
<td>L A W</td>
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<tr>
<td>629 AA</td>
<td>State Affairs</td>
<td>118</td>
<td>TEMPORARY ASSISTANCE TO FAMILIES IN IDAHO - Adds to existing law to require substance abuse screening for applicants or participants in the Temporary Assistance to Families in Idaho program; to provide application to children; and to provide referral for treatment.</td>
<td>235</td>
<td>439</td>
<td>L A W</td>
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<tr>
<td>630</td>
<td>State Affairs</td>
<td>118</td>
<td>BEER/WINE DEALERS - Amends existing law to require that returns by licensed beer and wine dealers, brewers and wholesalers be filed monthly instead of quarterly.</td>
<td>182</td>
<td>439</td>
<td>L A W</td>
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<td>631 AA</td>
<td>State Affairs</td>
<td>119</td>
<td>ALCOHOL POSSESSION - Amends existing law relating to alcoholic beverages to provide a further definition of possession of alcohol by a person under twenty-one years of age to govern possession without regard to determination of the place of consumption. (House Amendments – p. 170)</td>
<td>202</td>
<td>439</td>
<td>LAW</td>
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<td>632 State Affairs</td>
<td>119</td>
<td>BEER - BREWERS/DEALERS - Amends existing law to allow a brewer or dealer and a wholesaler of beer to agree to distribute the products of one brewer or dealer to the exclusion of other brewers or dealers.</td>
<td>183</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>633 State Affairs</td>
<td>119</td>
<td>TERM LIMITS - Amends existing law to provide that nothing in the term limits law shall be construed as prohibiting any person from standing or campaigning for any elective office by means of a write-in campaign for the primary election pursuant to statute; and to provide that if a person is nominated by means of a write-in campaign, they may appear on the general election ballot.</td>
<td>183</td>
<td>183</td>
<td>Senate State Affairs</td>
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<td>634 Education</td>
<td>124</td>
<td>CHARTER SCHOOLS - Amends existing law to provide that if a school district requires a charter school to provide additional reports or evaluations beyond the annual report, such evaluations shall be conducted by an independent third party designated by written agreement between the chartering district and the charter school, or, in the absence of such an agreement, shall be designated by the State Superintendent of Public Instruction; and to provide that costs associated with additional reporting and evaluation shall be paid by the district which approved the charter school.</td>
<td>228</td>
<td>228</td>
<td>Senate Education</td>
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<tr>
<td>635 Education</td>
<td>124</td>
<td>COLLEGES AND UNIVERSITIES - FEES - Adds to existing law to provide that the State Board of Education and the Board of Regents of the University of Idaho may not adopt a student matriculation fee which exceeds three percent above the rate of the matriculation fee charged for the immediately preceding fiscal year.</td>
<td>-</td>
<td>130</td>
<td>House Education</td>
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<td>636 Education</td>
<td>124</td>
<td>SCHOOLS - Amends existing law to delete &quot;noninstructional&quot; from recess time as it relates to the option of a local school board of trustees to approve a reduction in annual instructional hour requirements as allowed by law; and to maintain the restriction that recess time shall not be included in the reduction.</td>
<td>196</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>637 A A S</td>
<td>Education</td>
<td>124</td>
<td>TEACHERS - Amends existing law to provide that a certificated employee of a public school district shall be fifty-five years old before September 1 of the year application is made for early retirement; and to provide an exception. (S. A. - See Senate Journal)</td>
<td>348</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>638</td>
<td>Education</td>
<td>124</td>
<td>SCHOLARSHIPS - STUDENT MENTORING - Adds to existing law to authorize school districts to employ a district student mentoring program coordinator and to apply for funds for the program; and to appropriate $1,000,000 for the program.</td>
<td>-</td>
<td>130</td>
<td>House Education</td>
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<tr>
<td>639</td>
<td>Local Government</td>
<td>124</td>
<td>FIRE DISTRICTS - Amends existing law to provide for election of fire protection district commissioners every year for three years, with no election to be held in the fourth year; to provide for elections following organization of a fire protection district; and to provide for conversion to the revised election process by an existing fire protection district.</td>
<td>229</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>640</td>
<td>Local Government</td>
<td>124</td>
<td>FIRE DISTRICTS - Amends existing law to increase the value of real and personal property owned by fire protection districts to $5,000 before an appraisal and sale by bid needs to occur.</td>
<td>229</td>
<td>439</td>
<td>LAW</td>
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<td>Local Government</td>
<td>124</td>
<td>FIRE DISTRICTS - Amends existing law to provide the amount of property tax revenues to finance an annual budget for property tax limitation purposes does not include any revenues attributable to the election of public utilities to consent to be included within a fire protection district, where such consent was given subsequent to the limitations imposed.</td>
<td>-</td>
<td>130</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>642</td>
<td>Local Government</td>
<td>125</td>
<td>HOSPITALS - Amends existing law to require information regarding charity care and net profits in reports from certain hospitals exempt from property taxation.</td>
<td>-</td>
<td>130</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>643</td>
<td>Transportation and Defense</td>
<td>125</td>
<td>DRIVER TRAINING - SUPERVISED INSTRUCTION PERMIT - Amends existing law to provide that no person shall take a Class D driver's training course until he is at least fourteen and one-half years of age; to require any person under the age of seventeen years, who has successfully completed a driver's training course, to drive for at least four months on a supervised instruction permit before he is eligible to apply for a Class D driver's license; to provide terms and conditions of a supervised instruction permit; and to define the four types of instruction permit.</td>
<td>234</td>
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<tr>
<td>644</td>
<td>Transportation and Defense</td>
<td>125</td>
<td>MOTOR VEHICLES - LICENSE PLATES - Adds to and amends existing law to establish the Idaho State Capitol Commission special motor vehicle license plate program.</td>
<td>-</td>
<td>130</td>
<td>House Transportation and Defense</td>
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<tr>
<td>645 A A</td>
<td>Transportation and Defense</td>
<td>125</td>
<td>SECONDARY ROADS - SPEED LIMITS - Amends existing law to provide that local authorities may decrease speed limits for secondary roads when it is in the best interest of the public (House Amendments – p. 245)</td>
<td>276</td>
<td>276</td>
<td>Senate Transportation</td>
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<tr>
<td>646 AA</td>
<td>Transportation and Defense</td>
<td>126</td>
<td>DRIVER'S LICENSE - Amends existing law to provide that the Idaho Transportation Department shall not be prevented from issuing driving privileges to an applicant whose driving privileges were previously revoked, suspended or canceled in another jurisdiction if five or more years have elapsed since the time of eligibility for reinstatement in the other jurisdiction, even though the driver has not fulfilled the requirements for reinstatement in the other jurisdiction. ............................................................................</td>
<td>249</td>
<td>250</td>
<td>Senate Transportation</td>
</tr>
<tr>
<td>647 AA</td>
<td>Agricultural Affairs</td>
<td>126</td>
<td>CROP LIENS - Amends existing law to extend the time periods for filing notices of claims of liens for farm labor and for providing seed to a producer; to extend the time period in which a notice of claim of lien for farm labor remains in effect; and to authorize extending the lien. .............................................................................</td>
<td>237</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>648 AA</td>
<td>Agricultural Affairs</td>
<td>126</td>
<td>LIENS - AGRICULTURAL COMMODITY DEALERS - Amends existing law to provide for filing agricultural commodity dealer liens with the Secretary of State rather than with the county recorder; to provide that liens shall be effective for one year if properly filed; to provide for entry of notice into a searchable database; to provide for filing of notice of discharge of the lien with the Secretary of State; to provide for a searchable database; to provide for records of liens; to allow the Secretary of State to prescribe forms and set fees; to prescribe the fees; and to provide for a transition from county filing of liens to filing with the Secretary of State. ............................................................................</td>
<td>237</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>649</td>
<td>State Affairs</td>
<td>126</td>
<td>DESSERT WINE - SALE - Amends and adds to existing law to permit the sale of dessert wine within the counties with the approval of county commissioners or the electorate of the county; and to impose an excise tax of seventy cents per gallon on dessert wine sold in Idaho. ..................................................................................</td>
<td>-</td>
<td>130</td>
<td>House State Affairs</td>
</tr>
<tr>
<td>650 AA AAS</td>
<td>State Affairs</td>
<td>126</td>
<td>BINGO-RAFFLE ADVISORY BOARD - Amends existing law to provide for a Bingo-Raffle Advisory Board; to revise and update procedures and the statute regarding the Bingo-Raffle Advisory Board. ........................................................................</td>
<td>433</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>651</td>
<td>Revenue and Taxation</td>
<td>127</td>
<td>INCOME TAX - CREDIT - Amends existing law to authorize a credit against income tax for certain charitable contributions to substance abuse centers licensed by the Department of Health and Welfare. ..................................................................................</td>
<td>210</td>
<td>438</td>
<td>LAW</td>
</tr>
<tr>
<td>652</td>
<td>Education</td>
<td>127</td>
<td>SCHOOLS - Amends existing law to require that instruction in citizenship shall be given in all elementary and secondary schools. ..................................................................................................................................................</td>
<td>247</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>653</td>
<td>Agricultural Affairs</td>
<td>127</td>
<td>CONCENTRATED ANIMAL FEEDING OPERATIONS - Amends existing law to provide authority to the board of county commissioners to regulate the siting of large confined or concentrated animal feeding operations and facilities; to require a public hearing and consideration of comments; to provide an exemption for counties with an existing siting process; and to provide that exempt counties may choose to regulate siting.</td>
<td>230</td>
<td>438</td>
<td>LAW</td>
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<tr>
<td>654 AA</td>
<td>State Affairs</td>
<td>131</td>
<td>IDAHO HOUSING AND FINANCE ASSOCIATION - Amends existing law to define &quot;independent public body corporate and politic&quot; and to redefine terms; to specify records of the Idaho Housing and Finance Association as an independent public body corporate and politic which are exempt from disclosure; and to reaffirm that the Idaho Housing and Finance Association is not a state or local agency for purposes of law. (House Amendments - p. 214)</td>
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<td>LAW</td>
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<tr>
<td>655</td>
<td>State Affairs</td>
<td>131</td>
<td>PUBLIC SCHOOLS - FLAG - Amends existing law to provide that the United States flag shall be displayed in every public school classroom; to provide that every public school shall offer the Pledge of Allegiance or the national anthem at the beginning of each school day; and to provide that no pupil who objects shall be compelled to participate in reciting the Pledge of Allegiance or singing the national anthem.</td>
<td>237</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>656</td>
<td>Revenue and Taxation</td>
<td>131</td>
<td>INCOME TAX - Amends and adds to existing law to provide an income tax deduction for certain expenses of a taxpayer who is a self-employed individual treated as an employee; to provide an additional deduction of three hundred dollars which shall be allowed in the case of a joint return where the standard deduction is claimed; to decrease the corporate income tax rate and franchise tax rate beginning in tax year 2001; to provide that for tax year 2001 and thereafter, the State Tax Commission shall prescribe a factor to compute taxable income so that inflation will not result in a tax increase, to provide the formula and provide duties of the State Tax Commission.</td>
<td>-</td>
<td>141</td>
<td>House Revenue and Taxation</td>
</tr>
<tr>
<td>657</td>
<td>Commerce and Human Resources</td>
<td>132</td>
<td>PUBLIC EMPLOYEE RETIREMENT SYSTEM Adds to existing law to provide for the purchase of Public Employee Retirement System membership service for certain active duty service in the armed forces.</td>
<td>210</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>658</td>
<td>Business</td>
<td>132</td>
<td>HEALTH FACILITIES AUTHORITY - Amends existing law to provide for designation of a trustee within or without the state of Idaho for bonds or trust agreements issued by the Idaho Health Facilities Authority.</td>
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<td>399</td>
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<tr>
<td>659</td>
<td>Business</td>
<td>132</td>
<td>INSURANCE - Adds to and amends existing law to establish a privilege from disclosure for insurance self-evaluative programs.</td>
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<td>141</td>
<td>House Business</td>
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<tr>
<td>660</td>
<td>Judiciary, Rules, and</td>
<td>132</td>
<td>LAW ENFORCEMENT DEPARTMENT - Amends and repeals existing law to change the name of the Department of Law Enforcement to the Idaho State Police.</td>
<td>247</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>661</td>
<td>Judiciary, Rules, and</td>
<td>135</td>
<td>DOMESTIC VIOLENCE AND VICTIM ASSISTANCE COUNCIL - Amends existing law relating to the Council on Domestic Violence to clarify legislative policy; to change the name of the Council on Domestic Violence to the Idaho Council on Domestic Violence and Victim Assistance; and to clarify the role of the council and its duties regarding domestic violence grants.</td>
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<td>247</td>
<td>439</td>
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<tr>
<td>662</td>
<td>Judiciary, Rules, and</td>
<td>136</td>
<td>ALCOHOL - Adds to existing law to provide a misdemeanor penalty for persons under twenty-one years of age to be present or on the premises of any place where beer, wine or other alcoholic beverages are being illegally consumed, possessed or distributed.</td>
<td></td>
<td>141</td>
<td>House Judiciary, Rules, and Administration</td>
</tr>
<tr>
<td>663</td>
<td>Judiciary, Rules, and</td>
<td>136</td>
<td>FIREARMS/AMMUNITION MANUFACTURERS - Adds to existing law to provide that a governmental unit may not bring suit against a firearms or ammunition manufacturer, trade association or seller for recovery of damages resulting from or injunctive relief or abatement of a nuisance relating to the lawful design, manufacture, marketing or sale of firearms or ammunition to the public; to allow suit after legislative authorization; and to provide when suits are authorized and to allow the Attorney General to bring suit under certain circumstances.</td>
<td>248</td>
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<tr>
<td>664</td>
<td>Judiciary, Rules, and</td>
<td>136</td>
<td>RAPE - Amends existing law to further define the crime of rape.</td>
<td>248</td>
<td>438</td>
<td>LAW</td>
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<tr>
<td>665</td>
<td>Revenue and Taxation</td>
<td>143</td>
<td>INCOME TAX - Amends existing law to provide that for taxable years commencing on and after January 1, 2000, an additional deduction of three hundred dollars shall be allowed in the case of a joint return where the standard deduction is claimed.</td>
<td></td>
<td>146</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>666</td>
<td>Revenue and Taxation</td>
<td>143</td>
<td>INCOME TAX - Amends existing law to decrease the personal income tax, and to decrease the corporate and franchise tax rate to seven and eight-tenths percent.</td>
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<td>146</td>
<td>House Revenue and Taxation</td>
</tr>
<tr>
<td>667</td>
<td>Revenue and Taxation</td>
<td>143</td>
<td>INCOME TAX - Repeals and adds to existing law to eliminate from the calculation of Idaho taxable income any marriage penalty that may exist in the basic standard deduction of the Internal Revenue Code.</td>
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<td>146</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>676</td>
<td>Education</td>
<td>144</td>
<td>SCHOOL FACILITIES - Amends existing law relating to local land use planning by requiring that any permit application submitted to a zoning commission or a planning and zoning commission which relates to public school facilities shall receive priority consideration and shall be reviewed by the commission or the governing board at the earliest reasonable time, regardless of the timing of its submission relative to other applications which are not related to public school facilities.</td>
<td>249</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>677</td>
<td>Education</td>
<td>145</td>
<td>CHARTER SCHOOLS - Amends existing law to authorize the board of directors of a charter school to borrow money as a nonprofit corporation to finance the purchase of school building facilities and, subject to the terms of such a contractual agreement, the board may use the facility as collateral for the loan.</td>
<td>228</td>
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<td>LAW</td>
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<td>678</td>
<td>Education</td>
<td>145</td>
<td>UNIFORM BUILDING SAFETY CODE - Adds to and amends existing law to create an Idaho Uniform School Building Safety Code Commission which shall develop an Idaho Uniform School Building Safety Code; and to provide for enforcement of the Uniform School Building Safety Code.</td>
<td>227</td>
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<tr>
<td>679</td>
<td>Revenue and Taxation</td>
<td>145</td>
<td>RELIGIOUS ORGANIZATIONS - Repeals and adds to existing law to provide an exemption from property tax for the property of religious corporations or organizations.</td>
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<td>146</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>680</td>
<td>State Affairs</td>
<td>147</td>
<td>RITALIN - Adds to existing law to require that pharmacists who dispense Ritalin disclose to the person taking possession of the dispensed prescription, the potentially addictive nature of the drug and other current medical information on the effects of use of the drug; to require written verification of the disclosure; to require that a copy of each such verification be submitted to the Board of Pharmacy; and to direct the Board of Pharmacy to promulgate rules to ensure that the disclosed information is provided by the dispensing pharmacist to each person who takes possession of a prescription and that specified information be placed on the label of the dispensed prescription.</td>
<td>-</td>
<td>153</td>
<td>House Health and Welfare</td>
</tr>
<tr>
<td>681</td>
<td>State Affairs</td>
<td>147</td>
<td>EMINENT DOMAIN - Amends existing law relating to eminent domain proceedings to revise the formula and procedure for assessment of damages when the damages are to any established business of more than five years’ standing; and to provide that in eminent domain proceedings, the plaintiff’s good faith in failing to offer compensation for business damages shall not be contested at hearing if the defendant has not given notice of its intent to claim business damages prior to the date of filing the motion that initiates the proceeding under this section.</td>
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<tr>
<td>682</td>
<td>State Affairs</td>
<td>147</td>
<td>ELECTION ISSUES - Amends and adds to existing law to prohibit any person, governmental entity or educational institution from using public funds to influence the vote on an issue on the election ballot.</td>
<td>-</td>
<td>153</td>
<td>House State Affairs</td>
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<tr>
<td>683</td>
<td>State Affairs</td>
<td>148</td>
<td>IDAHO HOUSING AND FINANCE ASSOCIATION - Amends existing law to provide that the Idaho Housing and Finance Association is a state agency for the purposes of prescribing rules, and is subject to the Administrative Procedure Act when rules of the association are promulgated, amended or repealed.</td>
<td>-</td>
<td>153</td>
<td>House State Affairs</td>
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<tr>
<td>684</td>
<td>State Affairs</td>
<td>148</td>
<td>IDAHO HOUSING AND FINANCE ASSOCIATION - Amends existing law to remove powers of the Idaho Housing and Finance Association to organize nonprofit corporations to assist the association in providing for housing projects; and to provide limits on conflict of interest.</td>
<td>-</td>
<td>153</td>
<td>House State Affairs</td>
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<tr>
<td>685</td>
<td>State Affairs</td>
<td>148</td>
<td>IDAHO HOUSING AND FINANCE ASSOCIATION - Amends existing law to remove the power of the Idaho Housing and Finance Association to acquire any real or personal property or interest therein by eminent domain.</td>
<td>-</td>
<td>153</td>
<td>House State Affairs</td>
</tr>
<tr>
<td>686</td>
<td>Revenue and Taxation</td>
<td>148</td>
<td>INCOME TAX CREDIT - Add to existing law to provide an income tax credit for any individual or corporate taxpayer who donates money in the support of a child at the elementary or secondary school level who is being educated in Idaho, but outside the public school system.</td>
<td>-</td>
<td>153</td>
<td>House Revenue and Taxation</td>
</tr>
<tr>
<td>687</td>
<td>Revenue and Taxation</td>
<td>148</td>
<td>TOBACCO PRODUCTS VENDING MACHINES - Adds to existing law to provide for compensation to owners of vending machines which dispensed tobacco products and which are not lawful to operate in Idaho; to provide procedures; and to provide criminal penalties.</td>
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<td>153</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>688</td>
<td>Revenue and Taxation</td>
<td>148</td>
<td>COUNTY FAIR BOARDS - Amends existing law to increase the population threshold, used to determine how county fair board members are appointed, from 75,000 persons to 200,000 persons.</td>
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<td>439</td>
<td>LAW</td>
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<tr>
<td>689</td>
<td>Revenue and Taxation</td>
<td>148</td>
<td>SALES TAX - Amends existing law to change the Idaho Heart Association to the American Heart Association and Idaho Special Olympics to Special Olympics Idaho in the list of health-related entities exempt from sales tax.</td>
<td>246</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>690</td>
<td>Revenue and Taxation</td>
<td>148</td>
<td>SALES TAX - Amends existing law to provide that under no circumstances shall an operator or a promoter be responsible for sales or use tax not remitted by a retailer at a promoter-sponsored event.</td>
<td>246</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>691</td>
<td>Revenue and Taxation</td>
<td>149</td>
<td>PROPERTY TAX - Amends existing law to further define &quot;land actively devoted to agriculture&quot; to include land producing nursery stock. ..........</td>
<td>234</td>
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<tr>
<td>692 AA</td>
<td>State Affairs</td>
<td>155</td>
<td>STATE EMPLOYEES - Adds to existing law to provide paid leave for an employee who is a certified disaster services volunteer to perform volunteer services for the American Red Cross in connection with a Level III disaster in Idaho or a contiguous state. ........................................</td>
<td>236</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>693</td>
<td>State Affairs</td>
<td>155</td>
<td>CIGARETTES - Adds to existing law to prohibit the sale, distribution, acquisition, owning, possession or transportation of cigarettes within the state of Idaho which are intended only for export from the United States or which do not comply with federal law regarding warnings, other information required by federal law, federal trademark or copyright laws, or for which the list or lists of ingredients added to tobacco have not been submitted to the secretary of the United States Department of Health and Human Services. ........................................</td>
<td>248</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>694</td>
<td>State Affairs</td>
<td>155</td>
<td>INDIAN GAMING COMPACT - Adds to existing law to provide a statement of background and purpose; to provide for resolution of gaming issues between the Shoshone-Bannock Tribes and the state in federal court; to provide ratification and implementation of the gaming compact between the Shoshone-Bannock Tribes and the state for Class III gaming; authorizing the Governor to waive immunity provided by the Eleventh Amendment to the United States Constitution for issues arising under the compact; and providing for confidentiality of records. .................................</td>
<td>222</td>
<td>438</td>
<td>LAW</td>
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<tr>
<td>695 AA</td>
<td>State Affairs</td>
<td>155</td>
<td>SCHOOL ELECTIONS - Amends and repeals existing law to provide that the county clerk shall perform all of the duties of the election official of a school district; and to require school districts to comply with the limitation of four elections per year. (House Amendments – p. 243)</td>
<td>272</td>
<td>272</td>
<td>Senate State Affairs</td>
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<td>696</td>
<td>Agricultural Affairs</td>
<td>156</td>
<td>SWINE/POULTRY FACILITIES - Amends existing law to require financial assurances for operation, closure and remediation of swine and poultry facilities required to obtain a permit from the Division of Environmental Quality; to provide requirements; to provide for a variety of financial assurances; to provide that the boards of county commissioners and governing bodies of cities may impose more stringent requirements and may choose to determine if a facility is properly closed; and to provide that local determinations regarding closure may not permit lesser standards than those imposed by the Division of Environmental Quality. ..........</td>
<td>249</td>
<td>438</td>
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<tr>
<td>697</td>
<td>Revenue and Taxation</td>
<td>163</td>
<td>INCOME TAX - CREDITS - Amends existing law to provide for an income tax credit for charitable contributions made to Special Olympics Idaho.</td>
<td>-</td>
<td>168</td>
<td>House Revenue and Taxation</td>
</tr>
<tr>
<td>698</td>
<td>Revenue and Taxation</td>
<td>163</td>
<td>COUNTY HIGHWAY DISTRICTS - Amends existing law to provide a procedure for Idaho residents owning property within a portion of a county to petition for the creation of a subdistrict of the county highway system for the construction, improvement, maintenance or repair of highways within the subdistrict; to provide a maximum tax levy; and to provide for what purpose the tax moneys may be utilized.</td>
<td>257</td>
<td>257</td>
<td>Senate Local Government and Taxation</td>
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<tr>
<td>699</td>
<td>Revenue and Taxation</td>
<td>163</td>
<td>FISH AND GAME - LICENSES - Amends, repeals and adds to existing law to provide for fees for licenses, tags and permits issued by the Department of Fish and Game; to provide that the director may define activities or facilities that provide a benefit; to provide for legislative intent; to increase the amount from each steelhead trout or anadromous salmon permit deposited into the Fish and Game Set-aside Account; to delete references to how certain moneys are to be used; to provide for nonresident combination licenses; to adjust certain amounts deposited from sales of licenses in the eighth class; to provide for disabled person licenses and military furlough licenses; to provide for nonresident small game hunting licenses and combination licenses; to provide for hunting of sandhill cranes; to provide that the Fish and Game Commission may make rules to allow a nonresident deer tag to be used for other purposes; to provide for resident and nonresident hound hunter permits; to provide for a bear baiting permit; to provide for a migratory bird harvest information fees program permit; to provide for a dog field trial permit; to require permits for import and export of wildlife; to require fees for park permits and pond permits; to provide for permits for live fish transportation and to provide for fees; to provide for electronically issued, unexpired validation for migratory bird hunting; to provide hunting of migratory game birds without a license validated for the federal migratory bird harvest information program permit; to require certain persons to obtain a commercial wildlife license; to provide resident and nonresident commercial wildlife license; and to provide fees and require recordkeeping.</td>
<td>209</td>
<td>438</td>
<td>LAW</td>
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<tr>
<td>700 AA</td>
<td>State Affairs</td>
<td>164</td>
<td>PRIVATE ACTIVITY BOND CEILING ALLOCATION ACT - Amends existing law to revise the allocation formula regarding the Idaho Private Activity Bond Ceiling Allocation Act; and to provide the Governor’s executive order regarding the Idaho Private Activity Bond Ceiling Allocation Act shall establish priorities.</td>
<td>308</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>701</td>
<td>Appropriations</td>
<td>164</td>
<td>APPROPRIATIONS - DEPARTMENT OF FINANCE - Appropriates $3,163,100 to the Department of Finance for fiscal year 2001; and limits the number of full-time equivalent positions to 43.</td>
<td>183</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>702</td>
<td>Appropriations</td>
<td>164</td>
<td>APPROPRIATIONS - LABOR DEPARTMENT - Appropriates $632,900 to the Department of Labor for fiscal year 2001; and limits the number of full-time equivalent positions to 7.</td>
<td>183</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>703</td>
<td>Appropriations</td>
<td>164</td>
<td>APPROPRIATIONS - LOTTERY COMMISSION - Appropriates $10,225,700 to the Lottery Commission in the Department of Self-Governing Agencies for fiscal year 2001; limits the authorized full-time equivalent positions to 47; and provides legislative intent that amounts necessary to pay prizes, retailer commissions, advertising and promotional costs shall be continuously appropriated.</td>
<td>184</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>704</td>
<td>Revenue and Taxation</td>
<td>169</td>
<td>MOTOR VEHICLES - REFUND - Adds to existing law to require an automobile manufacturer to accept return of a motor vehicle and to refund the customer the full amount of the purchase price, including all taxes, if specified conditions have been satisfied; and to provide that such refund is an exclusive remedy which precludes action under any other provision of law relating to new motor vehicle warranties.</td>
<td>-</td>
<td>176</td>
<td>House Transportation and Defense</td>
</tr>
<tr>
<td>705</td>
<td>Revenue and Taxation</td>
<td>169</td>
<td>TAX LEVY - UNAUTHORIZED - Amends existing law to provide for notification to the county commissioners and county treasurer of any unauthorized levy of taxes.</td>
<td>264</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>706 AAS</td>
<td>State Affairs</td>
<td>177</td>
<td>RIGHTS-OF-WAY - MAPS - Amends existing law to extend the date from July 1, 2000, to July 1, 2005, by which county or highway district boards of commissioners shall have published in map form and made readily available the location of all public rights-of-way under their jurisdictions.</td>
<td>276</td>
<td>350</td>
<td>Held at Desk</td>
</tr>
<tr>
<td>707 AAS</td>
<td>Revenue and Taxation</td>
<td>177</td>
<td>INCOME TAX - CREDIT - Adds to, amends and repeals existing law to provide an income tax deduction for a self-employed taxpayer for the cost of medical insurance for the taxpayer, spouse and dependents; to provide an income tax credit, for tax years 2000 and after, of three percent of the taxpayer’s state income tax liability; to exclude from the calculation of Idaho taxable income any marriage penalty that may exist in the basic standard deduction; to provide for adjustments.</td>
<td>222</td>
<td>351</td>
<td>Held at Desk</td>
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(S. A. - See Senate Journal)
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<td>708</td>
<td>State Affairs</td>
<td>178</td>
<td>TERM LIMITS - Amends existing law to provide that the term limits law shall apply to county commissioners on and after March 24, 2002. .</td>
<td>265</td>
<td>265</td>
<td>Senate State Affairs</td>
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<tr>
<td>709</td>
<td>Appropriations</td>
<td>181</td>
<td>APPROPRIATIONS - HISTORICAL SOCIETY Appropriates $3,282,900 to the State Board of Education for the Idaho State Historical Society for fiscal year 2001; limits the number of full-time equivalent positions to 46.36; reappropriates unexpended and unencumbered General Fund balances for the Historical Preservation and Education Program; and appropriates an additional $646,000 to the Historical Society for fiscal year 2000. .</td>
<td>210</td>
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<td>LAW</td>
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<tr>
<td>710</td>
<td>Appropriations</td>
<td>181</td>
<td>APPROPRIATIONS - STATE LIBRARY BOARD Appropriates $3,828,100 to the State Board of Education for the State Library Board for fiscal year 2001; limits the number of authorized full-time equivalent positions to 46. .</td>
<td>227</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>711</td>
<td>Appropriations</td>
<td>181</td>
<td>APPROPRIATIONS - ENDOWMENT FUND INVESTMENT BOARD - Appropriates $603,000 to the Office of the Governor for the Endowment Fund Investment Board for fiscal year 2001; limits the number of full-time equivalent positions to 5.5; and provides for continuous appropriation authority for moneys in the Endowment Administration Fund for consulting fees, bank custodial fees and portfolio-related costs. .</td>
<td>227</td>
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<td>LAW</td>
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<tr>
<td>712</td>
<td>Appropriations</td>
<td>181</td>
<td>APPROPRIATIONS - LEGISLATIVE COUNCIL Appropriates $5,659,200 to the Legislative Council for fiscal year 2001; reappropriates unexpended and unencumbered balances for Redistricting for fiscal year 2002; and extending the reappropriation for Reapportionment to June 30, 2001. .</td>
<td>228</td>
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<td>LAW</td>
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<tr>
<td>713</td>
<td>Revenue and Taxation</td>
<td>187</td>
<td>PUBLIC WORKS CONTRACTORS - Amends existing law to reposition the Public Works Contractors License Board within the Department of Self-governing Agencies so that it is a part of the Division of Building Safety in the Department of Self-Governing Agencies. .</td>
<td>264</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>714</td>
<td>Revenue and Taxation</td>
<td>187</td>
<td>MANUFACTURED HOMES- DEALERS/SELLERS Amends existing law to transfer rulemaking authority from the administrator of the Division of Building Safety to the Manufactured Home Advisory Board regarding rules which provide for the licensing of manufactured home dealers, brokers, salesmen and manufacturers and service firms. .</td>
<td>264</td>
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<td>715</td>
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<td>194</td>
<td>House Transportation and Defense</td>
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<tr>
<td>716 AA</td>
<td>Education</td>
<td>200</td>
<td>PUBLIC SCHOOL OPTIONS FUND - Adds to existing law to create the Public Schools Option Fund; to provide that grants may be awarded by the State Board of Education to school districts, schools or grades within a school to encourage public schools to offer curriculums, settings, processes or structures that offer students clear choice options within public schools; and to provide a sunset date. (House Amendments – p. 266)</td>
<td>288</td>
<td>288</td>
<td>Failed House</td>
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<td>717</td>
<td>Education</td>
<td>201</td>
<td>PERSI - MEMBERSHIP PURCHASE - Adds to existing law to provide that active, vested members of the Public Employee Retirement System may purchase up to forty-eight months of membership service.</td>
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<td>LAW</td>
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<td>718</td>
<td>State Affairs</td>
<td>201</td>
<td>CONTROLLED SUBSTANCES - Amends existing law to provide notification of the respective boards when the Board of Pharmacy or a registrant’s professional licensing board takes an action against a registrant.</td>
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<td>206</td>
<td>House Health and Welfare</td>
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<tr>
<td>719 AAS</td>
<td>State Affairs</td>
<td>201</td>
<td>MULTISTATE HIGHWAY TRANSPORTATION AGREEMENT - Amends existing law to provide that the Multistate Highway Transportation Agreement is enacted into law subject to the condition that no action under Article IV, Section 2 of the Agreement shall become binding on the state of Idaho unless approved by adoption of rules by the Idaho Transportation Department, by adoption of a concurrent resolution or by adoption of a statute by the Legislature of the State of Idaho. (S. A. – See Senate Journal)</td>
<td>258</td>
<td>389</td>
<td>Filed in the Office of the Chief Clerk</td>
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<tr>
<td>720</td>
<td>Revenue and Taxation</td>
<td>201</td>
<td>SCHOOL BUILDINGS - CONTRACTORS - Adds to existing law to provide a sales and use tax exemption on the sale of tangible personal property to a contractor or subcontractor who is building, remodeling or repairing a public school building; and to provide qualification criteria for a public school building.</td>
<td>-</td>
<td>206</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>721</td>
<td>Appropriations</td>
<td>201</td>
<td>APPROPRIATIONS - AGRICULTURAL RESEARCH/COOPERATIVE EXTENSION PROGRAM - Appropriates $28,313,100 to the Board of Regents of the University of Idaho for the Agricultural Research and Cooperative Extension Service Program for fiscal year 2001; and reappropriates unexpended and unencumbered fund balances for nonrecurring expenditures for fiscal year 2001.</td>
<td>246</td>
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<tr>
<td>722</td>
<td>State Affairs</td>
<td>208</td>
<td>DISASTER PREPAREDNESS - FUNDS - Amends and adds to existing law to add a member to the Emergency Response Commission; to provide for the preparation and distribution of a summary of federal funds granted to the state for disaster preparedness; and to provide for distribution of the funds.</td>
<td>271</td>
<td>439</td>
<td>LA W</td>
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<tr>
<td>723</td>
<td>State Affairs</td>
<td>208</td>
<td>TELEPHONE CORPORATIONS - Adds to existing law to permit incumbent telephone corporations to elect to establish caps on rates for basic local exchange service; and to provide the method of determining the price cap rate.</td>
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<td>211</td>
<td>House State Affairs</td>
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<tr>
<td>724</td>
<td>State Affairs</td>
<td>208</td>
<td>SEXUALLY ORIENTED BUSINESS - Adds to and amends existing law to require that sexually oriented businesses and their employees must obtain a license from the Department of Law Enforcement; to provide legislative intent and findings; to provide application to existing businesses; to provide contents of license applications and license fees; to provide for issuance and expiration of licenses; to prohibit certain acts and to provide for suspension and revocation of licenses; to provide for hearings and appeals; to provide for hours of operation and inspections of businesses; to allow for local regulation; and to provide that certain records are confidential.</td>
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<td>211</td>
<td>House Business</td>
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<td>725</td>
<td>Revenue and Taxation</td>
<td>208</td>
<td>COMMUNITY COLLEGES - Amends existing law to reduce the maximum property tax levy authorization for support of community colleges; and to provide for property tax replacement funds.</td>
<td>-</td>
<td>211</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>726 A A AAS</td>
<td>Education</td>
<td>212</td>
<td>CHARTER SCHOOLS - Amends existing law to clarify that public charter schools function independently from the existing school district structure or any local board of trustees, except as provided in the chapter; and to clarify admission procedures with regard to overenrollment. (House Amendments - p. 265) (S. A. - See Senate Journal)</td>
<td>401</td>
<td>439</td>
<td>LA W</td>
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<tr>
<td>727 A A</td>
<td>Education</td>
<td>212</td>
<td>STUDENTS - Adds to existing law to provide a school-based service-learning component be added to high school graduation requirements at the school district's option; and to provide for reports.</td>
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<td>293</td>
<td>Failed House</td>
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<tr>
<td>728</td>
<td>Revenue and Taxation</td>
<td>213</td>
<td>SALES TAX COUNCIL CREATED - Adds to existing law to create the sales tax council; to provide membership and duties; to provide for a limited test authorization; to provide for confidentiality of taxpayer information; to provide legislative oversight; to provide a final report; and providing a sunset date.</td>
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<tr>
<td>729</td>
<td>Revenue and Taxation</td>
<td>224</td>
<td>PUBLIC UTILITY - FIRE PROTECTION - Amdends existing law to provide that, in the case of fire districts, during the year immediately following the election of a public utility to consent to be provided fire protection pursuant to section 31-1422, Idaho Code, the maximum amount of property tax revenues permitted by the three percent growth factor law may be increased by an amount equal to the current year's taxable value of the consenting public utility multiplied by that portion of the prior year's levy subject to the three percent limitation.</td>
<td>287</td>
<td>439</td>
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<td>730</td>
<td>State Affairs</td>
<td>225</td>
<td>HORSE RACING - Amdends existing law to charge the Idaho State Lottery Commission with governance of horse racing and wagering on horse racing in Idaho; and to create from the Idaho State Racing Commission an advisory on horse racing within the Lottery Commission.</td>
<td>293</td>
<td>293</td>
<td>Senate State Affairs</td>
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<td>731</td>
<td>State Affairs</td>
<td>225</td>
<td>RACING COMMISSION - REPORTS - Amdends existing law relating to the Idaho Racing Commission to expand the financial data required of applicants for licenses; and to provide more reporting by recipients of moneys from racing proceeds.</td>
<td>287</td>
<td>288</td>
<td>Senate State Affairs</td>
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<td>732 AA</td>
<td>State Affairs</td>
<td>225</td>
<td>ELECTRIC UTILITIES - SALE/TRANSFER Amdends existing law relating to the sale or transfer of electric utilities to provide legislative intent; to require a finding that the transaction shall be consistent with and promote the public interest; to require inclusion of the director of the Department of Water Resources' conditions regarding water rights; to provide that the applicant shall bear the burden of showing that the transfer requirements have been satisfied; to provide that any authorization or order of the Idaho Public Utilities Commission approving the sale, assignment or transfer of water rights used in the generation of electric power shall be issued only upon conditions as required by the director of the Department of Water Resources as necessary to prevent a change in the use of water under the hydropower rights that would cause an adverse effect upon any water rights existing on the date of the transaction and that any such conditions shall ensure the public interest, as it pertains to the use of water under the hydropower water rights, will not be adversely affected.</td>
<td>308</td>
<td>308</td>
<td>Senate State Affairs</td>
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<td>(House Amendments – p. 286)</td>
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<td>733</td>
<td>State Affairs</td>
<td>225</td>
<td>HORSE RACING - Amdends existing law relating to the Idaho Racing Commission to eliminate a requirement for two years of live race experience prior to licensure as a simulcast race site.</td>
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<tr>
<td>734 AA</td>
<td>State Affairs</td>
<td>225</td>
<td>RACING - SIMULCAST - Amends existing law relating to distribution of moneys derived from simulcast of horse and dog racing wagering to increase the amount distributed to the purse fund for live races in Idaho. (House Amendments – p. 330)</td>
<td>346</td>
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<td>Senate State Affairs</td>
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<td>735</td>
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<td>225</td>
<td>APPROPRIATIONS - INSURANCE DEPARTMENT - Appropriates $5,783,100 to the Department of Insurance for fiscal year 2001; limits the number of full-time equivalent positions to 68.5.</td>
<td>256</td>
<td>439</td>
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<tr>
<td>736</td>
<td>Appropriations</td>
<td>225</td>
<td>APPROPRIATIONS - WATER RESOURCES - Appropriates $20,070,900 to the Department of Water Resources for fiscal year 2001; and limits the full-time equivalent positions to 183.</td>
<td>256</td>
<td>439</td>
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<td>737</td>
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<td>226</td>
<td>APPROPRIATIONS - PARKS AND RECREATION DEPARTMENT - Appropriates $28,469,800 to the Department of Parks and Recreation for fiscal year 2001; limits the authorized full-time equivalent positions to 153.75; appropriates $75,000 for matching fund support of the Gateway Visitors Centers; authorizes the State Controller to transfer $1,000,000 of the appropriation to the Park Land Trust Fund and specifying a use for the moneys in the fund; appropriates $1,281,100 to the Lava Hot Springs Foundation for fiscal year 2001; and limits the number of full-time equivalent positions for the Lava Hot Springs Foundation to 11.</td>
<td>257</td>
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<td>LAW</td>
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<tr>
<td>738</td>
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<td>226</td>
<td>APPROPRIATIONS - BUILDING SAFETY DIVISION - Provides intent regarding the expenditures of the Division of Building Safety; appropriates $8,655,700 to the Division of Building Safety for fiscal year 2001; and limits the number of full-time equivalent positions to 113.</td>
<td>257</td>
<td>439</td>
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<td>739</td>
<td>Appropriations</td>
<td>226</td>
<td>APPROPRIATIONS - ATTORNEY GENERAL - Appropriates $16,175,800 to the Attorney General for fiscal year 2001; specifies legislative intent that $1,000 may be used to assist in defraying expenses relating to or resulting from the discharge of the Attorney General’s official duties; and limits the number of full-time equivalent positions to 177.9.</td>
<td>262</td>
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<td>740 AA</td>
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<td>232</td>
<td>EMERGENCY MEDICAL SERVICES - FEE - Amends existing law to increase a fee on driver’s licenses for the funding of the emergency medical services account; and to provide for distribution of the funds. (House Amendments – pp. 283 and 331)</td>
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<td>348</td>
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<td>Appropriates $27,368,100 to the Department of Lands for fiscal year 2001; limits the number of full-time equivalent positions to 243.61; provides a contingency for the appropriation for the Forest and Range Fire Protection Program; and appropriates an additional $500,000 to the Department of Lands for fiscal year 2000.</td>
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<tr>
<td>742</td>
<td>Appropriations</td>
<td>233</td>
<td>Appropriations - State Board of Education - Appropriates $2,097,000 to the State Board of Education for the Office of the State Board of Education for fiscal year 2001; limits the full-time equivalent positions to 21; and reappropriates unexpended and unencumbered fund balance to the State Board of Education for the Office of the State Board of Education for nonrecurring expenditures.</td>
<td>262</td>
<td>439</td>
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<td>Appropriations - State Board of Education - Teacher Training</td>
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<td>Appropriates $500,000 to the State Board of Education and the Board of Regents of the University of Idaho for teacher training for fiscal year 2001; and provides legislative intent that the expenditure of funds for teacher training be at the recommendation of the State Council for Technology in Learning subject to review and approval by the State Board of Education.</td>
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<tr>
<td>744</td>
<td>State Affairs</td>
<td>233</td>
<td>Telephone Solicitation - Amends and adds to existing law to state legislative findings; to clarify &quot;telephone solicitation&quot;; to provide for establishment of a &quot;no telephone solicitation contact&quot; list, on which Idaho residents may, for a fee, be placed; to prohibit telephone solicitors from calling people on the list; to impose civil penalties for contacting persons identified on the list; and to provide exceptions.</td>
<td>288</td>
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<td>LAW</td>
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<tr>
<td>745</td>
<td>Appropriations</td>
<td>233</td>
<td>Appropriations - Human Resources Division - Appropriates $2,682,200 to the Office of the Governor for the Human Resources Division for fiscal year 2001; and limits the number of authorized full-time equivalent positions to 37.</td>
<td>263</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>746</td>
<td>Appropriations</td>
<td>233</td>
<td>Appropriations - Juvenile Corrections Department - Appropriates $42,274,300 to the Department of Juvenile Corrections for fiscal year 2001; and limits the number of full-time equivalent positions to 282.5.</td>
<td>263</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>747</td>
<td>Revenue and Taxation</td>
<td>241</td>
<td>Sales Tax - Exemptions - Repeals and adds to existing law to repeal the sales tax exemptions; and provides for the Legislative Council to conduct an analysis of each sales tax exemption and file a report with the governor and each legislator.</td>
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<tr>
<td>748</td>
<td>Ways and Means</td>
<td>241</td>
<td>DISABILITY INSURANCE - Amends existing law to provide for a two percent premium tax on disability insurance; and to exclude disability insurers from the reduced tax based on Idaho investments. . .</td>
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<td>-</td>
<td>House Revenue and Taxation</td>
</tr>
<tr>
<td>749</td>
<td>State Affairs</td>
<td>242</td>
<td>ANNEXATION - AREA OF CITY IMPACT A mends existing law to provide that an area of city impact must be established before a city may annex adjacent territory outside the boundary of the incorporated municipality; to provide that the cooperating county governing board having jurisdiction in the unincorporated area, prior to negotiation of an ordinance, surrender authority to exercise final approval of any proposed area annexation within the area of city impact; and to provide approval of a proposed area of annexation by a county governing board shall be by ordinance following notice and hearing. . . . . . . . . . . . . . . . . . . . . . . . . .</td>
<td>-</td>
<td>254</td>
<td>House Local Government</td>
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<tr>
<td>750</td>
<td>Ways and Means</td>
<td>253</td>
<td>INDIVIDUAL HIGH RISK INSURANCE POOL Repeals, amends and adds to existing law to establish the Idaho individual high risk reinsurance pool for individual health insurance carriers; and to provide for diversion of premium tax funds to the pool. . .</td>
<td>277</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>751</td>
<td>Appropriations</td>
<td>261</td>
<td>APPROPRIATIONS - SELF-GOVERNING AGENCIES - Appropriates $7,630,000 to the regulatory boards in the Department of Self-Governing Agencies for fiscal year 2001; and limits the number of full-time equivalent positions in each of the regulatory boards. . . . . . . . . . . . . . . . . . . . . .</td>
<td>278</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>752</td>
<td>Education</td>
<td>261</td>
<td>EDUCATION - ETHICS/PRINCIPLES/VIRTUE Adds to existing law to create the ethics, principles and virtue education fund to be administered to provide grants to teachers and a teacher honorarium to encourage and recognize programs which successfully teach ethics, principles and virtue. . .</td>
<td></td>
<td>-</td>
<td>House Education</td>
</tr>
<tr>
<td>753</td>
<td>Appropriations</td>
<td>261</td>
<td>APPROPRIATIONS - HEALTH EDUCATION PROGRAMS - STATE BOARD OF EDUCATION Appropriates $6,602,700 to the State Board of Education and the Board of Regents of the University of Idaho for Health Education Programs including WOI Veterinary Education Program, WWAMI Medical Education Program, Idaho Dental Education Program, WICHE and University of Utah Medical Education Program, and the Family Practice Residency Program for fiscal year 2001; limits the number of full-time equivalent positions to 19.39 . .</td>
<td>278</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>754</td>
<td>Appropriations</td>
<td>261</td>
<td>APPROPRIATIONS - DIVISION OF FINANCIAL MANAGEMENT - Appropriates $2,492,800 to the Office of the Governor for the Division of Financial Management for fiscal year 2001; and limits the number of full-time equivalent positions to 26. . .</td>
<td>279</td>
<td>439</td>
<td>LAW</td>
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<td>755</td>
<td>Appropriations</td>
<td>261</td>
<td>APPROPRIATIONS - COLLEGES AND UNIVERSITIES - Appropriates $287,518,800 to the State Board of Education and the Board of Regents of the University of Idaho for Boise State University, Idaho State University, Lewis-Clark State College, the University of Idaho, and the Office of the State Board of Education for fiscal year 2001; provides legislative intent that $75,000 of the amount appropriated be used by the Office of the State Board of Education for system-wide needs; provides legislative intent that $1,600,000 be used for matching awards, research centers and infrastructure; provides legislative intent that $1,750,000 be used for competitive technology grants and for participation in the Western Governor's Association Virtual University; provides intent that $500,000 be used for teacher preparation activities; provides intent that $1,300,000 be used for the Governor's College and University Excellence Initiative; provides legislative intent regarding moneys received from outside sources; and reappropriates unexpended and unencumbered fund balance.</td>
<td>279</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>756</td>
<td>Ways and Means</td>
<td>270</td>
<td>ADMINISTRATIVE RULES - Adds to existing law to provide that administrative rules that expire on July 1, 2000, will continue to be effective until July 1, 2001; to provide that administrative rules approved or extended by the adoption of a concurrent resolution shall be effective until July 1, 2001, or until such time as they shall expire; to provide that rules rejected by concurrent resolution shall be null, void and of no force and effect; and to authorize agencies to amend or repeal certain rules pursuant to the Administrative Procedure Act.</td>
<td>293</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>757</td>
<td>Appropriations</td>
<td>270</td>
<td>APPROPRIATIONS - Appropriating $5,300 to the Office of the Governor for the Military Division for fiscal year 2000 for the purpose of providing a contribution from the state of Idaho to the Women in Military Service for America Memorial.</td>
<td>292</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>758</td>
<td>Appropriations</td>
<td>274</td>
<td>APPROPRIATIONS - COMMUNITY COLLEGES Appropriates $15,846,800 to the State Board of Education for Community College Support for fiscal year 2001.</td>
<td>293</td>
<td>439</td>
<td>LAW</td>
</tr>
<tr>
<td>759</td>
<td>Appropriations</td>
<td>274</td>
<td>APPROPRIATIONS - PROFESSIONAL-TECHNICAL EDUCATION - Appropriates $50,506,900 to the State Board for Professional-Technical Education for the Division of Professional-Technical Education for fiscal year 2001; reappropriates unexpended and unencumbered fund balances for nonrecurring expenditures; and expresses legislative intent with respect to cooperative service agencies qualifying and functioning as professional-technical schools.</td>
<td>294</td>
<td>439</td>
<td>LAW</td>
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<td>760</td>
<td>Ways and Means</td>
<td>274</td>
<td>JUDGES - RETIREMENT - Repeals, amends and adds to existing law to provide for judges' retirement and judicial service after retirement.</td>
<td>335</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>761</td>
<td>Ways and Means</td>
<td>275</td>
<td>JUDGES - JUSTICES - SALARIES - A mends existing law to provide for an increase in the annual salary of justices and judges.</td>
<td>336</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>762</td>
<td>Revenue and Taxation</td>
<td>275</td>
<td>PROPERTY TAX - A mends existing law to exclude contracts and contract rights relating to the sale of electric power by nonregulated electric power generators from the exemption to property taxation for intangible personal property.</td>
<td>295</td>
<td>296</td>
<td>Senate Local Government and Taxation</td>
</tr>
<tr>
<td>763</td>
<td>Appropriations</td>
<td>282</td>
<td>APPROPRIATIONS - AGRICULTURE DEPARTMENT - Appropriates $23,821,200 to the Department of Agriculture for fiscal year 2001; and limits the number of full-time equivalent positions to 172.31.</td>
<td>306</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>764</td>
<td>Appropriations</td>
<td>282</td>
<td>APPROPRIATIONS - IDAHO STATE POLICE - Appropriates $48,786,900 to the Idaho State Police for fiscal year 2001; and limits the number of full-time equivalent positions to 520.8.</td>
<td>306</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>765</td>
<td>Appropriations</td>
<td>282</td>
<td>APPROPRIATION - ARTS COMMISSION - Appropriates $1,564,600 to the Secretary of State for the Commission on the Arts; and limits the number of full-time equivalent positions to 11.</td>
<td>307</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>766</td>
<td>Appropriations</td>
<td>282</td>
<td>APPROPRIATIONS - DEPARTMENT OF FISH AND GAME - Appropriates $54,926,900 to the Department of Fish and Game for fiscal year 2001; limits the number of full-time equivalent positions to 502; and states legislative intent that the Department of Fish and Game continue the $150,000 pheasant stocking effort.</td>
<td>307</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>767</td>
<td>State Affairs</td>
<td>290</td>
<td>COLLEGE AND UNIVERSITY ENDOWMENT FUNDS - A mends existing law relating to college and university endowment funds to provide that the funds may be expended without a legislative appropriation; and to include a portion of endowment land inadvertently not included in the redrafting of the endowment statutes.</td>
<td>356</td>
<td>356</td>
<td>Senate State Affairs</td>
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<tr>
<td>768</td>
<td>Appropriations</td>
<td>291</td>
<td>APPROPRIATIONS - PUBLIC BROADCASTING - Appropriates $4,421,800 to the State Board of Education for the Idaho Educational Public Broadcasting System for fiscal year 2001; limits the number of authorized full-time equivalent positions to 38; provides legislative intent regarding notification to the Federal Communications Commission regarding conversion to digital technology.</td>
<td>337</td>
<td>439</td>
<td>LAW</td>
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<td>769</td>
<td>Appropriations</td>
<td>291</td>
<td>APPROPRIATIONS - DEPARTMENT OF HEALTH AND WELFARE - PUBLIC HEALTH SERVICES - Appropriates $48,349,400 to the Department of Health and Welfare for Public Health Services for fiscal year 2001; authorizes the State Controller to make transfers to the Cooperative Welfare Fund; reappropriates unexpended and unencumbered fund balances of the Cooperative Welfare Fund for nonrecurring expenditures; authorizes expenditure of all receipts collected as noncognizable funds; and provides legislative intent that the appropriation of moneys from the Cancer Control Fund supersedes the provisions of Section 57-1702, Idaho Code.</td>
<td>321 439 LAW</td>
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<tr>
<td>770</td>
<td>Appropriations</td>
<td>291</td>
<td>APPROPRIATIONS - DEPARTMENT OF HEALTH AND WELFARE - SELF-RELIANCE PROGRAMS - Appropriates $115,023,600 to the Department of Health and Welfare for Self-reliance Programs for fiscal year 2001; authorizes the State Controller to make transfers to the Cooperative Welfare Fund; reappropriates unexpended and unencumbered fund balances of the Cooperative Welfare Fund for nonrecurring expenditures; and authorizes expenditure of all receipts collected as noncognizable funds.</td>
<td>321 439 LAW</td>
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<tr>
<td>771</td>
<td>Appropriations</td>
<td>291</td>
<td>APPROPRIATIONS - DEPARTMENT OF HEALTH AND WELFARE - INDIRECT SUPPORT SERVICES - INDEPENDENT COMMISSIONS AND COUNCILS - Appropriates $31,284,300 for Indirect Support Services and $3,305,500 for Independent Commissions and Councils for fiscal year 2001; specifies that the State Controller shall make transfers to the Cooperative Welfare Fund; reappropriates unexpended and unencumbered balances of the Cooperative Welfare Fund to be used for nonrecurring expenditures; authorizes the expenditure of all receipts collected as noncognizable funds; and limits the authorized full-time equivalent positions to 3,038.01.</td>
<td>322 439 LAW</td>
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<tr>
<td>772</td>
<td>Appropriations</td>
<td>291</td>
<td>APPROPRIATIONS - DEPARTMENT OF HEALTH AND WELFARE - FAMILY AND COMMUNITY SERVICES DIVISION Appropriates $135,864,200 to the Division of Family and Community Services for fiscal year 2001; authorizes the State Controller to make transfers to the Cooperative Welfare Fund as requested and approved; reappropriates unexpended and unencumbered fund balances of the Cooperative Welfare Fund for nonrecurring expenditures; authorizes expenditure of all receipts collected as noncognizable funds; and provides intent that of the moneys appropriated, $100,000 be used to purchase radio/television ads targeted to adolescents.</td>
<td>323 439 LAW</td>
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<td>773</td>
<td>Appropriations</td>
<td>291</td>
<td>Appropriations - Permanent Building Fund - Appropriates $30,953,000 to the Division of Public Works for specified projects; provides legislative intent regarding expenditure of moneys by the Division of Public Works; exempts the appropriations from certain provisions of the Idaho Code; and directs the State Treasurer to issue tax anticipation notes. 323 439 LAW</td>
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<td>774</td>
<td>Appropriations</td>
<td>291</td>
<td>Appropriations - World War II Memorial - States legislative intent regarding participation in the National World War II Memorial &quot;dollar per veteran&quot; campaign; and appropriates an additional $66,000 to the Office of the Governor for the Military Division for fiscal year 2000 for the National World War II Memorial. 322 439 LAW</td>
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<tr>
<td>775</td>
<td>State Affairs</td>
<td>305</td>
<td>County Housing Authorities - Amends existing law to allow a county housing authority to continue to own and operate housing projects in a city after the city creates a housing authority or a city which has a housing authority annexes the area where the projects are located if the county authority has become financially obligated with respect to such projects; and to provide for a mortgage of the authority's real or personal property to secure the payment of bonds or other obligations. - 317 House State Affairs</td>
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<tr>
<td>776</td>
<td>Appropriations</td>
<td>305</td>
<td>Appropriations - Administration Department - Appropriates $25,509,300 to the Department of Administration for fiscal year 2001; provides legislative intent regarding implementation of any renovation plans of the Capitol Commission; and limits the number of full-time equivalent positions to 172.60. 342 439 LAW</td>
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<tr>
<td>777</td>
<td>Appropriations</td>
<td>319</td>
<td>Appropriations - Correction Department - Appropriates $107,380,500 to the Department of Correction for fiscal year 2001; limits the full-time equivalent positions to 1,383.06; and provides legislative intent that the Department of Correction shall report back to the Joint Finance-Appropriations on the process of the implementation of the new offender assessment process. 344 439 LAW</td>
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<td>778</td>
<td>Appropriations</td>
<td>319</td>
<td>Appropriations - Supreme Court Appropriates $25,345,500 to the Supreme Court for fiscal year 2001; appropriates $451,200 to the Guardian Ad Litem Fund; and provides legislative intent that $5000 may be used to defray expenses relating to the discharge of the Supreme Court Justices' official duties and $1,500 to defray expenses relating to the discharge of the Court of Appeals Judges' official duties. 345 439 LAW</td>
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<td>779</td>
<td>Appropriations</td>
<td>319</td>
<td>Appropriations - SPECIAL PROGRAMS - STATE BOARD OF EDUCATION - Appropriates $5,024,700 to the State Board of Education and the Board of Regents of the University of Idaho for Special Programs, including Forest Utilization Research Program, Idaho Geological Survey Program, Scholarships and Grants Program, Idaho Museum of Natural History, Idaho Small Business Development Centers, and the Idaho Council on Economic Education for fiscal year 2001; limits the number of full-time equivalent positions to 25.79; and reappropriates unexpended and unencumbered balance to be used for nonrecurring expenditures. . .</td>
<td>345</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>780</td>
<td>Ways and Means</td>
<td>326</td>
<td>HEALTH INSURANCE - Amends House Bill 750 of the Second Regular Session of the Fifty-fifth Idaho Legislature regarding the Idaho Individual High Risk Reinsurance Pool to require that insurance carriers subject to the act provide specified information to the Department of Insurance, the Joint Legislative Oversight and the Health Insurance Premiums Task Force; and to provide that the confidentiality of any trade secrets or proprietary information received be maintained. . . . . . . . . . . . . . .</td>
<td>338</td>
<td>437</td>
<td>LAW</td>
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<tr>
<td>781</td>
<td>Appropriations</td>
<td>329</td>
<td>Appropriations - Appropriates an additional $12,000 to the Board of Dentistry for fiscal year 2000. . . . . . . . . . . . . . . . . . . . . .</td>
<td>354</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>782</td>
<td>Appropriations</td>
<td>329</td>
<td>Appropriations - OFFICE OF PERFORMANCE EVALUATION - Appropriates $600,000 to the Legislative Council for the Office of Performance Evaluations for fiscal year 2000; and reappropriates unexpended and unencumbered fund balances. . . . . . . . . . . . . . . . . . . . . .</td>
<td>355</td>
<td>439</td>
<td>LAW</td>
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<tr>
<td>783</td>
<td>Appropriations</td>
<td>329</td>
<td>Appropriations - Appropriates an additional $199,000 to the Department of Agriculture for fiscal year 2001; and authorizes an additional 2 full-time equivalent positions. . . . . . . . . . . . . . . . . . . . . .</td>
<td>355</td>
<td>439</td>
<td>LAW</td>
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<td>784</td>
<td>Appropriations</td>
<td>340</td>
<td>Appropriations - STATE CONTROLLER Appropriates $11,399,300 to the State Controller for fiscal year 2001; provides legislative intent regarding billing methodologies for Statewide Accounting and Statewide Payroll; provides legislative intent regarding purchases or obligations involving information technology items; provides that $1,000 may be used to assist in defraying expenses relating to or resulting from the discharge of the State Controller's official duties; reappropriates any unexpended and unencumbered fund balances for nonrecurring expenditures for fiscal year 2001; and limits the authorized full-time equivalent positions to 100.85. . . . . . . . . . . . . . . .</td>
<td>356</td>
<td>439</td>
<td>LAW</td>
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<td>785</td>
<td>Appropriations</td>
<td>341</td>
<td></td>
<td>APPROPRIATIONS - TAX APPEALS BOARD</td>
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<td>Appropriates $328,000, to the State Board of Tax Appeals in the Department of Revenue and Taxation for fiscal year 2001; and limits the number of full-time equivalent positions to 5.</td>
<td>357</td>
<td>439</td>
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<td>786</td>
<td>Appropriations</td>
<td>341</td>
<td></td>
<td>APPROPRIATIONS - MILITARY DIVISION</td>
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<td>Appropriates $21,078,200 to the Office of the Governor for the Military Division for fiscal year 2001; grants continuous appropriation authority for the Bureau of Hazardous Materials' Miscellaneous Revenue Fund for fiscal year 2001; and limits the number of authorized full-time equivalent positions to 182.80.</td>
<td>357</td>
<td>439</td>
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<td>787</td>
<td>Appropriations</td>
<td>341</td>
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<td>APPROPRIATIONS - DEPARTMENT OF COMMERCE - Appropriates $24,812,700 to the Department of Commerce for fiscal year 2001; provides for a funds transfer to the Department of Commerce's Miscellaneous Revenue Fund; provides for a funds transfer to the Hispanic Cultural Fund and provides legislative intent for expenditure of the funds; and limits the number of full-time equivalent positions to 54.</td>
<td>358</td>
<td>439</td>
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<tr>
<td>788</td>
<td>Appropriations</td>
<td>341</td>
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<td>APPROPRIATIONS - DEPARTMENT OF ENVIRONMENTAL QUALITY - Appropriates $36,561,700 to the Department of Environmental Quality for fiscal year 2001; limits the number of full-time equivalent positions to 357.55; directs the transfer of $520,000 to the Environmental Remediation Fund; provides intent regarding Bunker Hill remediation; provides for the transfer of $500,000 from the Water Pollution Control Fund to the General Fund; and appropriates an additional $150,000 to the Department of Health and Welfare for the Division of Environmental Quality for fiscal year 2001.</td>
<td>358</td>
<td>439</td>
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<td>789</td>
<td>Appropriations</td>
<td>341</td>
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<td>APPROPRIATIONS - MILLENNIUM FUND</td>
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<td>Appropriates $2,305,000 from the Millennium Fund to the State Treasurer for specified purposes for fiscal year 2001; and provides legislative intent regarding the Catastrophic Health Care Cost Program and regarding the allocation of available funds.</td>
<td>359</td>
<td>439</td>
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<td>790</td>
<td>Appropriations</td>
<td>353</td>
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<td>APPROPRIATIONS - PUBLIC EMPLOYEE RETIREMENT SYSTEM - Appropriates $5,962,500 to the Office of the Governor for the Public Employee Retirement System for fiscal year 2001; provides legislative intent that moneys appropriated for the Portfolio Investment Program are for administrative costs of the program; limits the number of authorized full-time equivalent positions to 55; and appropriates an additional $96,200 to the Public Employee Retirement System for fiscal year 2000.</td>
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| 791           | Appropriations | 353               | APPROPRIATIONS - STATE TAX COMMISSION  
Appropriates $32,917,600 to the State Tax Commission in the Department of Revenue and Taxation for fiscal year 2001; and limits the number of full-time equivalent positions to 415. | 373             | 439             | LAW              |
| 792           | Appropriations | 353               | APPROPRIATIONS - STATE TREASURER  
Appropriates $1,848,500 to the State Treasurer for fiscal year 2001; provides that moneys assessed for State Treasurer banking services be placed in the Indirect Cost Recovery Fund and provides for transfers of moneys from the fund; provides that $341,400 is to be used only for the payment of bank service fees; reappropriates unexpended and unencumbered fund balance to be used for nonrecurring expenditures; provides that $1,000 may be used to defray expenses resulting from the discharge of the State Treasurer's official duties; provides that the State Treasurer shall not pay for personnel costs from any other funding sources outside of moneys appropriated for that purpose; limits the number of full-time equivalent positions to 18; and appropriates an additional $45,800 to the State Treasurer for fiscal year 2000. | 373             | 439             | LAW              |
| 793           | Ways and Means | 353               | SCHOOLS - UNSAFE - Adds to existing law to require school districts to identify and abate unsafe and unhealthy conditions in schools in the district; and to create a School Safety and Health Revolving Loan Fund from which school districts can borrow money from the state of Idaho to abate unsafe and unhealthy conditions in schools. | -               | 370             | Held at Desk      |
| 794           | Ways and Means | 353               | WATER FLOW AUGMENTATION - Repeals and adds to existing law to provide findings of the Legislature; to authorize the U.S. Bureau of Reclamation to release 427,000 acre feet of water to augment river flows to aid the migration of Snake River salmon; to provide conditions upon the release of storage water; to provide that the section will not become effective until the director of the Department of Water Resources certifies to the governor that the Bureau of Reclamation's applications to transfer certain water rights and to amend certain water right permits will be held in abeyance until July 1, 2000; and to provide a sunset date. | 374             | 438             | LAW              |
| 795           | Appropriations | 371               | APPROPRIATIONS - SECRETARY OF STATE  
Appropriates $2,317,100 to the Secretary of State for fiscal year 2001; provides legislative intent that $1,000 be used to defray expenses relating to the discharge of the Secretary of State's official duties; and limits the number of full-time equivalent positions to 32. | 390             | 439             | LAW              |
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<td>Appropriation - Department of Correction - Appropriates an additional $404,200 to the Department of Correction for fiscal year 2001. ...........................................</td>
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<td>371</td>
<td>Appropriations - Department of Health and Welfare - Medical Assistance Services - Appropriates $607,010,000 to the Department of Health and Welfare for Medical Assistance Services for fiscal year 2001; authorizes the State Controller to make transfers to the Cooperative Welfare Fund; reappropriates unexpended and unencumbered fund balances of the Cooperative Welfare Fund for nonrecurring expenditures; authorizes expenditure of all receipts collected as noncognizable funds; provides intent regarding the Children's Health Insurance Program and encourages the Department of Health and Welfare to implement the recommendations of the Children's Health Insurance Program Task Force; provides intent regarding private intermediate care facilities for the mentally retarded; provides intent regarding use of generic drugs; provides intent regarding developmental disability agency services; provides intent regarding rates paid for durable medical equipment; provides intent regarding physical therapy; provides intent regarding targeted case management services; provides intent regarding mental health services; provides intent regarding cost-sharing by Medicaid clients; provides intent regarding day treatment services to clients with mental illness; provides intent regarding research into the feasibility of reducing Medicaid service coverage; provides intent regarding a review of the administrative costs of the Medicaid Program; provides intent regarding the Department of Health and Welfare managing outside organizations with whom the department contracts for services; and directs the Department of Health and Welfare to take certain actions to implement Medicaid cost control measures. ...........................................</td>
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<td>Appropriation - Department of Lands - Appropriates an additional $112,000 to the Department of Lands for fiscal year 2001; and authorizes two additional full time equivalent positions. ...........................................</td>
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<td>799</td>
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<td>Appropriations - Veterans Services - Appropriates $15,835,000 to the Division of Veterans Services within the Department of Self-Governing Agencies for fiscal year 2001; and limits the number of full-time equivalent positions to 255.32. ..........</td>
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<td>800</td>
<td>Revenue and Taxation</td>
<td>382</td>
<td>INCOME TAX - Amends existing law to increase the investment credit carryover from seven to fourteen taxable years for purposes of the state investment tax credit.</td>
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<td>801</td>
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<td>INCOME TAX - Amends existing law to provide an income tax deduction for a taxpayer who is a self-employed individual treated as an employee for medical insurance for the taxpayer, spouse and dependents; to decrease the individual income tax rates; to provide for elimination from calculation of Idaho income tax any marriage penalty that may exist in the basic standard deduction; and to increase the maximum amount of the allowable tax credit of the investment tax credit.</td>
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<td>802 AAS</td>
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<td>383</td>
<td>INCOME TAX - Amends existing law to provide an income tax deduction for a taxpayer who is a self-employed individual treated as an employee for medical insurance for the taxpayer, spouse and dependents; to decrease the individual income tax rates for taxable year 2000 only; to prescribe a factor to compute Idaho income tax so that inflation will not result in a tax increase; to provide for elimination from calculation of Idaho income tax any marriage penalty that may exist in the basic standard deduction; and to increase the maximum amount of the allowable tax credit of the investment tax credit.</td>
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<tr>
<td>803</td>
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<td>383</td>
<td>INCOME TAX - Amends existing law to provide an income tax deduction for a taxpayer who is a self-employed individual treated as an employee for medical insurance for the taxpayer, spouse and dependents; to provide legislative intent that the individual income tax rates be reviewed annually; to provide for elimination from calculation of Idaho income tax any marriage penalty that may exist in the basic standard deduction; and to increase the maximum amount of the allowable tax credit of the investment tax credit.</td>
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<td>804</td>
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<td>383</td>
<td>FREEDOM OF RELIGION - Amends the effective date of Senate Bill No. 1394, which provides free exercise of religion.</td>
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<td>805</td>
<td>Appropriations</td>
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<td>APPROPRIATIONS - PUBLIC SCHOOLS Provides legislative intent regarding the expenditures for the public schools; appropriates $873,464,900 to the Public School Income Fund for fiscal year 2001; appropriates $930,364,900 for the Educational Support Program for fiscal year 2000; provides authority to the State Superintendent of Public Instruction to determine any base salary changes for instructional, administrative and classified staff; and expresses intent regarding distributions and transfers.</td>
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<td>806</td>
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<td>SCHOOL SUPPORT - Adds to existing law to provide a state guaranteed school support replacement for value lost through operation of alternative forest land values.</td>
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<td>APPROPRIATIONS - SUPREME COURT - Appropriates an additional $542,800 to the Supreme Court for fiscal year 2001.</td>
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<td>808</td>
<td>Appropriations</td>
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<td>APPROPRIATIONS - AGRICULTURE DEPARTMENT - Appropriates an additional $50,000 to the Department of Agriculture for fiscal year 2001.</td>
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<td>809</td>
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<td>APPROPRIATIONS - PUBLIC EMPLOYEE RETIREMENT SYSTEM - Appropriating an additional $53,900 to the Public Employee Retirement System for fiscal year 2001; and authorizing one additional full-time equivalent position.</td>
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<td>810</td>
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<td>APPROPRIATIONS - DEPARTMENT OF ADMINISTRATION - Appropriates an additional $200,000 to the Department of Administration for fiscal year 2001; and provides one additional full-time equivalent position.</td>
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<td>APPROPRIATIONS - SPECIES CONSERVATION OFFICE - Appropriates $510,000 to the Office of the Governor for the Office of Species Conservation for the period May 1 through June 30, 2000; and authorizes 5 full-time equivalent positions.</td>
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<td>812</td>
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<td>APPROPRIATIONS - FISH AND GAME DEPARTMENT - Appropriates an additional $3,804,400 to the Department of Fish and Game for fiscal year 2000; authorizes one additional full-time equivalent position; and provides duties of the State Controller regarding the Winter Feeding and Habitat Improvement Program.</td>
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<td>APPROPRIATIONS - ATTORNEY GENERAL FEES - Appropriates $287,900 to the Department of Environmental Quality, State Tax Commission, Human Rights Commission, Department of Administration, Human Resources Division, Public Utilities Commission, Department of Correction, Department of Health and Welfare, Department of Finance, Department of Agriculture, Department of Water Resources and the Board of Nursing for Attorney General fees for fiscal year 2001.</td>
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<td>814</td>
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<td>APPROPRIATIONS - STATE CONTROLLER - Appropriates an additional $197,200 to the State Controller for fiscal year 2001; and provides one additional full-time equivalent position.</td>
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<td>815</td>
<td>Ways and Means</td>
<td>414</td>
<td>ELECTRIC UTILITIES - SALE - Amends and adds to existing law to provide legislative intent; to require a finding that the transaction be consistent with the public interest; to require the inclusion of the director of the Department of Water Resources conditions regarding water rights; to provide that the applicant shall bear the burden of showing that the transfer requirements have been satisfied; to provide that any authorization or order of the Idaho Public Utilities Commission approving the sale, assignment or transfer of water rights used in the generation of electric power shall be issued only upon conditions required by the director of the Department of Water Resources as necessary to prevent a change in the use of water under the rights held for hydropower purposes that would cause an injury to any water rights existing on the date of the sale, assignment or transfer that any such conditions shall ensure that the public interest will not be adversely affected; to provide conditions; and to provide the effect of a certain agreement.</td>
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<td>816</td>
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<td>APPROPRIATIONS - Appropriates an additional $625,000 to the Department of Health and Welfare for Family and Community Services for mental health services for fiscal year 2001.</td>
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<tr>
<td>817</td>
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<td>APPROPRIATIONS - COMMISSIONER SALARIES - Appropriates an additional $9,600 to the Public Utilities Commission for commissioner salaries; appropriates an additional $11,100 to the Tax Commission for commissioner salaries; and appropriates an additional $9,400 to the Industrial Commission for commissioner salaries.</td>
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<td>818</td>
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<td>APPROPRIATIONS - Appropriates $10,000,000 to the School Safety and Health Revolving Loan Fund.</td>
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<td>819</td>
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<td>APPROPRIATIONS - AMERICAN TRUCKING ASSOCIATION LAWSUIT - Provides that the State Treasurer shall make $10,000,000 in the Idaho Petroleum Clean Water Trust Fund available and directs the State Controller to transfer the moneys to the American Trucking Association Settlement Fund; appropriates $17,000,000 to the American Trucking Association Settlement Fund; directs the transfer of payments to the Idaho Petroleum Clean Water Trust Fund; provides for the transfer of funds to the Budget Stabilization Fund; and provides effective dates with contingencies.</td>
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<td>32</td>
<td>Bruneel and Jaquet</td>
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<td>GOVERNOR - STATE OF STATE - Provides for a joint session of the House of Representatives and the Senate to hear the Governor's State of the State Message.</td>
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<td>GOVERNOR - BUDGET ADDRESS - Provides for a joint session of the House of Representatives and the Senate to hear the Governor's Budget Address.</td>
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<td>PRINTING CONTRACT - LEGISLATIVE BILLS - Approves the contract for the printing of legislative bills and resolutions.</td>
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<td>STATE EMPLOYEES - Stating findings of the Legislature and expressing policy toward funding recommendations for pay policies for state employees.</td>
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<tr>
<td>36</td>
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<td>PRINTING CONTRACT - LEGISLATIVE BILLS - Approves the contract for the printing of legislative bills and resolutions.</td>
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<td>PUBLIC EMPLOYEE RETIREMENT SYSTEM - Stating findings of the Legislature and stating the intent of the Legislature that the Public Employee Retirement System continue to be fully funded at a 100% funded ration with a stabilization reserve sufficient to absorb normal market fluctuations, within one standard deviation, without a contribution rate increase, as determined by the Public Employee Retirement Board.</td>
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<td>SUICIDE - Stating findings of the Legislature recognizing the destructive effects of suicide as a matter of great concern to the state of Idaho and its citizens and encouraging efforts designed to prevent suicide and rehabilitate those who survive suicide attempts.</td>
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<td>WORKERS MEMORIAL DAY - Stating findings of the Legislature and declaring April 28, 2000, to be &quot;Workers Memorial Day&quot; to remember those who have suffered and died on the job and to renew the fight for safe jobs and safe workplaces.</td>
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<td>FARM WORKERS - MINIMUM WAGE - Stating findings of the Legislature and authorizing the Legislative Council to appoint a committee to undertake and complete a study of whether the exemption of farm workers from the minimum wage law should be repealed and whether farm labor contractors should be registered with the state.</td>
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<td>IDAHO STATE SCHOOL/HOSPITAL - CONSTRUCTION OF LIVING FACILITY - Stating findings of the Legislature and authorizing the Department of Health and Welfare to enter into agreements with the Idaho State Building Authority to construct living facilities at the Idaho State School and Hospital, subject to approval of the Joint Finance-Appropriations.</td>
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<td>Stating findings of the Legislature and authorizing the Legislative Council to appoint a committee to undertake and complete a study of the process of taxation of real and personal property and appraisal methodologies by the forty-four county assessors. . .</td>
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<td>Stating findings of the Legislature and authorizing the Legislative Council to appoint committee a to undertake and complete a study of exemptions to the sales and use tax and exemptions to the property tax.</td>
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<td>Stating findings of the Legislature and authorizing the Legislative Council to appoint a committee to complete a study of the commercial practice of making unauthorized transfers of personal information about an individual to third parties for purposes of commercial solicitation. . . . . . .</td>
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<td>Stating findings of the Legislature and stating intent to accept the Idaho Wolf Conservation and Management Plan dated March 2000 so the plan may be made available for public comment and returned to the Idaho Wolf Oversight for final review and submitted to the First Regular Session of the Fifty-sixth Idaho Legislature. . . .</td>
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<td>Stating findings of the Legislature and urging that appropriate steps be taken to ensure that Hispanic students and limited-English-proficient students receive a thorough education and directing a report to the Legislature.</td>
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<td>Stating findings of the Legislature and authorizing the Department of Health and Welfare to enter into agreements with the Idaho State Building Authority to construct living facilities at the Idaho State School and Hospital.</td>
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<td>Approves the contract for the printing of the Senate and House Permanent Journals.</td>
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<td>WOLF CONSERVATION AND MANAGEMENT PLAN - Stating findings of the Legislature and acknowledging receipt of the Idaho Wolf Conservation and Management Plan dated April 2000, and recommending that the plan may be made available for public comment and returned to the Idaho Wolf Oversight for final review and submitted to the First Regular Session of the Fifty-sixth Idaho Legislature.</td>
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<td>WILDERNESS - Stating findings of the Legislature and requesting Congress to adopt legislation to negate any Presidential Executive order regarding creation of de facto wilderness.</td>
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<td>Ways and Means</td>
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<td>IDAHO-CANADA SUMMIT - Stating findings of the Legislature and urging the support of the agreements made at the Idaho-Canada Summit; to request the United States Congress and the United States Trade Representative to urge the government of Canada to remove the prohibition on bulk shipment of; and to recognize that United States Department of Agriculture Marketing Orders should be considered as a quality assurance measure and not as a technical trade barrier.</td>
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<td>Education</td>
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<td>UNITED STATES-CANADA SUMMIT - Stating findings of the Legislature; and urging the United States Congress and the United States trade representative to meet with the Canadian government to review and reconcile statistics concerning the cattle and beef industry.</td>
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<td>WATER - TOTAL MAXIMUM DAILY LOADS Stating findings of the Legislature and requesting the United States Environmental Protection Agency to delay, and the United States Congress to hold hearings, on the proposed regulations of the Environmental Protection Agency under Section 303(d) of the Clean Water Act relating to Total Maximum Daily Loads.</td>
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<td>Ways and Means</td>
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<td>RICKY RAY HEMOPHILIA RELIEF FUND Stating findings of the Legislature and requesting that the U.S. Congress fully fund, in 2000, the Ricky Ray Hemophilia Relief Fund which was enacted into law under the Ricky Ray Hemophilia Relief Fund Act of 1998.</td>
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<td>State Affairs</td>
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<td>PUBLIC SCHOOL PERMANENT ENDOWMENT FUND - Proposes an amendment to the Constitution of the State of Idaho, relating to the Public School Fund, to change the name of the Public School Fund to the Public School Permanent Endowment Fund; to provide that the fund shall consist of proceeds from the sale of school lands and amounts allocated from the Public School Earnings Reserve Fund; and to provide that if those proceeds are not used to acquire other lands within a time provided by the Legislature, the proceeds shall be deposited into the Public School Permanent Endowment Fund, along with earnings on the proceeds.</td>
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<td>2</td>
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<td>CONSTITUTIONAL OFFICERS - Proposing an amendment to the Constitution of the State of Idaho to provide that qualifications for constitutional offices are exclusive and that the Legislature shall not have the power to change, add to, or diminish such qualifications except by amendment to the Constitution of the State of Idaho or by constitutional convention, whereby the proposed revision shall be submitted to, and adopted by, the people.</td>
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### HOUSE RESOLUTIONS

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<td>PLEDGE OF ALLEGIANCE - Amends Rule 4 of the House of Representatives to add the Pledge of Allegiance by the sergeant at arms as the third order of business.</td>
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<td>1287 A A</td>
<td>Transportation</td>
<td>136</td>
<td>LICENSE PLATES - Amends existing law to allow the surviving spouse of a deceased veteran to retain and display special license plates on vehicles owned by the surviving spouse for the special license plate programs of former prisoners of war, congressional medal of honor recipients, Pearl Harbor survivors and veterans.</td>
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<td>255</td>
<td>INMATES - EDUCATION - Amends existing law to provide that the State Board of Education shall implement all provisions for the education of prisoners under the jurisdiction of the Department of Correction to the extent possible within the limits of moneys appropriated by the Legislature. (S. A. - See Senate Journal)</td>
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<td>CRIMINAL CASES - JURY TRIALS - Amends existing law to provide that a jury trial may be waived in all criminal cases with the consent of both parties.</td>
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<td>JURY SELECTION - Amends existing law to provide that a jury is selected from citizens of a particular county.</td>
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<td>MARRIAGE LICENSES - Repeals existing law to delete an obsolete provision relating to the issuance of marriage licenses.</td>
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<td>DOMESTIC VIOLENCE ORDERS - Amends existing law to provide that domestic violence orders may be served by certified mail if the party has appeared in person before the court and has waived personal service.</td>
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<td>JUVENILES - Amends existing law to clarify that a juvenile transferred for adult criminal proceedings under Section 20-508 or 20-509, Idaho Code, shall thereafter be handled in every respect as an adult.</td>
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<td>CURFEW VIOLATIONS - Amends existing law to clarify that a peace officer may issue a citation for a curfew violation; and to provide that when a citation is used, the case shall proceed as though the violation had been charged by petition.</td>
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<td>CHILD CUSTODY - Repeals and adds to existing law to establish the Uniform Child Custody Jurisdiction and Enforcement Act; to provide for proceedings governed by other law; to provide for application to Indian tribes; to provide international application; to provide severability; and to provide a transitional provision.</td>
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<td>ABORTION - MINORS - A mends and adds to existing law to require parental consent for an abortion for a minor.</td>
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<td>ADMINISTRATIVE RULES - A mends existing law to specify material which may be incorporated by reference in agency rules; to provide that an agency may not adopt a temporary rule incorporating by reference repealed rules of that agency without legislative approval; to require that incorporated material be identified with specificity; to provide for public access to incorporated material; to provide for legislative review of incorporated material; to provide the effect of the incorporated material; and to add a definition of &quot;standard.</td>
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<td>REDISTRICTING PLANS - A mends existing law to provide an exemption from the open records statutes for the draft documents of the Commission for Reapportionment.</td>
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<td>LOTTERY COMMISSION - Amends existing law to increase the compensation to members of the State Lottery Commission from $35.00 per day to $75.00 per day, when the commission meets.</td>
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<td>PROPERTY - ATTACHMENT - Amends existing law to increase and add exemptions from levy to be consistent with existing law; and to clarify that an exemption from attachment or levy applied to an individual's aggregate interest in tangible personal property is not to exceed eight hundred dollars.</td>
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<td>MOTOR VEHICLES - INSURANCE - Amends existing law to require that motor vehicle liability insurance policies covering motor vehicle owners shall provide that if negligent operation of a loaned vehicle results in death or injury to a person or personal property, primary coverage shall be provided by the insured operator of the loaned vehicle. (S. A. – See Senate Journal)</td>
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<td>TRUSTS - Amends existing law to provide that a notice filing by a unit investment trust expires eighteen months from the date received by the Department of Finance unless extended at the director's discretion.</td>
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<td>REAL ESTATE - Amends, repeals and adds to existing law to enact the Idaho Real Estate License Law.</td>
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<td>SENIOR SERVICES PROGRAM - Amends existing law to delete the requirement that any increases in state funding for the state Senior Services Program must be expended for in-home services or adult day care.</td>
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<td>PARENTAL RIGHTS - TERMINATION - Amends existing law to provide additional conditions requiring the Department of Health and Welfare to file a petition for termination when the parent commits certain criminal acts against a sibling of the child. (House Amendments – p. 242) (S. A. – See Senate Journal)</td>
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<td>FOOD ESTABLISHMENT – INSPECTION - Amends sections of Chapter 194, Laws of 1997, to extend the sunset date for the authority of the Department of Health and Welfare to charge a license fee to cover the costs of food establishment inspections. (S. A. – See Senate Journal)</td>
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<td>1317 AA</td>
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<td>PARENTAL RIGHTS - TERMINATION - Amends existing law to provide additional grounds for termination of parental rights related to murder, voluntary manslaughter or felony assault or battery which resulted in serious bodily injury of a sibling of the child. (S. A. – See Senate Journal)</td>
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<td>DEFENDANTS - Amends existing law to provide for a court determination of a defendant's capacity to make informed decisions about treatment; and to provide for involuntary treatment under certain conditions.</td>
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<td>SEXUAL OFFENDERS - Amends existing law to provide that the Sexual Offender Classification Board shall review offenders scheduled for release from incarceration; to provide for classification of aggravated offenders and recidivists as violent sexual predators; and to provide for referral of sex offender felons on probation or parole to the Sexual Offender Classification Board to be reviewed for possible violent sexual predator designation. (S. A. – See Senate Journal)</td>
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<td>1320 AA</td>
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<td>SEX OFFENDER REGISTRATION - Amends and adds to existing law to provide definitions; to provide that aggravated offenders and recidivists are subject to lifetime registration; to provide penalties for persons who evade service of violent sexual predator notice; and to provide for classification of aggravated offenders and recidivists as violent sexual predators. (S. A. – See Senate Journal)</td>
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<td>VIOLENT SEXUAL PREDATOR - Amends existing law to provide for local law enforcement assistance in serving the violent sexual predator notice or verifying an offender's residence.</td>
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<td>TESTIMONY - EVIDENCE - Amends existing law to provide that if a person would otherwise be privileged to withhold testimony or evidence and is granted immunity by agreement with the prosecution, the answer given or evidence produced and information derived from the answer or evidence may not be used against the person in a criminal case.</td>
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<td>1323 AA</td>
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<td>NO CONTACT ORDERS - Amends existing law to provide that a no contact order may be entered against persons convicted of certain crimes. (S. A. – See Senate Journal)</td>
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<td>107</td>
<td>DRIVING UNDER INFLUENCE - Amends existing law to provide that a substantially conforming foreign criminal felony violation may be used as a prior conviction for the purpose of establishing a felony charge of driving under the influence.</td>
<td>379</td>
<td>413</td>
<td>LAW</td>
</tr>
<tr>
<td>1330</td>
<td>Education</td>
<td>208</td>
<td>SPORTS OFFICIALS - Adds to existing law to provide that it is a misdemeanor to have offensive physical contact with a sports official during a sporting event; and to provide damages and attorney's fees.</td>
<td>-</td>
<td>208</td>
<td>House Education</td>
</tr>
<tr>
<td>1331</td>
<td>Finance</td>
<td>256</td>
<td>ESTATE TAX/TOBACCO MONEYS - Amends existing law to have certain moneys, which are currently going to the Water Pollution Control Account and Resource Conservation and Rangeland Development Account from the estate tax and tobacco moneys, go to the General Fund.</td>
<td>277</td>
<td>302</td>
<td>LAW</td>
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<tr>
<td>1332</td>
<td>Transportation</td>
<td>107</td>
<td>DRIVER'S LICENSES - Amends existing law to provide a one-year commercial driver's license for persons aged twenty years; to provide a one-year class D driver's license for persons aged seventeen years or twenty years; to provide for distribution of fees charged for such licenses; and to extend the expiration date by five days for driver's licenses and identification cards which expire on the persons' eighteenth or twenty-first birthday.</td>
<td>251</td>
<td>268</td>
<td>LAW</td>
</tr>
<tr>
<td>1333</td>
<td>Judiciary and Rules</td>
<td>136</td>
<td>JUDICIAL PROCEEDINGS - Amends existing law to revise procedures when a court may award attorney's fees to a prevailing party in an administrative or civil judicial proceeding.</td>
<td>379</td>
<td>413</td>
<td>LAW</td>
</tr>
<tr>
<td>1334</td>
<td>Judiciary and Rules</td>
<td>188</td>
<td>UNIFORM ELECTRONIC TRANSACTION ACT - Adds to existing law to establish the Uniform Electronic Transactions Act; to provide for use of electronic records and signatures; to provide for legal recognition of electronic records, electronic signatures and electronic contracts; to provide interoperability; and to provide severability.</td>
<td>394</td>
<td>427</td>
<td>LAW</td>
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<tr>
<td>1335</td>
<td>Judiciary and Rules</td>
<td>156</td>
<td>MURDER - OFFICERS - Amends existing law to include as a statutory aggravating circumstance whether the murder was committed against a former or present peace officer, executive officer, officer of the court, judicial officer, or prosecuting attorney, because of the victim's official status.</td>
<td>362</td>
<td>388</td>
<td>LAW</td>
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<tr>
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<tr>
<td>1336</td>
<td>Resources and Environment</td>
<td>78</td>
<td>BIG PAYETTE WATER QUALITY PLAN - Amends existing law to provide that the Big Payette Lake Water Quality Council will assist and coordinate the implementation of the accepted plan with federal, state and local authorities for seven years after the acceptance; and to provide that the Big Payette Lake Water Quality Council and all of its members will automatically disband seven years after the plan is adopted by the Legislature.</td>
<td>158</td>
<td>175</td>
<td>LAW</td>
</tr>
<tr>
<td>1337</td>
<td>Resources and Environment</td>
<td>226</td>
<td>WATER RIGHTS - Amends existing law to increase filing fees for an application for permit to appropriate water; and to require that a fee be paid for an application to the Department of Water Resources for change of point of diversion, place, period, or nature of use of water based upon the quantity of water sought to be changed under a vested water right.</td>
<td>365</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1338</td>
<td>Resources and Environment</td>
<td>226</td>
<td>WASTE IMPOUNDMENT STRUCTURES - Amends existing law to provide that the Department of Water Resources may enter into agreements with other state agencies to avoid duplicate regulation of impoundment structures; and to provide that structures less than twenty feet in height which are designed primarily for retention and treatment of municipal, livestock or domestic wastes, or sediment and wastes from produce washing or food processing plants, and which are under the jurisdiction of the Division of Environmental Quality of the Department of Health and Welfare or the Department of Agriculture, shall not be defined as dams.</td>
<td>313</td>
<td>336</td>
<td>LAW</td>
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<tr>
<td>1340</td>
<td>Local Government and Taxation</td>
<td>112</td>
<td>COMMUNITY SERVICE FEE - Amends existing law to provide that community service fees shall be paid to the district court and deposited in the county treasury for payment to the State Insurance Fund.</td>
<td>174</td>
<td>185</td>
<td>LAW</td>
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<tr>
<td>1341</td>
<td>Transportation</td>
<td>107</td>
<td>PARKING - DISABLED PERSONS - Amends existing law to provide specific limitations relating to parking for vehicles identified by special plates or cards for persons with a disability.</td>
<td>167</td>
<td>185</td>
<td>LAW</td>
</tr>
<tr>
<td>1342</td>
<td>Transportation</td>
<td>127</td>
<td>CAR DEALERS - Amends existing law to revise the definition of &quot;temporary supplemental lot&quot;; to provide an exception to the restriction that business shall be conducted in a county adjacent to the county of the principal place of business; and to permit nonfranchised dealers to display or sell products.</td>
<td>184</td>
<td>200</td>
<td>LAW</td>
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<tr>
<td>1345 A A</td>
<td>Commerce and Human Resources</td>
<td>178</td>
<td>ELECTRICAL BOARD - Adds to and amends existing law to remove the authority from the Idaho Electrical Board to establish fines; to provide civil penalties by law; to authorize the administrator of the Division of Building Safety to impose civil penalties as provided by law. (S. A. – See Senate Journal)</td>
<td>411</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1346</td>
<td>Agriculture Affairs</td>
<td>127</td>
<td>BRANDS - Amends existing law to authorize the State Brand Board to prorate brand recording charges in order to implement a staggered renewal system; and to reduce the fee for sales and transfers of brands.</td>
<td>311</td>
<td>336</td>
<td>LAW</td>
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<tr>
<td>1347</td>
<td>Agriculture Affairs</td>
<td>127</td>
<td>BRAND INSPECTIONS - Amends existing law to increase the minimum fee to be collected for brand inspection when the brand inspector must travel from his assigned duty post.</td>
<td>311</td>
<td>336</td>
<td>LAW</td>
</tr>
<tr>
<td>1348</td>
<td>Finance</td>
<td>78</td>
<td>APPROPRIATIONS - Appropriating an additional $182,200 to the Department of Agriculture for fiscal year 2000; and providing for transfers of funds to the Pest Control Deficiency Fund.</td>
<td>93</td>
<td>102</td>
<td>LAW</td>
</tr>
<tr>
<td>1349</td>
<td>Finance</td>
<td>83</td>
<td>APPROPRIATIONS - Appropriating an additional $100,000 to the Office of the Governor for the Endowment Fund Investment Board for fiscal year 2000.</td>
<td>108</td>
<td>121</td>
<td>LAW</td>
</tr>
<tr>
<td>1350</td>
<td>Education</td>
<td>107</td>
<td>SCHOOL ELECTIONS - Amends existing law relating to school elections to increase the time prior to an election when a write-in candidate must file a declaration of candidacy from five days to fourteen days.</td>
<td>380</td>
<td>413</td>
<td>LAW</td>
</tr>
<tr>
<td>1351</td>
<td>Resources and Environment</td>
<td>156</td>
<td>WATER PLAN - Adds to existing law to adopt Policy 4A of the Comprehensive State Water Plan, adopted by the Water Resource Board on January 4, 2000, regarding agency responsibilities.</td>
<td>310</td>
<td>336</td>
<td>LAW</td>
</tr>
<tr>
<td>1352</td>
<td>Finance</td>
<td>83</td>
<td>APPROPRIATIONS - Appropriating an additional $12,000 to the Bureau of Occupational Licenses for fiscal year 2000; and amending existing law to delete the Board of Acupuncture Fund and to require fees collected by the Board of Acupuncture to be paid to the Bureau of Occupational Licenses.</td>
<td>138</td>
<td>162</td>
<td>LAW</td>
</tr>
<tr>
<td>1353</td>
<td>Judiciary and Rules</td>
<td>136</td>
<td>THEFT DETECTION DEVICE - Adds to existing law to provide criminal penalties for certain uses of a theft detection shielding device.</td>
<td>313</td>
<td>336</td>
<td>LAW</td>
</tr>
<tr>
<td>1354</td>
<td>Judiciary and Rules</td>
<td>136</td>
<td>UNUSED MERCHANDISE - SALE - Adds to existing law to provide the &quot;Unused Merchandise Ownership Protection Act&quot;; to provide prohibited sales of certain unused merchandise unless the seller has the manufacturer’s permission; to provide recordkeeping requirements and violations; and to provide exemptions and penalties.</td>
<td>313</td>
<td>336</td>
<td>LAW</td>
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<tr>
<td>1355 AAH</td>
<td>Judiciary and Rules</td>
<td>136</td>
<td>GRAND THEFT - Amends existing law to provide that a person is guilty of grand theft if property taken is during three or more incidents of theft during a criminal episode, regardless of the value of the property; and to define the term &quot;criminal episode. (House Amendment - p. 245)</td>
<td>364</td>
<td>427</td>
<td>LAW</td>
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<tr>
<td>1356</td>
<td>Judiciary and Rules</td>
<td>164</td>
<td>TRANSFERS ON TRUST - Amends existing law to redesignate the section number of the statute providing restrictions on transfers in trust.</td>
<td>365</td>
<td>388</td>
<td>LAW</td>
</tr>
<tr>
<td>1357</td>
<td>Judiciary and Rules</td>
<td>164</td>
<td>GUARDIANSHIP - Amends existing law to revise the order of priority for appointment as guardian.</td>
<td>365</td>
<td>388</td>
<td>LAW</td>
</tr>
<tr>
<td>1358</td>
<td>Judiciary and Rules</td>
<td>164</td>
<td>GUARDIANSHIP - Amends existing law to remove mental illness or chronic intoxication to determine whether a guardian is necessary for a person.</td>
<td>365</td>
<td>388</td>
<td>LAW</td>
</tr>
<tr>
<td>1359</td>
<td>Judiciary and Rules</td>
<td>164</td>
<td>SECURITIES - Amends the Idaho Probate Act to clarify that when a security is held in a beneficiary form, it will pass to the surviving joint ownership and all other forms of ownership will be subject to the presumption.</td>
<td>379</td>
<td>413</td>
<td>LAW</td>
</tr>
<tr>
<td>1360</td>
<td>Judiciary and Rules</td>
<td>136</td>
<td>CITY/COUNTY OFFICIALS - THREATS - Amends existing law to prohibit threats against elected officials of a county or city.</td>
<td>314</td>
<td>336</td>
<td>LAW</td>
</tr>
<tr>
<td>1361</td>
<td>Judiciary and Rules</td>
<td>136</td>
<td>CITY/COUNTY ORDINANCE - Amends existing law to provide that infraction penalties may be imposed for violation of city or county ordinances.</td>
<td>174</td>
<td>185</td>
<td>LAW</td>
</tr>
<tr>
<td>1362</td>
<td>Finance</td>
<td>83</td>
<td>APPROPRIATIONS - Reducing the appropriation to the Department of Correction for Institutional Support for fiscal year 2000 by $10,000; and appropriating an additional $4,330,000 to the Department of Correction for specified programs for fiscal year 2000.</td>
<td>108</td>
<td>121</td>
<td>LAW</td>
</tr>
<tr>
<td>1363</td>
<td>State Affairs</td>
<td>107</td>
<td>RACE TRACKS - Amends existing law to revise the classification of race tracks to govern which tracks are eligible for licensure to conduct simulcast racing; and to provide the distribution of proceeds based upon the revised classification.</td>
<td>380</td>
<td>413</td>
<td>LAW</td>
</tr>
<tr>
<td>1364</td>
<td>Health and Welfare</td>
<td>100</td>
<td>ACUPUNCTURE BOARD - Amends existing law to change the measure of compensation for members of the Board of Acupuncture, to put the Board of Acupuncture in the Department of Self-Governing Agencies; and to provide that the Bureau of Occupational Licenses is empowered to provide services to the Board of Acupuncture.</td>
<td>301</td>
<td>327</td>
<td>LAW</td>
</tr>
<tr>
<td>1365 AAH</td>
<td>Health and Welfare</td>
<td>112</td>
<td>RESIDENTIAL/ASSISTED LIVING FACILITIES - Amends and adds to existing law to update terminology related to various types of services provided to individuals, including changing references from &quot;residential care homes&quot; to &quot;residential or assisted living facilities&quot;; to change references from &quot;adult foster care home&quot; to &quot;certified family home&quot;; and to make other corrections to terminology for purposes of consistency. (House Amendments - p. 331)</td>
<td>377</td>
<td>437</td>
<td>LAW</td>
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<tr>
<td>1366</td>
<td>Local Government and Taxation</td>
<td>107</td>
<td>CITIES - REAL PROPERTY - Repeals, adds to and amends existing law to provide procedures for the sale or exchange of real property owned by cities.</td>
<td>-</td>
<td>107</td>
<td>House Local Government</td>
</tr>
<tr>
<td>1367 AA</td>
<td>Transportation</td>
<td>292</td>
<td>DISABLED - PARKING - Amends existing law to provide that parking privileges for persons with a disability shall apply only if a disabled person exits or enters the vehicle, even though special license plates or a special placard are displayed on the vehicle; and to increase the penalty for unauthorized use of special plates or placards. (S. A. - See Senate Amendments)</td>
<td>-</td>
<td>292</td>
<td>House Transportation and Defense</td>
</tr>
<tr>
<td>1368</td>
<td>Transportation</td>
<td>213</td>
<td>AGREEMENT - Repeals existing law regarding the Multistate Highway Transportation Agreement and Idaho’s participation in the agreement.</td>
<td>-</td>
<td>213</td>
<td>Held at Desk</td>
</tr>
<tr>
<td>1369</td>
<td>Transportation</td>
<td>112</td>
<td>MOTOR VEHICLES - Amends existing law to provide that the seventy-two hour time period for temporary permits, for the operation of a vehicle without license plates, shall be calculated excluding weekend days and legal holidays.</td>
<td>252</td>
<td>268</td>
<td>LAW</td>
</tr>
<tr>
<td>1371</td>
<td>Education</td>
<td>136</td>
<td>SCHOOL ELECTIONS - Amends existing law relating to the conduct of school elections to require that application for and delivery of absentee ballots be made during regular business hours.</td>
<td>381</td>
<td>413</td>
<td>LAW</td>
</tr>
<tr>
<td>1372</td>
<td>Education</td>
<td>119</td>
<td>TEACHERS - Amends existing law to require school districts to develop support programs for use by teachers on annual contract with the district; to provide legislative intent for additional funds to be appropriated for fiscal year 2001; and to provide an effective date contingent upon an appropriation of at least two million dollars for fiscal year 2001.</td>
<td>302</td>
<td>327</td>
<td>LAW</td>
</tr>
<tr>
<td>1373</td>
<td>Judiciary and Rules</td>
<td>156</td>
<td>WILL REGISTRY - Adds to existing law to provide for the establishment and maintenance of a will registry by the Secretary of State; and providing that fees be deposited in the General Fund.</td>
<td>366</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1374</td>
<td>Judiciary and Rules</td>
<td>156</td>
<td>JUVENILES - Amends existing law to provide sentencing options for juveniles convicted as adults.</td>
<td>407</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>1376 AA</td>
<td>Judiciary and Rules</td>
<td>255</td>
<td>CHILD SUPPORT GUIDELINES - Amends existing law to provide that when adopting child support guidelines, the Supreme Court shall provide that child support and related expenses being paid by a noncustodial parent shall not be increased because the custodial parent is responsible for additional children not the legal responsibility of the noncustodial parent; and to extend the sunset date. (S. A. - See Senate Journal)</td>
<td>377</td>
<td>413</td>
<td>LAW</td>
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<tr>
<td>1377 AAH</td>
<td>Judiciary and Rules</td>
<td>213</td>
<td>MOTOR VEHICLES - SPEEDING - Adds to existing law to specify a fixed penalty for exceeding the speed limit in a school zone. (House Amendments - p. 285)</td>
<td>-</td>
<td>306</td>
<td>House Transportation and Defense</td>
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<tr>
<td>1379 A A AA</td>
<td>Judiciary and Rules</td>
<td>255</td>
<td>DRIVING UNDER INFLUENCE - Amends existing law to impose mandatory minimum jail sentences on repeat DUI offenders and to prohibit such offenders from driving a vehicle which is not equipped with a functioning ignition interlock device after the conclusion of the suspension period. (S. A. – See Senate Journal)</td>
<td>395</td>
<td>427</td>
<td>LAW</td>
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<tr>
<td>1380 A A</td>
<td>Judiciary and Rules</td>
<td>226</td>
<td>MOTOR VEHICLES - ALCOHOL - Amends existing law to prohibit any person in a motor vehicle on a public highway or right-of-way of a public highway from drinking alcoholic beverages or having possession of open beverages containing alcoholic liquor, beer or wine; to provide penalties; and to provide exceptions. (S. A. – See Senate Journal)</td>
<td>402</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1381</td>
<td>Local Government and Taxation</td>
<td>136</td>
<td>COUNTY RECORDS - Amends existing law to classify copies of noncommercial and non-governmental applications, plans and specifications and temporary county records.</td>
<td>251</td>
<td>268</td>
<td>LAW</td>
</tr>
<tr>
<td>1386</td>
<td>Education</td>
<td>194</td>
<td>TEACHERS - OCCUPATIONAL SPECIALISTS - Amends existing law to provide the application of experience and education multiplier of the educational support program to an occupational specialist certificate.</td>
<td>311</td>
<td>336</td>
<td>LAW</td>
</tr>
<tr>
<td>1387</td>
<td>Health and Welfare</td>
<td>149</td>
<td>WATER SYSTEMS - Amends existing law to clarify that the Division of Environmental Quality of the Department of Health and Welfare may provide financial and technical assistance to community water systems and nonprofit noncommunity water systems.</td>
<td>251</td>
<td>268</td>
<td>LAW</td>
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<tr>
<td>1389</td>
<td>Commerce and Human Resources</td>
<td>188</td>
<td>SERVICE CONTRACTS - Adds to existing law to provide that service contracts are subject to regulation by the Consumer Protection Act, not the Department of Insurance.</td>
<td>403</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1390</td>
<td>Commerce and Human Resources</td>
<td>194</td>
<td>STATE EMPLOYEES - UNUSED SICK LEAVE - Amends existing law to increase the maximum unused sick leave that may be considered to determine the monetary value of unused sick leave for retirement purposes.</td>
<td>312</td>
<td>336</td>
<td>LAW</td>
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<tr>
<td>1391</td>
<td>Judiciary and Rules</td>
<td>156</td>
<td>ADULT OFFENDERS - Repeals and adds to existing law to authorize the governor to enter into the Interstate Compact for Adult Offender Supervision on behalf of the state of Idaho.</td>
<td>380</td>
<td>413</td>
<td>LAW</td>
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<tr>
<td>1393</td>
<td>Judiciary and Rules</td>
<td>156</td>
<td>MAGISTRATES - SMALL CLAIMS DEPARTMENT - Repeals, adds to and amends existing law to increase the monetary limit of civil actions which may be assigned to magistrates from three thousand dollars to four thousand dollars to provide for service of process by mail; to require that the defendant file an answer to the claim and to provide for entry of a default judgment if an answer is not filed; and to clarify the scope of participation by attorneys in small claims actions.</td>
<td>410</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1394</td>
<td>Judiciary and Rules</td>
<td>201</td>
<td>RELIGION - Adds to existing law to enact the &quot;Free Exercise of Religion Act&quot; which is intended to assure that burdensome state and local laws will not preclude the free exercise of religion.</td>
<td>286</td>
<td>317</td>
<td>LAW</td>
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<tr>
<td>1395</td>
<td>Judiciary and Rules</td>
<td>226</td>
<td>UNIFORM COMMERCIAL CODE - Repeals and adds to existing law to enact a new Chapter 9, Title 28, Idaho Code, governing secured transactions; and to amend existing law to conform to the new chapter 9.</td>
<td>-</td>
<td>226</td>
<td>House Business</td>
</tr>
<tr>
<td>1396</td>
<td>Judiciary and Rules</td>
<td>156</td>
<td>PROBATE - Amends existing law to clarify that a renunciation under the probate laws may be made by an agent appointed under a power of attorney, or by a conservator or guardian on behalf of an incapacitated person, or by the personal representative or administrator of a deceased person.</td>
<td>366</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1397 AAH</td>
<td>State Affairs</td>
<td>156</td>
<td>POLICE/FIREFIGHTERS - Amends existing law to provide that flags at state and local government buildings shall be flown at half-staff for deaths in the line of duty for police, firefighters, paramedics or emergency medical technicians. (House Amendment - p. 245)</td>
<td>364</td>
<td>427</td>
<td>LAW</td>
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<tr>
<td>1398 AA</td>
<td>Agricultural Affairs</td>
<td>188</td>
<td>BEEF CATTLE ENVIRONMENTAL CONTROL ACT - Adds to existing law to establish the &quot;Beef Cattle Environmental Control Act&quot;; to provide a short title; to provide legislative intent; to provide authority and duties of the director of the Department of Agriculture concerning beef cattle animal feeding operations; to provide definitions; to provide for design and construction of new and modified beef cattle animal feeding operations; to require nutrient management plans; to authorize inspections; to prohibit unauthorized discharges; to provide enforcement; and to provide that all beef cattle animal feeding operations operating in compliance shall be deemed to be in compliance with all state laws protecting natural resources in the state.</td>
<td>277</td>
<td>302</td>
<td>LAW</td>
</tr>
<tr>
<td>1401</td>
<td>Finance</td>
<td>136</td>
<td>APPROPRIATIONS - Reducing the appropriation to the Department of Juvenile Corrections for fiscal year 2000 by $2,254,200.</td>
<td>159</td>
<td>175</td>
<td>LAW</td>
</tr>
<tr>
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<td>1402</td>
<td>Commerce and Human Resources</td>
<td>164</td>
<td>S 1402 by COMMERCE AND HUMAN RESOURCES INSURERS - Amends existing law to provide that insurers may invest their assets with banks with one or more branches in Idaho, not just banks “domiciled” in Idaho, to obtain the discount on premium tax; and to expand eligible investments.</td>
<td>362</td>
<td>388</td>
<td>LAW</td>
</tr>
<tr>
<td>1403</td>
<td>Commerce and Human Resources</td>
<td>156</td>
<td>MOTOR VEHICLE DEALERS - Amends existing law to require a manufacturer of motor vehicles to provide at least sixty days notice of intent to establish an additional dealership or to relocate an existing dealership in certain areas; and to provide restrictions according to the radius of certain distances.</td>
<td>366</td>
<td>388</td>
<td>LAW</td>
</tr>
<tr>
<td>1404</td>
<td>Commerce and Human Resources</td>
<td>188</td>
<td>PUBLIC EMPLOYEE RETIREMENT SYSTEM Amends existing law relating to the Public Employee Retirement System to provide that an active member is eligible for disability retirement if disabled after five years of membership service; and to provide that a general member not eligible for service retirement is eligible for disability retirement if the member is disabled on or after the first day of employment as a result of bodily injury or occupational disease.</td>
<td>313</td>
<td>336</td>
<td>LAW</td>
</tr>
<tr>
<td>1406 AA</td>
<td>Commerce and Human Resources</td>
<td>226</td>
<td>DISCOUNT CARDS - Adds to existing law to make it unlawful, under specified circumstances, for any person to sell, market, promote, advertise or otherwise distribute any card or other purchasing mechanism or device, which is not insurance, that purports to offer discounts or access to discounts from health care providers in health-related purchases. (S. A. – See Senate Journal)</td>
<td>363</td>
<td>388</td>
<td>LAW</td>
</tr>
<tr>
<td>1407 AA</td>
<td>Transportation</td>
<td>292</td>
<td>HIGHWAYS - RIGHTS-OF-WAY - Amends existing law to clarify mapping of highways and rights-of-way by commissioners of highway jurisdictions; to provide a procedure for validation of a federal land right-of-way; and to provide for recording acknowledgments of federal land rights-of-way. (S. A. – See Senate Journal)</td>
<td>409</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>1408 AA</td>
<td>Transportation</td>
<td>292</td>
<td>RIGHTS-OF-WAY - Amends and repeals existing law to revise the definition of a &quot;public right-of-way&quot;; to provide that gates are encroachments; to increase the penalty for unlawful encroachments on public rights-of-way; and to delete provisions which describe when gates are allowed and when they are not allowed. (S. A. – See Senate Journal)</td>
<td>412</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1409</td>
<td>Transportation</td>
<td>164</td>
<td>DRIVERS LICENSE - IDENTIFICATION CARDS - Amends existing law to restrict the disclosure of photographs and other personal information maintained by the Department of Transportation for purposes of driver’s licenses and identification cards.</td>
<td>252</td>
<td>268</td>
<td>LAW</td>
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<tr>
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<tr>
<td>1410</td>
<td>Transportation</td>
<td>283</td>
<td>COM Mercial VEHICLES - Amends existing law to authorize certain semitrailers to operate on state highways as set forth by policy and approved by the Idaho Transportation Board.</td>
<td>404</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1411</td>
<td>Commerce and Human Resources</td>
<td>226</td>
<td>LIENS - Amends existing lien law to provide further definitions; to clarify that persons or entities who rent, lease or otherwise supply equipment, materials or fixtures have a lien; to provide that renting, leasing or otherwise supplying equipment, materials or fixtures shall authorize a lien upon land; and to provide for application to equipment rented or leased in a legal action to recover a debt.</td>
<td>412</td>
<td>412</td>
<td>Failed House</td>
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<tr>
<td>1412 A A</td>
<td>Health and Welfare</td>
<td>292</td>
<td>STATE EMPLOYEES - Adds to existing law to provide that state employees with serious mental illnesses must not be discriminated against in group disability insurance benefits or group health care service coverages; to define &quot;serious mental illness&quot;; to provide requirements for coverage of serious mental illness; to provide for a report to the Legislature of additional costs incurred to provide the coverage; and to provide a sunset date.</td>
<td>-</td>
<td>292</td>
<td>House Health and Welfare</td>
</tr>
<tr>
<td>1417 A A</td>
<td>Judiciary and Rules</td>
<td>255</td>
<td>ALCOHOL BEVERAGES - RETAIL ESTABLISHMENTS - Amends and adds to existing law to clarify certain prohibited acts by an alcohol beverage licensee.</td>
<td>406</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1418</td>
<td>Resources and Environment</td>
<td>208</td>
<td>WATER DISTRICTS - Amends existing law to provide for an annual minimum charge not to exceed fifty dollars per water user for watermaster services in water districts; to provide a penalty not to exceed ten percent and interest of one percent per month, which both shall be fixed by resolution of the governing body of water delivery entities.</td>
<td>314</td>
<td>336</td>
<td>LAW</td>
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<tr>
<td>1419 A A</td>
<td>Resources and Environment</td>
<td>255</td>
<td>STREAMS - DIVERSION - Amends existing law to provide for diverting water from a stream for livestock watering; to provide conditions and effect on priority dates; to require notice and a fee; to provide for a petition to curtail the diversion and for review; and to require consent of a permittee in a federal grazing allotment.</td>
<td>396</td>
<td>427</td>
<td>LAW</td>
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<tr>
<td>1420</td>
<td>Resources and Environment</td>
<td>270</td>
<td>OUTFITTERS AND GUIDES - Amends existing law to provide that it is grounds for suspension or revocation or restriction of an outfitters or guides license for knowingly and willfully depriving a person's lawful use of the public lands in this state regardless of any license, permit or conditional use permit issued to the licensee including, but not limited to, the blockage of or access to any trail or road accessing public lands.</td>
<td>-</td>
<td>270</td>
<td>House Resources and Conservation</td>
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<td>Senate Bill No.</td>
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<td>1421</td>
<td>Resources and Environment</td>
<td>270</td>
<td>BIG GAME ANIMALS - A mends existing law to clarify that it is a flagrant violation to take any big game animal during a closed season when there is no established take season open anywhere in the state for that species of big game.</td>
<td>402</td>
<td>429</td>
<td>LA W</td>
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<tr>
<td>1422</td>
<td>Resources and Environment</td>
<td>270</td>
<td>TROPHY BIG GAME ANIMALS - A mends existing law to increase the amounts to be reimbursed to the state for the illegal killing, illegal possession or illegal waste of a trophy big game animal; and to increase the minimum value for wildlife to be reimbursed without compounding.</td>
<td>402</td>
<td>429</td>
<td>LA W</td>
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<tr>
<td>1424</td>
<td>Resources and Environment</td>
<td>208</td>
<td>STATE LANDS - LEASE - A mends existing law to include thirty-three and three-hundredths additional acres of land at Sage Junction in the endowment lands long-term leasing authority of the State Board of Land Commissioners.</td>
<td>362</td>
<td>388</td>
<td>LA W</td>
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<tr>
<td>1425</td>
<td>State Affairs</td>
<td>208</td>
<td>INDIAN TRIBES - A mends existing law to provide that the Governor and his designated state agencies may enter into agreements with enumerated Indian tribes in Idaho regarding fuel taxes and their revenues; and to provide for ratification by the Legislature.</td>
<td>394</td>
<td>427</td>
<td>LA W</td>
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<tr>
<td>1426 A A</td>
<td>State Affairs</td>
<td>226</td>
<td>ENVIRONMENTAL QUALITY - A mends, adds to and repeals existing law to create a Department of Environmental Quality and Board of Environmental Quality separate from the Department of Health and Welfare. (S. A. – See Senate Journal)</td>
<td>310</td>
<td>336</td>
<td>LA W</td>
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<tr>
<td>1427</td>
<td>State Affairs</td>
<td>188</td>
<td>SEARCH AND RESCUE FUND - A mends existing law to provide that moneys in the Search and Rescue Fund shall be maintained in four subaccounts; to provide reimbursement procedures; and to provide for return of investment earnings to the Search and Rescue Fund.</td>
<td>363</td>
<td>388</td>
<td>LA W</td>
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<tr>
<td>1431</td>
<td>Transportation</td>
<td>226</td>
<td>HIGHWAY DISTRICTS - A mends existing law to provide that personal property, no longer useful to a highway district and not exceeding five thousand dollars, may be sold by the highway commissioners at a private sale or at any regular board of highway district commissioner’s meeting, without advertisement.</td>
<td>394</td>
<td>427</td>
<td>LA W</td>
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<tr>
<td>1433 A A</td>
<td>Transportation</td>
<td>292</td>
<td>HIGHWAY DISTRICTS - A mends existing law to provide that a highway district may purchase equipment with a price not to exceed twenty thousand dollars at a public auction if the highway district board of commissioners has made a finding that such equipment may be purchased at a lower price than is available on the market. (S. A. – See Senate Journal)</td>
<td>-</td>
<td>292</td>
<td>LA W</td>
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<tr>
<td>1434 A A</td>
<td>House Transportation and Defense</td>
<td>276</td>
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<td>292</td>
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<tr>
<td>1435</td>
<td>Transportation</td>
<td>MOTOR VEHICLE RECORDS - DRIVERS RECORDS - Amends existing law to provide that personal information in an individual's motor vehicle or driver record may be disclosed for bulk distribution for surveys, marketing or solicitations, or in response to a request without regard for intended use, but only if the Idaho Transportation Department has obtained the written consent of the person to whom such personal information pertains.</td>
<td>252</td>
<td>268</td>
<td>LAW</td>
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<tr>
<td>1436 A A</td>
<td>Agricultural Affairs</td>
<td>ANIMALS - Adds to existing law to authorize the administrator of the Division of Animal Industries in the Department of Agriculture to regulate the disposal of dead animals, carcasses and body parts; to authorize rulemaking; to provide for violations; to provide for criminal and civil prosecution and penalties; to provide for corrective actions; and to provide discretion to the director of the Department of Agriculture.</td>
<td>381</td>
<td>413</td>
<td>LAW</td>
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<tr>
<td>1437</td>
<td>Agricultural Affairs</td>
<td>DAIRY FARMS - Amends existing law to require dairy farms to have nutrient management plans approved by the Department of Agriculture.</td>
<td>368</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1438 A A</td>
<td>Agricultural Affairs</td>
<td>DAIRIES - Amends existing law relating to violations of sanitary conditions in dairies to provide the duration of a suspension or revocation of licenses or permits for the sale of milk shall be determined by the director of the Department of Agriculture; to provide that for violations regarding waste systems the Department of Agriculture shall allow milk to be sold upon certain conditions occurring.</td>
<td>381</td>
<td>413</td>
<td>LAW</td>
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<tr>
<td>1439</td>
<td>Commerce and Human Resources</td>
<td>REAL ESTATE COMMISSIONS - Amends existing law to allow a licensed real estate broker or salesperson to share commissions directly with a buyer or seller in a regulated real estate transaction.</td>
<td>403</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1443</td>
<td>Finance</td>
<td>APPROPRIATIONS - Appropriating an additional $3,522,400 to the Office of the Governor for the Military Division; providing for the transfer of moneys to the Hazardous Substance Emergency Response Fund; providing legislative intent regarding the Milo Creek Containment Project; providing for the transfer of funds to the Natural Restoration Fund; reappropriating unexpended and unencumbered moneys for expenditures relating to the Milo Creek Containment Project for fiscal year 2001; providing for the deposit of unexpended and unencumbered moneys in the State Highway Restricted Disaster Fund on June 30, 2001; and providing for the transfer of moneys to the Permanent Building Fund.</td>
<td>179</td>
<td>193</td>
<td>LAW</td>
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<tr>
<td>1444 AA</td>
<td>Health and Welfare</td>
<td>292</td>
<td>RURAL HEALTH CARE - Repeals and adds to existing law to adopt the Idaho Rural Health Care Access Program to provide grants to entities, based upon applications, to improve the delivery of primary health care in rural underserved areas. . . . . . . . . . . (S. A. - See Senate Journal)</td>
<td>411 429</td>
<td>LAW</td>
<td></td>
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<tr>
<td>1445 AA</td>
<td>Resources and Environment</td>
<td>255</td>
<td>WILD GAME MEAT - DONORS - Adds to existing law to provide for immunity from civil and criminal liability of donors of wild game meat to charitable organizations absent negligence, recklessness or intentional misconduct; and to provide definitions. . . (S. A. - See Senate Journal)</td>
<td>420 429</td>
<td>LAW</td>
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<tr>
<td>1446</td>
<td>Resources and Environment</td>
<td>208</td>
<td>STATE LAND - LEASES - Amends existing law to provide that the State Board of Land Commissioners may provide that rentals for commercial leases and cottage site leases, and some other leases, may be paid by the date and upon the terms set by the board in the lease. . . . . . . . . . . . . . .</td>
<td>312 336</td>
<td>LAW</td>
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<tr>
<td>1447</td>
<td>Resources and Environment</td>
<td>226</td>
<td>WATER RIGHTS - Amends, repeals and adds to existing law to provide for specific defenses to forfeiture of water rights; to provide that the director of the Department of Water Resources may approve a ground water management plan in areas designated as critical ground water areas; to provide that the director of the Department of Water Resources may approve a ground water management plan for areas designated as ground water management areas; and to provide for managing the effects of ground water withdrawals. . . . . . . . . . . . . . .</td>
<td>314 336</td>
<td>LAW</td>
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<tr>
<td>1449 AA</td>
<td>Education</td>
<td>261</td>
<td>TEACHERS - Amends existing law to revise the time limits for a school board of trustees to give notice to the certificated employees on renewable contract status from May 25 to May 15; and to revise the response to the board by the employee on acceptance of a renewable contract for the next ensuing school year from June 15 to June 1. . . . . . . . . . . . . . (S. A. - See Senate Journal)</td>
<td>404 429</td>
<td>LAW</td>
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<tr>
<td>1450</td>
<td>State Affairs</td>
<td>178</td>
<td>ORCHARD TRAINING AREA - Amends existing law to provide authority of the Military Division security personnel at the Orchard Training Area; and to require them to complete Level 1 POST Academy training. . . . . . . . . . . . . . .</td>
<td>310 336</td>
<td>LAW</td>
<td></td>
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<tr>
<td>1452 AA</td>
<td>Local Government and Taxation</td>
<td>255</td>
<td>TAXING DISTRICTS - BUDGET HEARINGS - Amends existing law to provide that if no budget hearing is required by law, the county clerk shall be so notified; to provide consequences if a nonschool district does not comply with the statute regarding budget hearings; to provide consequences if a school district does not comply with the statute regarding budget hearings; and to provide for publication of a change of time and location of a budget hearing. . .</td>
<td>406 429</td>
<td>LAW</td>
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<td>1455 A A</td>
<td>Health and Welfare</td>
<td>226</td>
<td>PATIENT INFORMATION - Adds to and amends existing law to provide for confidentiality of patient-specific information concerning prescriptions and other information; to provide penalties for violation; and to provide immunity from liability for the good faith release of such information. (S. A. – See Senate Journal)</td>
<td>363</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1456 A A</td>
<td>Education</td>
<td>329</td>
<td>CLASSROOM - UNRULY PUPILS - Adds to existing law to provide that each school district shall establish a procedure to provide for the removal from the classroom of an unruly pupil. (S. A. – See Senate Journal)</td>
<td>-</td>
<td>329</td>
<td>House Education</td>
</tr>
<tr>
<td>1457 Education</td>
<td></td>
<td>233</td>
<td>ELEMENTARY/SECONDARY SCHOOLS Amends existing law relating to the education support program to provide special application for attendance units which may consist of elementary/secondary schools and for hardship secondary schools.</td>
<td>343</td>
<td>388</td>
<td>LAW</td>
</tr>
<tr>
<td>1459 Transportation</td>
<td>188</td>
<td>MOTOR VEHICLES - SPECIAL LICENSE PLATES - Adds to existing law to provide that special license plates may be issued to vehicles with a registered maximum gross weight of up to 26,000 pounds.</td>
<td>301</td>
<td>327</td>
<td>LAW</td>
<td></td>
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<tr>
<td>1460 Transportation</td>
<td>226</td>
<td>HIGHWAY DISTRICTS - CONSOLIDATION Amends and adds to existing law to revise the procedures and election dates for consolidation of highway districts.</td>
<td>367</td>
<td>388</td>
<td>LAW</td>
<td></td>
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<tr>
<td>1461 Transportation</td>
<td>188</td>
<td>MOTOR VEHICLES - LICENSE PLATES - Adds to existing law to create a firefighters special motor vehicle license plate program.</td>
<td>252</td>
<td>268</td>
<td>LAW</td>
<td></td>
</tr>
<tr>
<td>1463 Transportation</td>
<td>188</td>
<td>MOTOR VEHICLES - Adds to existing law to increase the operating fee for commercial, noncommercial and farm vehicles registered between 8,001 pounds and 16,000 pounds.</td>
<td>272</td>
<td>289</td>
<td>LAW</td>
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<tr>
<td>1464 A A</td>
<td>Transportation</td>
<td>226</td>
<td>COMMERCIAL VEHICLES - Adds to existing law to provide civil penalties when a driver of a commercial vehicle that has five or more axles exceeds the speed limit on a highway or road with a posted speed limit of sixty-five miles per hour or more. (S. A. – See Senate Journal)</td>
<td>-</td>
<td>226</td>
<td>House Transportation and Defense</td>
</tr>
<tr>
<td>1465 Commerce and Human Resources</td>
<td>226</td>
<td>GARNISHMENT - WAGES - Adds to existing law to provide that the maximum part of the aggregate disposable earnings of an individual for any work week which is subject to garnishment arising from a regulated consumer credit sale or regulated consumer loan.</td>
<td>410</td>
<td>429</td>
<td>LAW</td>
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<td>Senate Bill No</td>
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<td>1472</td>
<td>Commerce and Human Resources</td>
<td>226</td>
<td>HEALTH INSURANCE - Amends existing law to provide that, in establishing premium rates, small employer and individual health insurance carriers may apply a rating factor for age on an annual basis as to individuals or nondependents twenty years of age or older.</td>
<td>411</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1473</td>
<td>Commerce and Human Resources</td>
<td>226</td>
<td>LIENS - AGRICULTURAL COMMODITY DEALERS - Amends existing law to provide for filing agricultural commodity dealer liens with the Secretary of State rather than with the county recorder; to provide for filing of notice of discharge of the lien with the Secretary of State; to provide for records of liens; to allow the Secretary of State to prescribe forms and set fees; to prescribe the fees; and to provide for the use of the fees.</td>
<td>-</td>
<td>226</td>
<td>House Agricultural Affairs</td>
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<tr>
<td>1474</td>
<td>Agricultural Affairs</td>
<td>208</td>
<td>ORGANIC FARMING - Amends existing law to provide that the director of the Department of Agriculture may not issue a certificate under the provisions of the Organic Food Act unless the applicant has met the requirements imposed by the director to ensure the applicant understands the requirements and has the knowledge necessary for successful farming.</td>
<td>368</td>
<td>388</td>
<td>LAW</td>
</tr>
<tr>
<td>1475 A A H</td>
<td>Health and Welfare</td>
<td>164</td>
<td>NURSING BOARD - Amends existing law to strike specific educational requirements for individuals appointed to the Board of Nursing. (House Amendments - p. 332)</td>
<td>377</td>
<td>377</td>
<td>Senate Health and Welfare</td>
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<td>1477</td>
<td>Health and Welfare</td>
<td>188</td>
<td>PRIVATE SCHOOL - EMPLOYEES - Amends existing law to require that any person who owns, operates or is employed by a private school for educational purposes for children four through six years of age or a private kindergarten shall comply with the criminal history checks as required for basic day care licenses.</td>
<td>367</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1478 A A A H</td>
<td>Health and Welfare</td>
<td>201</td>
<td>LOCAL OPTION SWINE FACILITY SITING ACT Adds to existing law to provide the &quot;Swine Facility Siting Act: to provide that participation is local option; and to provide for violations and enforcement. (House Amendments - p. 266) (S. A. - See Senate Journal)</td>
<td>368</td>
<td>427</td>
<td>LAW</td>
</tr>
<tr>
<td>1479</td>
<td>Agricultural Affairs</td>
<td>213</td>
<td>LIVESTOCK OWNERS - Amends existing law to clarify authority of the director; to require livestock owners or operators required to have county livestock or conditional use permits to comply with the animal or animal unit numbers provided by such permits on an individual basis at the county's request and to provide for adequate water rights before a permit will be issued.</td>
<td>-</td>
<td>213</td>
<td>House Agricultural Affairs</td>
</tr>
<tr>
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<td>1484 A A</td>
<td>Education</td>
<td>261</td>
<td>SCHOOL FACILITIES - INSPECTION - Adds to existing law to require an annual inspection of school facilities; to require a report to the board of trustees of the school district; and to require publication of a summary of the report. (S. A. – See Senate Journal)</td>
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<tr>
<td>1485</td>
<td>Education</td>
<td>208</td>
<td>SCHOLARSHIPS - Amends existing law to create the Idaho Promise Scholarship to further post-educational opportunities for Idaho students.</td>
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<tr>
<td>1486 A A</td>
<td>Education</td>
<td>292</td>
<td>TEACHERS - READING - Amends existing law to revise requirements for certain certificated employees of a school district taking a state approved reading instruction course titled &quot;Idaho Comprehensive Literacy Course&quot;; and to revise procedures. (S. A. – See Senate Journal)</td>
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<tr>
<td>1487 A A</td>
<td>Transportation</td>
<td>341</td>
<td>MOTOR VEHICLES - COMMERCIAL - Amends existing law to allow motor vehicles transporting weights in excess of law by issuance of permits for use on pilot project routes for transporting agricultural or mineral products only; to revise existing pilot project routes; to designate additional pilot project routes; and to extend the date for use of pilot project routes to July 1, 2003. (S. A. – See Senate Journal)</td>
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<tr>
<td>1489</td>
<td>Resources and Environment</td>
<td>208</td>
<td>WATER RIGHTS - Amends existing law to provide that following the denial of a proposed change by the director of the Department of Water Resources or the withdrawal of an application for change, the Department of Water Resources shall not accept a further application from the applicant for transfer; and to provide the department shall not accept a further application from the applicant for substantially the same use of water at substantially the same place of use for a period of five years following the date of denial if the director denies a requested change based upon a determination that the use of water for the proposed purpose would be contrary to local public interest.</td>
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<tr>
<td>1490</td>
<td>Resources and Environment</td>
<td>270</td>
<td>SPECIES CONSERVATION - Adds to existing law to provide legislative intent regarding species conservation; to provide for a delisting advisory team, duties of the team and membership; to provide operations of the delisting advisory team; to provide delisting management plan requirements; to provide for recommendation of management plans; to create an Office of Species Conservation in the Office of the Governor; to provide for an administrator, duties and reports; and to authorize acceptance of funds.</td>
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<td>1492 AA</td>
<td>Local Government and Taxation</td>
<td>261</td>
<td>INCOME TAX - ELECTRONIC FUNDS TRANSFER - Amends existing law to provide that no individual shall be required to make payment by electronic funds transfer regardless of the amount paid or payable when the taxes, fees or amounts are payable pursuant to the Idaho Income Tax Act. . . . . (S. A. – See Senate Journal)</td>
<td>-</td>
<td>261</td>
<td>House Revenue and Taxation</td>
</tr>
<tr>
<td>1494 AA</td>
<td>Local Government and Taxation</td>
<td>233</td>
<td>RELOCATION PAYMENTS - DISPLACED PERSONS - A mends existing law to provide that relocation payments and assistance shall be provided to persons displaced by public programs. . . . . . . . . . . . . . . . . . . . . . (S. A. – See Senate Journal)</td>
<td>368</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1497</td>
<td>Agricultural Affairs</td>
<td>270</td>
<td>SPECIES REINTRODUCTION - A mends to existing law to require any federal agency, including the United States Fish and Wildlife Service, to secure approval of the Idaho State Legislature prior to introducing or reintroducing any species into the state of Idaho. . . . . . . . . . . . . . . . . . . . . .</td>
<td>409</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1499</td>
<td>Transportation</td>
<td>270</td>
<td>MOTOR VEHICLES - OPERATING FEES - A mends existing law relating to motor vehicle operating fees for combinations of vehicles to provide that if the owner of the combination of vehicles has maintained proper records, can produce appropriate documentation and is otherwise current in paying taxes and fees, the Idaho Transportation Department may assess a penalty of up to five hundred dollars if the only violation is failure to annually apply for authority to report multiple weights in the manner provided by law. . . . . . . . . . . . . . . . . . . . . .</td>
<td>-</td>
<td>418</td>
<td>House Transportation and Defense</td>
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<tr>
<td>1500</td>
<td>Transportation</td>
<td>270</td>
<td>PUBLIC LANDS - A mends existing law to provide that a board of county or highway district commissioners shall exclusively, in all cases, regardless of when an abandonment occurred, use a statutory procedure and to clarify when a court may declare a road abandoned; to provide a statement of public policy that the public lands and rights-of-way remain open to the public; to provide that federal lands rights-of-way be construed in the most favorable sense for the public or its representatives; and to provide the only method for recognizing the abandonment, vacating or any restriction or other loss of public use. . . . . . . . . . . . . . . . . . . . . .</td>
<td>-</td>
<td>270</td>
<td>House Transportation and Defense</td>
</tr>
<tr>
<td>1501 AA AA AH</td>
<td>Transportation</td>
<td>261</td>
<td>POLICY - A mends existing law to revise public transportation policy; to redefine the role of the Idaho Transportation Department; to revise membership of the advisory council; to delete the regional advisorys; and to revise membership and procedures of the interagency working group. . . . . . . . . . . . . . . . . . . . . . (House Amendment - p. 331) (S. A. – See Senate Journal)</td>
<td>377</td>
<td>437</td>
<td>LAW</td>
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<td>Senate Bill No.</td>
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<td>1503</td>
<td>Transportation</td>
<td>188</td>
<td>MOTOR VEHICLE - LICENSE PLATES - Adds to existing law to create a &quot;Famous Potatoes&quot; special motor vehicle license plate program</td>
<td>363</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1504 A A</td>
<td>Transportation</td>
<td>233</td>
<td>AERONAUTICS ADVISORY BOARD - Amends existing law to increase the membership of and provide an additional qualification for certain members of the Idaho Aeronautics Advisory Board; to increase compensation of the members of the Aeronautics Advisory Board; and to provide for appointment of a member of the board from the state at-large to serve as chairman of the board.</td>
<td>233</td>
<td>House Transportation</td>
<td></td>
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<tr>
<td>1505 A A</td>
<td>Transportation</td>
<td>255</td>
<td>URBAN RENEWAL - Amends existing law to include counties as authorized municipalities for purposes of creating an urban renewal area or competitively disadvantaged border community area; to provide that a revenue allocation provision included in an urban renewal plan or competitively disadvantaged border community area ordinance shall not extend for more than twenty-four years; and to provide for extensions in certain circumstances.</td>
<td>406</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1507 A A</td>
<td>Transportation</td>
<td>226</td>
<td>TRAFFIC SAFETY COMMISSION - Amends existing law to revise the membership of the Traffic Safety Commission; to provide terms of service and compensation; and to provide that the commission shall have an additional duty to report annually to the Idaho Transportation Board and the germane transportation committees of the Idaho Legislature regarding the locations on state highways which have been identified as hazardous, with recommendations on how to improve safety conditions at the identified locations.</td>
<td>226</td>
<td>House Transportation and Defense</td>
<td></td>
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<tr>
<td>1509</td>
<td>Health and Welfare</td>
<td>270</td>
<td>PHARMACY BOARD - INVESTIGATOR - Amends existing law to provide that the Board of Pharmacy chief controlled substance investigator is an exempt employee.</td>
<td>405</td>
<td>429</td>
<td>LAW</td>
</tr>
<tr>
<td>1510 A A</td>
<td>Health and Welfare</td>
<td>226</td>
<td>PRESCRIPTIONS - Adds to existing law to recognize in statute the Board of Pharmacy's prescription tracking program and the resulting database and to provide a sunset date.</td>
<td>367</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1511</td>
<td>Health and Welfare</td>
<td>194</td>
<td>PRESCRIPTIONS - Amends existing law to allow legitimate prescriptions or drug orders of practitioners from other states or countries to be lawfully filled in Idaho.</td>
<td>378</td>
<td>413</td>
<td>LAW</td>
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<tr>
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<td>1515 AA</td>
<td>Local Government and Taxation</td>
<td>261</td>
<td>EMINENT DOMAIN - Adds to existing law to provide required duties of a state or local unit of government or public utility that is beginning negotiations to acquire a parcel of real property in fee simple under the state's eminent domain law; to provide a form to advise rights of property owners; to provide a method of delivery of such forms; and to provide application. (S. A. – See Senate Journal)</td>
<td>404</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1516</td>
<td>Local Government and Taxation</td>
<td>226</td>
<td>HIGHWAY DISTRICTS - MEETINGS - Amends existing law to provide a quorum requirement for the highway district commissioners to make decisions on behalf of the highway district; and to provide a quorum requirement for executive sessions.</td>
<td>367</td>
<td>388</td>
<td>LAW</td>
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<tr>
<td>1517 AA</td>
<td>Judiciary and Rules</td>
<td>292</td>
<td>IRRIGATION - Amends existing law to provide that persons who relocate or bury a lateral ditch contrary to the Idaho Code are guilty of a misdemeanor. (S. A. – See Senate Journal)</td>
<td>420</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1518 AA</td>
<td>Judiciary and Rules</td>
<td>292</td>
<td>VOLUNTARY MANSLAUGHTER - Repeals and amends existing law to remove the time limitations for a killing to be prosecuted as murder or voluntary manslaughter. (S. A. – See Senate Journal)</td>
<td>419</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1519</td>
<td>Judiciary and Rules</td>
<td>233</td>
<td>INFLUENCE - Amends existing law to increase the maximum sentence for aggravated driving under the influence.</td>
<td>420</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1521</td>
<td>Judiciary and Rules</td>
<td>270</td>
<td>PARKS AND RECREATION DEPARTMENT - Adds to existing law to give the director of the Department of Parks and Recreation authority to issue uniform citations for certain violations on department properties; to provide delegation of authority; and to provide for development of a training course.</td>
<td>409</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1523 AAH</td>
<td>Judiciary and Rules</td>
<td>188</td>
<td>DOMESTIC VIOLENCE - Amends existing law to include domestic violence against a minor child by a person with whom the minor child is having a dating relationship within the purview of the section; to define dating relationship; to specify that a custodial or noncustodial parent or guardian of the minor child may file a petition for a protective order on behalf of the minor child; and to provide legislative intent. (House Amendment - p. 243)</td>
<td>286</td>
<td>350</td>
<td>LAW</td>
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<tr>
<td>1524 AA</td>
<td>Judiciary and Rules</td>
<td>292</td>
<td>DRUGPushER REGISTRATION - Adds to and amends existing law to provide the &quot;Drug Pusher Registration Notification and Community Right to Know Act&quot; to require those individuals convicted of pushing drugs to register with local law enforcement agencies. (S. A. – See Senate Journal)</td>
<td>-</td>
<td>431</td>
<td>House 3rd Reading</td>
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<td>1525</td>
<td>Judiciary and Rules</td>
<td>233</td>
<td>DOMESTIC VIOLENCE - Amends existing law to clarify that a household member who commits a battery and willfully and unlawfully inflicts a traumatic injury upon another household member is guilty of a felony; and to require that counseling and treatment of offenders be conducted according to standards established or approved by the Council on Domestic Violence.</td>
<td>408</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1526</td>
<td>Judiciary and Rules</td>
<td>255</td>
<td>DISABLED PERSONS - PARENTAL RIGHTS - Amends existing law to clarify prohibitions against discrimination in matters related to parental rights, guardianship and adoption; and to specifically prohibit discrimination based solely upon the disability of an individual and to consider the potential for the individual to employ adaptive and supportive equipment and services to address the disability.</td>
<td>-</td>
<td>255</td>
<td>House Health and Welfare</td>
</tr>
<tr>
<td>1527</td>
<td>Judiciary and Rules</td>
<td>255</td>
<td>SCHOOL TRANSPORTATION - Amends existing law to govern determination of the distance from the school and determination of eligibility for school bus transportation of students.</td>
<td>-</td>
<td>255</td>
<td>House Education</td>
</tr>
<tr>
<td>1529 A A AAH</td>
<td>State Affairs</td>
<td>261</td>
<td>PUBLIC UTILITIES COMMISSION - INDUSTRIAL COMMISSION - TAX COMMISSION - Amends existing law to provide for a three and one-half percent salary increase on July 1, 2000, for members of the Public Utilities Commission, the State Tax Commission and the Industrial Commission. (House Amendment – p. 415) (S. A. – See Senate Journal)</td>
<td>421</td>
<td>437</td>
<td>LAW</td>
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<tr>
<td>1530</td>
<td>Judiciary and Rules</td>
<td>255</td>
<td>MEDICAID PATIENTS - TRANSPORTATION COSTS - Adds to existing law to provide a limitation on reimbursement for transportation of medicaid clients when the vehicle contains five or more clients; to provide for a waiver; and to provide for legal processes.</td>
<td>405</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1531 A AH</td>
<td>State Affairs</td>
<td>255</td>
<td>ALCOHOL - Amends existing law to clarify restrictions on persons under the age of twenty-one years from entering and remaining at certain licensed premises. (House Amendment – p. 331)</td>
<td>376</td>
<td>437</td>
<td>LAW</td>
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<tr>
<td>1533</td>
<td>Finance</td>
<td>213</td>
<td>SALE TAX - DISTRIBUTION - Amends existing law to provide legislative intent; and to increase the distribution from the Sales Tax Account to the Permanent Building Account to five million dollars.</td>
<td>258</td>
<td>273</td>
<td>LAW</td>
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<tr>
<td>1534</td>
<td>Judiciary and Rules</td>
<td>270</td>
<td>PARDONS AND PAROLE COMMISSION - Amends existing law to delete references to the Board of Correction with respect to meetings of the Commission of Pardons and Parole and distribution of commission reports.</td>
<td>402</td>
<td>429</td>
<td>LAW</td>
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<td>1535 AAH</td>
<td>Judiciary and Rules</td>
<td>255</td>
<td>WATER POLLUTION CONTROL - Amends existing law to provide that the state of Idaho is authorized to make loans at or below market interest rates for the implementation of a management program established under Section 319 of the Federal Water Pollution Control Act; to provide that the Board of Health and Welfare may enter into loan contracts with applicants for the implementation of nonpoint source pollution control programs; and to provide that to be eligible for a loan the project proposed by an applicant must be consistent with the state nonpoint source management plan.</td>
<td>376</td>
<td>437</td>
<td>LAW</td>
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<tr>
<td>1536</td>
<td>State Affairs</td>
<td>256</td>
<td>AGRICULTURAL FACILITIES - Amends existing law to authorize the Idaho Housing and Finance Association to make loans for agricultural facilities.</td>
<td>381</td>
<td>413</td>
<td>LAW</td>
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<tr>
<td>1537 Finance</td>
<td></td>
<td>233</td>
<td>APPROPRIATIONS - HUMAN RIGHTS COMMISSION - Appropriates $730,100 to the Office of the Governor for the Human Rights Commission for fiscal year 2001; and limits the number of full-time equivalent positions to 10.</td>
<td>258</td>
<td>273</td>
<td>LAW</td>
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<tr>
<td>1538 Finance</td>
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<td>233</td>
<td>APPROPRIATIONS - OFFICE OF THE GOVERNOR - Appropriates $2,067,000 to the Executive Office of the Governor for fiscal year 2001; limits the number of full-time equivalent positions to 24; and provides legislative intent regarding the Parents as Teachers Program.</td>
<td>259</td>
<td>273</td>
<td>LAW</td>
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<tr>
<td>1539 Finance</td>
<td></td>
<td>233</td>
<td>APPROPRIATIONS - WOMEN'S COMMISSION - Appropriates $47,600 to the Idaho Women's Commission for fiscal year 2001; and limits the full-time equivalent positions to .52.</td>
<td>259</td>
<td>273</td>
<td>LAW</td>
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<tr>
<td>1540 Finance</td>
<td></td>
<td>233</td>
<td>APPROPRIATIONS - TRANSPORTATION DEPARTMENT - Appropriates $435,483,600 to the Idaho Transportation Department for fiscal year 2001; provides legislative intent that all moneys transferred to the Local Bridge Inspection Fund and Railroad Grade Crossing Protection Fund be continuously appropriated; limits the number of full-time equivalent positions to 1,829; authorizes a transfer of funds to the Aeronautics Fund; reappropriates certain unexpended and unencumbered balances to the State Highway Fund; and reappropriates certain unexpended and unencumbered balances.</td>
<td>259</td>
<td>273</td>
<td>LAW</td>
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<tr>
<td>1541 Finance</td>
<td></td>
<td>233</td>
<td>APPROPRIATIONS - PUBLIC UTILITIES COMMISSION - Appropriates $4,221,000 to the Public Utilities Commission for fiscal year 2001; and limits the number of full-time equivalent positions to 49.</td>
<td>258</td>
<td>273</td>
<td>LAW</td>
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<td>1542</td>
<td>State Affairs</td>
<td>270</td>
<td>NONPROFIT CORPORATION - COLLEGE OR UNIVERSITY - Amends existing law to provide that a facility owned or used, consistent with its nonprofit purpose, by a nonprofit corporation which is recognized by a state institution of higher education as its college or university foundation shall be considered a nonprofit facility under the Idaho Housing and Finance Association's Law.</td>
<td>407</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1543</td>
<td>State Affairs</td>
<td>270</td>
<td>SCHOOLS - TECHNOLOGY - Amends existing law to extend the special application of the school foundation program for technological instruction through school year 2000-2001.</td>
<td>407</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1544</td>
<td>Finance</td>
<td>233</td>
<td>APPROPRIATIONS - INDUSTRIAL COMMISSION - Appropriates $12,069,100 to the Industrial Commission for fiscal year 2001; and limits the number of full-time equivalent positions to 138.</td>
<td>265</td>
<td>280</td>
<td>LAW</td>
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<td>1546 AA</td>
<td>Judiciary and Rules</td>
<td>292</td>
<td>SCHOOL SUPPORT - Adds to existing law to provide a state guaranteed school support replacement for value lost through operation of alternative forest land values. (S. A. - See Senate Journal)</td>
<td>-</td>
<td>292</td>
<td>House Revenue and Taxation</td>
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<tr>
<td>1548</td>
<td>Finance</td>
<td>256</td>
<td>APPROPRIATIONS - IDAHO SCHOOL FOR THE DEAF AND THE BLIND - Appropriates $7,210,600 to the State Board of Education for the Idaho School for the Deaf and the Blind for fiscal year 2001; limits the full-time equivalent positions to 122.52; and reappropriates unexpended and unencumbered balances.</td>
<td>278</td>
<td>302</td>
<td>LAW</td>
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<tr>
<td>1550</td>
<td>Judiciary and Rules</td>
<td>261</td>
<td>HABEAS CORPUS - PRISONERS - OUT-OF-STATE - Adds to and amends existing law to provide for habeas corpus proceedings by out-of-state prisoners housed in private correctional facilities.</td>
<td>408</td>
<td>429</td>
<td>LAW</td>
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<tr>
<td>1551</td>
<td>Judiciary and Rules</td>
<td>270</td>
<td>CORRECTIONAL FACILITIES - PRIVATE - CRIMINAL LAWS - Adds to and amends existing law to provide for application of Idaho's criminal laws to employees, agents and officials of private correctional facilities located in the state and to out-of-state prisoners housed in such private correctional facilities.</td>
<td>408</td>
<td>429</td>
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<td>1552</td>
<td>Judiciary and Rules</td>
<td>261</td>
<td>RECORDS - PARDONS AND PAROLE COMMISSION - Amends existing law to provide a sunset for certain records of the Department of Correction from being exempt from disclosure; to provide that records of the Commission of Pardons and Parole shall be exempt from disclosure pursuant to certain statutes; and to provide that records exempt from disclosure shall also include those containing the names, addresses and written statements of victims.</td>
<td>395</td>
<td>427</td>
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<td>Judiciary and Rules</td>
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<td>RECORDS - PRISONER - Amends existing law to provide that the right to inspect and amend records pertaining to oneself does not include the right to review prisoner records which are maintained by the state or local agency having custody of the prisoner or by the Commission of Pardons and Parole; and to provide that certain designated reports before the Commission of Pardons and Parole be exempt from public disclosure.</td>
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<td>LAW</td>
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<tr>
<td>1555</td>
<td>Finance</td>
<td>270</td>
<td>APPROPRIATIONS - Appropriates $1,113,200 to the State Appellate Public Defender for fiscal year 2001; and limits the number of full-time equivalent positions to 12.</td>
<td>293</td>
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<tr>
<td>1556</td>
<td>Judiciary and Rules</td>
<td>270</td>
<td>WOLF REINTRODUCTION - Amends existing law to provide that the Department of Fish and Game may meet and confer with government entities and Indian tribes to discuss plans for wolf reintroduction or for monitoring wolf reintroduction and wolf recovery programs; and to prohibit certain acts by the Department of Fish and Game.</td>
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<td>1557</td>
<td>Finance</td>
<td>283</td>
<td>APPROPRIATIONS - VOCATIONAL REHABILITATION - Appropriates $16,732,200 to the State Board of Education for the Division of Vocational Rehabilitation for fiscal year 2001; and limits the number of full-time equivalent positions to 142.</td>
<td>295</td>
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<td>1558</td>
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<td>283</td>
<td>APPROPRIATIONS - COMMISSION ON AGING - Appropriates $9,701,200 to the Office of the Governor for the Commission on Aging for fiscal year 2001; and limits the number of full-time equivalent positions to 14.</td>
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<td>1559</td>
<td>Finance</td>
<td>283</td>
<td>APPROPRIATIONS - COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED - Appropriates $3,919,900 to the Office of the Governor for the Commission for the Blind and Visually Impaired for fiscal year 2001; and limits the number of full-time equivalent positions to 42.50.</td>
<td>297</td>
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<td>1560</td>
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<td>APPROPRIATIONS - CATASTROPHIC HEALTH CARE - Appropriates $4,250,000 from the Catastrophic Health Care Cost Fund to the General Fund for fiscal year 2000; and appropriates $10,000,000 for Catastrophic Health Care for fiscal year 2001.</td>
<td>298</td>
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<td>1561</td>
<td>Finance</td>
<td>283</td>
<td>APPROPRIATIONS - PUBLIC HEALTH DISTRICTS - Appropriates $9,261,000 to the Public Health Trust Fund for fiscal year 2001; and appropriates an additional $98,000 to the Panhandle Health District for fiscal year 2001.</td>
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<td>1562 Finance</td>
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<td>APPROPRIATIONS - LIQUOR DISPENSARY</td>
<td>Appropriates $10,358,400 to the Office of the Governor for the State Liquor Dispensary for fiscal year 2001; limits the authorized full-time equivalent positions to 145; and provides that the State Controller shall transfer moneys to the Permanent Building Fund.</td>
<td>299</td>
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<td>1563 Finance</td>
<td>283</td>
<td>APPROPRIATIONS - SOIL CONSERVATION COMMISSION</td>
<td>Appropriates $4,596,000 to the Soil Conservation Commission for fiscal year 2001; and limits the number of full-time equivalent positions to 24.</td>
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<td>1564 Finance</td>
<td>283</td>
<td>APPROPRIATIONS - A</td>
<td>Appropriates an additional $50,000 to the Public Employee Retirement System for fiscal year 2000.</td>
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<td>1565 Finance</td>
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<td>APPROPRIATIONS - LIEUTENANT GOVERNOR</td>
<td>Appropriates $107,100 to the Office of the Lieutenant Governor for fiscal year 2001; provides legislative intent that $1,000 may be used to assist in defraying expenses relating to the discharge of the Lieutenant Governor’s official duties; and limits the number of authorized full-time equivalent positions to 2.</td>
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<td>APPROPRIATIONS - EDUCATION DEPARTMENT</td>
<td>Appropriates $123,966,200 to the Superintendent of Public Instruction/State Department of Education for fiscal year 2001; limits the number of full-time equivalent positions to 113; provides legislative intent that $1,000 may be used to assist in defraying expenses relating to the discharge of the Superintendent of Public Instruction’s official duties; and reappropriates unexpended and unencumbered moneys to be used for development of exiting standards.</td>
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<td>LOTTERY</td>
<td>Amends existing law to provide that assisting or aiding in advertising an illegal lottery is a misdemeanor (House Amendment – p. 400)</td>
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<td>1572 AA State Affairs</td>
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<td>MANAGED CARE ORGANIZATIONS</td>
<td>Amends existing law to provide that managed care organizations are members of the life and health insurance guaranty association; to provide coverage for managed care contracts of disability insurers; to exclude coverage of contractual obligations owed to nonresidents under a managed care plan; and to provide that a managed care organization shall not be subject to a class B or class C assessment for any domestic, foreign or alien insurer that is declared insolvent by any court prior to July 1, 2000.</td>
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<td>1573</td>
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<td>320</td>
<td>WORKER’S COMPENSATION - Amends existing law to further clarify attorney fee obligations when a recovery is made against a third party in a worker’s compensation claim.</td>
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<td>SALES TAX - LOCAL OPTION - Amends existing law to authorize expenditure of fees negotiated between the State Tax Commission and a county for administration of the resort county local option sales and use tax; and to provide that such fees are appropriated to the State Tax Commission for that purpose.</td>
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<td>LEGISLATIVE ACCOUNT - Amends existing law to provide that the President Pro Tempore of the Senate and the Speaker of the House of Representatives are authorized to make expenditures out of the Legislative Account for necessary expenses of the Legislature; to provide that the signature of the President Pro Tempore of the Senate or the Speaker of the House of Representatives on any voucher or claim for payment shall be sufficient authority for the State Controller to pay; and to provide for delivery of financial reports to the President Pro Tempore of the Senate and the Speaker of the House of Representatives.</td>
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<td>1578</td>
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<td>341</td>
<td>STATE AGENCIES - REAL PROPERTY PURCHASE - Adds to existing law to provide that no state agency, department or institution shall purchase real property that will be used for office space or building space, which purchase will require a current or future appropriation, without an affirmative vote of the Joint Finance-Appropriations (JFAC); to provide procedures for requests for lease of office space or building space to be presented to JFAC; and to provide for a waiver provision in the event of an emergency or disaster.</td>
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<td>341</td>
<td>UNIFORM COMMERCIAL CODE - Amends existing law to provide that the Uniform Commercial Code shall not apply to a claim or right to receive worker’s compensation or to a special needs trust entered into to secure medicaid benefits for injury victims.</td>
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<td>House Business</td>
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<td>1580</td>
<td>State Affairs</td>
<td>372</td>
<td>MOTOR VEHICLES - Amends, adds to and repeals existing law to provide a system of registration only for vehicles weighing in excess of sixty thousand pounds gross vehicle weight; to establish an American Trucking Association settlement Fund from which moneys shall be paid to satisfy the settlement agreement if approved by the court pursuant to the case of the American Trucking Association v. State of Idaho, et al.; to provide legislative intent; to provide reports; and to provide effective dates contingent upon approval of the settlement.</td>
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<td>APPROPRIATION - LIQUOR DISPENSARY</td>
<td>Adds to existing law to create the Liquor Warehouse Fund; to appropriate $2,366,700 to the Office of the Governor for the State Liquor Dispensary for fiscal year 2003; and to provide that the moneys be used to exercise the purchase option for the central office and warehouse facility.</td>
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<tr>
<td>1582 Finance</td>
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<td>APPROPRIATIONS - MILITARY DIVISION</td>
<td>Appropriates an additional $725,400 to the Office of the Governor for the Military Division for fiscal year 2000.</td>
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<td>431</td>
<td>PETROLEUM PRODUCTS - Amends existing law</td>
<td>to provide for suspension of the transfer fee imposed on petroleum products delivered or stored within the state when the unencumbered Clean Water Trust fund balance equals $25,000,000; and to provide for reinitiation of the transfer fee when the unencumbered balance in the fund equals $15,000,000.</td>
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### SENATE CONCURRENT RESOLUTIONS

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<td>TAX COMMISSION - RULES - States findings of the Legislature and rejects a pending rule of the Idaho State Tax Commission relating to trade-ins, trade-downs and barter.</td>
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<td>147 Education</td>
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<td>CHILDREN - PRELITERACY SKILLS - Stating findings of the Legislature concerning the needs of children who begin school without preliteracy skills or readiness to learn; and requesting the Department of Education, in collaboration with the Department of Health and Welfare, to study the problem in Idaho and report to the Legislature.</td>
<td>- 224 House Ways and Means</td>
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<td>148 Education</td>
<td>187</td>
<td>STUDENTS - Stating findings of the Legislature concerning the test results indicating that Hispanic and limited English proficient students are not achieving educational goals and directing the State Superintendent of Public Instruction to take steps to ensure that Hispanic and limited English proficient students are receiving a thorough education and to require a report to the Legislature on the progress.</td>
<td>- 187 House Education</td>
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<td>RANGELAND RESOURCES COMMISSION - RULES - Stating findings of the Legislature and rejecting a rule of the Idaho Rangeland Resources Commission relating to nominations to the commission.</td>
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<td>LITERACY - Stating findings of the Legislature and declaring November 2000 to be &quot;Idaho Literacy Month.&quot;</td>
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<td>Local Government and Taxation</td>
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<td>EMINENT DOMAIN - Stating findings of the Legislature and authorizing the Legislative Council to appoint a committee to undertake and complete a study of Idaho laws regarding eminent domain and to prepare recommendations and legislation.</td>
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<td>FINANCIAL LITERACY MONTH - Stating findings of the Legislature and declaring April 2000 to be &quot;Idaho Financial Literacy Month&quot; for the purposes of focusing public awareness on issues of youth and adult financial literacy, the responsibilities and rights of consumers and how to detect and avoid fraud.</td>
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<td>ADMINISTRATIVE RULES - TEMPORARY - Stating findings of the Legislature and approving and extending state agency temporary rules that would otherwise expire at the end of the 2000 Legislative Session, with exceptions.</td>
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<td>ADMINISTRATIVE RULES - FEES - Stating findings of the Legislature and approving agency rules which impose fees or charges and which are submitted to the Legislature for review; and rejects fees that were not reviewed and approved.</td>
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<td>LEGISLATOR’S BACK TO SCHOOL DAY Stating findings of the Legislature, providing legislative intent supporting civic education and declaring the third Friday of September as &quot;Idaho Legislator’s Back to School Day.&quot;</td>
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<td>STATE BUILDING FACILITIES - LEASES Stating findings of the Legislature and directing the Director of the Department of Administration to provide the Legislature a report of all State Building Facility leases and recommendations regarding those leases.</td>
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<td>PERMANENT BUILDING FUND - Stating findings of the Legislature and authorizing the Legislative Council to appoint a committee to undertake and complete a study of the Permanent Building Fund.</td>
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<td>LIQUOR DISPENSARY FACILITIES - Stating findings of the Legislature and providing legislative authorization and approval for the Idaho State Liquor Dispensary to enter into an agreement or agreements with the Idaho State Building Authority to acquire and provide office, warehouse and related facilities.</td>
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<td>CONTRACTS - STATE/LOCAL GOVERNMENTS - Stating findings of the Legislature and urging the state of Idaho and political subdivisions to carefully examine any contract or agreement with outside contractors or providers so that state and local governments are not doing business with corporations or entities that abrogate rights under the constitution of the United States.</td>
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<td>LAVA HOT SPRINGS - Stating findings of the Legislature and authorizing the Lava Hot Springs Foundation to enter into an agreement with the Idaho State Building Authority to provide improvements and recreational facilities for the Lava Hot Springs Foundation.</td>
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<td>WOMEN'S HEALTH CARE - STUDY - Stating findings of the Legislature concerning the status of women's health care in Idaho and directing the Department of Health and Welfare and the Department of Insurance to conduct studies and report findings to the Legislature.</td>
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<td>UNITED STATES FOREST SERVICE - Requests that the United States Forest Service reopen comments on its rulemaking for protection of remaining roadless areas in the National Forest System.</td>
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<td>UNITED STATES FOREST SERVICE - Requests that the United States Forest Service withdraw proposed regulations published in the Federal Register on October 4, 1999, regarding forest service land and resource management planning.</td>
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<td>GRAZING - Stating findings of the Legislature and expressing concern about the reduction of grazing permits by the Bureau of Land Management in the Cliffs Allotment in Owyhee County.</td>
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<td>HEALTH INSURANCE PREMIUMS - TAX DEDUCTION - Stating findings of the Legislature and requesting that Congress enact federal legislation to provide full deductibility from federal income taxes of health insurance premiums for individuals, the self-employed, and small groups.</td>
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<td>MEDICARE REIMBURSEMENT - Stating findings of the Legislature and requesting Congress to pass legislation to fully recover the actual costs of providing necessary health care services to Medicare eligible patients.</td>
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<td>CAMAS PRAIRIE RAIL NET TRACK - ABANDONED - Stating findings of the Legislature and urging the federal Surface Transportation Board in the United States Department of Transportation to reject any application for rail abandonments by Camas Prairie Rail Net in Idaho that the Idaho Public Utilities Commission, on behalf of this state, has determined through its process to be adverse to the public interest; to request jurisdiction for the railroad line abandonment cases be given to the states rather than the federal Surface Transportation Board; and to request that the federal Surface Transportation Board conduct a public hearing in the affected area of Idaho, for the purpose of receiving both oral and written testimony on the proposed abandonment.</td>
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<td>COEUR D’ALENE BASIN - Stating findings of the Legislature and requesting support of the efforts of the Idaho Department of Environmental Quality asserting and maintaining their leadership role in designing and implementing a solution to the cleanup in the Coeur d’Alene Basin.</td>
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<td>BOND BANK AUTHORITY - Proposes an amendment to the Constitution of the State of Idaho to authorize the state to establish a municipal bond bank to purchase municipal bonds and lend money to municipalities.</td>
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<td>528</td>
<td>Revenue and Taxation</td>
<td>AUDITORIUM DISTRICTS – Amends existing law to clarify the definition of auditorium districts; to clarify the petition contents; and to require the specification of a maximum rate on the hotel/motel sales tax for auditorium districts established after July 1, 2000.</td>
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<td>PROPERTY TAX – Amends existing law to further define ‘land actively devoted to agriculture’ to include land producing nursery stock.</td>
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<td>382</td>
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<td>Requested by: Wheat Commission</td>
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<td>ANNIS, MARJORIE L.</td>
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*Attaches sworn in at a later date  
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