House of Representatives

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

Roll called showed 69 members present. Absent and excused - Moyle, Total - 1. Total - 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Catherine Menlove, Page.

3RD ORDER
Approval of Journal

January 30, 2020

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.

CHANAY, Chairman

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

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

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-904A, Idaho Code, the District 2 Legislative Committee of the Republican Party has submitted a list of three names for consideration in filing a vacancy in the Idaho State House of Representatives.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint TIMOTHY REMINGTON of Coeur d'Alene, Idaho, to the office of State Representative, District 2, Seat B, for a term commencing January 28, 2020, and continuing until the next general election when the term of office expires.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 28th day of January in the year of our Lord two thousand and twenty, and of the Independence of the United States of America, the two hundred and forty-fourth year, and of the Statehood of Idaho the one hundred and thirtieth year.

/s/ BRAD LITTLE
Governor
/s/ LAWERENCE DENNEY
Secretary of State

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

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

January 30, 2020

Mr. Speaker:

I transmit herewith SCR 118 and S 1220 which have passed the Senate.

NOVAK, Secretary

SCR 118 and S 1220 were filed for first reading.

January 30, 2020

Mr. Speaker:

I return herewith HCR 27 which has passed the Senate.

NOVAK, Secretary

HCR 27 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

January 30, 2020

Mr. Speaker:

I return herewith enrolled H 323 and H 324 which have been signed by the President.

NOVAK, Secretary

Enrolled H 323 and H 324 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

5TH ORDER
Report of Standing Committees

January 30, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed H 375, H 376, H 377, H 378, and H 379.

CHANAY, Chairman

H 377 was filed for second reading.

H 375 and H 376 were referred to the Transportation and Defense Committee.

H 378 and H 379 were referred to the State Affairs Committee.

January 30, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have enrolled HCR 27.

CHANAY, Chairman

The Speaker announced he was about to sign enrolled HCR 27 and, when so signed, ordered it transmitted to the Senate for the signature of the President.
January 29, 2020

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 354 and recommend that it do pass.

COLLINS, Chairman

H 354 was filed for second reading.

January 29, 2020

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 330 and S 1217 and recommend that they do pass.

GIBBS, Chairman

H 330 and S 1217 were filed for second reading.

January 29, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have had under consideration H 348 and recommend that it do pass.

CHANLEY, Chairman

H 348 was filed for second reading.

January 30, 2020

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 317 and H 342 and recommend that they do pass.

WOOD, Chairman

H 317 and H 342 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

SCR 118, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

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

HOUSE BILL NO. 380
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO THE INTERNAL REVENUE CODE; AMENDING SECTION 63-3004, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE INTERNAL REVENUE CODE; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 381
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO TAXATION; REPEALING CHAPTER 4, TITLE 14, IDAHO CODE, RELATING TO THE ESTATE AND TRANSFER TAX REFORM ACT OF 1988; AND AMENDING SECTION 63-701, IDAHO CODE, TO REVISE THE REQUIREMENTS FOR A CLAIMANT FOR PROPERTY TAX REDUCTION AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 382
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO WATER; AMENDING CHAPTER 14, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-1406C, IDAHO CODE, TO PROVIDE FOR THE BEAR RIVER WATER RIGHTS ADJUDICATION; AMENDING SECTION 42-1425, IDAHO CODE, TO PROVIDE FOR ACCOMPLISHED TRANSFERS REGARDING THE BEAR RIVER BASIN AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 42-1426, IDAHO CODE, TO REVISE PROVISIONS REGARDING ENLARGEMENTS.

HOUSE BILL NO. 383
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE SEXUAL ASSAULT PROTECTION ACT; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 39, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE A STATEMENT OF PURPOSE, TO DEFINE TERMS, TO PROVIDE AN ACTION FOR PROTECTION, TO PROVIDE THAT CERTAIN FEES SHALL BE WAIVED, TO PROVIDE FOR A HEARING ON A PETITION FOR A PROTECTION ORDER AND FOR RELIEF, TO PROVIDE FOR AN EX PARTE TEMPORARY PROTECTION ORDER, TO PROVIDE FOR THE ISSUANCE, SERVICE, AND TRANSMITTAL OF A PROTECTION ORDER, TO PROVIDE FOR THE VIOLATION OF AN ORDER AND PENALTIES, TO PROVIDE FOR THE MODIFICATION OF AN ORDER, TO PROVIDE CERTAIN IMMUNITY FOR PEACE OFFICERS, TO PROVIDE FOR CERTAIN ADDITIONAL PROCEEDINGS, TO PROVIDE SEVERABILITY, AND TO PROVIDE FOR THE TRANSFER OF WIRELESS TELEPHONE SERVICE IN CERTAIN INSTANCES.

HOUSE BILL NO. 384
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE IDAHO WRONGFUL CONVICTION ACT; AMENDING TITLE 6, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 33, TITLE 6, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE FOR A CLAIM OF COMPENSATION FOR A WRONGFUL CONVICTION, TO PROVIDE CERTAIN PROCEDURES AND CRITERIA FOR A CLAIM, TO PROVIDE FOR AN APPEAL, TO PROVIDE CERTAIN IMMUNITY, TO PROVIDE FOR CERTAIN COMPENSATION AND DAMAGES, TO PROVIDE CERTAIN RESTRICTIONS ON DAMAGES, TO PROVIDE THAT CERTAIN DAMAGES SHALL BE TAX-EXEMPT, TO PROVIDE FOR A CERTIFICATE OF INNOCENCE AND EXPUNGEMENT OF CERTAIN RECORDS, AND TO PROVIDE FOR THE CREATION OF THE INNOCENCE FUND.

HOUSE BILL NO. 385
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO NURSES; REPEALING SECTION 54-1406A, IDAHO CODE, RELATING TO CERTIFIED MEDICATION ASSISTANTS; AND AMENDING CHAPTER 14, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-1406A, IDAHO CODE, TO ESTABLISH
PROVISIONS REGARDING CERTIFIED MEDICATION ASSISTANTS.

HOUSE BILL NO. 386
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO PHARMACY BENEFIT MANAGERS; AMENDING CHAPTER 3, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-349, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE CERTAIN REQUIREMENTS FOR REGISTRATION, TO PROHIBIT CERTAIN ACTIONS BY A PHARMACY BENEFIT MANAGER, TO PROVIDE CERTAIN REQUIREMENTS FOR MAXIMUM ALLOWABLE COST PRICING, AND TO PROHIBIT THE RETROACTIVE DENIAL OR REDUCTION OF A CLAIM IN CERTAIN INSTANCES.

HOUSE BILL NO. 387
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO THE NO SURPRISES ACT; AMENDING TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 66, TITLE 41, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE INTENT, TO DEFINE TERMS, TO ESTABLISH PROVISIONS REGARDING BILLING BY HEALTH CARE PROVIDERS IN CERTAIN FACILITIES, AND TO PROVIDE APPLICABILITY FOR SELF-FUNDED PLANS.

HOUSE BILL NO. 388
BY EDUCATION COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING CHAPTER 5, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-524, IDAHO CODE, TO PROVIDE FOR ADVANCE ENROLLMENT IN OR REGISTRATION AT A PUBLIC SCHOOL BY DEPENDENTS OF MILITARY MEMBERS; AND AMENDING SECTION 33-5206, IDAHO CODE, TO PROVIDE FOR ADVANCE ENROLLMENT IN OR REGISTRATION AT A PUBLIC CHARTER SCHOOL BY DEPENDENTS OF MILITARY MEMBERS.

H 380, H 381, H 382, H 383, H 384, H 385, H 386, H 387, and H 388 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1220, 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.

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 365, by State Affairs Committee, was read the second time by title and filed for third reading.

H 368, H 369, and H 374, by Appropriations Committee, were read the second time by title and filed for third reading.

H 325, H 326, H 327, H 332, H 333, and H 334, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

S 1216, by Resources and Environment Committee, was read the second time by title and filed for third reading.

H 358, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1233, by State Affairs Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 347 - BOND ELECTIONS

H 347 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 347 pass?"

Roll call resulted as follows:


Absent--Moyle. Total - 1.

Total - 70.

Whereupon the Speaker declared that H 347 passed the House. Title was approved and the bill ordered transmitted to the Senate.

HJM 11 - ITAFOS CONDA

HJM 11 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HJM 11 be adopted?"

Whereupon the Speaker declared HJM 11 adopted by voice vote and ordered the memorial transmitted to the Senate.

H 350 - DEPARTMENT OF ADMINISTRATION

H 350 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 350 pass?"

Roll call resulted as follows:

AYES--Abernathy, Addis, Amador, Anderson, Anderst, Andrus, Barbieri, Blanksma, Boyle, Chaney, Chew, Christensen, Clow, Collins, Crane, Davis, DeMordaunt, Dixon, Ehardt, Ellis, Furniss, Gannon, Gestrin, Gibbs, Giddings, Goesling, Harris,
Whereupon the Speaker declared the House adjourned at 11:54 a.m.  

SCOTT BEDKE, Speaker

ATTEST:  
CARRIE MAULIN, Chief Clerk


NAYS—Armstrong, Berch, Green, Toone, Wintrow. Total - 5.

Absent–Moyle. Total - 1.
Total - 70.

Whereupon the Speaker declared that H 350 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 357 - DEPARTMENT OF ADMINISTRATION

H 357 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 357 pass?"

Roll call resulted as follows:

NAYS—None.
Absent–Moyle. Total - 1.
Total - 70.

Whereupon the Speaker declared that H 357 passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

13TH ORDER
Miscellaneous and Unfinished Business

The following additional committee assignments for the 2020 legislative session were made:

Representative Remington was assigned to Commerce and Human Resources, Health and Welfare, and Local Government committees.

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

15TH ORDER
Announcements

Announcements were made to the body.

16TH ORDER
Adjournment

Mr. Monks moved that the House adjourn until 8 a.m., Friday, January 31, 2020. Seconded by Ms. Rubel. Motion carried.