HOUSE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-FIFTH LEGISLATURE

THIRTY-SECOND LEGISLATIVE DAY
THURSDAY, FEBRUARY 6, 2020

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.
Roll call showed 69 members present.
Absent and excused - Chew. Total - 1.
Total - 70.

Prayer was offered by Representative Hartgen.

The Pledge of Allegiance was led by Mercedez Mason, Page.

3RD ORDER
Approval of Journal

February 6, 2020

Mr. Speaker:

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

CHANNEY, 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

February 5, 2020

Mr. Speaker:

I transmit herewith SCR 123, SCR 124, S 1257, S 1258, S 1271, and S 1272 which have passed the Senate.

NOVAK, Secretary

SCR 123, SCR 124, S 1257, S 1258, S 1271, and S 1272 were filed for first reading.

February 5, 2020

Mr. Speaker:

I return herewith H 321 and H 343 which have passed the Senate.

NOVAK, Secretary

H 321 and H 343 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 6, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed H 410, H 411, H 412, H 413, and H 414.

CHANNEY, Chairman

H 412 was filed for second reading.

H 410 and H 411 were referred to the Transportation and Defense Committee.

H 413 and H 414 were referred to the State Affairs Committee.

February 5, 2020

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 367 and H 382 and recommend that they do pass.

GIBBS, Chairman

H 367 and H 382 were filed for second reading.

February 5, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have had under consideration H 373 and recommend that it do pass.

CHANNEY, Chairman

H 373 was filed for second reading.

February 6, 2020

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 385 and recommend that it do pass.

WOOD, Chairman

H 385 was filed for second reading.

February 6, 2020

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 378 and recommend that it do pass.

HARRIS, Chairman

H 378 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 30
BY COMMERCE AND HUMAN RESOURCES COMMITTEE

A CONCURRENT RESOLUTION
STATING LEGISLATIVE FINDINGS AND AMENDING THE RETROACTIVE COST OF LIVING ADJUSTMENT APPROVED BY THE PUBLIC EMPLOYEES RETIREMENT SYSTEM BOARD AT ITS DECEMBER 2019 MEETING.

Be It Resolved by the Legislature of the State of Idaho:
WHEREAS, the Board of the Public Employees Retirement System of Idaho (PERSI) at its December 2019 meeting considered cost of living adjustments to retired members' retirement allowance payments; and

WHEREAS, as a result of positive investment returns in 2019, the board was required to grant a 1.0% mandatory cost of living adjustment pursuant to Section 59-1355, Idaho Code; and

WHEREAS, in light of positive investment returns, the board additionally chose to grant a 0.7% discretionary cost of living adjustment pursuant to section 59-1355, Idaho Code; and

WHEREAS, in addition to these mandatory and discretionary cost of living adjustments, the board also approved four retroactive cost of living adjustments to retired members' retirement allowance payments, including a 1.77% adjustment from fiscal year 2011, a 0.69% adjustment from fiscal year 2012, a 0.52% adjustment from fiscal year 2013, and a 1.7% adjustment from fiscal year 2018; and

WHEREAS, cost of living adjustments are intended to protect retiree purchasing power, but this intent must be balanced against protection of the fund; and

WHEREAS, pursuant to the method of calculating cost of living increases, the total cost of living increase recommended by the board increased substantially from 1.7% to 6.54% due to the four retroactive cost of living adjustments; and

WHEREAS, during the 2019 legislative session, PERSI's executive director estimated that each 1.0% cost of living increase would cost the fund approximately $100 million dollars; and

WHEREAS, even with historically high contribution rates and several straight years of strong economic growth, the fund is presently only 92.5% funded; and

WHEREAS, market volatility and changing demographics within the plan may present difficulties in the future, including ever-increasing employer and employee contribution rates; and

WHEREAS, national and state economic conditions require a responsible and cautious approach with public funds; and

WHEREAS, in light of an uncertain economic forecast for the state, the Governor has called for state agencies to adopt a 1.0% rescission to the fiscal year 2020 budget and a 2.0% base reduction to the fiscal year 2021 budget; and

WHEREAS, an economic downturn would bring more pressure to bear not only on active employees to further increase contribution rates, but also on state and local government financial resources with respect to the plan; and

WHEREAS, the Legislature, as the plan sponsor pursuant to section 59-1301, Idaho Code, is responsible for determining the system's benefit structure and is the only entity authorized to change retirement benefits; and

WHEREAS, Section 59-1355(7), Idaho Code, gives the Legislature the authority to amend or reject a cost of living adjustment by adoption of a concurrent resolution; and

WHEREAS, the Legislature approves the mandatory 1.0% and discretionary 0.7% cost of living adjustments but, due to economic uncertainty and a need to protect the fund, does not support the four retroactive cost of living adjustments.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the retroactive cost of living adjustment approved by the PERSI Board at its December 2019 meeting to become effective March 1, 2020, be and the same is hereby amended to 1.7%.

HCR 30 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 123 and SCR 124, by State Affairs Committee, were introduced, read the first time by title, and held at the Desk.

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

HOUSE JOINT RESOLUTION NO. 4
BY STATE AFFAIRS COMMITTEE
A JOINT RESOLUTION
PROPOSING AN AMENDMENT TO SECTION 2, ARTICLE III, OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO THE MEMBERSHIP OF THE SENATE AND HOUSE OF REPRESENTATIVES, TO PROVIDE THAT THE SENATE SHALL CONSIST OF THIRTY-FIVE MEMBERS; PROPOSING AN AMENDMENT TO SECTION 4, ARTICLE III, OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO THE APPORTIONMENT OF THE LEGISLATURE, TO PROVIDE THAT THE MEMBERS OF THE LEGISLATURE SHALL BE APPORTIONED TO THIRTY-FIVE LEGISLATIVE DISTRICTS; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

HOUSE BILL NO. 415
BY BUSINESS COMMITTEE
AN ACT
RELATING TO MODULAR BUILDINGS; AMENDING SECTION 39-4303, IDAHO CODE, TO REVISE PROVISIONS REGARDING FEES FOR MODULAR BUILDINGS.

HOUSE BILL NO. 416
BY BUSINESS COMMITTEE
AN ACT
RELATING TO BANKS; AMENDING SECTION 26-216, IDAHO CODE, TO REVISE PROVISIONS REGARDING A BANK ACTING AS A CUSTODIAN OR FIDUCIARY.

HOUSE BILL NO. 417
BY BUSINESS COMMITTEE
AN ACT
RELATING TO THE ENDOWMENT CARE CEMETERY ACT; AMENDING SECTION 27-411, IDAHO CODE, TO REVISE A PROVISION REGARDING A FILING FEE.

HOUSE BILL NO. 418
BY BUSINESS COMMITTEE
AN ACT
RELATING TO THE UNIFORM SECURITIES ACT; AMENDING SECTION 30-14-402, IDAHO CODE, TO REVISE REFERENCES TO FEDERAL LAW; AMENDING SECTION 30-14-411, IDAHO CODE, TO REVISE REFERENCES TO FEDERAL LAW; AND AMENDING SECTION 30-14-605, IDAHO CODE, TO REVISE REFERENCES TO FEDERAL LAW AND TO MAKE TECHNICAL CORRECTIONS.
HOUSE BILL NO. 419
BY BUSINESS COMMITTEE
AN ACT
RELATING TO MORTICIANS, FUNERAL DIRECTORS, AND EMBALMERS; AMENDING SECTION 54-1105, IDAHO CODE, TO REMOVE THE SECRETARY POSITION FROM THE BOARD OF MORTICIANS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1109, IDAHO CODE, TO REVISE PROVISIONS REGARDING REQUIREMENTS TO QUALIFY FOR MORTICIAN AND FUNERAL DIRECTOR LICENSURE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1111, IDAHO CODE, TO REVISE A PROVISION REGARDING THE TIME LIMIT FOR A LICENSED ESTABLISHMENT TO REPLACE A RESIDENT FULL-TIME LICENSED MORTICIAN AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 54-1115, IDAHO CODE, RELATING TO LICENSE FEES; AMENDING CHAPTER 11, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-1115, IDAHO CODE, TO PROVIDE FOR LICENSE FEES; AMENDING SECTION 54-1116, IDAHO CODE, TO PROVIDE THAT CONVICTION OF A CRIME THAT REFLECTS UPON THE QUALIFICATIONS, FUNCTIONS, OR DUTIES OF A LICENSE AND FAILING AN INSPECTION SHALL BE GROUNDS FOR DENIAL, SUSPENSION, OR REVOCA TION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1128, IDAHO CODE, TO PROVIDE AN EXCEPTION; AMENDING SECTION 54-1129, IDAHO CODE, TO PROVIDE FOR THE CERTIFICATION OF LICENSED FUNERAL ESTABLISHMENTS; AMENDING SECTION 54-1130, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1131, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 54-1132, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTIFICATES OF AUTHORITY; AMENDING SECTION 54-1133, IDAHO CODE, TO REVISE A PROVISION REGARDING THE FORM AND CONTENT OF A CONTRACT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1134, IDAHO CODE, TO REVISE PROVISIONS REGARDING PREARRANGEMENT TRUST FUND DEPOSITS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1136, IDAHO CODE, TO REVISE PROVISIONS REGARDING ADVERTISING AND MARKETING OF PREARRANGEMENT SALES AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 54-1137, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 420
BY BUSINESS COMMITTEE
AN ACT
RELATING TO CONTRACTOR REGISTRATION; AMENDING SECTION 54-5211, IDAHO CODE, TO PROVIDE FOR INACTIVE REGISTRATION AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 54-5215, IDAHO CODE, TO REMOVE A PROVISION REGARDING GROSS NEGLIGENCE AND RECKLESS CONDUCT.

HOUSE BILL NO. 421
BY BUSINESS COMMITTEE
AN ACT
RELATING TO REAL ESTATE APPRAISERS; AMENDING SECTION 54-4107, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-4113, IDAHO CODE, TO SPECIFY CERTAIN REQUIREMENTS REGARDING FEES RECEIVED BY THE BOARD AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 54-4126, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE, TO SPECIFY THAT CERTAIN OWNERS AND CONTROLLING PERSONS SHALL MEET MINIMUM FEDERAL REQUIREMENTS, AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 422
BY BUSINESS COMMITTEE
AN ACT
RELATING TO DRIVING BUSINESSES; AMENDING SECTION 54-5401, IDAHO CODE, TO REMOVE A PROVISION REGARDING A DECLARATION OF POLICY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-5402, IDAHO CODE, TO REVISE A DEFINITION, TO REMOVE A DEFINITION, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-5403, IDAHO CODE, TO REVISE A PROVISION REGARDING BOARD COMPOSITION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-5404, IDAHO CODE, TO REMOVE PROVISIONS REGARDING CERTAIN FEES; AMENDING SECTION 54-5405, IDAHO CODE, TO REVISE A PROVISION REGARDING AN AUTOMOBILE INSURANCE REQUIREMENT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-5406, IDAHO CODE, TO REVISE PROVISIONS REGARDING REQUIREMENTS FOR DRIVING INSTRUCTORS; AND AMENDING SECTION 54-5408, IDAHO CODE, TO REVISE A PROVISION REGARDING DISCIPLINE, TO REMOVE CERTAIN PROVISIONS REGARDING DISCIPLINE, AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 423
BY BUSINESS COMMITTEE
AN ACT
RELATING TO ATHLETE AGENTS; AMENDING SECTION 54-4802, IDAHO CODE, TO REMOVE A REGISTRATION REQUIREMENT, TO REMOVE DEFINITIONS, AND TO MAKE A TECHNICAL CORRECTION; REPEALING SECTION 54-4803, IDAHO CODE, RELATING TO AUTHORITY OF THE BUREAU OF OCCUPATIONAL LICENSES; REPEALING SECTION 54-4804, IDAHO CODE, RELATING TO MANDATORY ATHLETE AGENT REGISTRATION; REPEALING SECTION 54-4805, IDAHO CODE, RELATING TO ATHLETE AGENT REGISTRATION REQUIREMENTS; REPEALING SECTION 54-4806, IDAHO CODE, RELATING TO CERTIFICATES OF REGISTRATION; REPEALING SECTION 54-4807, IDAHO CODE, RELATING TO REGISTRATION SUSPENSION, REVOCATION, AND NONRENEWAL; REPEALING SECTION 54-4808, IDAHO CODE, RELATING TO TEMPORARY REGISTRATION; REPEALING SECTION 54-4809, IDAHO CODE, RELATING TO REGISTRATION AND RENEWAL FEES; AMENDING SECTION 54-4810, IDAHO CODE, TO REMOVE PROVISIONS REGARDING REGISTRATION; AMENDING SECTION 54-4811, IDAHO
CODE, TO REMOVE A REFERENCE TO THE BUREAU OF OCCUPATIONAL LICENSES; AMENDING SECTION 54-4813, IDAHO CODE, TO REVISE A PROVISION REGARDING ENTITIES THAT MAY INSPECT CERTAIN RECORDS; AMENDING SECTION 54-4814, IDAHO CODE, TO REMOVE REGISTRATION REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AND REPEALING SECTION 54-4817, IDAHO CODE, RELATING TO A CIVIL PENALTY.

HOUSE BILL NO. 424
BY BUSINESS COMMITTEE
AN ACT
RELATING TO BARBER AND COSMETOLOGY SERVICES; AMENDING SECTION 54-5802, IDAHO CODE, TO REVISE DEFINITIONS TO DEFINE A TERM, AND TO REMOVE DEFINITIONS; AMENDING SECTION 54-5804, IDAHO CODE, TO PROVIDE AN EXCEPTION FOR CERTAIN CHARITABLE SERVICES; AMENDING SECTION 54-5805, IDAHO CODE, TO REVISE PROVISIONS REGARDING SERVICES PERFORMED FOR CERTAIN ENTERTAINMENT PRODUCTIONS; AMENDING SECTION 54-5806, IDAHO CODE, TO REVISE A PROVISION REGARDING A PUBLIC MEMBER OF THE BOARD; AMENDING SECTION 54-5807, IDAHO CODE, TO PROVIDE FOR REGISTRATION AND TO REVISE PROVISIONS REGARDING CERTAIN POWERS OF THE BOARD; AMENDING SECTION 54-5808, IDAHO CODE, TO REMOVE AN APPLICATION REQUIREMENT; AMENDING SECTION 54-5810, IDAHO CODE, TO REVISE PROVISIONS REGARDING QUALIFICATIONS FOR LICENSURE; AMENDING SECTION 54-5811, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 54-5812, IDAHO CODE, TO PROVIDE THAT CERTAIN REQUIREMENTS SHALL BE ESTABLISHED BY RULE; AMENDING SECTION 54-5813, IDAHO CODE, TO PROVIDE THAT CERTAIN REQUIREMENTS SHALL BE ESTABLISHED BY RULE; AMENDING SECTION 54-5814, IDAHO CODE, TO PROVIDE THAT CERTAIN REQUIREMENTS SHALL BE ESTABLISHED BY RULE; AMENDING SECTION 54-5815, IDAHO CODE, TO REMOVE PROVISIONS REGARDING CERTAIN SCHOOL REQUIREMENTS AND TO PROVIDE FOR THE RECOGNITION OF CERTAIN TRAINING; AMENDING SECTION 54-5816, IDAHO CODE, TO REVISE A PROVISION REGARDING LICENSURE BY ENDORSEMENT; AMENDING SECTION 54-5817, IDAHO CODE, TO REVISE TERMINOLOGY AND TO ESTABLISH REQUIREMENTS REGARDING APPRENTICESHIPS; AMENDING SECTION 54-5818, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 54-5821, IDAHO CODE, TO PROVIDE FOR CERTIFICATES; AND AMENDING SECTION 54-5822, IDAHO CODE, TO REMOVE PROVISIONS REGARDING FEES AND TO PROVIDE AN EXCEPTION.

HOUSE BILL NO. 426
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO FISH AND GAME; AMENDING SECTION 36-408, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE FISH AND GAME COMMISSION'S AUTHORITY ASSOCIATED WITH TAGS; AMENDING SECTION 36-2102, IDAHO CODE, TO REMOVE DEFINITIONS AND TO DEFINE TERMS; AMENDING SECTION 36-2107, IDAHO CODE, TO REVISE POWERS AND DUTIES OF THE BOARD; AMENDING CHAPTER 21, TITLE 36, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 36-2120, IDAHO CODE, TO PROVIDE FOR THE DESIGNATION OF ALLOCATED TAGS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 427
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE STATE BOARD OF CORRECTION; AMENDING SECTION 20-240, IDAHO CODE, TO REMOVE PROVISIONS REGARDING COMMUTATIONS AND PARDONS AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING CHAPTER 2, TITLE 20, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 20-240A, IDAHO CODE, TO AUTHORIZE THE COMMISSION OF PARDONS AND PAROLE TO GRANT COMMUTATIONS AND PARDONS, TO PROVIDE FOR APPROVAL OR DISAPPROVAL BY THE GOVERNOR IN CERTAIN INSTANCES, TO PROVIDE FOR CERTAIN CRIMES WHERE THE COMMISSION SHALL HAVE FULL AND FINAL AUTHORITY, AND TO PROVIDE THAT THE COMMISSION SHALL CONDUCT PROCEEDINGS PURSUANT TO CERTAIN RULES AND REGULATIONS.

HOUSE BILL NO. 428
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO CIVIL ACTIONS; AMENDING SECTION 6-1601, IDAHO CODE, TO DEFINE A TERM.

HOUSE BILL NO. 429
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE STATE PUBLIC DEFENSE COMMISSION; AMENDING SECTION 19-850, IDAHO CODE, TO PROVIDE FOR A CERTAIN DUTY OF THE STATE PUBLIC DEFENSE COMMISSION AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING A SUNSET DATE.
HOUSE BILL NO. 430
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE PROTECTION OF PUBLIC EMPLOYEES; AMENDING SECTION 6-2104, IDAHO CODE, TO REVISE A PROVISION REGARDING ADVERSE ACTION BY AN EMPLOYER, TO PROVIDE A LIMIT ON CERTAIN DAMAGES, AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 431
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO CHARITABLE ORGANIZATIONS; AMENDING TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 19, TITLE 48, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE FINDINGS AND INTENT, TO DEFINE TERMS, TO PROVIDE THAT RIGHTS AND POWERS OF THE COURTS SHALL NOT BE IMPAIRED, TO PROVIDE THAT CERTAIN PERSONS SHALL BE EXCLUDED, TO PROVIDE FOR CERTAIN UNLAWFUL ACTS AND FOR EXCEPTIONS, TO PROVIDE FOR THE SALE OR TRANSFER OF CHARITABLE ASSETS, TO PROVIDE FOR INVESTIGATORY AUTHORITY OF THE ATTORNEY GENERAL, TO PROVIDE FOR VOLUNTARY COMPLIANCE AND A CONSENT JUDGMENT IN CERTAIN INSTANCES, TO AUTHORIZE CERTAIN PROCEEDINGS BY THE ATTORNEY GENERAL, TO PROVIDE FOR SERVICE OF NOTICE, TO PROVIDE PENALTIES FOR CERTAIN VIOLATIONS, TO PROVIDE FOR THE DISPOSITION OF CERTAIN PENALTIES AND FEES RECOVERED, AND TO PROVIDE FOR THE CONVEYANCE OF RECOVERED CHARITABLE ASSETS AND FOR RESTITUTION RECOVERED; AND AMENDING SECTION 67-1401, IDAHO CODE, TO REVISE A CERTAIN DUTY OF THE ATTORNEY GENERAL AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 432
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO THE CRIMINAL JUSTICE INTEGRATED DATA SYSTEM ACT; AMENDING TITLE 19, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 48, TITLE 19, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE INTENT, TO ESTABLISH THE CRIMINAL JUSTICE INTEGRATED DATA SYSTEM, TO PROVIDE CERTAIN POWERS FOR THE STATE CONTROLLER, TO PROVIDE THAT CERTAIN RECORDS SHALL BE EXEMPT FROM DISCLOSURE, TO ESTABLISH THE DATA OVERSIGHT COUNCIL, TO PROVIDE FOR MEMBERSHIP OF THE COUNCIL, TO PROVIDE CERTAIN PROCEDURES AND REQUIREMENTS FOR THE COUNCIL AND STATE CONTROLLER, AND TO PROVIDE IMMUNITY FOR CERTAIN PERSONS; AND AMENDING SECTION 74-105, IDAHO CODE, TO PROVIDE THAT CERTAIN RECORDS OF THE CRIMINAL JUSTICE INTEGRATED DATA SYSTEM SHALL BE EXEMPT FROM DISCLOSURE.

HOUSE BILL NO. 433
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO FAMILY LAW LICENSE SUSPENSIONS; AMENDING CHAPTER 14, TITLE 7, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 7-1410A, IDAHO CODE, TO PROVIDE FOR CERTAIN TEMPORARY RESTRICTED LICENSES.

HOUSE BILL NO. 434
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT

HOUSE BILL NO. 435
BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE
AN ACT
RELATING TO ADOPTION; AMENDING SECTION 16-1504, IDAHO CODE, TO CLARIFY THE CONSENT NECESSARY FOR THE ADOPTION OF AN ADULT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 7-1107, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 15-5-207, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 16-1513, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE
TECHNICAL CORRECTIONS; AMENDING SECTION 16-2007, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND AMENDING SECTION 16-2008, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 436
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO HEALTH CARE DIRECTIVES; AMENDING SECTION 39-4510, IDAHO CODE, TO PROVIDE FOR THE REGISTRATION OF A HEALTH CARE DIRECTIVE WITH THE DEPARTMENT OF HEALTH AND WELFARE; AMENDING SECTION 39-4514, IDAHO CODE, TO PROVIDE FOR THE REGISTRATION OR REVOCATION OF A DIRECTIVE WITH THE DEPARTMENT OF HEALTH AND WELFARE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-4515, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE HEALTH CARE DIRECTIVE REGISTRY AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 74-106, IDAHO CODE, TO REVISE A REFERENCE TO THE HEALTH CARE DIRECTIVE REGISTRY.

HOUSE BILL NO. 437
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO MOTOR VEHICLES; AMENDING CHAPTER 6, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-675, IDAHO CODE, TO PROHIBIT SMOKING OR VAPING IN A MOTOR VEHICLE WITH A MINOR PRESENT, TO PROVIDE THAT ENFORCEMENT OF THIS SECTION MAY BE ACCOMPLISHED ONLY AS A SECONDARY ACTION, TO PROVIDE A PENALTY, TO PROVIDE THAT CONVICTION UNDER THIS SECTION SHALL NOT RESULT IN VIOLATION POINT COUNTS OR BE CONSIDERED A MOVING TRAFFIC VIOLATION, AND TO DEFINE TERMS.

HOUSE BILL NO. 438
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO PREVENTION OF BLINDNESS AND DISEASES IN INFANTS; AMENDING SECTION 39-906, IDAHO CODE, TO REMOVE A PROVISION REGARDING REPORTING VIOLATIONS AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 39-908, IDAHO CODE, RELATING TO A CERTAIN PENALTY; AND REPEALING SECTION 39-911, IDAHO CODE, RELATING TO CERTAIN VIOLATIONS AND A PENALTY.

HOUSE BILL NO. 439
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO LEGAL NOTICES OF GOVERNMENTAL ENTITIES; AMENDING CHAPTER 1, TITLE 60, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 60-106B, IDAHO CODE, TO PROVIDE FOR ELECTRONIC PUBLICATION OF LEGAL NOTICES ON GOVERNMENT WEBSITES, TO PROVIDE REQUIREMENTS, AND TO DEFINE TERMS.

HOUSE BILL NO. 440
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE COMMISSION ON HUMAN RIGHTS; AMENDING CHAPTER 59, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5909A, IDAHO CODE, TO PROVIDE THAT THE STATE SHALL NOT DISCRIMINATE IN CERTAIN INSTANCES, TO PROVIDE APPLICABILITY, TO PROVIDE CERTAIN EXCEPTIONS, TO DEFINE A TERM, TO PROVIDE FOR REMEDIES, AND TO PROVIDE SEVERABILITY.

HOUSE BILL NO. 441
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO VETERANS; AMENDING SECTION 63-704, IDAHO CODE, TO PROVIDE FOR THE APPLICATION OF A SPECIAL PROPERTY TAX REDUCTION FOR CERTAIN DISABLED VETERANS; AND AMENDING SECTION 63-705A, IDAHO CODE, TO PROVIDE FOR THE APPLICATION OF A SPECIAL PROPERTY TAX REDUCTION FOR CERTAIN DISABLED VETERANS.

HOUSE BILL NO. 442
BY REVENUE AND TAXATION COMMITTEE
AN ACT
RELATING TO SALES TAX; AMENDING SECTION 63-3622GG, IDAHO CODE, TO PROVIDE A SALES AND USE TAX EXEMPTION FOR CERTAIN AIRCRAFT, MATERIALS, AND PARTS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 443
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO THE MEDICAL CONSUMER PROTECTION ACT; AMENDING TITLE 44, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 28, TITLE 44, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, AND TO SPECIFY THAT EMPLOYERS OR COMPANIES CONTRACTING WITH THE STATE OF IDAHO SHALL NOT ENGAGE IN DISCRIMINATION AGAINST UNVACCINATED PERSONS.

HOUSE BILL NO. 444
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO PARTIES TO ACTIONS; AMENDING CHAPTER 3, TITLE 5, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 5-345, IDAHO CODE, TO PROVIDE CIVIL IMMUNITY FOR ARCHITECTS AND ENGINEERS IN CERTAIN INSTANCES AND TO PROVIDE APPLICABILITY.

HOUSE BILL NO. 445
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO PUBLIC WORKS CONSTRUCTION; AMENDING SECTION 54-4511, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE AWARD OF CONTRACTS.
HOUSE BILL NO. 446
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO PUBLIC CONTRACTS; AMENDING SECTION 67-2320, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTAIN PROFESSIONAL SERVICE CONTRACTS.

HOUSE BILL NO. 447
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO PUBLIC WORKS CONSTRUCTION; AMENDING SECTION 67-5711C, IDAHO CODE, TO INCREASE AMENDING CONTRACTS.

HOUSE BILL NO. 448
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO PUBLIC EMPLOYEE RETIREMENT SYSTEM; AMENDING SECTION 59-1355, IDAHO CODE, TO PROVIDE FOR A LIMITATION ON COST OF LIVING ALLOWANCE ADJUSTMENT INCREASES, TO PROVIDE FOR A LIMITATION ON PREVIOUS YEAR POSTRETIREMENT COST OF LIVING ALLOWANCE ADJUSTMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 59-1342, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND AMENDING SECTION 59-1346, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE.


S 1257, S 1258, S 1271, and S 1272, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 345 and H 375, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

S 1231, by Transportation Committee, was read the second time by title and filed for third reading.

SCR 119, by State Affairs Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that H 358 be returned to the State Affairs Committee. There being no objection, it was so ordered.

H 319 - STATE APPELLATE PUBLIC DEFENDER

H 319 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 319 pass?"

Roll call resulted as follows:


NAYS—None.

Absent–Chew Total - 1.

Total - 70.

Whereupon the Speaker declared that H 319 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 370 - PERSI

H 370 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 370 pass?"

Roll call resulted as follows:


NAYS—None.

Absent–Chew Total - 1.

Total - 70.

Whereupon the Speaker declared that H 370 passed the House. Title was approved and the bill ordered transmitted to the Senate.
H 371 - PERSI

H 371 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 371 pass?"

Roll call resulted as follows:
NAYS–None.
Absent–Chew. Total - 1.
Total - 70.

Whereupon the Speaker declared that H 371 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 372 - PERSI

H 372 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 372 pass?"

Roll call resulted as follows:
NAYS–None.
Total - 70.

Whereupon the Speaker declared that H 372 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 386 - PHARMACY BENEFIT MANAGERS

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

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

The question being, "Shall H 386 pass?"

Roll call resulted as follows:
NAYS–Armstrong, Barbieri, Christensen, Crane, DeMordaunt, Ehardt, G Siddings, Harris, Kingsley, Mendive, Moyle, Nichols, Scott, Stevenson, Young, Zito, Zollinger. Total - 17.
Total - 70.

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

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

14TH ORDER
Presentation of Petitions and Communications

SP 101 was read in full.

Ms. Troy moved that SP 101 be placed before the House for final consideration. Seconded by Goesling.

Whereupon the Speaker declared SP 101 adopted by voice vote and ordered the proclamation returned to the Senate.

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. Moyle moved that the House adjourn until 11 a.m., Friday, February 7, 2020. Seconded by Ms. Rubel. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:58 a.m.

SCOTT BEDKE, Speaker

ATTEST:
CARRIE MAULIN, Chief Clerk