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

FORTY-THIRD LEGISLATIVE DAY
MONDAY, FEBRUARY 17, 2020

House of Representatives
The House convened at 10 a.m., the Speaker in the Chair.
Roll call showed all 70 members present.
Total - 70.
Prayer was offered by Chaplain Tom Dougherty.
The Pledge of Allegiance was led by Asher Dixon, Page.

3RD ORDER
Approval of Journal
February 17, 2020
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.

CHANKEY, Chairman

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

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

MEMORIAL PROGRAM
Opening Remarks ..........................Representative Linda Hartgen

"Pass It On"
Written by Claudia Goodman
Performed by Kevin and Rep. Juliann Young and family
Ashlyn, Enoch, Andrew, Joshua, Lydia, Isaiah, and Heber

Presentation of Memorials
David Walker Bivens ............................Representative Gayann DeMordaunt
Mary Hartung ..................................Representative Greg Chaney
Marguerite McLaughlin ......................Representative Caroline Nilsson Troy
Mary Kathleen Sims ...........................Representative Vito Barbieri
Carlos Bilbao ..................................Representative Paul Shepherd
Twin L. Hornbeck ..............................Representative Priscilla Giddings
Milton Peter Nielsen ..........................Representative Christy Zifo
Robert Ernest Schaefer ......................Representative Gary Collins
Donna Faye Scott .............................Representative Linda Hartgen
Harry Brose Turner .........................Representative Lance Clow

"Amazing Grace"
Performed by Shane Lowe

A House Memorial
WHEREAS, Representative Carlos Bilbao has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and
WHEREAS, the late Representative Carlos Bilbao served in this House, in the interest of District 11, covering the years 2005 through 2012.
NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw public attention by this Memorial to the life and works of Carlos Bilbao.
BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 Bilbao family.

Representative Paul Shepherd paid tribute to the former Representative Carlos Bilbao.

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A House Memorial
WHEREAS, Representative David Walker Bivens has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and
WHEREAS, the late Representative David Walker Bivens served in this House, in the interest of District 14, covering the years 1993 through 1998.
NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw public attention by this Memorial to the life and works of David Walker Bivens.
BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 Bivens family.

Representative Gayann DeMordaunt paid tribute to the former Representative David Walker Bivens.

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A House Memorial
WHEREAS, Representative Mary Hartung has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and
WHEREAS, the late Representative Mary Hartung served in this House, in the interest of District 10, covering the years 1987 through 1989.
NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw public attention by this Memorial to the life and works of Mary Hartung.
BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 Hartung family.

Representative Greg Chaney paid tribute to the former Representative Mary Hartung.
WHEREAS, Representative Twila L. Hornbeck has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and

WHEREAS, the late Representative Twila L. Hornbeck served in this House, in the interest of District 8, covering the years 1995 through 2002.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw public attention by this Memorial to the life and works of Twila L. Hornbeck.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 Hornbeck family.

Representative Priscilla Giddings paid tribute to the former Representative Twila L. Hornbeck.

WHEREAS, Representative Marguerite McLaughlin has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and

WHEREAS, the late Representative Marguerite McLaughlin served in this House, in the interest of District 7, covering the years 1979 through 1982.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw public attention by this Memorial to the life and works of Marguerite McLaughlin.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 McLaughlin family.

Representative Caroline Nilsson Troy paid tribute to the former Representative Marguerite McLaughlin.

WHEREAS, Representative Milton Peter Nielsen has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and

WHEREAS, the late Representative Milton Peter Nielsen served in this House, in the interest of Districts 22 and 23, covering the years 2002 through 2016.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw public attention by this Memorial to the life and works of Milton Peter Nielsen.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 Nielsen family.

Representative Christy Zito paid tribute to the former Representative Milton Peter Nielsen.

WHEREAS, Representative Robert Ernest Schaefer has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and

WHEREAS, the late Representative Robert Ernest Schaefer served in this House, in the interest of Districts 11 and 12, covering the years 1985 through 2012.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw public attention by this Memorial to the life and works of Robert Ernest Schaefer.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 Schaefer family.

Representative Gary Collins paid tribute to the former Representative Robert Ernest Schaefer.

WHEREAS, Representative Donna Faye Scott has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and

WHEREAS, the late Representative Donna Faye Scott served in this House, in the interest of District 25, covering the years 1983 through 1986.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw public attention by this Memorial to the life and works of Donna Faye Scott.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 Scott family.

Representative Linda Hartgen paid tribute to the former Representative Donna Faye Scott.

WHEREAS, Representative Mary Kathleen Sims has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and

WHEREAS, the late Representative Mary Kathleen Sims served in this House, in the interest of District 4, covering the years 2010 through 2016.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw
public attention by this Memorial to the life and works of Mary Kathleen Sims.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 Sims family.

Representative Vito Barbieri paid tribute to the former Representative Mary Kathleen Sims.

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A House Memorial

WHEREAS, Representative Harry Brose Turner has passed on since the close of First Regular Session of the Sixty-fifth Idaho Legislature; and

WHEREAS, the late Representative Harry Brose Turner served in this House, in the interest of Twin Falls county, covering the years 1957 through 1964.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-fifth Legislature draw public attention by this Memorial to the life and works of Harry Brose Turner.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-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 Turner family.

Representative Lance Clow paid tribute to the former Representative Harry Brose Turner.

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Prior to going at ease, the House was at the Third Order of Business.

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

February 14, 2020

Mr. Speaker:

I transmit herewith S 1279 which has passed the Senate.

NOVAK, Secretary

S 1279 was filed for first reading.

5TH ORDER
Report of Standing Committees

February 17, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed H 513, H 514, H 515, H 516, and H 517.

CHANLEY, Chairman

H 513 was referred to the Transportation and Defense Committee.

H 514 was referred to the Resources and Conservation Committee.

H 515 was referred to the Business Committee.

H 516 was referred to the State Affairs Committee.

H 517 was referred to the Revenue and Taxation Committee.

February 17, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have transmitted enrolled H 368 and H 369 to the Governor at 11:10 a.m., as of this date, February 14, 2020.

CHANLEY, Chairman

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

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

S 1279, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

HCR 35, by Health and Welfare Committee, was read the second time by title and filed for third reading.

H 504, by Appropriations Committee, was read the second time by title and filed for third reading.

H 396 and H 426, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

H 419, H 420, H 421, H 422, H 423, and H 424, by Business Committee, were read the second time by title and filed for third reading.
H 384, H 405, H 427, and H 456, by Judiciary, Rules and Administration Committee, were read the second time by title and filed for third reading.

HCR 32, by State Affairs Committee, was read the second time by title and filed for third reading.

H 449 and H 453, by Appropriations Committee, were read the second time by title and filed for third reading.

H 470, by Education Committee, was read the second time by title and filed for third reading.

H 408, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that HJR 4 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Moyle asked unanimous consent that H 409 retain its place on the Third Reading Calendar until Thursday, February 20, 2020. There being no objection, it was so ordered.

H 400 - COMMERCIAL TRANSACTIONS

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. Armstrong to open debate.

Mr. Dixon asked unanimous consent that H 400 be returned to the Business Committee. There being no objection, it was so ordered.

H 395 - HIGHER EDUCATION

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. Amador to open debate.

The question being, "Shall H 395 pass?"

Roll call resulted as follows:
NAYS—Boyle, Chaney, Giddings, Moon, Nichols, Palmer, Scott, Zito. Total - 8.
Total - 70.

Whereupon the Speaker declared that H 395 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 440 - COMMISSION ON HUMAN RIGHTS

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. Scott to open debate.

The question being, "Shall H 440 pass?"

Roll call resulted as follows:
Paired Votes:
AYE—Blanksma NAY—Winrow
(Pairs enumerated in roll call above.)
Total - 70.

Whereupon the Speaker declared that H 440 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 410 - TRANSPORTATION

H 410 was read the third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 410 pass?"

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

Whereupon the Speaker declared that H 410 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 411 - MOTOR VEHICLES

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. Addis to open debate.
The question being, "Shall H 411 pass?"

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

Whereupon the Speaker declared that H 411 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 438 - HEALTH

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 Ms. Giddings to open debate.

The question being, "Shall H 438 pass?"

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

Whereupon the Speaker declared that H 438 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bill on the Third Reading Calendar retain its place for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the 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., Tuesday, February 18, 2020. Seconded by Ms. Rubel. Motion carried.