EIGHTEENTH LEGISLATIVE DAY
MONDAY, JANUARY 13, 2020

House of Representatives

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

Roll call showed 68 members present.
Total - 70.

Prayer was offered by Chaplain Tom Dougherty.

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

3RD ORDER
Approval of Journal

January 13, 2020

Mr. Speaker:

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

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

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, PAUL AMADOR, State Representative, District 4, Seat B, Kootenai County, State of Idaho, has nominated, LUKE MALEK, of PO Box 363, Coeur d'Alene, ID 83816, to perform the duties of this office temporarily as Acting State Representative, District 4, Seat B.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Luke Malek of Coeur d'Alene, Idaho, to the office of Acting State Representative, District 4, Seat B, for a term commencing Monday, January 13, 2020 and will continue for as long as necessary.

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 10th 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 thirtieth.

/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 Ned William Burns.

5TH ORDER
Report of Standing Committees

January 13, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have transmitted enrolled HCR 24 to the Secretary of State at 8:16 a.m., as of this date, January 10, 2020.

CHANNEY, Chairman

There being no objection, the House advanced to the Eighth Order of Business.
8TH ORDER
Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 310
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO CRIMINAL HISTORY AND BACKGROUND CHECKS; AMENDING SECTION 56-1004A, IDAHO CODE, TO REMOVE A REFERENCE TO THE NATIONAL CRIME INFORMATION CENTER.

HOUSE BILL NO. 311
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO TREATMENT AND CARE OF THE DEVELOPMENTALLY DISABLED; AMENDING SECTION 66-402, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 312
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO DAYCARE FACILITIES; AMENDING SECTION 39-1104, IDAHO CODE, TO REQUIRE DISASTER AND EMERGENCY PLANS FOR DAYCARE FACILITIES, TO PROVIDE FOR AN ANNUAL UNANNOUNCED HEALTH INSPECTION, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-1105, IDAHO CODE, TO REVISE PROVISIONS REGARDING CRIMINAL HISTORY CHECKS; AMENDING SECTION 39-1106, IDAHO CODE, TO REMOVE A PROVISION REGARDING CERTAIN LIMITED CRIMINAL HISTORY CHECKS; AMENDING SECTION 39-1108, IDAHO CODE, TO REVISE PROVISIONS REGARDING A LOCAL OPTION FOR REGULATION OR LICENSING OF DAYCARE SERVICES; AMENDING SECTION 39-1109, IDAHO CODE, TO REVISE PROVISIONS REGARDING SAFETY STANDARDS; AMENDING SECTION 39-1110, IDAHO CODE, TO REQUIRE A SAFE SLEEP ENVIRONMENT FOR INFANTS; AMENDING SECTION 39-1112A, IDAHO CODE, TO REVISE PROVISIONS REGARDING ACCESS TO INFORMATION; AMENDING SECTION 39-1113, IDAHO CODE, TO REVISE PROVISIONS REGARDING DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE; AMENDING SECTION 39-1115, IDAHO CODE, TO REMOVE A PROVISION REGARDING CONDUCT CONSTITUTING A MISDEMEANOR; AND AMENDING SECTION 39-1119, IDAHO CODE, TO REVISE TRAINING REQUIREMENTS.

HOUSE BILL NO. 313
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO ACUPUNCTURE; REPEALING SECTION 54-4709, IDAHO CODE, RELATING TO WAIVER OF REQUIREMENTS; AMENDING CHAPTER 47, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-4709, IDAHO CODE, TO PROVIDE FOR ENDORSEMENT LICENSURE; AND AMENDING SECTION 54-4711, IDAHO CODE, TO ESTABLISH ADDITIONAL GROUNDS FOR LICENSE SUSPENSION AND REVOCATION AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 314
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO THE DEAF AND HARD OF HEARING; AMENDING SECTION 33-1001, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-2001, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-3402, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2903, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 61-1301, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 61-1302, IDAHO CODE, TO REVISE TERMINOLOGY, TO PROVIDE CORRECT CODE REFERENCES, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-7301, IDAHO CODE, TO REVISE A DECLARATION OF POLICY; AMENDING SECTION 67-7302, IDAHO CODE, TO REVISE TERMINOLOGY AND TO REMOVE A DEFINITION; AMENDING SECTION 67-7303, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 67-7304, IDAHO CODE, TO REVISE PROVISIONS REGARDING COMPOSITION OF THE IDAHO STATE COUNCIL FOR THE DEAF AND HARD OF HEARING; AMENDING SECTION 67-7307, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 67-7308, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 315
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2705, IDAHO CODE, TO REVISE THE LIST OF SCHEDULE I CONTROLLED SUBSTANCES.

HOUSE BILL NO. 316
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO PHARMACY; AMENDING SECTION 37-2718, IDAHO CODE, TO REVISE PROVISIONS REGARDING DISCIPLINE OF CERTAIN REGISTRANTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 37-2744, IDAHO CODE, TO REMOVE A REFERENCE TO THE BOARD OF PHARMACY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1704, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE PRACTICE OF PHARMACY; AMENDING SECTION 54-1705, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 54-1711, IDAHO CODE, TO REVISE PROVISIONS REGARDING VACANCIES ON THE BOARD OF PHARMACY; AMENDING SECTION 54-1722, IDAHO CODE, TO REVISE QUALIFICATIONS FOR LICENSURE; AMENDING SECTION 54-1725, IDAHO CODE, TO REVISE PROVISIONS REGARDING CONTINUING PHARMACY EDUCATION; REPEALING SECTION 54-1733C, IDAHO CODE, RELATING TO EMERGENCY ADMINISTRATION OF EPIPHTIINE AUTO-INJECTORS; AMENDING SECTION 54-1733D, IDAHO CODE, TO PROVIDE FOR EMERGENCY ADMINISTRATION OF EPIPHTIINE AUTO-INJECTORS,
TO PROVIDE FOR LEGAL IMMUNITY, AND TO DEFINE A TERM; REPEALING SECTION 54-1733E, IDAHO CODE, RELATING TO TOBACCO CESSATION PRODUCTS; REPEALING SECTION 54-1733F, IDAHO CODE, RELATING TO TUBERCULIN PURIFIED PROTEIN DERIVATIVE PRODUCTS; AMENDING SECTION 54-1739, IDAHO CODE, TO REVISE PROVISIONS REGARDING PROSPECTIVE DRUG REVIEW AND COUNSELING AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 54-1768, IDAHO CODE, RELATING TO PRESCRIBER-AUTHORIZED SUBSTITUTION; AMENDING SECTION 54-1732, IDAHO CODE, TO REMOVE CODE REFERENCES; AND AMENDING SECTION 54-1733, IDAHO CODE, TO REMOVE A CODE REFERENCE.

HOUSE BILL NO. 317
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO OPTOMETRISTS; REPEALING CHAPTER 15, TITLE 54, IDAHO CODE, RELATING TO OPTOMETRISTS; AND AMENDING TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 15, TITLE 54, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE INTENT, TO DEFINE TERMS, TO PROVIDE FOR A SCOPE OF PRACTICE, TO REQUIRE LICENSURE, TO PROVIDE FOR INACTIVE LICENSES, TO PROVIDE EXEMPTIONS FROM LICENSURE, TO ESTABLISH THE STATE BOARD OF OPTOMETRY, TO PROVIDE POWERS OF THE STATE BOARD OF OPTOMETRY, TO PROVIDE QUALIFICATIONS FOR LICENSURE, TO PROVIDE FOR QUALIFICATIONS FOR AUTHORIZATION TO USE THERAPEUTIC LASERS, TO PROVIDE FOR LICENSURE BY ENDORSEMENT, TO PROVIDE FOR THE RENEWAL AND REINSTATEMENT OF A LICENSE, TO PROVIDE FOR CERTAIN FEES, TO PROVIDE FOR DISCIPLINE BY THE STATE BOARD OF OPTOMETRY, TO SPECIFY CERTAIN PROHIBITED ACTS, AND TO PROVIDE SEVERABILITY.

HOUSE BILL NO. 318
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO OCCUPATIONAL LICENSES; TO PROVIDE LEGISLATIVE INTENT; AMENDING SECTION 67-2601, IDAHO CODE, TO REMOVE REFERENCE TO THE BUREAU OF OCCUPATIONAL LICENSES, TO PROVIDE FOR THE DIVISION OCCUPATIONAL AND PROFESSIONAL LICENSES, AND TO PROVIDE THAT THE GOVERNOR SHALL HAVE CERTAIN AUTHORITY REGARDING THE ORGANIZATION OF STATE GOVERNMENT; REPEALING SECTION 67-2602, IDAHO CODE, RELATING TO THE BUREAU OF OCCUPATIONAL LICENSES; AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2602, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 67-2602A, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 67-2603, IDAHO CODE, TO REMOVE REFERENCE TO THE BUREAU OF OCCUPATIONAL LICENSES, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES, AND TO PROVIDE FOR THE DIVISION ADMINISTRATOR; AMENDING SECTION 67-2604, IDAHO CODE, TO REMOVE REFERENCE TO THE BUREAU OF OCCUPATIONAL LICENSES, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES, TO PROVIDE FOR CERTAIN RESPONSIBILITIES OF THE DIVISIONS LEGAL COUNSEL, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-2605, IDAHO CODE, TO REMOVE REFERENCE TO THE BUREAU OF OCCUPATIONAL LICENSES AND TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 67-2606, IDAHO CODE, TO REMOVE REFERENCE TO THE BUREAU OF OCCUPATIONAL LICENSES AND TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 67-2608, IDAHO CODE, TO PROVIDE FOR THE ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 67-2609, IDAHO CODE, TO REMOVE REFERENCES TO THE BUREAU OF OCCUPATIONAL LICENSES AND TO CERTAIN RULES AND EDUCATIONAL REQUIREMENTS, TO ESTABLISH PROVISIONS REGARDING THE REGISTRATION OF OCCUPATIONS, AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 67-2610, IDAHO CODE, RELATING TO EXAMINERS' REPORT; AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2610A, IDAHO CODE, TO PROVIDE FOR REEXAMINATIONS; REPEALING SECTION 67-2611, IDAHO CODE, RELATING TO DESIGNATION OF EXAMINERS; AMENDING CHAPTER 26 TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2611A, IDAHO CODE, TO PROVIDE FOR THE ISSUANCE OF LICENSES AND DUPLICATE LICENSES AND TO PROVIDE FOR FEES; REPEALING SECTION 67-2612, IDAHO CODE, RELATING TO REEXAMINATIONS; AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2612, IDAHO CODE, TO PROVIDE FOR THE RECORDING OF LICENSES; REPEALING SECTION 67-2613, IDAHO CODE, RELATING TO THE ISSUANCE OF LICENSES AND DUPLICATE LICENSES; AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2613, IDAHO CODE, TO PROVIDE FOR LIMITED APPLICATION OF THE CHAPTER; REPEALING SECTION 67-2614, IDAHO CODE, RELATING TO RENEWAL OR REINSTATEMENT OF LICENSES; AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2614, IDAHO CODE, TO PROVIDE FOR RENEWAL AND REINSTATEMENT OF LICENSES; REPEALING SECTION 67-2615, IDAHO CODE, RELATING TO LIMITED APPLICATION OF THE CHAPTER; AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2615, IDAHO CODE, TO PROVIDE FOR RENEWAL AND REINSTATEMENT OF LICENSES; REPEALING SECTION 67-2616, IDAHO CODE, RELATING TO THE RECORDING OF LICENSES; AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2616, IDAHO CODE, TO PROVIDE FOR THE CLARIFICATION OF CERTAIN DEFINITIONS; REPEALING SECTION 67-2617, IDAHO CODE, RELATING TO PAYMENT OF REEXAMINATION AND CERTIFICATE FEES; REPEALING SECTION 67-2618, IDAHO CODE, RELATING TO ATTORNEY GENERAL REPRESENTATION; REPEALING SECTION 67-2619, IDAHO CODE, RELATING TO CLARIFICATION OF DEFINITIONS; AND DECLARING AN EMERGENCY.
H 310, H 311, H 312, H 313, H 314, H 315, H 316, H 317, and H 318 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 Fifteenth Order of Business.

15TH ORDER
Announcements

Announcements were made to the body.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Tuesday, January 14, 2020. Seconded by Ms. Rubel. Motion carried.

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

ATTEST:  
CARRIE MAULIN, Chief Clerk