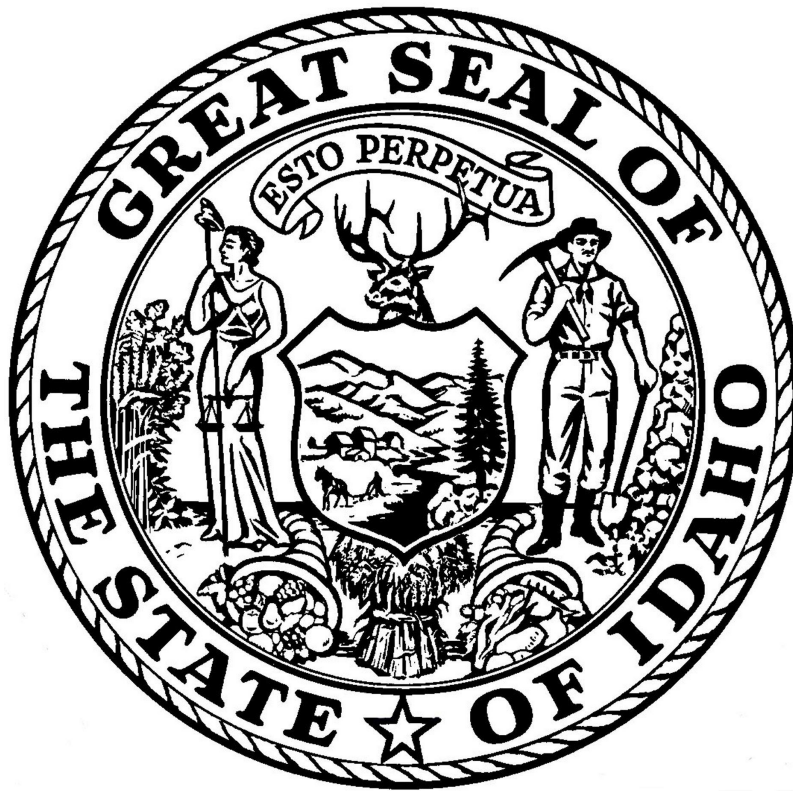


JOURNAL
of the
**HOUSE OF
REPRESENTATIVES**



STATE OF IDAHO
FIRST EXTRAORDINARY SESSION
of the
SIXTY-FIFTH LEGISLATURE
August 24, 2020 - August 26, 2020

HOUSE OFFICERS
First Extraordinary Session 2020

SCOTT BEDKE
Speaker of the House

MIKE MOYLE
Majority Leader

ILANA RUBEL
Minority Leader

JASON A. MONKS
Assistant Majority Leader

JOHN MCCROSTIE
Assistant Minority Leader

MEGAN BLANKSMA
Majority Caucus Chair

ELAINE SMITH
Minority Caucus Chair

HOUSE ADMINISTRATION AND STAFF
First Extraordinary Session 2020

CARRIE MAULIN Chief Clerk of the House
MARYLOU MOLITOR Chief of Staff to Speaker
TERRI FRANKS-SMITH Chief Fiscal Officer
JEFF WALL Sergeant at Arms
CHRIS TAYLOR Assistant Chief Clerk
SUSAN WERLINGER Secretarial Supervisor
ERICA MCGINNIS Assistant Sergeant at Arms/Secretary to Education Committee
JOY THOMAS Minority Chief of Staff
TOM DOUGHERTY Chaplain
TRACEY MCDONNELL Secretary to State Affairs Committee
IRENE MOORE Secretary to Judiciary, Rules and Administration Committee

**HOUSE MEMBERS
AND COMMITTEE ASSIGNMENTS 2020**

| | |
|---------------------------------------------------------------------------------------------------------------------|-------------|
| ABERNATHY, CHRIS | District 29 |
| Agricultural Affairs, Commerce and Human Resources, Education | |
| ADDIS, JIM | District 4 |
| Resources and Conservation, Revenue and Taxation, Transportation and Defense | |
| AMADOR, PAUL | District 4 |
| Environment, Energy and Technology - Vice Chair, Appropriations, Judiciary, Rules and Administration | |
| ANDERSON, NEIL A. | District 31 |
| Commerce and Human Resources - Vice Chair, Appropriations, Environment, Energy and Technology | |
| ANDERST, ROBERT | District 12 |
| Ways and Means - Chair, Environment, Energy and Technology, Revenue and Taxation | |
| ANDRUS, KEVIN | District 28 |
| Agricultural Affairs, Business, State Affairs | |
| ARMSTRONG, RANDY | District 28 |
| State Affairs - Vice Chair, Business, Environment, Energy and Technology | |
| BARBIERI, VITO | District 2 |
| Business, Ethics, Local Government, State Affairs | |
| BEDKE, SCOTT | District 27 |
| Speaker of the House | |
| BERCH, STEVE | District 15 |
| Business, Education, Local Government | |
| BLANKSMA, MEGAN | District 23 |
| Majority Caucus Chair Health and Welfare, Resources and Conservation, Transportation and Defense, Ways and Means | |
| BOYLE, JUDY | District 9 |
| Agricultural Affairs - Chair, Education, Resources and Conservation | |
| CHANEY, GREG | District 10 |
| Judiciary, Rules and Administration - Chair, Revenue and Taxation | |
| CHEW, SUE | District 17 |
| Commerce and Human Resources, Environment, Energy and Technology, Health and Welfare | |
| CHRISTENSEN, CHAD | District 32 |
| Commerce and Human Resources, Health and Welfare, Local Government | |
| CLOW, LANCE W. | District 24 |
| Education - Chair, Business, Local Government | |

**HOUSE MEMBERS
AND COMMITTEE ASSIGNMENTS 2020**

| | |
|-------------------------------------------------------------------------------------------|-------------|
| COLLINS, GARY E. | District 13 |
| Revenue and Taxation - Chair, Business, Local Government | |
| CRANE, BRENT J. | District 13 |
| Business, State Affairs | |
| DAVIS, MUFFY | District 26 |
| Health and Welfare, Judiciary, Rules and Administration, Transportation and Defense | |
| DEMORDAUNT, GAYANN | District 14 |
| Business - Vice Chair, Education, Transportation and Defense | |
| DIXON, SAGE G. | District 1 |
| Business - Chair, Ethics - Chair, Revenue and Taxation, Transportation and Defense | |
| EHARDT, BARBARA | District 33 |
| Education, Environment, Energy and Technology, Judiciary, Rules and Administration | |
| ELLIS, JAKE | District 15 |
| Commerce and Human Resources, Environment, Energy and Technology, Revenue and Taxation | |
| FURNISS, ROD | District 35 |
| Business, Environment, Energy and Technology, Revenue and Taxation | |
| GANNON, JOHN | District 17 |
| Ethics, Judiciary, Rules and Administration, State Affairs, Transportation and Defense | |
| GESTRIN, TERRY | District 8 |
| Resources and Conservation - Vice Chair, Revenue and Taxation, Transportation and Defense | |
| GIBBS, MARC | District 32 |
| Resources and Conservation - Chair, Health and Welfare | |
| GIDDINGS, PRISCILLA | District 7 |
| Agricultural Affairs, Commerce and Human Resources, Revenue and Taxation | |
| GOESLING, BILL | District 5 |
| Agricultural Affairs, Education, Judiciary, Rules and Administration | |
| GREEN, BROOKE | District 18 |
| Business, Local Government, State Affairs | |
| HARRIS, STEVEN | District 21 |
| State Affairs - Chair, Commerce and Human Resources, Transportation and Defense | |
| HARTGEN, LINDA WRIGHT | District 24 |
| Environment, Energy and Technology, Judiciary, Rules and Administration, State Affairs | |

**HOUSE MEMBERS
AND COMMITTEE ASSIGNMENTS 2020**

| | |
|------------------------------------------------------------------------------------------------------------------|-------------|
| HOLTZCLAW, JAMES | District 20 |
| Commerce and Human Resources - Chair, State Affairs, Transportation and Defense | |
| HORMAN, WENDY | District 30 |
| Appropriations - Vice Chair, Environment, Energy and Technology, Ethics | |
| KAUFFMAN, CLARK | District 25 |
| Appropriations, Resources and Conservation, Transportation and Defense | |
| KERBY, RYAN | District 9 |
| Education - Vice Chair, Agricultural Affairs, Judiciary, Rules and Administration | |
| KINGSLEY, MIKE | District 6 |
| Local Government - Vice Chair, Commerce and Human Resources, Health and Welfare | |
| KISKA, MEGAN | District 21 |
| Agricultural Affairs, Business, Revenue and Taxation | |
| LICKLEY, LAURIE | District 25 |
| Environment, Energy and Technology, Health and Welfare, Resources and Conservation | |
| MARSHALL, GARY | District 30 |
| Agricultural Affairs, Education, Judiciary, Rules and Administration | |
| MASON, ROB | District 16 |
| Environment, Energy and Technology, Resources and Conservation, Revenue and Taxation | |
| MCCROSTIE, JOHN | District 16 |
| Assistant Minority Leader | |
| Agricultural Affairs, Education, Judiciary, Rules and Administration, Ways and Means | |
| MENDIVE, RON | District 3 |
| Local Government - Chair, Education, Resources and Conservation | |
| MONKS, JASON A. | District 22 |
| Assistant Majority Leader | |
| Judiciary, Rules and Administration - Act. Vice Chair, State Affairs, Transportation and Defense, Ways and Means | |
| MOON, DOROTHY | District 8 |
| Education, Environment, Energy and Technology, Resources and Conservation | |
| MOYLE, MIKE | District 14 |
| Majority Leader | |
| Resources and Conservation, Revenue and Taxation, Ways and Means | |
| NECOCHEA, LAUREN | District 19 |
| Local Government, Resources and Conservation, Revenue and Taxation | |
| NICHOLS, TAMMY | District 11 |
| Agricultural Affairs, Business, Revenue and Taxation | |

**HOUSE MEMBERS
AND COMMITTEE ASSIGNMENTS 2020**

| | |
|---------------------------------------------------------------------------------------------------------------|-------------|
| PALMER, JOE | District 20 |
| Transportation and Defense - Chair, Business, State Affairs | |
| RAYBOULD, BRITT | District 34 |
| Appropriations, Environment, Energy and Technology, Resources and Conservation | |
| RAYMOND, JERALD | District 35 |
| Agricultural Affairs, Business, Education | |
| REMINGTON, TIMOTHY D. | District 2 |
| Commerce and Human Resources, Health and Welfare, Local Government | |
| RICKS, DOUG | District 34 |
| Judiciary, Rules and Administration, Revenue and Taxation, Transportation and Defense | |
| RUBEL, ILANA | District 18 |
| Minority Leader Health and Welfare, Resources and Conservation, Transportation and Defense, Ways and Means | |
| SCOTT, HEATHER | District 1 |
| Environment, Energy and Technology, Judiciary, Rules and Administration, State Affairs | |
| SHEPHERD, PAUL E. | District 7 |
| Transportation and Defense - Vice Chair, Education, Resources and Conservation | |
| SMITH, ELAINE | District 29 |
| Minority Caucus Chair Business, Environment, Energy and Technology, State Affairs, Ways and Means | |
| SYME, SCOTT A. | District 11 |
| Appropriations, Commerce and Human Resources, Transportation and Defense | |
| TOONE, SALLY | District 26 |
| Agricultural Affairs, Appropriations, Resources and Conservation | |
| TROY, CAROLINE NILSSON | District 5 |
| Agricultural Affairs - Vice Chair, Appropriations, Judiciary, Rules and Administration | |
| VANDER WOUDE, JOHN | District 22 |
| Environment, Energy and Technology - Chair, Health and Welfare, Resources and Conservation | |
| VON EHLINGER, AARON | District 6 |
| Appointed to District 6, Seat A, on June 2, 2020 | |
| WAGONER, JAROM | District 10 |
| Health and Welfare - Vice Chair, Local Government | |
| WINTROW, MELISSA | District 19 |
| Appropriations, Ethics, Judiciary, Rules and Administration, Transportation and Defense | |

**HOUSE MEMBERS
AND COMMITTEE ASSIGNMENTS 2020**

| | |
|----------------------------------------------------------------------------------------|-------------|
| WISNIEWSKI, TONY | District 3 |
| Commerce and Human Resources, Education, Local Government | |
| WOOD, FRED | District 27 |
| Health and Welfare - Chair, Resources and Conservation | |
| YOUNG, JULIANNE | District 31 |
| Environment, Energy and Technology, Judiciary, Rules and Administration, State Affairs | |
| YOUNGBLOOD, RICK D. | District 12 |
| Appropriations - Chair, Transportation and Defense | |
| ZITO, CHRISTY | District 23 |
| Agricultural Affairs, Judiciary, Rules and Administration, State Affairs | |
| ZOLLINGER, BRYAN | District 33 |
| Health and Welfare, Judiciary, Rules and Administration, Local Government | |

HOUSE JOURNAL OF THE IDAHO LEGISLATURE

FIRST EXTRAORDINARY SESSION
SIXTY-FIFTH LEGISLATURE

**FIRST LEGISLATIVE DAY
MONDAY, AUGUST 24, 2020**

House of Representatives

At the hour of 10 a.m., Monday, August 24, 2020, the day and hour fixed by Proclamation of the Governor of the State of Idaho for the convening of the First Extraordinary Session of the Sixty-fifth Idaho Legislature, the members of the House of Representatives convened in the House Chamber of the Capitol Building in the City of Boise, with Scott Bedke, Speaker, presiding, assisted by Carrie Maulin, Chief Clerk.

STATE OF IDAHO
OFFICE OF THE SECRETARY OF STATE

CERTIFICATION

I, LAWRENCE DENNEY, Secretary of State of the State of Idaho and legal custodian of the Seal of said State and all Proclamations of the Governor of the State of Idaho pursuant to 67-903, Idaho Code, do hereby certify that the annexed is a full, true and complete copy of the Proclamation of the Governor of the State of Idaho concerning the convening of the Sixty-Fifth Idaho Legislature in an Extraordinary Session, received and filed in this office on the Nineteenth day of August, 2020, and that the same appears of record in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Idaho. Done at Boise, Idaho, this Nineteenth day of August, 2020.

/s/ LAWRENCE DENNEY
Secretary of State

The certification was ordered filed in the office of the Chief Clerk.

THE OFFICE OF THE GOVERNOR

EXECUTIVE DEPARTMENT
STATE OF IDAHO
BOISE

PROCLAMATION

WHEREAS, the SARS-CoV-2 virus that originated in China and causes the disease COVID-19 has caused untold misery and devastation throughout the world, including in the United States and in Idaho; and

WHEREAS, the health and safety of all Idahoans is the greatest priority of our state and its leaders; and

WHEREAS, citizen participation in our elections by voting is essential to our republic; and

WHEREAS, the White House has recently reported that several Idaho counties are in the "Red Zone" for COVID-19 due to a high rate of new cases per 100,000 and a test positivity rate above 10 percent, including some of Idaho's most populous counties; and

WHEREAS, the COVID-19 pandemic has significantly decreased the availability of possible polling locations and willingness of poll workers to serve on Election Day; and

WHEREAS, I am informed by the Secretary of State that on average approximately 4,000 poll workers help carry out the general election and that the median age of those poll workers is 70 years old; and

WHEREAS, I am informed by the Secretary of State that over half of those who customarily serve as poll workers do not plan to do so for the 2020 general election; and

WHEREAS, I am informed by the Secretary of State that an unprecedented number of Idahoans will vote absentee in this year's general election, which will require those ballots to be processed and counted by the county clerks' offices while simultaneously preparing for and operate polling places for in person voting on Election Day; and

WHEREAS, there is an urgent need to address and ensure the privacy, integrity and security of Idaho's election process; and

WHEREAS, the existence of COVID-19 in Idaho and in the United States has significantly harmed Idaho's economy, caused the loss of many Idaho jobs, and caused our schools, universities, and other institutions to temporarily close; and

WHEREAS, the United States and the State of Idaho have enacted numerous laws and programs to help workers, professional educators, businesses, health care workers, patients, and citizens respond to and recover from the negative impacts caused by COVID-19; and

WHEREAS, safely reopening Idaho's economy is crucial to Idaho's recovery from the COVID-19 pandemic and will enable Idaho's workers to get back to work and Idaho's students to get back to school; and

WHEREAS, the COVID-19 pandemic has created unprecedented uncertainty as to liability due to the existence and spread of COVID-19 in Idaho; and

WHEREAS, small and large businesses, schools, colleges and universities, and religious, philanthropic and other non-profit institutions confront the risk of litigation accusing them of negligently exposing employees, customers, students, and worshipers to coronavirus. Health care workers face the threat of lawsuits arising from their efforts to fight the virus; and

WHEREAS, establishing temporary and consistent standards to govern liability for certain tort claims related to COVID-19 will help Idaho's economy recover in a safe and prudent manner and will encourage planning, care, and appropriate risk management by small and large businesses, schools, colleges and universities, religious, philanthropic and other non-profit institutions, and health care providers; and

WHEREAS, the standards set by this special session must be carefully tailored to the crisis caused by the COVID-19 pandemic and extend no further than necessary to meet this unique crisis. Those who do not act in good faith to respond safely to the COVID-19 pandemic should not be immune from liability; and

WHEREAS, article IV, section 9 of the Constitution of the State of Idaho empowers the Governor, on extraordinary occasions, to convene the Legislature by proclamation; and

WHEREAS, the Idaho Legislature has requested a special session to address issues caused by the COVID-19 pandemic that require immediate action; and

WHEREAS, I have determined that the existence and spread of COVID-19 in Idaho is such an extraordinary occasion that necessitates convening a special session of the Idaho Legislature; and

WHEREAS, the Idaho Legislature formed working groups that have studied those issues caused by the COVID-19 pandemic and recommended specific bills to be considered at a special session of the Idaho Legislature; and

WHEREAS, article III, section 9 of the Constitution of the State of Idaho gives each house of the Legislature the authority to identify and implement the safety protocols, including capacity limits, it deems necessary to conduct its proceedings within its respective chambers, offices, and committee rooms.

NOW, THEREFORE, I, Brad Little, Governor of the State of Idaho, by virtue of the authority vested in me by the Constitution and laws of this state, do by this Proclamation convene the 65th Idaho Legislature in Extraordinary Session in the legislative chambers at the Capitol in Boise City, Ada County, Idaho, at the hour of 10:00 a.m. on the 24th day of August, 2020 for the following enumerated purpose and no other:

To consider the passage of RS28046 regarding absentee voting during the pandemic, RS28045 regarding in person polling locations during the pandemic, and RS28049 regarding civil liability, copies of which are attached hereto.

The Extraordinary Session of the Legislature convened by this Proclamation shall have no power to legislate on any subjects other than those specified herein.

/s/ Brad Little
Governor

/s/ LAWRENCE DENNEY
Secretary of State

The Proclamation was ordered filed in the office of the Chief Clerk.

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-904A, Idaho Code, the District 6 Legislative Committee of the Republican Party has submitted a list of three names for consideration in filling 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 AARON VON EHLINGER of Lewiston, Idaho, to the office of State Representative, District 6, Seat A, for a term commencing June 2, 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 3rd day of June 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/ LAWRENCE 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. von Ehlinger.

The Chief Clerk read the official proclamation as follows:

I, LAWRENCE DENNEY, 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 First Extraordinary Session of the Sixty-fifth Legislature, as shown by official records on file in my office:

| DISTRICT | NAME |
|----------|---------------------------------------------------|
| 1 | Heather Scott (R), Sage G. Dixon (R) |
| 2 | Vito Barbieri (R), Timothy D. "Tim" Remington (R) |
| 3 | Ron Mendive (R), Tony Wisniewski (R) |
| 4 | Jim Addis (R), Paul Amador (R) |
| 5 | Bill Goesling (R), Caroline Nilsson Troy (R) |
| 6 | Aaron von Ehlinger (R), Mike Kingsley (R) |
| 7 | Priscilla Giddings (R), Paul E. Shepherd (R) |
| 8 | Terry Gestrin (R), Dorothy Moon (R) |
| 9 | Ryan Kerby (R), Judy Boyle (R) |
| 10 | Jarom Wagoner (R), Greg Chaney (R) |
| 11 | Scott A. Syme (R), Tammy Nichols (R) |
| 12 | Robert Anderst (R), Rick D. Youngblood (R) |
| 13 | Brent J. Crane (R), Gary E. Collins (R) |
| 14 | Mike Moyle (R), Gayann DeMordaunt (R) |
| 15 | Steve Berch (D), Jake Ellis (D) |
| 16 | John McCrostie (D), Rob Mason (D) |
| 17 | John Gannon (D), Sue Chew (D) |
| 18 | Ilana Rubel (D), Brooke Green (D) |
| 19 | Lauren Necochea (D), Melissa Wintrow (D) |
| 20 | Joe Palmer (R), James Holtzclaw (R) |
| 21 | Steven Harris (R), Megan Kiska (R) |
| 22 | John Vander Woude (R), Jason A. Monks (R) |
| 23 | Christy Zito (R), Megan Blanksma (R) |
| 24 | Lance W. Clow (R), Linda Wright Hartgen (R) |
| 25 | Laurie Lickley (R), Clark Kauffman (R) |
| 26 | Muffy Davis (D), Sally Toone (D) |
| 27 | Scott Bedke (R), Fred Wood (R) |
| 28 | Randy Armstrong (R), Kevin Andrus (R) |
| 29 | Chris Abernathy (D), Elaine Smith (D) |
| 30 | Gary Marshall (R), Wendy Horman (R) |
| 31 | Neil A. Anderson (R), Julianne Young (R) |
| 32 | Marc Gibbs (R), Chad Christensen (R) |
| 33 | Barbara Ehardt (R), Bryan Zollinger (R) |
| 34 | Doug Ricks (R), Britt Raybould (R) |
| 35 | Jerald Raymond (R), Rod Furniss (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 19th day of August, 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-fifth.

/s/ LAWRENCE DENNEY
Secretary of State

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

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, ROB MASON, State Representative, District 16, Seat B, Ada County, State of Idaho, has nominated, COLIN NASH, of 6833 W. Russett St. Boise, ID 83704, to perform the duties of this office temporarily as Acting State Representative, District 16, Seat B.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Colin Nash of Boise, Idaho, to the office of Acting State Representative, District 16, Seat B, for a term commencing August 21, 2020, and continuing until such time as Representative Mason is able to resume his duties.

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 20th day of August, 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-fifth year and of the Statehood of Idaho the one hundred thirty-first.

/s/ BRAD LITTLE
Governor
/s/ LAWRENCE 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 Colin Nash.

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, RICK D. YOUNGBLOOD, State Representative, District 12, Seat B, Canyon County, State of Idaho, has nominated, STEPHEN PARROTT, of 7248 Latigo Drive, Nampa, ID 83687, to perform the duties of this office temporarily as Acting State Representative, District 12, Seat B.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Stephen Parrott of Nampa, Idaho, to the office of Acting State Representative, District 12, Seat B, for a term commencing August 24, 2020, and continuing until such time as Representative Youngblood is able to resume his duties.

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 20th day of August, 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-fifth year and of the Statehood of Idaho the one hundred thirty-first.

/s/ BRAD LITTLE
Governor
/s/ LAWRENCE 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 Stephen Parrott.

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, JAKE ELLIS, State Representative, District 15, Seat B, Ada County, State of Idaho, has nominated, RICK JUST, of 11544 W Jenilyn Court Boise, ID 83713, to perform the duties of this office temporarily as Acting State Representative, District 15, Seat B.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Rick Just of Boise, Idaho, to the office of Acting State Representative, District 15, Seat B, for a term commencing August 24, 2020, and continuing until such time as Representative Ellis is able to resume his duties.

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 24th day of August, 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-fifth year and of the Statehood of Idaho the one hundred thirty-first.

/s/ BRAD LITTLE
Governor
/s/ LAWRENCE 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 Rick Just.

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

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Chaplain Tom Dougherty.

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

7TH ORDER
Motions, Memorials, and Resolutions

Mr. Moyle moved that the following persons be approved as attaches to serve the House of Representatives for and during the First Extraordinary Session of the Sixty-fifth Idaho Legislature. Seconded by Ms. Rubel.

Chaplain Tom Dougherty
Chief Fiscal Officer Terri Franks-Smith

DoorkeeperCorky Madsen
 Chief Clerk of the House Carrie Maulin
 Chief of Staff to Speaker MaryLou Molitor
 Assistant Chief ClerkChris Taylor
 Minority Chief of Staff Joy Thomas
 Sergeant at Arms Jeff Wall
 Secretarial Supervisor Susan Werlinger

Committee Secretaries:

State AffairsTracey McDonnell
 Education Erica McGinnis
 Judiciary, Rules & AdministrationIrene Moore

Whereupon the Speaker declared the motion carried by voice vote and announced the oath of office had previously been administered to the above named attaches.

At this time, the Speaker put the House at ease for committee meetings.

**HOUSE RESOLUTION NO. 1
 BY STATE AFFAIRS COMMITTEE
 A HOUSE RESOLUTION**

STATING FINDINGS OF THE HOUSE OF REPRESENTATIVES AND URGING THE GOVERNOR TO TAKE CERTAIN ACTIONS WITH RESPECT TO THE NOVEMBER 2020 ELECTION.

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

WHEREAS, the Governor of the State of Idaho issued a proclamation on March 13, 2020, declaring a state of emergency due to the presence in Idaho of the contagious disease known as the novel coronavirus or COVID-19 that presents a risk to the public health and safety; and

WHEREAS, on March 25, 2020, Governor Little amended his previous proclamation to declare a state of extreme emergency; and

WHEREAS, on April 1, 2020, Governor Little amended his previous proclamations to address the dilemma of holding a primary and consolidated election during a pandemic, finding that many poll workers are older individuals considered at high risk for severe adverse health conditions or even death from COVID-19 and are therefore unwilling to serve any longer as poll workers; and

WHEREAS, the number of Idahoans testing positive for COVID-19 and the number of related deaths has greatly increased since Governor Little's April 1, 2020, proclamation, and the state of emergency has been extended several times by Governor Little and continues to this day; and

WHEREAS, on August 19, 2020, Governor Little issued a proclamation calling the Legislature into extraordinary session to address certain issues arising from the COVID-19 pandemic, noting that "citizen participation in elections by voting is essential to our republic"; and

WHEREAS, the provisions of Section 46-1008, Idaho Code, authorize the Governor to reallocate state resources to address an emergency; and

WHEREAS, the State of Idaho has received federal funding as a result of the state of emergency and declaration of disaster in Idaho, including CARES Act funding.

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives, assembled in the First Extraordinary Session of the Sixty-fifth Idaho Legislature, that we urge the Governor of the State of Idaho to take all necessary

steps to procure a sufficient number of poll workers for the November 2020 election, including working with the Secretary of State and county election officials to advertise for and train new poll workers and volunteers and, if necessary, activate the members of the National Guard to be trained and act as election poll workers across the State of Idaho.

BE IT FURTHER RESOLVED that we urge the Governor to consider applying CARES Act or other emergency federal funds toward providing bonuses or other additional incentives for attracting and recruiting new poll workers.

BE IT FURTHER RESOLVED that a copy of this resolution shall be transmitted to the Governor of the State of Idaho and to the Idaho Secretary of State.

**HOUSE CONCURRENT RESOLUTION NO. 1
 BY STATE AFFAIRS COMMITTEE**

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND DECLARING THE TERMINATION OF THE STATE OF DISASTER EMERGENCY IN IDAHO.

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

WHEREAS, on March 13, 2020, the Governor of the State of Idaho declared a state of emergency arising from the arrival in Idaho of the contagious disease known as novel coronavirus or COVID-19; and

WHEREAS, at that time, little was known of the methods of transmission and the effects of COVID-19, and the overriding concern was to contain the disease so as not to overwhelm the capacity and resources of the medical community in Idaho to treat afflicted patients; and

WHEREAS, as a result, the Governor caused a stay-home order to be issued in late March and early April and prepared a "Rebound Idaho" plan, a phased approach to opening the state back up; and

WHEREAS, over four months later, we now have a greater understanding of how to prevent the spread of this disease; and

WHEREAS, 43 of 44 counties have now progressed to Stage 4 of the Governor's Rebound Idaho plan to reopen the state, which is the final stage; and

WHEREAS, the Idaho Statesman reported on August 20, 2020, that the coronavirus positivity rate in Idaho has dropped for the fourth consecutive week; and

WHEREAS, the provisions of Section 46-1008, Idaho Code, state that "no state of disaster emergency may continue for longer than thirty (30) days unless the governor finds that it should be continued for another thirty (30) days or any part thereof" but does not provide for continual renewals; and

WHEREAS, even though the Governor has moved the handling of the COVID-19 response from a statewide to a local and regional approach, the Governor has continued to renew his declarations of a statewide emergency over the last four months, most recently in his Proclamation dated August 7, 2020; and

WHEREAS, in addition to devastating economic damage, the wide-scale shutdown has also caused extensive collateral harm to the physical and mental health of our citizens. Prolonged isolation has resulted in added mental health strain, increases in suicide rates, and depression from unemployment and a reduced standard of living. Delays in seeking medical diagnostic services and receiving needed treatments has also negatively affected the health of Idahoans; and

WHEREAS, an extraordinary session was called to address proposed voting centers and ballot handling issues due to the anticipated increased numbers of absentee ballots and to address

the "unprecedented uncertainty as to liability due to the existence and spread of COVID-19 in Idaho"; and

WHEREAS, the COVID-19 pandemic emergency disaster declaration has opened up the opportunity for the Legislature, in a special session, to change the election process and liability laws due to the Governor's proclamation claims on these topics; and

WHEREAS, the provisions of Section 46-1008, Idaho Code, state in part that "the legislature by concurrent resolution may terminate a state of disaster emergency at any time. Thereupon, the governor shall issue an executive order or proclamation ending the state of disaster emergency."

NOW, THEREFORE, BE IT RESOLVED by the members of the First Extraordinary Session of the Sixty-fifth Idaho Legislature, the House of Representatives and the Senate concurring therein, that there is no longer a need for a statewide emergency declaration, and the state of disaster emergency in Idaho is declared to be terminated as of the date of passage of this concurrent resolution.

BE IT FURTHER RESOLVED that a copy of this concurrent resolution shall be transmitted immediately upon passage to the Governor of the State of Idaho.

[HR 1](#) and [HCR 1](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

8TH ORDER

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

HOUSE BILL NO. 1

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 34-1006, IDAHO CODE, TO PROVIDE FOR THE RIGHT OF CERTAIN ELECTORS TO VOTE IN PERSON NOTWITHSTANDING CERTAIN CONDITIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 2

BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO THE CORONAVIRUS LIMITED IMMUNITY ACT; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 39, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROVIDE LIMITED IMMUNITY FROM CERTAIN LIABILITY, TO PROVIDE EXCEPTIONS, AND TO PROVIDE APPLICABILITY; DECLARING AN EMERGENCY; AND PROVIDING A SUNSET DATE.

HOUSE BILL NO. 3

BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO ACTIONS FOR NEGLIGENCE; AMENDING CHAPTER 8, TITLE 6, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 6-809, IDAHO CODE, TO PROVIDE CERTAIN LIABILITY PROTECTIONS FOR EDUCATIONAL INSTITUTIONS AND TO DEFINE TERMS; DECLARING AN EMERGENCY; AND PROVIDING A SUNSET DATE.

HOUSE BILL NO. 4

BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO CIVIL LIABILITY; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 16, TITLE 6, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 6-1608, IDAHO CODE, TO PROVIDE IMMUNITY FROM CIVIL LIABILITY FOR ACTIONS TAKEN IN GOOD FAITH TO ADDRESS OR AMELIORATE A CORONAVIRUS-RELATED DISASTER OR EMERGENCY, TO PROVIDE APPLICABILITY, TO PROVIDE CERTAIN EXEMPTIONS, AND TO DEFINE TERMS; DECLARING AN EMERGENCY; AND PROVIDING A SUNSET DATE.

HOUSE BILL NO. 5

BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO CIVIL LIABILITY; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 16, TITLE 6, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 6-1608, IDAHO CODE, TO PROVIDE IMMUNITY FROM CIVIL LIABILITY FOR ACTIONS TAKEN IN GOOD FAITH TO ADDRESS OR AMELIORATE A CORONAVIRUS-RELATED DISASTER OR EMERGENCY, TO PROVIDE APPLICABILITY, TO PROVIDE CERTAIN EXEMPTIONS, AND TO DEFINE TERMS; DECLARING AN EMERGENCY; AND PROVIDING A SUNSET DATE.

[H 1](#), [H 2](#), [H 3](#), [H 4](#), and [H 5](#) 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.

5TH ORDER

Report of Standing Committees

August 24, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed [HR 1](#), [HCR 1](#), [H 1](#), [H 2](#), [H 3](#), [H 4](#), and [H 5](#).

CHANEY, Chairman

[HR 1](#), [HCR 1](#), and [H 1](#) were referred to the State Affairs Committee.

[H 2](#), [H 3](#), [H 4](#), and [H 5](#) were referred to the Judiciary, Rules and Administration Committee.

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 8:30 a.m., Tuesday, August 25, 2020. Seconded by Ms. Rubel. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:26 p.m.

SCOTT BEDKE, Speaker

ATTEST:

CARRIE MAULIN, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST EXTRAORDINARY SESSION
SIXTY-FIFTH LEGISLATURE

SECOND LEGISLATIVE DAY
TUESDAY, AUGUST 25, 2020

House of Representatives

The House convened at 8:30 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 Tom Dougherty.

The Pledge of Allegiance was led by Chaplain Tom Dougherty.

3RD ORDER

Approval of Journal

August 25, 2020

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.

CHANEY, 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

August 24, 2020

Mr. Speaker:

I transmit herewith [S 1002](#) and [S 1001](#), as amended, which have passed the Senate.

NOVAK, Secretary

[S 1002](#) and [S 1001](#), as amended, were filed for first reading.

5TH ORDER

Report of Standing Committees

August 25, 2020

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 1](#), [HCR 1](#), and [HR 1](#) and recommend that they do pass.

HARRIS, Chairman

[H 1](#), [HCR 1](#), and [HR 1](#) were filed for second reading.

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 1002](#) and [S 1001](#), as amended, 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 returned to the Seventh Order of Business.

7TH ORDER

Motions, Memorials, and Resolutions

[H 1](#) - ELECTIONS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 1](#) 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 1](#) be read the second time by title and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Rubel.

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

Roll call resulted as follows:

AYES—Abernathy, Addis, Amador, Anderson, Anderst, Andrus, Armstrong, Barbieri, Berch, Blanksma, Boyle, Chaney, Chew, Christensen, Clow, Collins, Crane, Davis, DeMordaunt, Dixon, Ehardt, Ellis(Just), Furniss, Gannon, Gestrin, Gibbs, Giddings, Goesling, Green, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Kiska, Lickley, Marshall, Mason(Nash), McCrostie, Mendive, Monks, Moon, Moyle, Necochea, Nichols, Palmer, Raybould, Raymond, Remington, Ricks, Rubel, Scott, Shepherd, Smith, Syme, Toone, Troy, Vander Woude, von Ehlinger, Wintrow, Wisniewski, Young, Youngblood(Parrott), Zito, Mr. Speaker. Total - 67.

NAYS—None.

Absent—Wagoner, Wood, Zollinger. Total - 3.

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 1](#) was read the 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. Giddings to open debate.

The question being, "Shall [H 1](#) pass?"

Roll call resulted as follows:

AYES—Abernathy, Addis, Amador, Anderson, Anderst, Andrus, Armstrong, Barbieri, Berch, Blanksma, Boyle, Chaney, Chew, Christensen, Clow, Collins, Crane, Davis, DeMordaunt, Dixon, Ehardt, Ellis(Just), Furniss, Gannon, Gestrin, Gibbs, Giddings, Goesling, Green, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Kiska, Lickley, Marshall, Mason(Nash), McCrostie, Mendive, Monks, Moon, Moyle, Necochea, Nichols, Palmer, Raybould, Raymond, Remington, Ricks, Rubel, Scott, Shepherd, Smith, Syme, Toone, Troy, Vander Woude, von Ehlinger, Wintrow, Wisniewski, Young, Youngblood(Parrott), Zito, Mr. Speaker. Total - 67.

NAYS—None.

Absent—Wagoner, Wood, Zollinger. Total - 3.

Total - 70.

Whereupon the Speaker declared that **H 1** passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 1 - STATE OF EMERGENCY

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HCR 1** 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 1** be read the second time by title and third time at length, and placed before the House for final consideration. Seconded by Ms. Rubel.

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

Roll call resulted as follows:

AYES—Abernathy, Addis, Amador, Anderson, Anderst, Andrus, Armstrong, Barbieri, Berch, Blanksma, Boyle, Chaney, Chew, Christensen, Clow, Collins, Crane, Davis, DeMordaunt, Dixon, Ehardt, Ellis(Just), Furniss, Gannon, Gestrin, Gibbs, Giddings, Goesling, Green, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Kiska, Lickley, Marshall, Mason(Nash), McCrostie, Mendive, Monks, Moon, Moyle, Necochea, Nichols, Palmer, Raybould, Raymond, Remington, Ricks, Rubel, Scott, Shepherd, Smith, Syme, Toone, Troy, Vander Woude, von Ehlinger, Wintrow, Wisniewski, Young, Youngblood(Parrott), Zito, Mr. Speaker. Total - 67.

NAYS—None.

Absent—Wagoner, Wood, Zollinger. Total - 3.

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 1** was read the second time by title and third time at length, and placed before the House for final consideration.

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

The question being, "Shall **HCR 1** be adopted?"

Roll call resulted as follows:

AYES—Addis, Amador, Anderst, Andrus, Armstrong, Barbieri, Blanksma, Boyle, Chaney, Christensen, Clow, Collins, Crane, DeMordaunt, Dixon, Ehardt, Furniss, Gestrin, Giddings, Goesling, Harris, Holtzclaw, Horman, Kerby, Kingsley, Kiska, Marshall, Mendive, Monks, Moon, Moyle, Nichols, Palmer, Raymond, Remington, Ricks, Scott, Shepherd, Troy, Vander Woude, von Ehlinger, Wagoner, Wisniewski, Young, Youngblood(Parrott), Zito, Zollinger, Mr. Speaker. Total - 48.

NAYS—Abernathy, Anderson, Chew, Davis, Ellis(Just), Gannon, Gibbs, Green, Hartgen, Kauffman, Lickley, Mason(Nash), McCrostie, Necochea, Raybould, Rubel, Smith, Toone, Wintrow, Wood. Total - 20.

Absent—Berch, Syme. Total - 2.

Paired Votes:

AYE - Vander Woude NAY - Wood

(Pairs enumerated in roll call above.)

Total - 70.

Whereupon the Speaker declared **HCR 1** adopted and ordered the resolution transmitted to the Senate.

HR 1 - ELECTIONS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HR 1** 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 1** be read the second time by title and third time at length, and placed before the House for final consideration. Seconded by Ms. Rubel.

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

Roll call resulted as follows:

AYES—Abernathy, Addis, Amador, Anderson, Anderst, Andrus, Armstrong, Barbieri, Berch, Blanksma, Boyle, Chaney, Chew, Christensen, Clow, Collins, Crane, Davis, DeMordaunt, Dixon, Ehardt, Ellis(Just), Furniss, Gannon, Gestrin, Gibbs, Giddings, Goesling, Green, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Kiska, Lickley, Marshall, Mason(Nash), McCrostie, Mendive, Monks, Moon, Moyle, Necochea, Nichols, Palmer, Raybould, Raymond, Remington, Ricks, Rubel, Scott, Shepherd, Smith, Syme, Toone, Troy, Vander Woude, von Ehlinger, Wintrow, Wisniewski, Young, Youngblood(Parrott), Zito, Mr. Speaker. Total - 67.

NAYS—None.

Absent—Wagoner, Wood, Zollinger. Total - 3.

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 **HR 1** was read the second time by title and third time at length, and placed before the House for final consideration.

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

The question being, "Shall **HR 1** be adopted?"

Roll call resulted as follows:

AYES—Abernathy, Addis, Amador, Anderson, Anderst, Andrus, Armstrong, Barbieri, Blanksma, Boyle, Chaney, Chew, Christensen, Clow, Collins, Crane, Davis, DeMordaunt, Dixon, Ehardt, Ellis(Just), Furniss, Gannon, Gestrin, Gibbs, Giddings, Goesling, Green, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Kiska, Lickley, Marshall, Mason(Nash), McCrostie, Mendive, Monks, Moon, Moyle, Necochea, Nichols, Palmer, Raybould, Raymond, Remington, Ricks, Rubel, Scott, Shepherd, Smith, Syme, Toone, Troy, Vander Woude, von Ehlinger, Wagoner, Wintrow, Wisniewski, Young, Youngblood(Parrott), Zito, Zollinger, Mr. Speaker. Total - 68.

NAYS—Wood. Total - 1.

Absent—Berch. Total - 1.

Paired Votes:

AYE - Blanksma NAY - Wood

(Pairs enumerated in roll call above.)

Total - 70.

Whereupon the Speaker declared **HR 1** adopted and ordered the resolution filed in the office of the Chief Clerk.

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

**15TH ORDER
Announcements**

Announcements were made to the body.

At this time, the Speaker put the House at ease subject to call of the Chair.

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

**5TH ORDER
Report of Standing Committees**

August 25, 2020

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [S 1001](#), as amended, and recommend that it do pass.

HARRIS, Chairman

[S 1001](#), as amended, was filed for second reading.

Mr. Moyle moved that the House recess until 4:20 p.m. Seconded by Ms. Rubel. Motion carried.

Whereupon the Speaker declared the House at recess until 4:20 p.m.

RECESS
Afternoon Session

The House reconvened at 4:20 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Fifth Order of Business.

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. 6
BY JUDICIARY, RULES AND ADMINISTRATION
COMMITTEE
AN ACT**

RELATING TO THE CORONAVIRUS LIMITED IMMUNITY ACT; AMENDING TITLE 6, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 34, TITLE 6, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROVIDE LIMITED IMMUNITY FROM CERTAIN LIABILITY, TO PROVIDE EXCEPTIONS, AND TO PROVIDE APPLICABILITY; DECLARING AN EMERGENCY; AND PROVIDING A SUNSET DATE.

[H 6](#) 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.

**5TH ORDER
Report of Standing Committees**

August 25, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed [H 6](#).

CHANEY, Chairman

[H 6](#) was referred to the Judiciary, Rules and Administration Committee.

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 8 a.m., Wednesday, August 26, 2020. Seconded by Ms. Rubel. Motion carried.

Whereupon the Speaker declared the House adjourned at 4:55 p.m.

SCOTT BEDKE, Speaker

ATTEST:
CARRIE MAULIN, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST EXTRAORDINARY SESSION
SIXTY-FIFTH LEGISLATURE

—————
THIRD LEGISLATIVE DAY
WEDNESDAY, AUGUST 26, 2020

House of Representatives

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

Roll call showed 66 members present.

Absent and excused - Abernathy, DeMordaunt, Kiska, and Wood. Total - 4.

Total - 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Chaplain Tom Dougherty.

3RD ORDER

Approval of Journal

August 26, 2020

Mr. Speaker:

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

CHANEY, Chairman

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

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

10TH ORDER

Second Reading of Bills and Joint Resolutions

[S 1001](#), as amended, 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.

7TH ORDER

Motions, Memorials, and Resolutions

[S 1001](#), as amended - ELECTIONS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1001](#), 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 1001](#), as amended, be read the third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Rubel.

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

Roll call resulted as follows:

AYES—Addis, Amador, Anderson, Anderst, Andrus, Armstrong, Barbieri, Berch, Blanksma, Boyle, Chaney, Chew, Christensen, Clow, Collins, Crane, Davis, Dixon, Ehardt, Ellis(Just), Furniss, Gannon, Gestrin, Gibbs, Goesling, Green, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Lickley, Marshall, Mason(Nash), Mendive, Monks, Moon, Moyle, Necochea, Nichols, Palmer, Raybould, Raymond, Remington, Ricks, Rubel, Scott, Shepherd, Smith, Syme, Toone, Troy, Vander Woude, von Ehlinger, Wagoner, Wintrow, Wisniewski, Youngblood(Parrott), Zito, Zollinger, Mr. Speaker. Total - 63.

NAYS—None.

Absent—Abernathy, DeMordaunt, Giddings, Kiska, McCrostie, Wood, Young. 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 [S 1001](#), 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. Harris to open debate.

Pursuant to Rule 80(3), Mr. Crane disclosed a conflict of interest regarding [S 1001](#), as amended.

The question being, "Shall [S 1001](#), as amended, pass?"

Roll call resulted as follows:

AYES—Addis, Amador, Anderson, Anderst, Andrus, Armstrong, Barbieri, Berch, Blanksma, Boyle, Chaney, Chew, Christensen, Clow, Collins, Crane, Davis, Dixon, Ehardt, Ellis(Just), Furniss, Gannon, Gestrin, Gibbs, Giddings, Goesling, Green, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Lickley, Marshall, Mason(Nash), McCrostie, Mendive, Monks, Moon, Moyle, Necochea, Nichols, Palmer, Raybould, Raymond, Remington, Ricks, Rubel, Scott, Shepherd, Smith, Syme, Toone, Troy, Vander Woude, von Ehlinger, Wagoner, Wintrow, Wisniewski, Young, Youngblood(Parrott), Zito, Zollinger, Mr. Speaker. Total - 66.

NAYS—None.

Absent—Abernathy, DeMordaunt, Kiska, Wood. Total - 4.

Total - 70.

Whereupon the Speaker declared that [S 1001](#), as amended, passed the House. Title was approved and the bill ordered 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.

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

5TH ORDER
Report of Standing Committees

August 26, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have had under consideration [H 6](#) and recommend that it do pass.

CHANEY, Chairman

[H 6](#) was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

[H 6](#) - CORONAVIRUS LIMITED IMMUNITY ACT

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 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 [H 6](#) be read the third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Rubel.

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

Roll call resulted as follows:

AYES--Addis, Amador, Anderson, Anderst, Armstrong, Barbieri, Berch, Blanksma, Boyle, Chaney, Chew, Christensen, Clow, Collins, Crane, Davis, Dixon, Ehardt, Ellis(Just), Furniss, Gannon, Gestrin, Gibbs, Giddings, Goesling, Green, Harris, Hartgen, Holtzclaw, Kauffman, Kerby, Kingsley, Lickley, Marshall, Mason(Nash), McCrostie, Mendive, Monks, Moon, Moyle, Necochea, Nichols, Palmer, Raybould, Raymond, Remington, Ricks, Rubel, Scott, Shepherd, Smith, Syme, Toone, Troy, Vander Woude, von Ehlinger, Wagoner, Wintrow, Wisniewski, Young, Youngblood(Parrott), Zito, Mr. Speaker. Total - 63.

NAYS--None.

Absent--Abernathy, Andrus, DeMordaunt, Horman, Kiska, Wood, Zollinger. 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 6](#) 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. Young to open debate.

The question being, "Shall [H 6](#) pass?"

Roll call resulted as follows:

AYES--Addis, Amador, Anderson, Anderst, Andrus, Armstrong, Barbieri, Blanksma, Boyle, Chaney, Christensen, Clow, Collins, Crane, DeMordaunt, Dixon, Ehardt, Furniss, Gestrin, Gibbs, Giddings, Goesling, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Kiska, Lickley, Marshall, Mendive, Monks, Moon, Moyle, Nichols, Palmer, Raybould, Raymond, Remington, Ricks, Scott, Shepherd, Syme, Troy, Vander Woude, von Ehlinger, Wagoner, Wisniewski, Young, Youngblood(Parrott), Zito, Mr. Speaker. Total - 54.

NAYS--Berch, Chew, Davis, Ellis(Just), Gannon, Green, Mason(Nash), McCrostie, Necochea, Rubel, Smith, Toone, Wintrow, Wood, Zollinger. Total - 15.

Absent--Abernathy. Total - 1.

Paired Votes:

| | |
|------------------|-----------------|
| AYE - Gibbs | NAY - Wood |
| AYE - DeMordaunt | NAY - Toone |
| AYE - Andrus | NAY - McCrostie |
| AYE - Furniss | NAY - Zollinger |
| AYE - Kiska | NAY - Smith |

(Pairs enumerated in roll call above.)

Total - 70.

Whereupon the Speaker declared that [H 6](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

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

August 26, 2020

Mr. Speaker:

I return herewith [H 1](#) which has passed the Senate.

NOVAK, Secretary

[H 1](#) was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

August 26, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have enrolled [H 1](#).

CHANEY, Chairman

The Speaker announced he was about to sign enrolled [H 1](#) 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.

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

August 26, 2020

Mr. Speaker:

I transmit herewith enrolled [S 1001](#), as amended, for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled [S 1001](#), as amended, when so signed, ordered it returned to the Senate.

August 26, 2020

Mr. Speaker:

I return herewith enrolled [H 1](#) which has been signed by the President.

NOVAK, Secretary

Enrolled [H 1](#) was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

August 26, 2020

Mr. Speaker:

I return herewith [H 6](#) which has passed the Senate.
NOVAK, Secretary

[H 6](#) was referred to the Judiciary, Rules, and Administration Committee for enrolling.

**5TH ORDER
Report of Standing Committees**

August 26, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have enrolled [H 6](#).
CHANEY, Chairman

The Speaker announced he was about to sign enrolled [H 6](#) 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.

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

August 26, 2020

Mr. Speaker:

I return herewith enrolled [H 6](#) which has been signed by the President.
NOVAK, Secretary

Enrolled [H 6](#) was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

**5TH ORDER
Report of Standing Committees**

August 26, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have transmitted enrolled [H 6](#) to the Governor at 9:15 p.m., as of this date, August 26, 2020.
CHANEY, Chairman

August 26, 2020

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have transmitted enrolled [H 1](#) to the Governor at 9:16 p.m., as of this date, August 26, 2020.
CHANEY, Chairman

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

**16TH ORDER
Adjournment**

Mr. Moyle moved that the First Extraordinary Session of the Sixty-fifth Legislature adjourn Sine Die. Seconded by Mr. McCrostie.

Whereupon the Speaker declared the motion carried and the First Extraordinary Session of the Sixty-fifth Legislature adjourned Sine Die at 9:19 p.m., Wednesday, August 26, 2020.
SCOTT BEDKE, Speaker

ATTEST:

CARRIE MAULIN, Chief Clerk

The following actions were recorded after House Sine Die:

OFFICE OF THE GOVERNOR
Boise

August 27, 2020

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed on August 27, 2020 and am transmitting to the Secretary of State the following House bill, to wit:

[H 6](#)

Sincerely,
/s/ Brad Little
Governor

OFFICE OF THE GOVERNOR
Boise

September 1, 2020

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed on September 1, 2020 and am transmitting to the Secretary of State the following House bill, to wit:

[H 1](#)

Sincerely,
/s/ Brad Little
Governor

CERTIFICATE

WE, SCOTT BEDKE, Speaker of the House of Representatives, and CARRIE MAULIN, Chief Clerk, do hereby certify and attest as follows:

That we have carefully compiled in the House Journal of the First Extraordinary Session of the Sixty-fifth Legislature all of the proceedings of the Third Legislative day 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 September 2, 2020.

SCOTT BEDKE, Speaker

ATTEST:

CARRIE MAULIN, Chief Clerk

| <u>House Bill No.</u> | <u>Introduced By:</u> | <u>Intro-duction Page</u> | <u>Bill Description</u> | <u>Final Vote Page</u> | <u>Final Action Page</u> | <u>Final Disposition</u> |
|-----------------------|-------------------------------------|---------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|--------------------------|--------------------------|
| 1 | State Affairs | 5 | ELECTIONS – Amends existing law to provide that every elector must be provided the opportunity to vote in person, notwithstanding a state of emergency..... | 6 | 11 | LAW |
| 2 | Judiciary, Rules and Administration | 5 | COVID-19 LIMITED IMMUNITY ACT - Adds to existing law to provide limited immunity resulting from COVID-19..... | - | 5 | H Jud., Rules & Admin. |
| 3 | Judiciary, Rules and Administration | 5 | ACTIONS FOR NEGLIGENCE - Adds to existing law to provide certain liability protections for educational institutions relating to COVID-19. | - | 5 | H Jud., Rules & Admin. |
| 4 | Judiciary, Rules and Administration | 5 | CIVIL LIABILITY - Adds to existing law to provide immunity from civil liability for actions taken in good faith to address or ameliorate a coronavirus-related disaster or emergency..... | - | 5 | H Jud., Rules & Admin. |
| 5 | Judiciary, Rules and Administration | 5 | CIVIL LIABILITY - Adds to existing law to provide immunity from civil liability for actions taken in good faith to address or ameliorate a coronavirus-related disaster or emergency..... | - | 5 | H Jud., Rules & Admin. |
| 6 | Judiciary, Rules and Administration | 8 | CORONAVIRUS LIMITED IMMUNITY ACT - Adds to existing law to provide limited immunity resulting from coronavirus. | 10 | 11 | LAW |

| House Concurrent Resolution | Introduced By: | Intro- duction Page | <u>Bill Description</u> | <u>Final Vote Page</u> | <u>Final Action Page</u> | <u>Final Disposition</u> |
|--------------------------------------------|---------------------------|------------------------------------|------------------------------------------------------------------------------------------------------------------------------|---------------------------------------|-----------------------------------------|-------------------------------------|
| 1 | State Affairs | 4 | STATE OF EMERGENCY - Stating findings of the Legislature and declaring the state of emergency in Idaho to be terminated..... | 7 | 7 | Senate Lay on Table |

| House Resolution | Introduced By: | Intro- duction Page | <u>Bill Description</u> | <u>Final Vote Page</u> | <u>Final Action Page</u> | <u>Final Disposition</u> |
|-------------------------|-----------------------|------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------|-----------------------------------------|-------------------------------------|
| 1 | State Affairs | 4 | ELECTIONS - Stating findings of the House of Representatives and urging the Governor to provide CARES Act funding toward the recruitment, training, and compensation for new poll workers..... | 7 | 7 | ADOPTED |

| <u>Senate Bill No.</u> | <u>Introduced By:</u> | <u>Intro-duction Page</u> | <u>Bill Description</u> | <u>Final Vote Page</u> | <u>Final Action Page</u> | <u>Final Disposition</u> |
|------------------------|-----------------------|---------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|--------------------------|--------------------------|
| 1001 AA | State Affairs | 6 | ELECTIONS - Amends existing law to revise provisions regarding the issuance of absentee ballots and the counting of absentee ballots..... (Senate Amendments - See Senate Journal) | 9 | 10 | LAW |
| 1002 | State Affairs | 6 | ELECTIONS - Adds to existing law to authorize the establishment of vote centers..... | - | 6 | H State Affairs |

HOUSE BILLS WHICH BECAME LAW

| <u>House Bill No.</u> | <u>Introduced by</u> | <u>Signed by Governor</u> | <u>Effective Date(s)</u> | <u>Session Laws Chapter No.</u> |
|----------------------------------|-------------------------------------|--------------------------------------|--------------------------------------------------------|--------------------------------------------|
| 1 | State Affairs | 09/01/2020 | 09/01/2020 | 3 |
| 6 | Judiciary, Rules and Administration | 08/27/2020 | 08/27/2020; 07/01/2021 Sunset Clause - SECTION 1 | 2 |