

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

EIGHTEENTH LEGISLATIVE DAY
THURSDAY, JANUARY 26, 2023

House of Representatives

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

Roll call showed 67 members present.
Absent and excused - Crane(12), Ehardt, and Rubel. Total - 3.
Total - 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Trew Lammers, Page.

3RD ORDER

Approval of Journal

January 26, 2023

Mr. Speaker:

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

SKAUG, Chairman

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

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

14TH ORDER

Presentation of Petitions and Communications

House of Representatives
State of Idaho

January 26, 2023

Dear Mr. Speaker,

I have the honor to inform you that, pursuant to Title 67-412, Idaho Code, I have designated Sean Jeffrey Coletti of 585 Tie Breaker Drive, Ammon, Idaho 83406, as a qualified substitute for Legislative District 32, Seat A, Bonneville County, State of Idaho.

This designation is effective January 26, 2023, and will continue until January 30, 2023.

Sincerely,
Representative Stephanie Jo Mickelsen

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

The Speaker announced that the Oath of Office had previously been administered to Sean Jeffrey Coletti.

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

5TH ORDER

Report of Standing Committees

January 26, 2023

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed [H 25](#), [H 26](#), [H 27](#), [H 28](#), [H 29](#), [H 30](#), and [H 31](#).

SKAUG, Chairman

[H 25](#) was referred to the Transportation and Defense Committee.

[H 26](#), [H 28](#), and [H 31](#) were referred to the Health and Welfare Committee.

[H 27](#) was referred to the Business Committee.

[H 29](#) was referred to the State Affairs Committee.

[H 30](#) was referred to the Local Government Committee.

January 25, 2023

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration [H 13](#), [H 14](#), [H 15](#), [H 16](#), [H 17](#), and [H 18](#) and recommend that they do pass.

HOLTZCLAW, Chairman

[H 13](#), [H 14](#), [H 15](#), [H 16](#), [H 17](#), and [H 18](#) were filed for second reading.

January 26, 2023

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration [H 22](#) and recommend that it do pass.

MONKS, Chairman

[H 22](#) was 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

HOUSE BILL NO. 32

BY BUSINESS COMMITTEE

AN ACT

RELATING TO FINANCIAL INSTITUTIONS; AMENDING CHAPTER 11, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-1111A, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING DISCLOSURES BY FINANCIAL INSTITUTIONS TO THE UNITED STATES INTERNAL REVENUE SERVICE AND TO DEFINE TERMS; AMENDING SECTION 26-1112, IDAHO CODE, TO REVISE A PROVISION REGARDING PERMITTED DISCLOSURES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 33**BY BERCH**

AN ACT

RELATING TO THE SALES AND USE TAX; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3622H, IDAHO CODE, TO PROVIDE A SALES AND USE TAX EXEMPTION FOR FOOD SOLD FOR HUMAN CONSUMPTION AND TO DEFINE A TERM; AMENDING SECTION 63-3638, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE SALES TAX REVENUE-SHARING DISTRIBUTION; REPEALING SECTION 63-3024A, IDAHO CODE, RELATING TO THE FOOD TAX CREDIT; REPEALING SECTION 63-3077G, IDAHO CODE, RELATING TO A CERTAIN AGREEMENT FOR EXCHANGE OF INFORMATION; REPEALING SECTION 63-3077H, IDAHO CODE, RELATING TO A CERTAIN AGREEMENT FOR EXCHANGE OF INFORMATION; AMENDING SECTION 32-706, IDAHO CODE, TO REMOVE A PROVISION REGARDING THE FOOD TAX CREDIT AND REFUND; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 34**BY BERCH**

AN ACT

RELATING TO THE LEGISLATIVE LEGAL DEFENSE FUND; REPEALING SECTION 67-451A, IDAHO CODE, RELATING TO THE CREATION OF THE LEGISLATIVE LEGAL DEFENSE FUND; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 35**BY BERCH**

AN ACT

RELATING TO TARGETED PICKETING; AMENDING CHAPTER 64, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-6411, IDAHO CODE, TO PROHIBIT TARGETED PICKETING, TO PROVIDE AN EXCEPTION, AND TO PROVIDE A PENALTY; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 36**BY BERCH**

AN ACT

RELATING TO PROPERTY TAX REDUCTION; AMENDING SECTION 63-705, IDAHO CODE, TO REMOVE A CERTAIN LIMITATION OF ELIGIBILITY FOR THE PROPERTY TAX REDUCTION PROGRAM; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 37**BY BERCH**

AN ACT

RELATING TO COUNTIES; AMENDING SECTION 31-1001, IDAHO CODE, TO REVISE A PROVISION REGARDING COUNTY LEASES FOR COURTHOUSES, ROOMS, AND JAILS; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 38**BY BERCH**

AN ACT

RELATING TO LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING CHAPTER 4, TITLE 49,

IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-420S, IDAHO CODE, TO PROVIDE FOR TOO GREAT FOR HATE LICENSE PLATES AND TO ESTABLISH A PROGRAM FUND; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 39**BY BERCH**

AN ACT

RELATING TO EDUCATION; REPEALING SECTION 33-3731, IDAHO CODE, RELATING TO CONTRACT REQUIREMENTS FOR STATE-SUPPORTED MEDICAL STUDENTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 40**BY REVENUE AND TAXATION COMMITTEE**

AN ACT

RELATING TO TAXES; AMENDING SECTION 63-3035, IDAHO CODE, TO REVISE A PROVISION REGARDING THE FILING OF WITHHOLDING REPORTS; AMENDING SECTION 63-3623, IDAHO CODE, TO REVISE A PROVISION REGARDING THE FILING OF SALES TAX RETURNS AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[H 32](#), [H 33](#), [H 34](#), [H 35](#), [H 36](#), [H 37](#), [H 38](#), [H 39](#), and [H 40](#) 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 Tenth Order of Business.

10TH ORDER**Second Reading of Bills and Joint Resolutions**

[H 3](#), [H 4](#), and [H 5](#), by Health and Welfare Committee, were read the second time by title and filed for third reading.

11TH ORDER**Third Reading of Bills and Joint Resolutions****[H 21](#) - TAXATION**

[H 21](#) 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. Ehlers to open debate.

The question being, "Shall [H 21](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Berch, Blanksma, Bundy, Burns, Cannon, Cheatum, Chew, Clow, Cornilles, Dixon(24), Durrant, Ehlers, Erickson, Furniss, Galaviz, Gannon, Garner, Green(Miller), Handy, Healey, Hill, Holtzclaw, Horman, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen(Coletti), Miller, Monks, Nash, Necochea, Nelsen, Palmer, Petzke, Pickett, Raybould, Raymond, Roberts, Sauter, Skaug, Vander Woude, Weber, Wheeler, Wroten, Yamamoto, Mr. Speaker. Total - 52.

NAYS—Boyle, Crane(13), Dixon(1), Gallagher, Hawkins, Kingsley, Lambert, Mitchell, Price, Redman, Scott, Shepherd, Tanner, Wisniewski, Young. Total - 15.

Absent—Crane(12), Ehardt, Rubel. Total - 3.

Total - 70.

Whereupon the Speaker declared that [H 21](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

15TH ORDER
Announcements

Announcements were made to the body.

16TH ORDER
Adjournment

Mrs. Blanksma moved that the House adjourn until 8 a.m., Friday, January 27, 2023. Seconded by Ms. Necochea. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:20 a.m.

MIKE MOYLE, Speaker

ATTEST:

ERICA MCGINNIS, Chief Clerk