

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-EIGHTH LEGISLATURE

SIXTEENTH LEGISLATIVE DAY
TUESDAY, JANUARY 21, 2025

House of Representatives

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

Roll call showed 67 members present.
Absent and excused - Boyle, Cayler, and Hill. Total - 3.
Total - 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Elena Russell, Page.

3RD ORDER

Approval of Journal

January 21, 2025

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fifteenth 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.

4TH ORDER

Consideration of Messages from the Governor and the Senate

January 17, 2025

Mr. Speaker:

I transmit herewith [SCR 101](#) which has passed the Senate.
NOVAK, Secretary

[SCR 101](#) was filed for first reading.

5TH ORDER

Report of Standing Committees

January 21, 2025

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed [H 25](#).

SKAUG, Chairman

[H 25](#) was referred to the Revenue and Taxation Committee.

January 20, 2025

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration [H 13](#) and recommend that it do pass.

PALMER, Chairman

[H 13](#) was filed for second reading.

January 21, 2025

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 14](#) and recommend that it do pass.

CRANE(13), Chairman

[H 14](#) was filed for second reading.

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

7TH ORDER

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 4 BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND PROVIDING THAT INDIVIDUAL LEGISLATIVE MEMBERS MAY DONATE ALL OR A PORTION OF THEIR COMPENSATION TO TAXPAYERS OF THE STATE OF IDAHO BY DONATING SUCH COMPENSATION TO THE TAX RELIEF FUND.

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

WHEREAS, Section 23, Article III of the Constitution of the State of Idaho provides that the Legislature shall have no authority to establish the rate of its compensation and expense by law; and

WHEREAS, Section 23, Article III of the Constitution of the State of Idaho establishes the Citizens' Committee on Legislative Compensation to establish the rate of compensation and expenses for services to be rendered by members of the Legislature; and

WHEREAS, on November 6, 2024, the Citizens' Committee on Legislative Compensation approved a motion to set the rate of compensation for services to be rendered by the members of the Sixty-eighth Idaho Legislature and the rate of expenses to be incurred in rendering those services for the period commencing December 1, 2024, through November 30, 2026; and

WHEREAS, the committee's motion provided that each member of the Legislature shall be paid a base salary of \$25,000 per year for the period from December 1, 2024, through November 30, 2026, and further provided for the additional compensation of the President Pro Tempore of the Senate, the Speaker of the House of Representatives, and the Majority and Minority Leaders of the Senate and the House of Representatives to be increased by \$500 per year; and

WHEREAS, the previous base salary for legislative members during the period December 1, 2023, through November 20, 2024, was \$19,913; and

WHEREAS, the committee's motion has the effect of increasing the base salary for legislative members by \$4,432 or 26%; and

WHEREAS, the salaries of legislative members have increased by only 27% since 2005; and

WHEREAS, since 2005, the salaries of judges have increased by 46%, the salaries of constitutional officers have increased by 55%, the salary of the lieutenant governor has increased by 98%, and the salary of the average state employee has increased by 74%; and

WHEREAS, the committee's motion is a step toward bringing legislator salaries more in line with others in Idaho state government; and

WHEREAS, taking into account the committee's motion, the Idaho Legislature ranks 12th out of 25 part-time legislatures in compensation, with an annual salary \$6,000 below the average; and

WHEREAS, when adjusted for inflation, the Legislature's salary had decreased by 24% over the past 20 years; and

WHEREAS, to have the same purchasing power as a legislator's salary in 2005, the salary in 2025 would need to be \$26,637; and

WHEREAS, unlike legislators in other states, Idaho's legislators do not receive additional compensation for attending interim meetings, special sessions, or organizational sessions; and

WHEREAS, the Idaho Legislature has the second-fewest number of support staff per legislator of any western state, necessitating that legislators do more work; and

WHEREAS, the motion, which was unanimously passed by the Citizens' Committee on Legislative Compensation, will help bridge the gap between legislative compensation and compensation for other state employees; and

WHEREAS, some legislators have spoken out against the action taken by the Citizens' Committee on Legislative Compensation and feel that the increased compensation for legislative members is too much; and

WHEREAS, although the Citizens' Committee on Legislative Compensation is authorized by the Constitution to establish the rate of compensation and expenses for services to be rendered by members of the Legislature, individual legislative members may donate all or a portion of their compensation back to taxpayers of the State of Idaho by donating such compensation to the Tax Relief Fund established in section 57-811, Idaho Code.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-eighth Idaho Legislature, the House of Representatives and the Senate concurring therein, that legislators who believe themselves to be overcompensated may donate all or a portion of their legislative compensation to the Tax Relief Fund established in section 57-811, Idaho Code.

HCR 4 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 101, by State Affairs Committee, was introduced, read the first time by title, and referred to the Ways and Means Committee.

8TH ORDER

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

HOUSE BILL NO. 26

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO ABLE ACCOUNTS; AMENDING SECTION 56-708, IDAHO CODE, TO REVISE PROVISIONS REGARDING ABLE ACCOUNTS; AMENDING CHAPTER 7, TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 56-709, IDAHO CODE, TO ESTABLISH

PROVISIONS REGARDING AN ABLE ACCOUNT ADVISORY COUNCIL, THE APPOINTMENT OF MEMBERS, MEETINGS, COMPENSATION, AND DUTIES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 27

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO NURSES; AMENDING SECTION 54-1402, IDAHO CODE, TO REVISE A DEFINITION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 28

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO THE IDAHO BOARD OF LONG-TERM CARE ADMINISTRATORS; REPEALING CHAPTER 16, TITLE 54, IDAHO CODE, RELATING TO NURSING HOME ADMINISTRATORS; REPEALING CHAPTER 42, TITLE 54, IDAHO CODE, RELATING TO THE IDAHO RESIDENTIAL CARE ADMINISTRATORS ACT; AMENDING TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 16, TITLE 54, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROVIDE FOR SUPERVISION BY A LICENSED ADMINISTRATOR, TO PROVIDE FOR THE IDAHO BOARD OF LONG-TERM CARE ADMINISTRATORS, TO PROVIDE FOR QUALIFICATIONS FOR EXAMINATION FOR LICENSEES, TO PROVIDE FOR THE SUBJECT MATTER OF EXAMINATION, TO PROVIDE FOR THE ISSUANCE OF LICENSES, TO PROVIDE FOR EXEMPTIONS, TO PROVIDE FOR ATTENDANCE AT CONTINUING EDUCATION PROGRAMS, TO PROVIDE FOR THE ENDORSEMENT OF LICENSES, TO PROVIDE FOR ADMINISTRATORS-IN-TRAINING, TO PROVIDE FOR RESIDENTIAL CARE FACILITY ADMINISTRATOR PROVISIONAL PERMITS, TO PROVIDE FOR CERTAIN MISDEMEANORS AND PENALTIES, TO PROVIDE FOR DISCIPLINARY ACTION, TO PROVIDE FOR THE REISSUANCE OF REVOKED LICENSES OR PERMITS, TO PROVIDE FOR JUDICIAL REVIEW OF BOARD ACTIONS, AND TO PROVIDE FOR THE DISPOSITION OF FUNDS; AMENDING SECTION 6-2301, IDAHO CODE, TO PROVIDE FOR THE BOARD OF LONG-TERM CARE ADMINISTRATORS; AMENDING SECTION 6-2302, IDAHO CODE, TO PROVIDE FOR THE BOARD OF LONG-TERM CARE ADMINISTRATORS; AMENDING SECTION 6-2303, IDAHO CODE, TO PROVIDE FOR THE BOARD OF LONG-TERM CARE ADMINISTRATORS; AMENDING SECTION 39-3505, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 29

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO UNIFORM CONTROLLED SUBSTANCES; AMENDING SECTION 37-2705, IDAHO CODE, TO REVISE PROVISIONS REGARDING SCHEDULE I CONTROLLED SUBSTANCES; AMENDING SECTION 37-2709, IDAHO CODE, TO REVISE PROVISIONS REGARDING SCHEDULE III CONTROLLED SUBSTANCES; AMENDING SECTION 37-2711, IDAHO CODE, TO REVISE PROVISIONS REGARDING SCHEDULE

IV CONTROLLED SUBSTANCES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 30
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO HEALTH AND WELFARE; REPEALING CHAPTER 48, TITLE 19, IDAHO CODE, RELATING TO THE CRIMINAL JUSTICE INTEGRATED DATA SYSTEM ACT; AMENDING TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 48, TITLE 67, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE INTENT, TO ESTABLISH PROVISIONS REGARDING THE INSIGHT INTEGRATED DATA SYSTEM, AND TO ESTABLISH PROVISIONS REGARDING THE DATA OVERSIGHT COUNCIL; AMENDING SECTION 20-503, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 20-704, IDAHO CODE, TO REVISE PROVISIONS REGARDING HEARINGS; AMENDING SECTION 22-113, IDAHO CODE, TO REVISE PROVISIONS REGARDING REGULATIONS FOR HUMAN FOOD PROCESSING; AMENDING SECTION 22-5407, IDAHO CODE, TO REVISE PROVISIONS REGARDING STOP SALE AND HOLD AUTHORITY; AMENDING SECTION 39-102A, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 39-105, IDAHO CODE, TO REVISE PROVISIONS REGARDING POWERS AND DUTIES OF THE DIRECTOR; AMENDING SECTION 39-106, IDAHO CODE, TO REMOVE PROVISIONS REGARDING TRANSFER AND CONTINUATION OF RULES AND OTHER PROCEEDINGS; AMENDING SECTION 39-107, IDAHO CODE, TO REMOVE PROVISIONS REGARDING THE BOARD OF ENVIRONMENTAL QUALITY; AMENDING SECTION 39-107D, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; REPEALING SECTION 39-113, IDAHO CODE, RELATING TO TRANSFER OF EMPLOYEES; AMENDING SECTION 39-3623, IDAHO CODE, TO REVISE PROVISIONS REGARDING EFFECT OF RULES; AMENDING SECTION 42-1734B, IDAHO CODE, TO REVISE PROVISIONS REGARDING BOARD PROCEDURES FOR ADOPTING A COMPREHENSIVE STATE WATER PLAN; AMENDING SECTION 54-2602, IDAHO CODE, TO REVISE PROVISIONS REGARDING EXCEPTIONS; AMENDING SECTION 54-3307, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE BOARD OF DENTURITRY; AMENDING SECTION 54-5002, IDAHO CODE, TO REVISE PROVISIONS REGARDING EXCEPTIONS; AMENDING SECTION 56-1003, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE POWERS AND DUTIES OF THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE; AMENDING SECTION 63-602P, IDAHO CODE, TO REVISE PROVISIONS REGARDING PROPERTY EXEMPT FROM TAXATION; AMENDING SECTION 63-1309, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTAIN BOND ELECTIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 74-105, IDAHO CODE, TO REVISE PROVISIONS REGARDING RECORDS EXEMPT FROM DISCLOSURE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 31
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO MEDICAL ASSISTANCE; AMENDING SECTION 56-209b, IDAHO CODE, TO ESTABLISH

PROVISIONS REGARDING CERTAIN ACCEPTANCE OF PRIOR AUTHORIZATIONS FOR RECIPIENTS OF MEDICAL ASSISTANCE AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 32
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO MASK MANDATES; AMENDING CHAPTER 23, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2362, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE PROHIBITION OF MASK MANDATES, TO DEFINE TERMS, AND TO PROVIDE EXEMPTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 33
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO PUBLIC NOTICES; AMENDING CHAPTER 1, TITLE 60, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 60-106B, IDAHO CODE, TO PROVIDE FOR ELECTRONIC PUBLICATION; AMENDING SECTION 60-109A, IDAHO CODE, TO REVISE PROVISIONS REGARDING LEGAL NOTICE PUBLICATION BY FIRST CLASS MAIL; REPEALING SECTION 60-106B, IDAHO CODE, RELATED TO ELECTRONIC PUBLICATION; AMENDING CHAPTER 1, TITLE 60, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 60-106B, IDAHO CODE, TO PROVIDE FOR ELECTRONIC PUBLICATION; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

[H 26](#), [H 27](#), [H 28](#), [H 29](#), [H 30](#), [H 31](#), [H 32](#), and [H 33](#) 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

[HCR 3](#), by Resources and Conservation Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

[H 6](#) - CITY AND COUNTY OFFICERS

[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 Mr. Bruce to open debate.

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

Roll call resulted as follows:

AYES—Alfieri, Andrus, Barbieri, Beiswenger, Bruce, Burgoyne, Cannon, Cayler, Cheatum, Clow, Cornilles, Crane(12), Crane(13), Dygert, Ehardt, Ehlers, Erickson, Fuhrman, Furniss, Garner, Handy, Harris, Hawkins, Healey, Holtzclaw, Horman, Hostetler, Leavitt, Manwaring, Marmon, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Palmer, Petzke,

