

# HOUSE JOURNAL OF THE IDAHO LEGISLATURE

FIRST REGULAR SESSION  
SIXTY-EIGHTH LEGISLATURE

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**SECOND LEGISLATIVE DAY  
TUESDAY, JANUARY 7, 2025**

House of Representatives

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

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

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Alexandra Zuloeta,  
Page.

### **3RD ORDER Approval of Journal**

January 7, 2025

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.

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 6, 2025

Mr. Speaker:

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

NOVAK, Secretary

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

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

### **7TH ORDER Motions, Memorials, and Resolutions**

#### **HOUSE JOINT MEMORIAL NO. 1 BY STATE AFFAIRS COMMITTEE A JOINT MEMORIAL**

TO THE SUPREME COURT OF THE UNITED STATES.

We, your Memorialists, the House of Representatives  
and the Senate of the State of Idaho assembled in the First  
Regular Session of the Sixty-eighth Idaho Legislature, do hereby  
respectfully represent that:

WHEREAS, the decision by the Supreme Court of the United  
States in *Obergefell v. Hodges*, 576 U.S. 644 (2015), is at odds  
with the Constitution of the United States and the principles upon  
which the United States is established; and

WHEREAS, liberty has long been understood as individual  
freedom from governmental action, not as a right to a particular  
governmental entitlement; and

WHEREAS, *Obergefell* invokes a definition of "liberty"  
that the framers would not have recognized, rejecting the  
idea captured in the Declaration of Independence that human  
dignity is innate, and instead suggesting that it comes from the  
government; and

WHEREAS, when the framers proclaimed in the Declaration  
of Independence that "all men are created equal" and "endowed  
by their Creator with certain unalienable Rights," they referred to  
a vision of mankind in which all humans are created in the image  
of God and therefore of inherent worth; and

WHEREAS, *Obergefell* undermines this vision by declaring  
that citizens must seek dignity from the state; and

WHEREAS, *Obergefell* relies on the dangerous fiction of  
treating the Due Process Clause of the Fourteenth Amendment  
to the Constitution as a font of substantive rights, a doctrine  
that strays from the full meaning of the Constitution and exalts  
judges at the expense of the people from whom they derive their  
authority; and

WHEREAS, *Obergefell's* inversion of the original meaning  
of liberty causes collateral damage to other aspects of our  
constitutional order that protect liberty, including religious  
liberty; and

WHEREAS, the Supreme Court recognized in *United States  
v. Windsor*, 570 U.S. 744 (2013), that the definition of marriage  
is "an area that has long been regarded as a virtually exclusive  
province of the States," meaning that Idaho, and not the Supreme  
Court, has the right to regulate marriage for its citizens; and

WHEREAS, *Obergefell* requires states to issue marriage  
licenses to same-sex couples and to recognize same-sex marriages  
in complete contravention of their own state constitutions and  
the will of their voters, thus undermining the civil liberties of  
those states' residents and voters; and

WHEREAS, marriage as an institution has been recognized  
as the union of one man and one woman for more than two  
thousand years, and within common law, the basis of the United  
States' Anglo-American legal tradition, for more than 800 years;  
and

WHEREAS, *Obergefell* arbitrarily and unjustly rejected this  
definition of marriage in favor of a novel, flawed interpretation  
of key clauses within the Constitution and our nation's legal and  
cultural precedents; and

WHEREAS, since court rulings are not laws and only  
legislatures elected by the people may pass laws, *Obergefell* is  
an illegitimate overreach.

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 the Idaho Legislature rejects the *Obergefell* decision.

BE IT FURTHER RESOLVED that the Idaho Legislature  
calls upon the Supreme Court of the United States to reverse  
*Obergefell* and restore the natural definition of marriage, a union  
of one man and one woman.

BE IT FURTHER RESOLVED that the Idaho Legislature  
insists on restoring the issue of marriage and enforcement of all  
laws pertaining to marriage back to the several states and the  
people.

BE IT FURTHER RESOLVED that the Chief Clerk of the  
House of Representatives be, and she is hereby authorized and

directed to forward a copy of this Memorial to the Supreme Court of the United States.

**HOUSE CONCURRENT RESOLUTION NO. 2  
BY STATE AFFAIRS COMMITTEE**

**A CONCURRENT RESOLUTION**

STATING FINDINGS OF THE LEGISLATURE AND HONORING AND COMMENDING THE BOISE STATE UNIVERSITY WOMEN'S VOLLEYBALL TEAM FOR ITS COURAGE AND COMMITMENT IN STANDING STRONGLY FOR THE INTEGRITY OF WOMEN'S SPORTS BY KEEPING WOMEN'S SPORTS FOR WOMEN ONLY IN ALIGNMENT WITH IDAHO'S FAIRNESS IN WOMEN'S SPORTS ACT AND GOVERNOR LITTLE'S EXECUTIVE ORDER.

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

WHEREAS, participation in sports has played an important role in the lives of young girls everywhere by improving their physical, emotional, and psychological health, their self-confidence, and their discipline, and for a select few, women's sports provide a path for a future in collegiate sports; and

WHEREAS, the enactment of Title IX of the Education Amendments of 1972, designed to prohibit sex-based discrimination, marked a pivotal moment in federal support for women in sports that applied to most postsecondary institutions receiving federal financial assistance; and

WHEREAS, prior to Title IX, one in 27 girls participated in high school sports, but today two in five girls participate in high school sports. This has led to a 990% increase in the number of girls playing high school sports and a 545% increase in the number of women playing college sports; and

WHEREAS, the Boise State University women's volleyball team took a stand for women and to protect women's sports on the basis of sex by forfeiting matches against the San Jose State University women's volleyball team that included a biological male on its roster on September 28, 2024, and November 21, 2024. The team exhibited integrity and remained true to its principles by deciding again to forfeit its match at the 2024 Mountain West Women's Volleyball Tournament against San Jose State; and

WHEREAS, in 2010 the National Collegiate Athletic Association (NCAA) adopted a policy on transgender student-athlete participation that continues today and disproportionately affects female athletes.

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 the Legislature commends the Boise State University women's volleyball team for its principled stand in defending the integrity of women's athletics; recognizes the players' courage in upholding fairness in competition; and reaffirms Idaho's commitment to protecting female athletes under Title IX, the Idaho Fairness in Women's Sports Act, and Governor Little's Executive Order 2024-08, which demonstrate Idaho's unwavering dedication to preserving fairness, equality, and the integrity of women's sports.

BE IT FURTHER RESOLVED that the Legislature calls on the Mountain West Conference to correct its regressive policy of allowing biological men in women's sports and to return to the original intent of Title IX, and to correct the Boise State University women's volleyball team record, as well as all other schools' records in the conference, to reflect all forfeits as "no contests" rather than losses.

BE IT FURTHER RESOLVED that the Legislature calls on the NCAA to revoke its transgender student-athlete participation policy, which directly discriminates against female student athletes in collegiate women's sports and ultimately placed the Boise State University women's volleyball team in this position; reminds the NCAA that President-elect Donald J. Trump has committed to restore protections for women and girls in women's sports when he takes office, and a failure to change these regressive policies would place states in direct conflict with the federal government; and calls for the NCAA President, Charlie Baker, to acknowledge the directive to the NCAA from the 25 states that have passed legislation protecting fairness in women's sports. It is not necessary for the federal government to take action first as the states and the people have spoken and it is time for the NCAA to do the right thing.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and is hereby authorized and directed to forward a copy of this Resolution to the following: the President of Boise State University, the Director of Athletics at Boise State University, the head coach of the Boise State University women's volleyball team, the members of the Boise State women's volleyball team, the Idaho State Board of Education, the President of the NCAA, the Chair of the NCAA Board of Governors, the Commissioner of the Mountain West Conference, and anyone else deemed appropriate.

HJM 1 and HCR 2 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

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

- Chief of Staff to Speaker ..... Jason Hancock
- Chief Fiscal Officer ..... Terri Franks-Smith
- Chief Clerk of the House ..... Erica McGinnis
- Assistant Chief Clerk ..... Cyrus Vore
- Journal Clerk ..... Michelle Wonacott
- Sergeant at Arms ..... Jeff Wall
- Assistant Sergeant at Arms ..... Kim Blackburn
- Doorkeeper ..... Brad Earl
- Chaplain ..... Tom Dougherty
- Secretarial Supervisor ..... Susan Werlinger
- Minority Chief of Staff ..... Joy Thomas
- Legislative Aide I ..... Ingrid Andrulis
- Legislative Aide II ..... Laura Miller
- Pool Secretary I ..... Jacobi Van Amburg
- Pool Secretary II ..... Michele Coburn
- Pool Secretary III ..... Sarah Hancock
- Majority Staff Assistant ..... Ciley Born

- Committee Secretaries:
- Agricultural Affairs ..... Jayne Feik
  - Appropriations ..... Alyson Jackson
  - Business ..... Michelle Anderson
  - Commerce & Human Resources ..... Wendy Carver-Herbert
  - Education ..... Amy Bengtzen
  - Environment, Energy & Technology ..... Wendy Carver-Herbert
  - Health & Welfare ..... Irene Moore
  - Judiciary, Rules & Administration ..... Nancy Conrad
  - Local Government ..... Elijah Phipps
  - Resources & Conservation ..... Andrea Blades

