

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-EIGHTH LEGISLATURE

THIRTY-FIRST LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 5, 2025

House of Representatives

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

Roll call showed 68 members present.
Absent and excused - Berch and Marmon. Total - 2.
Total - 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Lincoln Hendricks,
Page.

3RD ORDER

Approval of Journal

February 5, 2025

Mr. Speaker:

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

February 5, 2025

Dear Mr. Speaker,

I have the honor to inform you that, pursuant to Title 67-412, Idaho Code, I have designated Benjamin Goode of 181 Hyperion Way, Soda Springs, ID 83276, as a qualified substitute for Legislative District 35, Seat B, Caribou, Bear Lake, Bannock, Bonneville, and Teton Counties, State of Idaho.

This designation is effective February 5, 2025, and will continue through February 7, 2025.

Sincerely,
Representative Josh Wheeler

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

The Speaker announced the oath of office had previously been administered to Benjamin Goode.

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

4TH ORDER

Consideration of Messages from the Governor and the Senate

February 4, 2025

Mr. Speaker:

I return herewith enrolled [H 14](#) which has been signed by the President.

NOVAK, Secretary

Enrolled [H 14](#) was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 4, 2025

Mr. Speaker:

I transmit herewith [S 1014](#), [S 1015](#), and [S 1024](#) which have passed the Senate.

NOVAK, Secretary

[S 1014](#), [S 1015](#), and [S 1024](#) were filed for first reading.

5TH ORDER

Report of Standing Committees

February 5, 2025

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed [HJM 3](#), [HJM 4](#), [H 115](#), [H 116](#), [H 117](#), [H 118](#), [H 119](#), [H 120](#), [H 121](#), [H 122](#), [H 123](#), [H 124](#), [H 125](#), [H 126](#), [H 127](#), [H 128](#), [H 129](#), [H 130](#), [H 131](#), [H 132](#), [H 133](#), [H 134](#), [H 135](#), [H 136](#), [H 137](#), [H 138](#), [H 139](#), [H 140](#), and [H 141](#).

SKAUG, Chairman

[HJM 3](#), [H 116](#), [H 117](#), [H 119](#), [H 120](#), [H 121](#), [H 122](#), and [H 127](#) were referred to the Business Committee.

[HJM 4](#), [H 128](#), and [H 129](#) were referred to the Resources and Conservation Committee.

[H 115](#) was referred to the Commerce and Human Resources Committee.

[H 118](#), [H 123](#), [H 131](#), [H 132](#), [H 133](#), [H 134](#), [H 135](#), [H 136](#), [H 137](#), and [H 138](#) were referred to the Health and Welfare Committee.

[H 124](#), [H 125](#), and [H 126](#) were referred to the Judiciary, Rules and Administration Committee.

[H 130](#) was referred to the Revenue and Taxation Committee.

[H 139](#) and [H 140](#) were referred to the State Affairs Committee.

[H 141](#) was referred to the Education Committee.

February 4, 2025

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration [H 102](#) and recommend that it do pass.

EHARDT, Chairman

[H 102](#) was filed for second reading.

February 5, 2025

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration [H 93](#) and recommend that it do pass.

CANNON, Chairman

[H 93](#) was filed for second reading.

February 5, 2025

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [H 26](#) and recommend that it do pass.

VANDER WOUDE, Chairman

[H 26](#) was filed for second reading.

February 5, 2025

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 83](#) and [SCR 102](#) and recommend that they do pass.

CRANE(13), Chairman

[H 83](#) and [SCR 102](#) 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

HOUSE JOINT RESOLUTION NO. 2
BY RUBEL

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF IDAHO RELATING TO MARRIAGE; REPEALING SECTION 28, ARTICLE III OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO MARRIAGE; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

HOUSE BILL NO. 142
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO AUDITS OF LOCAL GOVERNMENTAL ENTITIES; AMENDING SECTION 67-450B, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE MINIMUM REQUIREMENTS FOR AN AUDIT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 143
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO COUNTIES AND COUNTY LAW; AMENDING SECTION 31-4401A, IDAHO CODE, TO DEFINE A TERM AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-4402, IDAHO CODE, TO PROVIDE CERTAIN AUTHORITY TO A BOARD OF COUNTY COMMISSIONERS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 31-4407, IDAHO CODE, TO PROVIDE A CODE REFERENCE AND TO MAKE A TECHNICAL

CORRECTION; AMENDING SECTION 31-4407A, IDAHO CODE, TO REVISE A PROVISION REGARDING PROCEDURES FOR CHANGES IN STATUS OF MAJOR WASTE GENERATORS AND MUNICIPALITIES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 144
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO TAXATION; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3622XX, IDAHO CODE, TO PROVIDE A SALES AND USE TAX EXEMPTION FOR SMALL SELLERS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 145
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO BROADBAND; AMENDING SECTION 40-516, IDAHO CODE, TO REVISE PROVISIONS REGARDING LEGISLATIVE INTENT FOR THE DIG ONCE POLICY; AMENDING SECTION 40-517, IDAHO CODE, TO DEFINE TERMS; AMENDING SECTION 40-518, IDAHO CODE, TO REVISE PROVISIONS REGARDING DIG ONCE POLICY NOTIFICATION AND PROJECT IDENTIFICATION; AMENDING SECTION 40-520, IDAHO CODE, TO REVISE PROVISIONS REGARDING RIGHTS-OF-WAY FOR BROADBAND; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 146
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO AERONAUTICS; AMENDING CHAPTER 5, TITLE 21, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 21-515B, IDAHO CODE, TO PROVIDE FOR LIGHT-MITIGATING TECHNOLOGY SYSTEMS TO BE INSTALLED ON WIND ENERGY CONVERSION SYSTEMS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 147
BY EDUCATION COMMITTEE
AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-1103, IDAHO CODE, TO REVISE PROVISIONS REGARDING ISSUING SCHOOL BONDS; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 148
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE CONSTITUTIONAL DEFENSE COUNCIL; AMENDING CHAPTER 63, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-6303, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING ASSISTANCE TO INDIVIDUALS LITIGATING AGAINST THE FEDERAL GOVERNMENT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[HJR 2](#), [H 142](#), [H 143](#), [H 144](#), [H 145](#), [H 146](#), [H 147](#), and [H 148](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1014](#), [S 1015](#), and [S 1024](#), by Health and Welfare Committee, were introduced, read the first time by title, and referred to the Health and Welfare Committee.

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

10TH ORDER

Second Reading of Bills and Joint Resolutions

[H 34](#) and [H 55](#), by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

[H 36](#) and [H 37](#), by Judiciary, Rules and Administration Committee, were read the second time by title and filed for third reading.

[H 89](#), by Health and Welfare Committee, was read the second time by title and filed for third reading.

11TH ORDER

Third Reading of Bills and Joint Resolutions

Mr. Monks asked unanimous consent that [H 30](#) be returned to the Health and Welfare Committee. There being no objection, it was so ordered.

[H 31](#) - PUBLIC ASSISTANCE

[H 31](#) 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. Redman to open debate.

The question being, "Shall [H 31](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Alfieri, Andrus, Barbieri, Beiswenger, Boyle, Bruce, Burgoyne, Cannon, Cayler, Cheatum, Church, Clow, Cornilles, Crane(12), Crane(13), Dygert, Egbert, Ehardt, Ehlers, Erickson, Fuhriman, Furniss, Galaviz, Gannon, Garner, Green(Casner), Handy, Harris, Hawkins, Healey, Hill, Holtzclaw, Horman, Hostetler, Leavitt, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nelsen, Palmer, Petzke, Pickett, Pohanka, Price, Rasor, Raybould, Raymond, Redman, Rubel, Sauter, Scott, Shepherd, Shirts, Skaug, Tanner(13), Tanner(14), Thompson, Vander Woude, Weber, Wheeler(Goode), Wisniewski, Mr. Speaker. Total - 68.

NAYS—None.

Absent—Berch, Marmon. Total - 2.

Total - 70.

Whereupon the Speaker declared that [H 31](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 79](#) - EDUCATION

[H 79](#) 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. Clow to open debate.

The question being, "Shall [H 79](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Alfieri, Andrus, Barbieri, Beiswenger, Burgoyne, Cannon, Cheatum, Church, Clow, Cornilles, Dygert,

Egbert, Ehardt, Ehlers, Erickson, Fuhriman, Furniss, Galaviz, Gannon, Garner, Green(Casner), Handy, Harris, Hawkins, Healey, Holtzclaw, Horman, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Nelsen, Petzke, Pickett, Pohanka, Price, Rasor, Raybould, Raymond, Rubel, Sauter, Shepherd, Shirts, Skaug, Tanner(13), Weber, Wheeler(Goode), Wisniewski, Mr. Speaker. Total - 52.

NAYS—Boyle, Bruce, Cayler, Crane(12), Crane(13), Hill, Hostetler, Leavitt, Marmon, Mitchell, Monks, Palmer, Redman, Scott, Tanner(14), Thompson, Vander Woude. Total - 17.

Absent—Berch. Total - 1.

Paired Votes:

AYE - Mathias NAY - Marmon

(Pairs enumerated in roll call above.)

Total - 70.

Whereupon the Speaker declared that [H 79](#) 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

Mr. Monks moved that the House adjourn until 11 a.m., Thursday, February 6, 2025. Seconded by Ms. Rubel. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:54 a.m.

MIKE MOYLE, Speaker

ATTEST:

ERICA MCGINNIS, Chief Clerk