

MINUTES

HOUSE JUDICIARY, RULES & ADMINISTRATION COMMITTEE

DATE: Wednesday, January 21, 2026

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman Skaug, Vice Chairman Alfieri, Representatives Scott, Ehardt, Erickson, Garner, Handy, Hawkins, Hill, Hostetler, Pohanka, Shirts, Hall, Gannon, Mathias, Rubel

**ABSENT/
EXCUSED:** None

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Skaug called the meeting to order at 1:32pm.

MOTION: **Rep. Mathias** made a motion to approve the January 19, 2026 meeting minutes.
Motion carried by voice vote.

Chairman Skaug turned the gavel over to **Vice Chairman Alfieri**.

RS 32876: **Rep. Skaug** presented **RS 32876** regarding human trafficking.

Rep. Mathias requested clarification regarding the language and authority of legislation.

MOTION: **Rep. Hill** made a motion to introduce **RS 32876** with the following changes: On line 23, strike the words "may, in his sole discretion, prosecute any crimes identified in the investigation." Add in its place, after the word who, "shall have authority, in his sole discretion, to investigate and prosecute human trafficking under this act."
Motion carried by voice vote.

Vice Chairman Alfieri turned the gavel over to **Chairman Skaug**.

H 489: **Rep. Hall** presented **H 489** regarding masks worn during criminal activity.

Committee inquired regarding application to various common head coverings, determination of intent by the justice system regarding the criminal activity, increased level of trauma due to mask use during criminal activity, possible application against Immigration and Customs Enforcement officers, judiciary discretion, and future negative impacts on law enforcement.

Lt. Jason Kimball, Nampa Police Department, **Daniel Murphy**, Sheriff **Andy Creech**, Payette County, **Anthony Oxsen**, **Moshe Herman**, **Miguel Deluna**, **Dan Berger**, **Robert Brown**, and **Mark Rich** testified in support.

Sara LaWall, Boise Unitarian Universalist Fellowship, and **David Pettinger**, testified in opposition.

Committee inquired regarding clarification of challenges of identification of perpetrators by law enforcement officers due to criminal mask use, facial recognition technology currently used by law enforcement, the growing need for surveillance, the difference between committing a crime and attempting to commit a criminal offense, intent, laws in other states, application to felonies alone, and judiciary discretion.

ORIGINAL MOTION: **Rep. Hill** made a motion to send **H 489** to the floor with a **DO PASS** recommendation.

SUBSTITUTE MOTION: Rep. Scott made a substitute motion to send H 489 to General Orders.

ROLL CALL VOTE ON SUBSTITUTE MOTION: Chairman Skaug requested a roll call vote. **Substitute motion failed by a vote of 6 AYE, 9 NAY, and 1 Absent/Excused. Voting in favor of the motion: Reps. Scott, Ehardt, Hawkins, Hostetler, Gannon, Mathias. Voting in opposition to the motion: Reps. Skaug, Alfieri, Erickson, Garner, Handy, Hill, Pohanka, Shirts, Hall. Rep. Rubel was absent/excused.**

ROLL CALL VOTE ON ORIGINAL MOTION: Chairman Skaug requested a roll call vote. **Original motion carried by a vote of 8 AYE, 7 NAY, and 1 Absent/Excused. Voting in favor of the motion: Reps. Skaug, Alfieri, Erickson, Handy, Hill, Pohanka, Shirts, Hall. Voting in opposition to the motion: Reps. Scott, Ehardt, Garner, Hawkins, Hostetler, Gannon, Mathias. Rep. Rubel was absent/excused. Rep. Skaug will sponsor the bill on the floor.**

Chairman Skaug put the committee at ease at 3:07pm.

Vice Chairman Alfieri reconvened the meeting at 3:16pm.

H 491: Rep. Erickson presented H 491 regarding psychological emergencies, mental health first aid, and immunity for rescuers.

Committee inquired regarding types of aid rendered, training of rescuers, accounts of suit brought against a rescuer in Idaho, and application to school councilors.

Daniel Murphy and Stewart Wilder testified in support.

MOTION: Rep. Shirts made a motion to send H 491 to the floor with a **DO PASS** recommendation.

ROLL CALL VOTE: Vice Chairman Alfieri requested a roll call vote. **Original motion carried by a vote of 12 AYE, 2 NAY, and 2 Absent/Excused. Voting in favor of the motion: Reps. Skaug, Alfieri, Ehardt, Erickson, Garner, Handy, Hostetler, Pohanka, Shirts, Hall, Gannon, Mathias. Voting in opposition to the motion: Reps. Scott, Hawkins. Reps. Hill and Rubel were absent/excused. Rep. Erickson will sponsor the bill on the floor.**

Vice Chairman Alfieri turned the gavel over to Chairman Skaug.

H 492: Rep. Erickson presented H 492 regarding Peace Officer Standards and Training council members.

MOTION: Rep. Ehardt made a motion to send H 492 to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Erickson will sponsor the bill on the floor.**

H 493: Rep. Raybould presented H 493 regarding solicitation of commercial sexual activity.

Committee inquired regarding number of arrests in the last five years, clarity regarding repeat perpetrators, solicitor identification, diversion opportunities, and payment methods.

MOTION: Rep. Garner made a motion to send H 493 to the floor with a **DO PASS** recommendation.

ROLL CALL VOTE: Chairman Skaug requested a roll call vote. **Motion carried by a vote of 9 AYE, 4 NAY, and 3 Absent/Excused. Voting in favor of the motion: Reps. Skaug, Ehardt, Erickson, Garner, Handy, Pohanka, Shirts, Hall, Mathias. Voting in opposition to the motion: Reps. Alfieri, Scott, Hawkins, Hostetler. Reps. Hill, Gannon, and Rubel were absent/excused. Rep. Raybould will sponsor the bill on the floor.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 4:03pm.

Representative Skaug
Chair

Nancy Conrad
Secretary