

its members, clerks and employees and for the payment of printing and for the training and education of all licensees under this act. Moneys in said fund account may be expended by the commission for the promotion and improvement of the real estate profession, the advancement of education and research in the field of real estate, including, but not limited to, courses sponsored by the commission or in conjunction with any university or college in the state and/or contracting for a particular research project in the field of real estate, and the promotion and advertising of the state of Idaho.

SECTION 8. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval.

Approved March 19, 1980.

CHAPTER 97
(S.B. No. 1421)

AN ACT

RELATING TO THE HUMAN RIGHTS COMMISSION; AMENDING SECTION 67-5906, IDAHO CODE, TO STRIKE REFERENCE TO THE COMMISSION'S POWER TO APPLY TO A DISTRICT COURT FOR PROCESS TO ENFORCE ORDERS OF THE COMMISSION, TO AUTHORIZE THE COMMISSION TO APPEAR IN COURT AND BEFORE ADMINISTRATIVE BODIES, TO STRIKE REFERENCE TO THE COMMISSION'S AUTHORITY TO MAKE INVESTIGATIONS AND ISSUE ORDERS, AND TO AUTHORIZE THE COMMISSION TO ACT ON COMPLAINTS; AMENDING CHAPTER 59, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5907, IDAHO CODE, TO PROVIDE FOR FILING A COMPLAINT WITH THE COMMISSION, AND TO PROVIDE PROCEDURES FOR ACTING ON COMPLAINTS; AMENDING CHAPTER 59, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5908, IDAHO CODE, TO PROVIDE FOR FILING ACTIONS IN THE DISTRICT COURT; REPEALING SECTION 67-5911, IDAHO CODE, RELATING TO COURT ACTIONS BROUGHT TO ENFORCE AN ORDER OF THE COMMISSION; PROVIDING THAT THIS ACT SHALL NOT CUT OFF PREVIOUSLY EXISTING PRIVATE RIGHTS OF ACTION; AND DECLARING AN EMERGENCY.

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

SECTION 1. That Section 67-5906, Idaho Code, be, and the same is hereby amended to read as follows:

67-5906. POWERS AND DUTIES OF COMMISSION. The Idaho commission on human rights shall have the following powers and duties:

(1) To investigate complaints of alleged violation of this act and act upon its findings pursuant to the provisions contained in this ~~act-and chapter 52;-title-67;-Idaho-Code;~~

(2) To make ~~by-laws~~ bylaws for its own government and procedure

not inconsistent with the laws of this state;

(3) To maintain an office in the city of Boise and other offices within the state as it may deem necessary;

(4) To meet and exercise its powers at any place within the state;

(5) To ~~apply--to--the--district--courts--to--enforce;--prevent; restrain-or-enjoin-violations-of-any-orders--of--the--commission--made pursuant--to--the--jurisdiction--of-the-commission~~ appear in court and before other administrative bodies;

(6) To cooperate or contract with individuals and state, local and other agencies, both public and private, including agencies of the federal government and of other states;

(7) To accept public grants or private gifts, bequests, or other payments;

(8) To ~~receive;--initiate;--investigate;--seek-to--conciliate;--hold hearings;--make-findings-and-recommendations;--and-issue-orders~~ and act on complaints;

(9) To furnish technical assistance requested by persons subject to this act to further compliance with the act or an order issued thereunder;

(10) To make studies appropriate to effectuate the purposes and policies of this act and to make the results thereof available to the public;

(11) To render at least annually a comprehensive written report to the governor and to the legislature. The report may contain recommendations of the commission for legislative or other action to effectuate the purposes and policies of this act.

(12) In accordance with chapter 52, title 67, Idaho Code, to adopt, promulgate, amend and rescind rules and regulations to effectuate the purposes and policies of this act, including regulations requiring the posting or inclusion in advertising material of notices prepared or approved by the commission.

SECTION 2. That Chapter 59, Title 67, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 67-5907, Idaho Code, and to read as follows:

67-5907. COMPLAINTS -- PROCEDURE ON COMPLAINT. (1) Any person who believes he or she has been subject to unlawful discrimination, or a member of the commission, may file a complaint under oath with the commission stating the facts concerning the alleged discrimination.

(2) Upon receipt of such a complaint, the commission or its delegated investigator shall endeavor to resolve the matter by informal means prior to a determination of whether there are reasonable grounds to believe that unlawful discrimination has occurred. The commission or its delegated investigator shall conduct such investigation as may be necessary to resolve the issues raised by the facts set forth in the complaint.

(3) If the commission does not find reasonable grounds to believe that unlawful discrimination has occurred, it shall enter an order so

finding, and dismiss the proceeding, and shall notify the complainant and the respondent of its action.

(4) If the commission finds reasonable grounds to believe that unlawful discrimination has occurred, it shall endeavor to eliminate such discrimination by informal means such as conference, conciliation and persuasion. No offer or counter offer of conciliation nor the terms of any conciliation agreement may be made public without the written consent of all the parties to the proceeding, nor used as evidence in any subsequent proceeding, civil or criminal. If the case is disposed of by such informal means in a manner satisfactory to the commission, the commission shall dismiss the proceeding, and shall notify the complainant and the respondent.

(5) If the commission finds reasonable grounds to believe that unlawful discrimination has occurred, and further believes that irreparable injury or great inconvenience will be caused the victim of such discrimination if relief is not immediately granted, or if conciliation efforts under subsection (4) have not succeeded, the commission may file a civil action seeking appropriate legal and equitable relief.

SECTION 3. That Chapter 59, Title 67, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 67-5908, Idaho Code, and to read as follows:

67-5908. PROCEDURE IN DISTRICT COURT. (1) Any action filed by the commission shall be heard by the district court unless either party shall move for a jury trial. Except as otherwise provided herein, the court shall hear the case and grant relief as in other civil actions. Any such action shall be brought in the name of the commission for the use of the person alleging discrimination or a described class, and the commission shall furnish counsel for the prosecution thereof. Any person aggrieved by the alleged discrimination may intervene in such an action.

(2) Nothing contained in this chapter shall prohibit a person who has been subject to alleged unlawful discrimination from filing an action in the district court on his or her own behalf, but such action shall be commenced not more than two (2) years after the act of alleged unlawful discrimination complained of.

(3) In a civil action filed by the commission or filed directly by the person alleging unlawful discrimination, if the court finds that unlawful discrimination has occurred, its judgment shall specify an appropriate remedy or remedies therefor. Such remedies may include, but are not limited to:

(a) An order to cease and desist from the unlawful practice specified in the order;

(b) An order to employ, reinstate, promote or grant other employment benefits to a victim of unlawful employment discrimination;

(c) An order for actual damages including lost wages and benefits, provided that such back pay liability shall not accrue from a date more than two (2) years prior to the filing of the com-

nt
at
te
on
he
he
i-
is
he
all
at
at
of
in
om-
ii-
he
be
as
he
ty
he
is.
he
an'
An,
ich
who
an
ion
of
tly
nds
ify
de,
ice
oy-
on;
ne-
rom
om-

plaint with the commission or the district court, whichever occurs first;

(d) An order to accept or reinstate such a person in a union;

(e) An order for punitive damages, not to exceed one thousand dollars (\$1,000) for each willful violation of this chapter.

(4) Any civil action filed by the commission under this section shall commence not more than one (1) year after a complaint of discrimination under oath is filed with the commission; provided, however, that the commission shall commence its actions not more than one (1) year after the effective date of this act for sworn complaints already pending before the commission upon passage and approval of this act.

(5) In any civil action under this chapter, the burden of proof shall be on the person seeking relief.

SECTION 4. That Section 67-5911, Idaho Code, be, and the same is hereby repealed.

SECTION 5. Nothing in this act is intended to cut off previously existing private rights of action.

SECTION 6. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval.

Approved March 19, 1980.

CHAPTER 98 (S.B. No. 1318)

AN ACT

RELATING TO MEAT INSPECTION; AMENDING SECTION 37-1903, IDAHO CODE, BY THE ADDITION OF A PROVISION REQUIRING HUMANE METHODS OF SLAUGHTER; AND AMENDING SECTION 37-1910, IDAHO CODE, BY THE ADDITION OF A PROVISION PROHIBITING THE SLAUGHTER OF ANIMALS BY INHUMANE METHODS.

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

SECTION 1. That Section 37-1903, Idaho Code, be, and the same is hereby amended to read as follows:

37-1903. INSPECTION OF ANIMALS TO BE SLAUGHTERED. (a) For the purpose of preventing the use in intrastate commerce, as hereinafter provided, of meat and meat food products which are adulterated, the director shall cause to be made, by inspectors appointed for that purpose, an examination and inspection of all cattle, sheep, swine, goats, horses, mules, and other equines before they shall be allowed

its members, clerks and employees and for the payment of printing and for the training and education of all licensees under this act. Moneys in said fund account may be expended by the commission for the promotion and improvement of the real estate profession, the advancement of education and research in the field of real estate, including, but not limited to, courses sponsored by the commission or in conjunction with any university or college in the state and/or contracting for a particular research project in the field of real estate, and the promotion and advertising of the state of Idaho.

SECTION 8. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval.

Approved March 19, 1980.

CHAPTER 97

(S.B. No. 1421) *RS5666*

AN ACT

RELATING TO THE HUMAN RIGHTS COMMISSION; AMENDING SECTION 67-5906, IDAHO CODE, TO STRIKE REFERENCE TO THE COMMISSION'S POWER TO APPLY TO A DISTRICT COURT FOR PROCESS TO ENFORCE ORDERS OF THE COMMISSION, TO AUTHORIZE THE COMMISSION TO APPEAR IN COURT AND BEFORE ADMINISTRATIVE BODIES, TO STRIKE REFERENCE TO THE COMMISSION'S AUTHORITY TO MAKE INVESTIGATIONS AND ISSUE ORDERS, AND TO AUTHORIZE THE COMMISSION TO ACT ON COMPLAINTS; AMENDING CHAPTER 59, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5907, IDAHO CODE, TO PROVIDE FOR FILING A COMPLAINT WITH THE COMMISSION, AND TO PROVIDE PROCEDURES FOR ACTING ON COMPLAINTS; AMENDING CHAPTER 59, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5908, IDAHO CODE, TO PROVIDE FOR FILING ACTIONS IN THE DISTRICT COURT; REPEALING SECTION 67-5911, IDAHO CODE, RELATING TO COURT ACTIONS BROUGHT TO ENFORCE AN ORDER OF THE COMMISSION; PROVIDING THAT THIS ACT SHALL NOT CUT OFF PREVIOUSLY EXISTING PRIVATE RIGHTS OF ACTION; AND DECLARING AN EMERGENCY.

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

SECTION 1. That Section 67-5906, Idaho Code, be, and the same is hereby amended to read as follows:

67-5906. POWERS AND DUTIES OF COMMISSION. The Idaho commission on human rights shall have the following powers and duties:

- (1) To investigate complaints of alleged violation of this act and act upon its findings pursuant to the provisions contained in this act-and chapter 52;-title-67;-Idaho-Code;
- (2) To make by-laws bylaws for its own government and procedure

not inconsistent with the laws of this state;

(3) To maintain an office in the city of Boise and other offices within the state as it may deem necessary;

(4) To meet and exercise its powers at any place within the state;

(5) To ~~apply--to--the--district--courts--to--enforce; prevent; restrain or enjoin violations of any orders--of--the--commission--made pursuant--to--the--jurisdiction--of--the--commission~~ appear in court and before other administrative bodies;

(6) To cooperate or contract with individuals and state, local and other agencies, both public and private, including agencies of the federal government and of other states;

(7) To accept public grants or private gifts, bequests, or other payments;

(8) To ~~receive; initiate; investigate; seek to conciliate; hold hearings; make findings and recommendations; and issue orders~~ and act on complaints;

(9) To furnish technical assistance requested by persons subject to this act to further compliance with the act or an order issued thereunder;

(10) To make studies appropriate to effectuate the purposes and policies of this act and to make the results thereof available to the public;

(11) To render at least annually a comprehensive written report to the governor and to the legislature. The report may contain recommendations of the commission for legislative or other action to effectuate the purposes and policies of this act.

(12) In accordance with chapter 52, title 67, Idaho Code, to adopt, promulgate, amend and rescind rules and regulations to effectuate the purposes and policies of this act, including regulations requiring the posting or inclusion in advertising material of notices prepared or approved by the commission.

SECTION 2. That Chapter 59, Title 67, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 67-5907, Idaho Code, and to read as follows:

67-5907. COMPLAINTS -- PROCEDURE ON COMPLAINT. (1) Any person who believes he or she has been subject to unlawful discrimination, or a member of the commission, may file a complaint under oath with the commission stating the facts concerning the alleged discrimination.

Upon receipt of such a complaint, the commission or its delegated investigator shall endeavor to resolve the matter by informal means prior to a determination of whether there are reasonable grounds to believe that unlawful discrimination has occurred. The commission or its delegated investigator shall conduct such investigation as may be necessary to resolve the issues raised by the facts set forth in the complaint.

(3) If the commission does not find reasonable grounds to believe that unlawful discrimination has occurred, it shall enter an order so

finding, and dismiss the proceeding, and shall notify the complainant and the respondent of its action.

(4) If the commission finds reasonable grounds to believe that unlawful discrimination has occurred, it shall endeavor to eliminate such discrimination by informal means such as conference, conciliation and persuasion. No offer or counter offer of conciliation nor the terms of any conciliation agreement may be made public without the written consent of all the parties to the proceeding, nor used as evidence in any subsequent proceeding, civil or criminal. If the case is disposed of by such informal means in a manner satisfactory to the commission, the commission shall dismiss the proceeding, and shall notify the complainant and the respondent.

(5) If the commission finds reasonable grounds to believe that unlawful discrimination has occurred, and further believes that irreparable injury or great inconvenience will be caused the victim of such discrimination if relief is not immediately granted, or if conciliation efforts under subsection (4) have not succeeded, the commission may file a civil action seeking appropriate legal and equitable relief.

SECTION 3. That Chapter 59, Title 67, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 67-5908, Idaho Code, and to read as follows:

67-5908. PROCEDURE IN DISTRICT COURT. (1) Any action filed by the commission shall be heard by the district court unless either party shall move for a jury trial. Except as otherwise provided herein, the court shall hear the case and grant relief as in other civil actions. Any such action shall be brought in the name of the commission for the use of the person alleging discrimination or a described class, and the commission shall furnish counsel for the prosecution thereof. Any person aggrieved by the alleged discrimination may intervene in such an action.

(2) Nothing contained in this chapter shall prohibit a person who has been subject to alleged unlawful discrimination from filing an action in the district court on his or her own behalf, but such action shall be commenced not more than two (2) years after the act of alleged unlawful discrimination complained of.

(3) In a civil action filed by the commission or filed directly by the person alleging unlawful discrimination, if the court finds that unlawful discrimination has occurred, its judgment shall specify an appropriate remedy or remedies therefor. Such remedies may include, but are not limited to:

- (a) An order to cease and desist from the unlawful practice specified in the order;
- (b) An order to employ, reinstate, promote or grant other employment benefits to a victim of unlawful employment discrimination;
- (c) An order for actual damages including lost wages and benefits, provided that such back pay liability shall not accrue from a date more than two (2) years prior to the filing of the com-

plaint with the commission or the district court, whichever occurs first;

(d) An order to accept or reinstate such a person in a union;

(e) An order for punitive damages, not to exceed one thousand dollars (\$1,000) for each willful violation of this chapter.

(4) Any civil action filed by the commission under this section shall commence not more than one (1) year after a complaint of discrimination under oath is filed with the commission; provided, however, that the commission shall commence its actions not more than one (1) year after the effective date of this act for sworn complaints already pending before the commission upon passage and approval of this act.

(5) In any civil action under this chapter, the burden of proof shall be on the person seeking relief.

SECTION 4. That Section 67-5911, Idaho Code, be, and the same is hereby repealed.

SECTION 5. Nothing in this act is intended to cut off previously existing private rights of action.

SECTION 6. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval.

Approved March 19, 1980.

CHAPTER 98
(S.B. No. 1318)

AN ACT

RELATING TO MEAT INSPECTION; AMENDING SECTION 37-1903, IDAHO CODE, BY THE ADDITION OF A PROVISION REQUIRING HUMANE METHODS OF SLAUGHTER; AND AMENDING SECTION 37-1910, IDAHO CODE, BY THE ADDITION OF A PROVISION PROHIBITING THE SLAUGHTER OF ANIMALS BY INHUMANE METHODS.

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

SECTION 1. That Section 37-1903, Idaho Code, be, and the same is hereby amended to read as follows:

37-1903. INSPECTION OF ANIMALS TO BE SLAUGHTERED. (a) For the purpose of preventing the use in intrastate commerce, as hereinafter provided, of meat and meat food products which are adulterated, the director shall cause to be made, by inspectors appointed for that purpose, an examination and inspection of all cattle, sheep, swine, goats, horses, mules, and other equines before they shall be allowed

RS 5666

The purpose of RS 5666 is to clarify the duties and powers of the Human Rights Commission.

Due to recent court decisions and the desire for retaining the deferral status of the commission from the E.E.O.C, these changes are necessary.

NO FISCAL IMPACT.

51421

IN THE SENATE

SENATE BILL NO. 1421

BY STATE AFFAIRS COMMITTEE

AN ACT

1
2 RELATING TO THE HUMAN RIGHTS COMMISSION; AMENDING SECTION 67-5906, IDAHO
3 CODE, TO STRIKE REFERENCE TO THE COMMISSION'S POWER TO APPLY TO A
4 DISTRICT COURT FOR PROCESS TO ENFORCE ORDERS OF THE COMMISSION, TO
5 AUTHORIZE THE COMMISSION TO APPEAR IN COURT AND BEFORE ADMINISTRATIVE
6 BODIES, TO STRIKE REFERENCE TO THE COMMISSION'S AUTHORITY TO MAKE
7 INVESTIGATIONS AND ISSUE ORDERS, AND TO AUTHORIZE THE COMMISSION TO ACT
8 ON COMPLAINTS; AMENDING CHAPTER 59, TITLE 67, IDAHO CODE, BY THE
9 ADDITION OF A NEW SECTION 67-5907, IDAHO CODE, TO PROVIDE FOR FILING A
10 COMPLAINT WITH THE COMMISSION, AND TO PROVIDE PROCEDURES FOR ACTING ON
11 COMPLAINTS; AMENDING CHAPTER 59, TITLE 67, IDAHO CODE, BY THE ADDITION
12 OF A NEW SECTION 67-5908, IDAHO CODE, TO PROVIDE FOR FILING ACTIONS IN
13 THE DISTRICT COURT; REPEALING SECTION 67-5911, IDAHO CODE, RELATING TO
14 COURT ACTIONS BROUGHT TO ENFORCE AN ORDER OF THE COMMISSION; PROVIDING
15 THAT THIS ACT SHALL NOT CUT OFF PREVIOUSLY EXISTING PRIVATE RIGHTS OF
16 ACTION; AND DECLARING AN EMERGENCY.

17 Be It Enacted by the Legislature of the State of Idaho:

18 SECTION 1. That Section 67-5906, Idaho Code, be, and the same is
19 hereby amended to read as follows:

20 67-5906. POWERS AND DUTIES OF COMMISSION. The Idaho commission on
21 human rights shall have the following powers and duties:

22 (1) To investigate complaints of alleged violation of this act and act
23 upon its findings pursuant to the provisions contained in this ~~act-and~~
24 ~~chapter 52;-title-67;-Idaho-Code;~~

25 (2) To make ~~by-laws~~ bylaws for its own government and procedure not
26 inconsistent with the laws of this state;

27 (3) To maintain an office in the city of Boise and other offices
28 within the state as it may deem necessary;

29 (4) To meet and exercise its powers at any place within the state;

30 (5) To ~~apply-to-the-district-courts-to-enforce;-prevent;-restrain--or~~
31 ~~enjoin--violations--of--any--orders--of-the-commission-made-pursuant-to-the~~
32 ~~jurisdiction--of--the--commission~~ appear in court and before other
33 administrative bodies;

34 (6) To cooperate or contract with individuals and state, local and
35 other agencies, both public and private, including agencies of the federal
36 government and of other states;

37 (7) To accept public grants or private gifts, bequests, or other
38 payments;

39 (8) To ~~receive;-initiate;-investigate;-seek--to--conciliate;-hold~~
40 ~~hearings;-make--findings--and-recommendations;-and-issue-orders~~ and act on
41 complaints;

42 (9) To furnish technical assistance requested by persons subject to

1 this act to further compliance with the act or an order issued thereunder;
2 (10) To make studies appropriate to effectuate the purposes and
3 policies of this act and to make the results thereof available to the
4 public;

5 (11) To render at least annually a comprehensive written report to the
6 governor and to the legislature. The report may contain recommendations of
7 the commission for legislative or other action to effectuate the purposes
8 and policies of this act.

9 (12) In accordance with chapter 52, title 67, Idaho Code, to adopt,
10 promulgate, amend and rescind rules and regulations to effectuate the
11 purposes and policies of this act, including regulations requiring the
12 posting or inclusion in advertising material of notices prepared or
13 approved by the commission.

14 SECTION 2. That Chapter 59, Title 67, Idaho Code, be, and the same is
15 hereby amended by the addition thereto of a NEW SECTION, to be known and
16 designated as Section 67-5907, Idaho Code, and to read as follows:

17 67-5907. COMPLAINTS -- PROCEDURE ON COMPLAINT. (1) Any person who
18 believes he or she has been subject to unlawful discrimination, or a member
19 of the commission, may file a complaint under oath with the commission
20 stating the facts concerning the alleged discrimination.

21 (2) Upon receipt of such a complaint, the commission or its delegated
22 investigator shall endeavor to resolve the matter by informal means prior
23 to a determination of whether there are reasonable grounds to believe that
24 unlawful discrimination has occurred. The commission or its delegated
25 investigator shall conduct such investigation as may be necessary to
26 resolve the issues raised by the facts set forth in the complaint.

27 (3) If the commission does not find reasonable grounds to believe that
28 unlawful discrimination has occurred, it shall enter an order so finding,
29 and dismiss the proceeding, and shall notify the complainant and the
30 respondent of its action.

31 (4) If the commission finds reasonable grounds to believe that
32 unlawful discrimination has occurred, it shall endeavor to eliminate such
33 discrimination by informal means such as conference, conciliation and
34 persuasion. No offer or counter offer of conciliation nor the terms of any
35 conciliation agreement may be made public without the written consent of
36 all the parties to the proceeding, nor used as evidence in any subsequent
37 proceeding, civil or criminal. If the case is disposed of by such informal
38 means in a manner satisfactory to the commission, the commission shall
39 dismiss the proceeding, and shall notify the complainant and the
40 respondent.

41 (5) If the commission finds reasonable grounds to believe that
42 unlawful discrimination has occurred, and further believes that irreparable
43 injury or great inconvenience will be caused the victim of such
44 discrimination if relief is not immediately granted, or if conciliation
45 efforts under subsection (4) have not succeeded, the commission may file a
46 civil action seeking appropriate legal and equitable relief.

47 SECTION 3. That Chapter 59, Title 67, Idaho Code, be, and the same is

1 hereby amended by the addition thereto of a NEW SECTION, to be known and
2 designated as Section 67-5908, Idaho Code, and to read as follows:

3 67-5908. PROCEDURE IN DISTRICT COURT. (1) Any action filed by the
4 commission shall be heard by the district court unless either party shall
5 move for a jury trial. Except as otherwise provided herein, the court shall
6 hear the case and grant relief as in other civil actions. Any such action
7 shall be brought in the name of the commission for the use of the person
8 alleging discrimination or a described class, and the commission shall
9 furnish counsel for the prosecution thereof. Any person aggrieved by the
10 alleged discrimination may intervene in such an action.

11 (2) Nothing contained in this chapter shall prohibit a person who has
12 been subject to alleged unlawful discrimination from filing an action in
13 the district court on his or her own behalf, but such action shall be
14 commenced not more than two (2) years after the act of alleged unlawful
15 discrimination complained of.

16 (3) In a civil action filed by the commission or filed directly by the
17 person alleging unlawful discrimination, if the court finds that unlawful
18 discrimination has occurred, its judgment shall specify an appropriate
19 remedy or remedies therefor. Such remedies may include, but are not limited
20 to:

21 (a) An order to cease and desist from the unlawful practice specified
22 in the order;

23 (b) An order to employ, reinstate, promote or grant other employment
24 benefits to a victim of unlawful employment discrimination;

25 (c) An order for actual damages including lost wages and benefits,
26 provided that such back pay liability shall not accrue from a date more
27 than two (2) years prior to the filing of the complaint with the
28 commission or the district court, whichever occurs first;

29 (d) An order to accept or reinstate such a person in a union;

30 (e) An order for punitive damages, not to exceed one thousand dollars
31 (\$1,000) for each willful violation of this chapter.

32 (4) Any civil action filed by the commission under this section shall
33 commence not more than one (1) year after a complaint of discrimination
34 under oath is filed with the commission; provided, however, that the
35 commission shall commence its actions not more than one (1) year after the
36 effective date of this act for sworn complaints already pending before the
37 commission upon passage and approval of this act.

38 (5) In any civil action under this chapter, the burden of proof shall
39 be on the person seeking relief.

40 SECTION 4. That Section 67-5911, Idaho Code, be, and the same is
41 hereby repealed.

42 SECTION 5. Nothing in this act is intended to cut off previously
43 existing private rights of action.

44 SECTION 6. An emergency existing therefor, which emergency is hereby
45 declared to exist, this act shall be in full force and effect on and after
46 its passage and approval.

3/14 2nd rdg - to 3rd rdg
3/15 3rd rdg - held
3/19 Recom to HEW

S1413 DRIVERS - Amends existing law to provide a mandatory minimum sentence, with exceptions, for being convicted of driving under the influence of an intoxicating beverage or intoxicating substances.
By.....Judiciary & Rules

2/18 Senate intro - 1st rdg - to printing
2/19 Rpt prt - to Jud
2/28 Rpt out - w/d rec - to 2nd rdg
2/29 2nd rdg - to 3rd rdg
3/3 3rd rdg - PASSED - 28-7-0
NAYS -- Black, Chase, Kiebert, Lannen, Steen, Twilegar, Verner.
Absent and excused -- none.
Title apvd - to House
3/4 House intro - 1st rdg - to Jud

S1414 COUNTIES - Amends existing law to provide for determination of travel expense for county commissioners, for disposition of county fees and for the certification and reimbursement of county expenses.
By.....Judiciary & Rules

2/18 Senate intro - 1st rdg - to printing
2/19 Rpt prt - to Loc Gov
2/28 Rpt out - rec d/p - to 2nd rdg
2/29 2nd rdg - to 3rd rdg
3/4 3rd rdg - PASSED - 28-7-0
NAYS -- Budge, Egbert, Steen, Van Engelen, Watkins, Williams, Yarbrough.
Absent and excused -- none.
Hld for reconsideration
3/5 No reconsideration - to House
3/6 House intro - 1st rdg - to Loc Gov
3/13 Rpt out - rec d/p - to 2nd rdg
3/14 2nd rdg - to 3rd rdg
3/17 3rd rdg - PASSED - 66-3-1
NAYS -- Barlow, Emery, Winchester.
Absent and excused -- Tibbitts.
Title apvd - to Senate
3/18 To enrol
3/19 Rpt enrol - Pres signed
3/20 Sp signed
3/21 To Governor
3/26 Governor signed
Session Law Chapter 182
Effective: 7-1-80

S1415 ATTORNEYS - Adds to existing law to provide for the formation of prosecutorial districts to replace the present prosecuting attorney system.
By.....Judiciary & Rules

2/19 Senate intro - 1st rdg - to printing
2/20 Rpt prt - to Jud
3/4 Rpt out - rec d/p - to 2nd rdg
3/5 2nd rdg - to 3rd rdg
3/7 3rd rdg - PASSED - 31-2-2
NAYS -- Steen, Twilegar.
Absent and excused -- Dobler, Lannen.
Title apvd - to House
3/10 House intro - 1st rdg - to Jud

S1416 DRIVERS - Amends existing law to require that persons convicted for driving under the influence of intoxicating beverages or substances shall undergo substance abuse counseling.
By.....Judiciary & Rules

2/19 Senate intro - 1st rdg - to printing
2/20 Rpt prt - to Jud
2/28 Rpt out - rec d/p - to 2nd rdg
2/29 2nd rdg - to 3rd rdg
3/3 3rd rdg - PASSED - 30-4-1
NAYS -- Bradshaw, Budge, Steen, Yarbrough.
Absent and excused -- Little.
Title apvd - to House
3/4 House intro - 1st rdg - to Jud

S1417 EMPLOYEES & EMPLOYMENT - Amends and repeals existing law to change references in the classified employee law from months to hours of credited state service.
By.....State Affairs

2/19 Senate intro - 1st rdg - to printing
2/20 Rpt prt - to St Aff

S1418 EMPLOYEES & EMPLOYMENT - Amends existing law to provide for an additional personal leave day for state employees.
By.....State Affairs

2/19 Senate intro - 1st rdg - to printing
2/20 Rpt prt - to St Aff

S1419 EMPLOYEES & EMPLOYMENT - Amends existing law to delete the twenty year limit on longevity for state employees.
By.....State Affairs

2/19 Senate intro - 1st rdg - to printing
2/20 Rpt prt - to St Aff

S1420 EMPLOYEES & EMPLOYMENT - Amends existing law to provide for shift differential pay for state employees.
By.....State Affairs

2/19 Senate intro - 1st rdg - to printing
2/20 Rpt prt - to St Aff

S1421 HUMAN RIGHTS - Adds to, amends and repeals existing law to provide a procedure for the Human Rights Commission to process complaints.
By.....State Affairs

2/19 Senate intro - 1st rdg - to printing
2/20 Rpt prt - to St Aff
2/25 Rpt out - rec d/p - to 2nd rdg
2/26 2nd rdg - to 3rd rdg
2/27 3rd rdg - PASSED - 35-0-0
NAYS -- none.

Absent and excused -- none.
Title apvd - to House
2/28 House intro - 1st rdg - to St Aff
3/6 Rpt out - rec d/p - to 2nd rdg
3/7 2nd rdg - to 3rd rdg
3/10 3rd rdg - PASSED - 59-10-1
NAYS -- Barlow, Chatburn, Danielson, Fitz, Haeflinger, Neibaur, Tibbitts, Ungricht, Mr. Speaker.
Absent and excused -- Jones.
Title apvd - to Senate
3/11 To enrol
3/12 Rpt enrol - Pres signed
3/13 Sp signed
3/14 To Governor
3/19 Governor signed
Session Law Chapter 97
Effective: 3-19-80

S1422 EMPLOYEES AND EMPLOYMENT - Adds to existing law to provide for shift differential pay for state employees.
--CONTINUED--

--CONTINUED--

- 1403 (RS 5448) Jud 2-4-80; 2-13-80; 3-3-80.
House Jud 3-19 80.
- 1404 (RS 5511) St Aff 2-13-80.
HEW 2-11-80; 2-12-80; 2-29-80.
House Ag Aff 3-10-80; 3-14-80.
- 1405 (RS 5280) St Aff 2-13-80.
HEW 2-12-80; 2-22-80; 2-25-80; 2-29-80.
House Health/Wel 3-18-80
- 1406 (RS 4741) Jud 2-4-80; 2-13-80; 2-19-80
HEW 2-19-80
- 1407 (RS 4816) Finance.
- 1408 (RS 5502) Finance.
- 1409 (RS 5453) Finance.
- 1410 (RS 5414) Jud 2-15-80.
- 1411 (RS 5494) Jud 2-15-80.
HEW 2-12-80; 2-14-80.
- 1412 (RS 5612) Jud 2-15-80.
HEW 2-12-80; 3-12-80; 3-13-80; 3-20-80; 3-22-80.
- 1413 (RS 5652) Jud 2-15-80; 2-27-80.
- 1414 (RS 5520) Jud 2-15-80.
Loc Gov 2-27-80.
House Loc Gov 3-12-80.
- 1415 (RS 5544) Jud 2-15-80; 3-3-80.
House Jud 3-13-80; 3-17-80; 3-19-80.
- 1416 (RS 5591) Jud 2-15-80; 2-27-80.
- 1417 (RS 5524) St Aff 2-18-80; 2-25-80.
- 1418 (RS 5525) St Aff 2-18-80; 2-25-80.
- 1419 (RS 5526) St Aff 2-18-80; 2-25-80.
- 1420 (RS 5527) St Aff 2-18-80; 2-25-80.
- 1421 (RS 5666) St Aff 2-18-80; 2-22-80.
House St Aff 3-6-80.
- 1422 (RS 5643) St Aff 2-18-80; 2-25-80.
- 1423 (RS 5417) Jud 2-15-80; 2-27-80.
- 1424 (RS 4818) Finance.

STATE AFFAIRS COMMITTEE

MINUTES

FEBRUARY 18, 1980

Rm 350, 3:00 p.m.

PRESENT: Senators Swenson, Risch, Budge, Williams, Twilegar, Steen, Kiebert, Hartvigsen, Yarbrough, Merrill and Chase.

Senator Swenson called the meeting to order.

Senator Steen moved and Senator Budge seconded the minutes of the previous meeting be accepted as written. Motion carried.

MOTION: Senator Twilegar moved and Senator Merrill seconded the reappointment of Kay Pell to the Board of Health & Welfare be sent out with a "do confirm." recommendation. Motion carried. Senator Twilegar will carry.

MOTION: Senator Kiebert moved and Senator Twilegar seconded the appointment of Dr. Fred Marineau to the Health & Welfare Board be sent out with a "do confirm" recommendation. Motion carried. Senator Kiebert will carry.

MOTION: Senator Merrill moved and Senator Steen seconded the reappointment of Donna Parsons to the Health and Welfare Board be sent out with a "do confirm" recommendation. Motion carried. Senator Verner will carry.

MOTION: Senator Merrill moved and Senator Kiebert seconded the appointment of Archie Service to the Health & Welfare Board be sent out with a "do confirm" recommendation. Motion carried.

Senator Swenson reminded the committee that the 45th day is near and he would like to have their reports on rules and regulations they were assigned to look over.

Senator Williams and Senator Twilegar reported no problems with rules and regulations of the Bureau of Risk.

RS 5666 HUMAN RIGHTS COMMISSION.

Lt. Governor Batt spoke on behalf of this legislation, which will clarify the duties and powers of the Commission.

Marilyn Shuler, Director of Human Rights Commission stated the Commission supported this legislation.

Jim Fields, from IACI, stated they feel this is good legislation.

MOTION: Senator Risch moved and Senator Twilegar seconded this RS be sent to print. Motion carried.

RS 5643,
RS 5524,
RS 5527,
RS 5526,
RS 5525

ALL CLASSIFIED SERVICE LEGISLATION.

MOTION: Senator Risch moved these five bills be sent to print as they were prepared at the request of the Committee. Senator Twilegar seconded the motion. Motion carried.

SB 1377 RELATING TO APPOINTMENTS.

Senator Twilegar had a question regarding line 19 of the bill as to just what it meant.

Senator Chase asked unanimous consent to hold the bill.

Senator Risch objected.

Senator Chase: The Governor could be gone for 30 days off selling spuds.

Senator Twilegar: Lines 15 and 16 require the appointment to be made. What happens if someone declines?

Senator Swenson: It would have to be done over again.

Senator Chase: It would seem to me someone could deliberately hold up sending in names and then it would go on down the line, the appointment, just because someone didn't send in a name.

Senator Swenson: I agree. Some language should be put in there to clear this up.

MOTION: Senator Budge moved this be sent to the 14th order for amendments, seconded by Senator Williams. Motion carried. Senator Chase voted no.

Senator Swenson appointed Senators Twilegar and Budge to work on the amendments to SB 1377.

STATE AFFAIRS COMMITTEE

MINUTES

FEBRUARY 22, 1980

Rm 350, 3:00 p.m.

PRESENT: Senators Swenson, Risch, Budge, Williams, Twilegar, Steen, Kiebert, Hartvigsen, Yarbrough, Merrill and Chase.

Senator Swenson called the meeting to order.

Senator Yarbrough moved and Senator Chase seconded the last two sets of minutes be approved as written. Motion carried.

MOTION: Senator Chase moved and Senator Yarbrough seconded the reappointment of Carl Moore to the Transportation Board be sent to the floor with a "do confirm" recommendation. Motion carried.

The subcommittee to review the rules and regulations of the Personnel Commission reported they were acceptable as written.

The subcommittee to review the rules and regulations of the Commission of Arts reported they were acceptable as written.

Senator Swenson stated he had reviewed the rules and regulations of the Board of Examiners and found them acceptable.

The subcommittee to review the rules and regulations of the Human Rights Commission reported they were acceptable as written.

The subcommittee to review the rules and regulations of the Secretary of State reported they found them acceptable as written.

Senator Chase moved and Senator Yarbrough seconded the reports of the subcommittees be accepted. Motion carried.

RS 5083C3 BOATING LAWS.

MOTION: Senator Yarbrough moved and Senator Kiebert seconded this RS be sent to print. Motion carried.

RS 5620 SIZE OF VEHICLES & LOADS.

MOTION: Senator Yarbrough moved and Senator Chase seconded this RS be sent to print. Motion carried.

RS 4925C1 FRATERNAL BENEFIT SOCIETIES.

MOTION: Senator Merrill moved and Senator Yarbrough seconded this RS be sent to print. Motion carried. The bill will be sent to Commerce & Labor Committee.

RS 5662 INSURANCE TRADE PRACTICES.

MOTION: Senator Merrill moved and Senator Yarbrough seconded this RS be sent to print. Motion carried. The bill will be sent to the Commerce & Labor Committee.

RS 5674 INTEREST RATE ON EXTENSION OF TIME ON SALE OF STATE LAND.

RS 5676 INTEREST - INSTALLMENT SALES OF STATE LAND.

RS 5675 INTEREST - LEASES ON STATE LAND.

MOTION: Senator Budge moved and Senator Kiebert seconded the above three pieces of legislation be sent to print. Motion carried.

RS 5689 ADOPTION OF ADMINISTRATIVE RULES.

RS 5690 DEFINITIONS OF THE ADMINISTRATIVE PROCEDURE ACT.

MOTION: Senator Yarbrough moved and Senator Kiebert seconded these two pieces of legislation be sent to print. Motion carried.

HB 526 FIREMENS RETIREMENT SYSTEM.

Myran Schlechte was present to speak on behalf of this legislation which basically does the following: (1) takes out the requirement for present firemen to come under the bill; (2) all firemen be covered by social security; (3) triggered state's share of the additional 50% share of premium tax; (4) gave the cities the amount of tax they have to put in to be exempt from 1% limitations.

MOTION: Senator Chase moved and Senator Merrill seconded this be sent out with a "do pass" recommendation. Motion carried. Senators Merrill and Steen will carry.

SB 1421 HUMAN RIGHTS COMMISSION.

MOTION: Senator Risch moved and Senator Chase seconded this be sent out with a "do pass" recommendation. Motion carried. Senator Swenson will carry.

MINUTES OF THE MEETING OF STATE AFFAIRS COMMITTEE

Held Thursday, March 6, 1980

TIME: 9:00 a.m.

PLACE: Room 412, Statehouse

PRESENT: Reardon Chatburn Little
Danielson Kennevick Kearnes
Ingram Lewis Bunting
Winchester Smith Harris
Fitz Miller Braun
Scanlin Horsch

ABSENT: McDermott, Hammond

The minutes of the meeting from March 5, 1980 were approved as written after the Chairman called the meeting to order.

The Chairman read the report of the Subcommittee appointed to study H 424 & H 425.

MOTION A motion was made by Representative Chatburn and seconded by Representative Miller that the report be adopted. THE MOTION CARRIED. The report is attached.

H 653 ADDS TO EXISTING LAW TO CREATE THE PAPERWORK REDUCTION AND SIMPLIFICATION ACT; AN ACT TO REDUCE, SIMPLIFY AND MINIMIZE FORMS AND PAPERWORK OF STATE GOVERNMENT.

Representative Paxman explained to committee members that H653 is an effort to economize by reducing paperwork. He said that his bill covered areas that would not be affected by Representative Stiver's bill.

Scott Gallant, the Governmental Affairs Representative of the National Federation of Independent Business, told members that the State has created a burden of paperwork for businesses. His position paper is attached to these minutes. There was concern expressed by members of the Committee regarding what specific forms were referred to, and that necessary forms would be eliminated. Representative Kearnes told the Committee that in her work she had encountered a great deal of useless paperwork required by the Government, and cited examples.

Pat Harwood spoke, commending the National Federation of Independent Business for making a move to assist good business management.

MOTION A motion was made by Representative Kearnes and seconded by Representative Horsch that H 653 be sent to the desk with a "do pass" recommendation. THE MOTION CARRIED.

S 1421 ADDS TO, AMENDS AND REPEALS EXISTING LAW TO PROVIDE A PROCEDURE FOR THE HUMAN RIGHTS COMMISSION TO PROCESS COMPLAINTS. Lieutenant Governor Phil Batt addressed the Committee in favor of S 1421. He told the committee that it was their feeling that it was better to work with a state agency rather than the corresponding federal agency, thus Idaho has maintained a "deferral status", enabling the Human Rights Commission for the State of Idaho to remain in existence. This bill would just insure that Idaho retained it's "deferral status".

Pat Harwood, representing the Idaho Association of Commerce and Industry, voiced his support of the retention of the Human Rights Commission, and S 1421.

3-6

Marilyn Shuler, from the Human Rights Commission, told the committee that the Commission supported the bill. Representative Scanlin asked her if the bill would limit their powers. She answered no.

Wallace Cory, from the Boise Cascade Corporation, stated that they had also participated in the drafting of the bill, and supported it.

Leslie Goddard from the Attorney General's Office explained in answer to a question from Representative Winchester, the reason the changes were necessary to retain the "deferral status".

MOTION

A motion was made by Representative Harris and seconded by Representative Smith that S 1421 be sent to the desk with a "do pass" recommendation. THE MOTION CARRIED.

Representative Little asked unanimous consent that H 611 be held for further study in light of the testimony that had been heard on the floor yesterday. There was no objection.

At this time, the Chairman presented additional rules and regulations to the Representative Ingram, the Chairman of the Subcommittee to review the rules and regulations of the Public Utilities Commission.

H 660

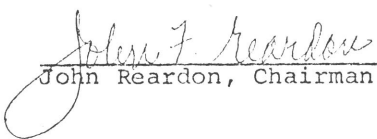
AMENDS EXISTING LAW TO PROVIDE THAT STATE CONVENTIONS OF POLITICAL PARTIES SHALL BE HELD DURING THE FINAL TWO WEEKS OF THE MONTH OF JUNE.


Jim Davidson, from the Republican State Central Committee, explained to the members that there was no way the Committee could comply with the National Rules requiring 35 days notification prior to the national convention. This law would enable them to comply with the regulation.

MOTION

A motion was made by Representative Bunting and seconded by Representative Smith that H 660 be sent to the floor with a "do pass" recommendation. THE MOTION CARRIED.

The meeting was adjourned after the Chairman announced that the committee would not meet Friday, the 7th of March.


John Reardon, Chairman


Rhonda Putnam, Secretary

HOUSE INDEX

Senate Bill No.	Introduced By	Subject Matter	Intro- duction Page	House Vote Page	Final Action Page	Final Disposition
1413	Judiciary and Rules	DRIVERS, mandatory minimum sentence for driving under influence of intoxicating beverages or drugs...	184	---	184	House Judiciary, Rules and Administration
1414	Judiciary and Rules	COUNTIES, provides for reimbursement for expenses by county officers.....	198	257	279	Law
1415	Judiciary and Rules	PROSECUTORIAL DISTRICTS, formation of in accord with SJR 111.....	214	---	214	House Judiciary, Rules and Administration
1416	Judiciary and Rules	DRIVERS, substance abuse counseling for driving under influence of intoxicating beverages or drugs...	184	---	184	House Judiciary, Rules and Administration
1421	State Affairs	HUMAN RIGHTS COMMISSION, clarifies duties and powers.....	163 ✓	218 ✓	236 ✓	Law
1423	Judiciary and Rules	PARTNERSHIP, relating to the filing statute on more than one business name.....	184	---	184	House Business
1424	Finance	LIEUTENANT GOVERNOR, appropriation	159	178	195	Law
1425	Judiciary and Rules	COUNTIES, increasing time limit for leasing property.....	189	257	279	Law
1426	State Affairs	IDAHO HOUSING AGENCY, eliminates state guarantee of bonds sold after 7/1/80..... (S.A. -- See Senate Journal)	229	---	229	House Revenue and Taxation
1427	State Affairs	LEGISLATURE, filling vacancies only if exceeding ten days.....	207	---	207	House State Affairs
1428	State Affairs	MOTOR CARRIERS, exempts certain carriers from regulations by PUC	254	---	338	House Transportation and Defense
1430	State Affairs	INSURANCE, coverage not be denied because of mental or physical handicap..... (S.A. -- See Senate Journal)	238	---	238	House Health and Welfare
1431	State Affairs	FRATERNAL BENEFIT SOCIETIES, exempt from the admissions requirement of the corporation code.....	189	---	189	House Business
1432	State Affairs	LOG JAMMERS AND LOG LOADERS, exempt from size limitations imposed by motor vehicle laws.....	189	338	356	Law
1433	State Affairs	STATE LAND SALES, Board of Land Commissioners to set rate of interest on payment extensions.... (S.A. -- See Senate Journal)	303	343	356	Law
1434	State Affairs	STATE LAND LEASES, Board of Land Commissioners to set rate of interest on payment extensions.... (S.A. -- See Senate Journal)	303	343	356	Law
1435	State Affairs	STATE LAND SALES, Board of Land Commissioners to set rate of interest on deferred payments..... (S.A. -- See Senate Journal)	303	343	356	Law
1436	State Affairs	STATE AGENCIES, deletes requirement regarding description of forms and instructions being adopted by rules.....	209	286	300	Law

SHALL BE ADJUSTED TO REFLECT MARKET VALUE; REPEALING SECTION 63-2220, IDAHO CODE, RELATING TO LIMITATIONS ON BUDGET REQUESTS AND TAX CHARGES; AMENDING CHAPTER 22, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2220, IDAHO CODE, TO PROVIDE FOR A LIMITATION ON THE BUDGET REQUESTS OF SCHOOL DISTRICTS FOR FISCAL YEAR 1980-81, TO PROVIDE FOR A LIMITATION ON THE BUDGET REQUESTS OF ALL OTHER TAXING DISTRICTS FOR FISCAL YEAR 1980-81, TO PROVIDE FOR AN ELECTION TO EXEMPT A TAXING DISTRICT'S BUDGET REQUEST FROM THE LIMITATION, AND TO PROVIDE THAT THE FINAL LEVY OF A TAXING DISTRICT BE UNIFORM THROUGHOUT THE DISTRICT; AMENDING SECTION 33-802, IDAHO CODE, TO STRIKE REFERENCE TO 1978 VALUATIONS, TO PROVIDE THAT A SCHOOL DISTRICT'S LEVYING AUTHORITY SHALL BE BASED ON THE PREVIOUS YEAR'S VALUATIONS, TO PROVIDE FOR AN ELECTION TO EXEMPT A SCHOOL DISTRICT'S LEVY FROM THE LIMITATION, TO STRIKE REFERENCES TO THE TAXING LIMITATIONS IMPOSED UPON CHARTER SCHOOL DISTRICTS FOR SCHOOL YEAR 1979-80, AND TO PROVIDE THAT UNDER CERTAIN CONDITIONS THE TAX LEVY OF A CHARTER SCHOOL DISTRICT THAT IS IN EXCESS OF THE LEVY PERMITTED BY THIS SECTION SHALL BE EXEMPT FROM THE ONE PERCENT LIMITATION AND THE BUDGET REQUEST LIMITATION; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE ADDITIONAL REQUIREMENTS FOR THE STATE EQUALIZATION CALCULATION, AND TO PROVIDE ADDITIONAL REQUIREMENTS FOR THE DISTRICT EQUALIZATION CALCULATION; DECLARING AN EMERGENCY AND PROVIDING FOR RETROACTIVE APPLICATION.

H 670 was introduced, read the first time at length, and referred to the Printing and Legislative Expense Committee.

S 1421, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

First Reading of Engrossed Bills

H 495, as amended, and H 377, as amended, by State Affairs Committee, were read the first time at length and filed for second reading.

H 470, as amended, by Resources and Conservation Committee, was read the first time at length and filed for second reading.

H 454, as amended, by Education Committee, was read the first time at length and filed for second reading.

H 402, as amended, by Revenue and Taxation Committee, was read the first time at length and filed for second reading.

H 560, as amended, by State Affairs Committee, was read the first time at length and filed for second reading.

HCR 36, as amended, and HCR 42, as amended, by Resources and Conservation Committee, were read the first time at length and filed for second reading.

H 368, as amended, by Judiciary, Rules and Admin-

istration Committee, was read the first time at length and filed for second reading.

H 471, as amended, by Resources and Conservation Committee, was read the first time at length and filed for second reading.

H 566, as amended, by Business Committee, was read the first time at length and filed for second reading.

H 396, as amended in the Senate, by Revenue and Taxation Committee, was read the first time at length and filed for second reading.

Second Reading of Bills and Joint Resolutions

H 648, by Appropriations Committee, was read the second time at length and filed for third reading.

H 627, by State Affairs Committee, was read the second time at length and filed for third reading.

H 451 and H 559, by Health and Welfare Committee, were read the second time at length and filed for third reading.

H 598, by Local Government Committee, was read the second time at length and filed for third reading.

H 592, H 530, H 534, H 531, H 533 and H 461, by Transportation and Defense Committee, were read the second time at length and filed for third reading.

H 636 and H 640, by State Affairs Committee, were read the second time at length and filed for third reading.

SJR 112 and S 1252, as amended in the House, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1253, as amended, as amended in the House, by Risch, was read the second time at length and filed for third reading.

S 1424, by Finance Committee, was read the second time at length and filed for third reading.

Third Reading of Bills and Joint Resolutions

At this time, Mr. Parks took the Chair.

H 558 was read the third time at length, section by section, and placed before the House for final consideration.

The question being, "Shall H 558 pass?"

Roll call resulted as follows:

AYES -- Barlow, Bateman, Brackett, Braun, Brooks, Bunting, Chatburn, Davidson, Dean, Emery, Fitz, Geddes, Gould, Guernsey, Hale, Hammond, Harlow, Hedlund, Hollifield, Hooper, Horvath, Infanger, Johnson, Jones, Kearnes, Lewis, Marley, McDermott, Miller, Miner, Neibaur, Parks, Paxman, Sessions, Smith, Stephenson, Stivers, Stoicheff, Stucki, Ungricht, Wagner, Young. Total -- 42.

Whereupon the Speaker Pro Tem declared S 1341 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1342 was read the third time at length, section by section, and placed before the House for final consideration.

The question being, "Shall S 1342 pass?"

Roll call resulted as follows:

AYES -- Antone, Barlow, Bateman, Beitelspacher, Boyd, Brackett, Braun, Brooks, Bunting, Chatburn, Danielson, Davidson, Dean, Emery, Geddes, Golder, Gould, Guernsey, Gurnsey, Gwartney, Hale, Hammond, Harlow, Harris, Hedlund, Hollifield, Hooper, Horsch, Horvath, Infanger, Johnson, Jones, Kearnes, Kelly, Kenneville, Knigge, Kraus, Lewis, Little, Lytle, Marley, McDermott, McLaughlin, Miller, Miner, Munger, Neibaur, Parks, Paxman, Reid, Reynolds, Scanlin, Sessions, Smith, Spurgeon, Stephenson, Stivers, Stoicheff, Stucki, Ungricht, Wagner, Walker, Wesche, Young, Mr. Speaker. Total -- 65.

NAYS -- Fitz. Total -- 1.

Absent and excused -- Ingram, Reardon, Tibbitts, Winchester. Total -- 4.

Paired vote: AYE -- Kenneville NAY -- Fitz
(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1342 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1369 was read the third time at length, section by section, and placed before the House for final consideration.

The question being, "Shall S 1369 pass?"

Roll call resulted as follows:

AYES -- Antone, Barlow, Bateman, Beitelspacher, Boyd, Brackett, Braun, Brooks, Bunting, Chatburn, Danielson, Davidson, Dean, Emery, Geddes, Golder, Gould, Guernsey, Gurnsey, Gwartney, Hale, Hammond, Harlow, Harris, Hedlund, Hollifield, Hooper, Horsch, Horvath, Infanger, Johnson, Jones, Kearnes, Kelly, Kenneville, Knigge, Kraus, Lewis, Little, Lytle, Marley, McDermott, McLaughlin, Miller, Miner, Munger, Neibaur, Parks, Paxman, Reid, Reynolds, Scanlin, Sessions, Smith, Spurgeon, Stephenson, Stivers, Stucki, Ungricht, Wagner, Walker, Wesche, Young, Mr. Speaker. Total -- 64.

NAYS -- Fitz, Ingram, Reardon, Stoicheff. Total -- 4.

Absent and excused -- Tibbitts, Winchester. Total -- 2.

Paired vote: AYE -- Lewis NAY -- Fitz
(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1369 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1372 was read the third time at length, section by section, and placed before the House for final consideration.

The question being, "Shall S 1372 pass?"

Roll call resulted as follows:

AYES -- Antone, Barlow, Bateman, Beitelspacher, Boyd, Brackett, Braun, Brooks, Bunting, Chatburn, Danielson, Davidson, Dean, Emery, Geddes, Golder, Gould, Guernsey, Gurnsey, Gwartney, Hale, Hammond, Harlow, Harris, Hedlund, Hollifield, Hooper, Horsch, Horvath, Infanger, Ingram, Johnson, Jones, Kearnes, Kelly, Kenneville, Knigge, Kraus, Lewis, Little, Lytle, Marley, McDermott, McLaughlin, Miller, Miner, Munger, Neibaur, Parks, Paxman, Reid, Reynolds, Scanlin, Sessions, Smith, Spurgeon, Stephenson, Stivers, Stoicheff, Stucki, Tibbitts, Ungricht, Wagner, Walker, Wesche, Winchester, Young, Mr. Speaker. Total -- 68.

NAYS -- Fitz. Total -- 1.

Absent and excused -- Reardon. Total -- 1.

Paired vote: AYE -- Kenneville NAY -- Fitz
(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1372 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1421 was read the third time at length, section by section, and placed before the House for final consideration.

The question being, "Shall S 1421 pass?"

Roll call resulted as follows:

AYES -- Antone, Bateman, Beitelspacher, Boyd, Brackett, Braun, Brooks, Bunting, Davidson, Dean, Emery, Geddes, Golder, Gould, Guernsey, Gurnsey, Gwartney, Hammond, Harlow, Harris, Hedlund, Hollifield, Hooper, Horsch, Horvath, Ingram, Johnson, Kearnes, Kelly, Kenneville, Knigge, Kraus, Lewis, Little, Lytle, Marley, McDermott, McLaughlin, Miller, Miner, Munger, Parks, Paxman, Reardon, Reid, Reynolds, Scanlin, Sessions, Smith, Spurgeon, Stephenson, Stivers, Stoicheff, Stucki, Wagner, Walker, Wesche, Winchester, Young. Total -- 59.

NAYS -- Barlow, Chatburn, Danielson, Fitz, Hale, Infanger, Neibaur, Tibbitts, Ungricht, Mr. Speaker. Total -- 10.

Absent and excused -- Jones. Total -- 1.

Paired vote: AYE -- Little NAY -- Fitz
(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker Pro Tem declared S 1421 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1330 was read the third time at length, section by section, and placed before the House for final consideration.

Mr. Hammond moved that S 1330 be placed on General Orders for consideration. Seconded by Mr. Reid.

Mr. Johnson moved that S 1330 be held on the Third

Roll call resulted as follows:

AYES -- Barlow, Brackett, Brooks, Bunting, Dean, Emery, Fitz, Golder, Gwartney, Hale, Harris, Hollifield, Infanger, Ingram, Kearnes, Kelly, Knigge, Kraus, Lewis, Munger, Reynolds, Stivers, Stucki, Tibbitts, Walker, Winchester, Mr. Speaker.

Total -- 27.

NAYS -- Antone, Bateman, Beitelspacher, Boyd, Braun, Chatburn, Danielson, Davidson, Geddes, Gould, Guernsey, Gurnsey, Hammond, Harlow, Hedlund, Hooper, Horsch, Horvath, Johnson, Jones, Kenneville, Little, Lytle, Marley, McDermott, McLaughlin, Miller, Miner, Neibaur, Parks, Paxman, Reardon, Reid, Scanlin, Sessions, Smith, Spurgeon, Stephenson, Stoicheff, Wagner, Wesche, Young. Total -- 42.

Absent and excused -- Ungricht. Total -- 1.

Total -- 70.

Whereupon the Speaker Pro Tem declared the motion failed.

The question being, "Shall H 594, as amended, pass?"

Roll call resulted as follows:

AYES -- Antone, Bateman, Beitelspacher, Boyd, Brackett, Braun, Bunting, Davidson, Geddes, Gould, Guernsey, Gurnsey, Hammond, Harlow, Hedlund, Hooper, Horsch, Horvath, Infanger, Johnson, Knigge, Marley, McDermott, McLaughlin, Miller, Miner, Neibaur, Parks, Paxman, Reid, Scanlin, Sessions, Smith, Spurgeon, Stoicheff, Tibbitts, Wagner, Wesche, Young, Mr. Speaker. Total -- 40.

NAYS -- Barlow, Brooks, Chatburn, Danielson, Dean, Emery, Fitz, Golder, Gwartney, Hale, Harris, Hollifield, Ingram, Jones, Kearnes, Kelly, Kenneville, Kraus, Lewis, Little, Lytle, Munger, Reardon, Reynolds, Stephenson, Stivers, Stucki, Walker, Winchester. Total -- 29.

Absent and excused -- Ungricht. Total -- 1.

Paired vote: AYE -- Geddes NAY -- Gwartney (Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker Pro Tem declared H 594, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Little asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

At this time, the Speaker returned to the Chair.

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

Adjournment

Moved by Mr. Little that the House do now adjourn until 10:30 o'clock a.m., Thursday, March 13, 1980. Seconded by Mr. Harlow. Motion carried.

Whereupon the Speaker declared the House adjourned until 10:30 o'clock a.m., Thursday, March 13, 1980. RALPH OLMSTEAD, Speaker

Attest:

PHYLLIS WATSON, Chief Clerk

SIXTY-SEVENTH LEGISLATIVE DAY THURSDAY, MARCH 13, 1980

House of Representatives

The House convened at 10:30 o'clock a.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused -- Hammond, Johnson. Total -- 2.

Total -- 70.

Prayer was offered by Chaplain Roy Howes.

Approval of Journal

March 13, 1980

Mr. Speaker:

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

STIVERS, Chairman

Moved by Mr. Stivers that the report be adopted. Seconded by Miss McDermott. Report adopted.

Consideration of Messages from the Governor and the Senate

March 12, 1980

Mr. Speaker:

I transmit herewith enrolled S 1340, S 1341, S 1342, S 1369, S 1372 and S 1421 for the signature of the Speaker and I return herewith enrolled H 643, H 551, H 499, H 390, H 392, H 420, H 648, H 381, as amended, H 498, H 642 and H 472 which have been signed by the President.

HARPER, Secretary

The Speaker announced he was about to sign enrolled S 1340, S 1341, S 1342, S 1369, S 1372 and S 1421 and, when so signed, ordered them returned to the Senate.

Enrolled H 643, H 551, H 499, H 390, H 392, H 420, H 648, H 381, as amended, H 498, H 642 and H 472 were referred to the Judiciary, Rules and Administration Committee for delivery to the Governor.

March 12, 1980

Mr. Speaker:

I transmit herewith S 1394, as amended, S 1350, as amended, S 1351, as amended, S 1374, as amended, S 1380, as amended, S 1389, as amended, S 1405, as amended, S 1430, as amended, S 1459, S 1460, S 1449, S 1448 and S 1454 and I return herewith HJM 24, H 409, H 423, H 478, H 622, H 363, H 608 and H 550 which have passed the Senate.

HARPER, Secretary

S 1394, as amended, S 1350, as amended, S 1351, as amended, S 1374, as amended, S 1380, as amended, S 1389, as amended, S 1405, as amended, S 1430, as amended, S 1459, S 1460, S 1449, S 1448 and S 1454 were filed for first reading.

HJM 24, H 409, H 423, H 478, H 622, H 363, H 608 and H 550 were referred to the Judiciary, Rules and Administration Committee for enrolling.

SENATE INDEX

Senate Bill No.	Introduced By	Final Action	Subject Matter	Introduction Page	Senate Vote Page	Final Disp. Page
1421	State Affairs	Law	HUMAN RIGHTS COMMISSION, clarifying duties and powers	86 ✓	114 ✓	206 ✓
1422	State Affairs	Senate State Affairs	STATE EMPLOYEES, duties relating to working night shifts	86	—	89
1423	Judiciary & Rules	House Business	LIMITED PARTNERSHIP, eliminating redundant filing	90	126	126
1424	Finance	Law	LIEUTENANT GOVERNOR, appropriation .	90	112	156
1425	Judiciary & Rules	Law	COUNTIES, leasing of property time period increased	94	132	246
1426	State Affairs	House Revenue & Taxation	SALES TAX ACCOUNT, exempting Idaho Housing Agency	94 136	155	155
1427	State Affairs	House State Affairs	LEGISLATURE, appointment of temporary members	94	141	141
1428	State Affairs	House Transportation & Defense	INTRASTATE MOTOR CARRIERS, removing of unnecessary government regulations ..	94	172	172
1429	Judiciary & Rules	Senate Judiciary & Rules	SUPREME COURT JUSTICES, reduced to three; COURT OF APPEALS, established ...	98	—	103
1430	State Affairs	House Health & Welfare	INSURANCE, prohibiting refusal to issue coverage to person with sensory, mental or physical handicap	105 137	159	159
1431	State Affairs	House Business	INSURANCE, exempting foreign fraternal benefit societies from corporation laws	105	132	132
1432	State Affairs	Law	LOG JAMMERS AND LOG LOADERS, exempted from motor vehicle laws relating to size	105	132	260
1433	State Affairs	Law	STATE LAND, increasing interest rate on delayed payments pertaining to sales of A.S.	105 183	208	259
1434	State Affairs	Law	STATE LAND, increasing interest rate on delayed rental payments of A.S.	105 183	209	259
1435	State Affairs	Law	STATE LAND, increasing of interest rate on deferred installment pertaining to sale of A.S.	105 183	209	259
1436	State Affairs	Law	STATE AGENCIES, adoption of administrative rules	105	141	254
1437	State Affairs	Law	BOARD OF EDUCATION AND REGENTS OF UNIVERSITY OF IDAHO, exempted from definition of "rule" under Administrative Procedures Act	105	141	254
1438	State Affairs	Law	IDAHO SAFE BOATING ACT, revised and updated	105	132	255
1439	Finance	Law	DEPARTMENT OF SELF-GOVERNING AGENCIES, appropriation	110	126	187
1440	Finance	Law	PUBLIC EMPLOYEES' RETIREMENT SYSTEM, appropriation	110	127	187
1441	Judiciary & Rules	House Business	UNIFORM PLUMBING CODE, exemptions for commercial coaches and temporary facilities for delivery out of state	110	146	146
1442	State Affairs	Senate Commerce & Labor	TITLE INSURANCE, rating organizations eliminated	111	—	113
1443	Judiciary & Rules	House Local Government	BEER AND WINE LICENSES, maximum allowable fees increased	114	145	145
1444	Finance	Law	COMMISSION FOR THE BLIND, appropriation	121	142	206
1445	Finance	Law	STATE LIBRARY BOARD — IDAHO STATE HISTORICAL SOCIETY, appropriation	121	142	206
1446	Finance	Senate Finance	DEPARTMENT OF AGRICULTURE, appropriation	121	—	143
1447	Finance	House Ways & Means	OFFICE OF ENERGY, appropriation, supplemental	121	143	143

**Introduction, First Reading and Reference of Bills,
House Petitions, Resolutions and Memorials**

S 1415

**By JUDICIARY AND RULES COMMITTEE
AN ACT**

Relating to prosecutorial districts; amending Chapter 26, Title 31, Idaho Code, by the addition of a new Section 31-2601A, Idaho Code, to provide for the formation of counties into prosecutorial districts by vote of the electors of the counties; and providing an effective date for the act conditioned on the approval of Senate Joint Resolution No. 111 at the 1980 General Election.

S 1416

**By JUDICIARY AND RULES COMMITTEE
AN ACT**

Relating to driving under the influence of intoxicating beverages; amending Section 49-1102, Idaho Code, to provide that persons convicted of driving under the influence of intoxicating beverages or substances shall undergo an evaluation by substance abuse personnel or at a licensed treatment facility prior to entry of final judgment.

S 1417

**By STATE AFFAIRS COMMITTEE
AN ACT**

Relating to the classified service; amending Section 67-5302, Idaho Code, to bring certain definitions into conformance with the salary setting mechanism provided by law, to change references from months to hours, and to provide additional requirements for overtime work; amending Section 67-5303, Idaho Code, to provide an additional definition for the length of a project exempt appointment; amending Section 67-5309, Idaho Code, to provide rule making authority for the Personnel Commission on leave policies, and certain interim policies to facilitate conversion to a biweekly payroll system; amending Section 67-5309B, Idaho Code, to provide for the submittal of reports, and to strike references to appeals to be completed by January, 1978; amending Section 67-5309C, Idaho Code, to provide for temporary, conditional or permanent in-grade advancements, and to change references from years of service to hours of service; amending Section 67-5332, Idaho Code, to provide that work in overtime situations shall not be credited state service; amending Section 67-5333, Idaho Code, to strike the requirement that vacation leave be exhausted before placing an employee on leave without pay; amending Section 67-5335, Idaho Code, to change reference from years of service to hours of service; repealing Section 67-5338, Idaho Code; repealing Section 67-2508, Idaho Code, and amending Section 59-512, Idaho Code, to provide for a procedure to allow state employees to work for more than one appointing authority.

S 1418

**By STATE AFFAIRS COMMITTEE
AN ACT**

Relating to the classified service; amending Section 67-5302, Idaho Code, to bring certain definitions into conformance with the salary setting mechanism provided by law, to change references from months to hours, to provide for a personal holiday, and to provide additional requirements for overtime work.

S 1419

**By STATE AFFAIRS COMMITTEE
AN ACT**

Relating to the classified service; amending Section 67-5309C, Idaho Code, to eliminate the restriction on the accumulation of longevity credit by state employees after the employee's twentieth year of service, to provide for

temporary, conditional or permanent in-grade advancements, and to change references from years of service to hours of service.

S 1420

**By STATE AFFAIRS COMMITTEE
AN ACT**

Relating to the classified service; amending Section 67-5302, Idaho Code, to bring certain definitions into conformance with the salary setting mechanism provided by law, to change references from months to hours, to provide additional requirements for overtime work, and to provide for shift differential pay; amending Section 67-5309, Idaho Code, to provide rule-making authority for the Personnel Commission on leave policies, certain interim policies to facilitate conversion to a biweekly payroll system, and shift differential pay.

S 1421

**By STATE AFFAIRS COMMITTEE
AN ACT**

Relating to the Human Rights Commission; amending Section 67-5906, Idaho Code, to strike reference to the Commission's power to apply to a district court for process to enforce orders of the Commission, to authorize the Commission to appear in court and before administrative bodies, to strike reference to the Commission's authority to make investigations and issue orders, and to authorize the Commission to act on complaints; amending Chapter 59, Title 67, Idaho Code, by the addition of a new Section 67-5907, Idaho Code, to provide for filing a complaint with the Commission, and to provide procedures for acting on complaints; amending Chapter 59, Title 67, Idaho Code, by the addition of a new Section 67-5908, Idaho Code, to provide for filing actions in the district court; repealing Section 67-5911, Idaho Code, relating to court actions brought to enforce an order of the Commission; providing that this act shall not cut off previously existing private rights of action; and declaring an emergency.

S 1422

**By STATE AFFAIRS COMMITTEE
AN ACT**

Relating to shift differential compensation; amending Chapter 53, Title 67, Idaho Code, by the addition of a new Section 67-5309D, Idaho Code, providing for the Idaho Personnel Commission to designate classes of state employees eligible for increased pay for evening and night shift work, defining terms, and authorizing the Idaho Personnel Commission to establish differential pay for evening and night shift work for state employees.

S 1415, S 1416, S 1417, S 1418, S 1419, S 1420, S 1421 and S 1422 were introduced, read the first time at length and referred to the Judiciary and Rules Committee for printing.

H 583, H 584 and H 585, by Appropriations Committee, were introduced, read the first time at length and referred to the Finance Committee.

H 371, by Resources and Conservation Committee, was introduced, read the first time at length and referred to the Resources and Environment Committee.

H 370, H 394, H 407, H 432 and H 434, by Judiciary, Rules and Administration Committee, were introduced, read the first time at length and referred to the Judiciary and Rules Committee.

H 515, by Business Committee, was introduced, read the first time at length and referred to the Commerce and Labor Committee.

Introduction, First Reading and Reference of Bills,**House Petitions, Resolutions and Memorials****S 1443****By JUDICIARY AND RULES COMMITTEE****AN ACT**

Relating to municipal licenses; amending Section 23-1016, Idaho Code, by increasing the maximum allowable fee for municipal beer licenses; and amending Section 23-1315, Idaho Code, by increasing the maximum allowable fee for municipal wine licenses.

S 1443 was introduced, read the first time at length and referred to the Judiciary and Rules Committee for printing.

H 504, by Transportation and Defense Committee, was introduced, read the first time at length and referred to the State Affairs Committee.

H 643, by Appropriations Committee, was introduced, read the first time at length and referred to the Finance Committee.

H 453, H 431 and H 519, by Judiciary, Rules and Administration Committee, were introduced, read the first time at length and referred to the Judiciary and Rules Committee.

Second Reading of Bills

H 621, by Appropriations Committee, was read the second time at length and filed for third reading.

SJR 109, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

S 1261, by State Affairs Committee, was read the second time at length and filed for third reading.

H 414, by Local Government Committee, was read the second time at length and filed for third reading.

H 489 and H 539, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1399, by State Affairs Committee, was read the second time at length and filed for third reading.

S 1391, by Resources and Environment Committee, was read the second time at length and filed for third reading.

H 419, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

H 446, by Local Government Committee, was read the second time at length and filed for third reading.

H 553, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

S 1329, by Resources and Environment Committee, was read the second time at length and filed for third reading.

H 427, H 428 and H 371, by Resources and Conservation Committee, were read the second time at length and filed for third reading.

Third Reading of Bills

The President announced that S 1383, having been held for this day, was before the Senate for final consideration.

S 1383 was read the third time at length, section by section, and placed before the Senate for final consideration, the question being, "Shall the bill pass?"

On request by Senator Mitchell, granted by unanimous consent, S 1383 was referred to the Fourteenth Order of Business, General Calendar.

S 1421 was read the third time at length, section by section, and placed before the Senate for final consideration, the question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES — Abrahams, Barker, Bell, Bilyeu, Black, Bradshaw, Budge, Carter, Chase, Clemm, Craig, Crystal, Dobler, Egbert, Hartvigsen, High, Kiebert, Klein, Lannen, Leese, Little, Manley, Merrill, Mitchell, Ricks, Risch, Robison, Steen, Swenson, Twilegar, Van Engelen, Verner, Watkins, Williams, Yarbrough. Total—35.

Whereupon the President declared S 1421 passed, title was approved and the bill ordered transmitted to the House.

H 466 was read the third time at length, section by section, and placed before the Senate for final consideration, the question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES — Abrahams, Barker, Bell, Bilyeu, Black, Bradshaw, Budge, Carter, Chase, Clemm, Craig, Crystal, Dobler, Egbert, Hartvigsen, High, Kiebert, Klein, Lannen, Leese, Little, Manley, Merrill, Mitchell, Ricks, Risch, Robison, Steen, Swenson, Twilegar, Van Engelen, Verner, Watkins, Williams, Yarbrough. Total—35.

Whereupon the President declared H 466 passed, title was approved and the bill ordered returned to the House.

The President called Senator Manley to the Chair.

H 526 was read the third time at length, section by section, and placed before the Senate for final consideration, the question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES — Abrahams, Barker, Bell, Bilyeu, Black, Carter, Chase, Clemm, Craig, Dobler, Egbert, Hartvigsen, High, Kiebert, Klein, Lannen, Leese, Manley, Merrill, Mitchell, Ricks, Risch, Robison, Steen, Swenson, Twilegar, Van Engelen, Verner, Watkins, Williams. Total—30.

NAYS — Bradshaw, Budge, Crystal, Little, Yarbrough. Total—5.

Total—35.

Whereupon the Acting President declared H 526 passed, title was approved and the bill ordered returned to the House.

H 496 was read the third time at length, section by section, and placed before the Senate for final consideration, the question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES — Abrahams, Barker, Bell, Bilyeu, Black, Bradshaw, Budge, Carter, Chase, Clemm, Craig, Crystal, Dobler, Egbert, Hartvigsen, High, Kiebert, Klein, Lannen, Leese, Little, Manley, Merrill, Mitchell, Ricks, Risch, Robison, Steen, Swenson, Twilegar, Van Engelen, Verner, Watkins, Williams, Yarbrough. Total—35.

Whereupon the Acting President declared H 496 passed, title was approved and the bill ordered returned to the House.

On request by Senator Risch, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Risch, seconded by Senator Chase, the Senate adjourned until 10:00 a.m., Thursday, February 28, 1980.

ART MANLEY, Acting President

Attest: PAT HARPER, Secretary

S 1324, as amended in the House, has been correctly engrossed.

HIGH, Chairman

S 1324, as amended in the House, was filed for first reading.

March 20, 1980

The FINANCE Committee reports out H 740 and H 738 with the recommendation that they do pass.

LITTLE, Chairman

H 740 and H 738 were filed for second reading.

March 20, 1980

The COMMERCE AND LABOR Committee reports out H 417, as amended, with the recommendation that it do pass.

CRAIG, Chairman

H 417, as amended, was filed for second reading.

March 20, 1980

The COMMERCE AND LABOR Committee reports out H 725 with the recommendation that it be referred to the JUDICIARY AND RULES Committee.

CRAIG, Chairman

There being no objection, H 725 was referred to the Judiciary and Rules Committee.

March 20, 1980

The FINANCE Committee reports out H 739 with the recommendation that it do pass.

LITTLE, Chairman

H 739 was filed for second reading.

March 20, 1980

The TRANSPORTATION Committee reports out H 447, as amended, H 493, H 536, as amended, H 532, as amended, H 554 and H 509, as amended, with the recommendation that they do pass.

ABRAHAM, Chairman

H 447, as amended, H 493, H 536, as amended, H 532, as amended, H 554 and H 509, as amended, were filed for second reading.

Senator Mitchell was recorded present at this order of business.

March 21, 1980

The JUDICIARY AND RULES Committee reports that Senate amendments to H 579, H 636, as amended in the Senate, H 639, H 654, as amended, and S 1488 have been correctly printed.

HIGH, Chairman

The report was ordered filed in the office of the Secretary.

Senators Ricks, Watkins, Lannen, Little, Manley, Yarbrough, Egbert and Carter were recorded present at this order of business.

March 21, 1980

The JUDICIARY AND RULES Committee reports that S 1504, S 1505, S 1506, S 1507 and S 1508 have been correctly printed.

HIGH, Chairman

S 1504, S 1505, S 1506, S 1507 and S 1508 were referred to the Finance Committee.

On request by Senator Risch, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 19, 1980

The Honorable Philip E. Batt
President of the Senate
State of Idaho
Statehouse

Dear Mr. President:

I have the honor to inform you that today I have signed and am transmitting to the Secretary of State the following signed Senate Bills, to wit:

SB 1421

SB 1318

SB 1341

SB 1340

SB 1342

SB 1369

SB 1372

SB 1445

SB 1444

Sincerely,
/s/ JOHN V. EVANS
GOVERNOR

The correspondence was ordered filed in the office of the Secretary.

Messages from the House

March 20, 1980

Mr. President:

I transmit herewith Enrolled H 694 and H 663 for the signature of the President and I return herewith Enrolled S 1353, as amended, S 1365, as amended, S 1414, S 1425, S 1455, S 1459, S 1460 and SCR 140 which have been signed by the Speaker.

WATSON, Chief Clerk

The President announced that he was about to sign Enrolled H 694 and H 663, and when so signed, ordered them returned to the House.

Enrolled S 1353, as amended, S 1365, as amended, S 1414, S 1425, S 1455, S 1459 and S 1460 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

Enrolled SCR 140 was referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

Senator Bilyeu was recorded present at this order of business.

March 20, 1980

Mr. President:

I transmit herewith H 603, as amended, H 644, H 750, HCR 50, HCR 52, H 733, H 744 and H 745 and I return herewith S 1458, S 1453, S 1380, as amended, S 1404, SCR 135, SCR 137, S 1464, S 1465, S 1436, S 1437, S 1276, as amended, S 1390, S 1454, S 1349, as amended, S 1449, S 1463, S 1470 and S 1466 which have passed the House.

WATSON, Chief Clerk

H 603, as amended, H 644, H 750, HCR 50, HCR 52, H 733, H 744 and H 745 were filed for first reading.

S 1458, S 1453, S 1380, as amended, S 1404, SCR 135, SCR 137, S 1464, S 1465, S 1436, S 1437, S 1276, as amended, S 1390, S 1454, S 1349, as amended, S 1449, S 1463, S 1470 and S 1466 were referred to the Judiciary and Rules Committee for enrolling.

Motions and Resolutions

Having voted on the prevailing side and proper notice having been served, on request by Senator Twilegar, granted by unanimous consent, the vote by which H 377, as

S.B. 1421
RS 5664

Idaho Human Rights Act 1980 Legislative History Check Lists

Item	Included	Notes
Session Law	✓ <i>fr</i>	
Bill	✓	
Bill Status	✓	
Statement of Purpose	✓ <i>fr</i>	
Committee Minutes		
- House	✓ <i>fr</i>	
- Senate	✓ <i>fr</i>	
Journal		
- House	✓	
- Senate	✓	
Interim Committee Minutes	N/A <i>fr</i>	