

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 455

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO CODIFIER'S CORRECTIONS; AMENDING SECTION 10-1215, IDAHO CODE,
2 TO MAKE CODIFIER'S CORRECTIONS; AMENDING SECTION 16-103, IDAHO CODE,
3 TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 16-2002, IDAHO CODE,
4 TO REMOVE SURPLUS VERBIAGE; AMENDING CHAPTER 60, TITLE 19, IDAHO CODE,
5 AS ENACTED BY SECTION 1, CHAPTER 263, LAWS OF 2023, TO REDESIGNATE THE
6 CHAPTER AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING CHAPTER 60,
7 TITLE 19, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 179, LAWS OF 2023,
8 TO REDESIGNATE THE CHAPTER AND TO PROVIDE A CORRECT CODE REFERENCE;
9 AMENDING SECTION 22-2612, IDAHO CODE, TO MAKE A CODIFIER'S CORRECTION
10 AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-1401, IDAHO
11 CODE, TO MAKE A CODIFIER'S CORRECTION AND TO MAKE TECHNICAL CORREC-
12 TIONS; AMENDING SECTION 25-2703, IDAHO CODE, TO REVISE A PROVISION
13 REGARDING ANIMAL REMEDIES; AMENDING SECTION 31-1410A, IDAHO CODE, TO
14 MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1402, IDAHO CODE, TO
15 MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1614, IDAHO CODE, AS
16 ENACTED BY SECTION 1, CHAPTER 50, LAWS OF 2023, TO REDESIGNATE THE SEC-
17 TION AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 66, TITLE 33,
18 IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 120, LAWS OF 2023, TO REDES-
19 IGNATE THE CHAPTER; AMENDING SECTION 34-704, IDAHO CODE, TO PROVIDE A
20 CORRECT CODE REFERENCE; AMENDING SECTION 39-4502, IDAHO CODE, TO REMOVE
21 SURPLUS VERBIAGE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION
22 54-1007, IDAHO CODE, TO REMOVE SURPLUS VERBIAGE AND TO MAKE TECHNICAL
23 CORRECTIONS; AMENDING SECTION 74-104, IDAHO CODE, TO MAKE A CODIFIER'S
24 CORRECTION; AMENDING SECTION 74-106, IDAHO CODE, TO PROVIDE A CORRECT
25 CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN
26 EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
27

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

29 SECTION 1. That Section 10-1215, Idaho Code, be, and the same is hereby
30 amended to read as follows:

31 10-1215. CONSTRUCTION TO EFFECTUATE UNIFORMITY. This ~~Act~~ act shall be
32 so interpreted and construed as to effectuate its general purpose to make
33 uniform the law of ~~these~~ those states which enact it, and to harmonize, as far
34 as possible, with federal laws and regulations on the subject of declaratory
35 judgments and decrees.

36 SECTION 2. That Section 16-103, Idaho Code, be, and the same is hereby
37 amended to read as follows:

38 16-103. DEFINITIONS. In this chapter:
39 (1) "Allocation" means state and federal funds designated for coordi-
40 nation of program functions in the seven (7) regions.

1 (2) "Applications" ~~mean~~ means the documents submitted by the regional
2 infant toddler committees to the infant toddler council, detailing the bud-
3 get request for the regional committee activities and comprehensive compo-
4 nent plans for the planning and coordination of programs authorized in this
5 chapter.

6 (3) "Awards and contracts" ~~mean~~ means the state and federal funds des-
7 ignated by the lead agency for projects relating to planning, resource de-
8 velopment, or provision of direct service.

9 (4) "Council" means the state interagency coordinating council estab-
10 lished in section 16-105, Idaho Code.

11 (5) "Early intervention services" ~~mean~~ means those services ~~which~~ that
12 are provided under public supervision by qualified personnel, in conformity
13 with the individual family service plan (IFSP), and are designed to meet the
14 developmental needs of eligible children as defined in this chapter. These
15 services are selected and provided in collaboration with the families; and,
16 to the extent appropriate, are provided in types of settings in which infants
17 and toddlers without disabilities would participate. These services, nec-
18 essary to enable the child to benefit from the other early intervention ser-
19 vices, include:

- 20 (a) ~~a~~Audiology;
- 21 (b) ~~e~~Case management services, including transitions;
- 22 (c) ~~f~~Family training, counseling or home-based services;
- 23 (d) ~~h~~Health services, including dental;
- 24 (e) ~~m~~Medical services, for diagnostic or evaluation purposes only;
- 25 (f) ~~n~~Nursing services;
- 26 (g) ~~n~~Nutrition services;
- 27 (h) ~~e~~Occupational therapy;
- 28 (i) ~~p~~Physical therapy;
- 29 (j) ~~p~~Psychological services;
- 30 (k) ~~r~~Respice care;
- 31 (l) ~~s~~Social work services;
- 32 (m) ~~s~~Special instruction/developmental therapy;
- 33 (n) ~~s~~Speech and language pathology services; and
- 34 (o) ~~t~~Transportation, including the cost of travel (e.g., mileage,
35 or travel by taxi, common carrier, or other means) and related costs
36 (parking expense) that are necessary to enable an eligible child and the
37 child's family to receive early intervention services.

38 (6) "Early intervention system" means the management structure estab-
39 lished in this chapter, comprised of the interdependent continuum of ser-
40 vices and activities for the provision of a statewide, comprehensive, coor-
41 dinated, multidisciplinary, interagency program for young children who have
42 a disability or are at risk.

43 (7) "Health and safety standards" ~~mean~~ means those standards ~~which~~ that
44 address the facilities where early intervention services are offered, ex-
45 cluding the child's home. Such standards may include but are not limited to
46 the dimensions or size of a facility, communicable disease, social environ-
47 ment, nutrition, immunization, and fire codes.

48 (8) "Include" means that all items named are not all of the possible
49 items that are covered, whether like or unlike the ones named.

1 (9) "Individualized family service plan (IFSP)" means a written plan
 2 designed to address the strengths and needs of an infant or toddler with
 3 disabilities and the family that meets the requirements of section 16-109,
 4 Idaho Code.

5 (10) "Infants and toddlers at risk" ~~mean~~ means children who are in need
 6 of screening and tracking services to monitor ~~their~~ development because they
 7 have:

8 (a) Medical or biological risk factors, which refer to prenatal, peri-
 9 natal, and neonatal events ~~which~~ that increase the probability of de-
 10 layed development or result in disability (e.g., low birth weight, pre-
 11 maturity, abnormal neurological findings); or

12 (b) Environmental risk factors, which refer to high-risk environmental
 13 influences that may affect development or result in disability (e.g.,
 14 adolescent parent, poverty, psychiatric stress or known history of
 15 child abuse or neglect).

16 (11) "Infants and toddlers with disabilities" ~~mean~~ means children ~~age~~
 17 from birth to thirty-six (36) months of age who need early intervention ser-
 18 vices because:

19 (a) They are experiencing developmental delays, as measured by diag-
 20 nostic instruments and procedures (referenced in administrative rules)
 21 in one (1) or more of the following areas:

22 (i) ~~p~~Physical development;

23 (ii) ~~e~~Cognitive development;

24 (iii) ~~e~~Communication, language, speech and hearing development;

25 (iv) ~~p~~Psychosocial development;

26 (v) ~~s~~Self-help skills;

27 (vi) ~~s~~Sensory skills; or

28 (b) They are at risk of experiencing developmental delay due to estab-
 29 lished risk factors, which refer to diagnosed disorders where the con-
 30 dition is known to ultimately affect development or result in disabil-
 31 ity (e.g., the congenital anomalies associated ~~wih~~ with Down syndrome
 32 or hydrocephaly).

33 (12) "Lead agency" means the department of health and welfare.

34 (13) "Multidisciplinary team" means a group comprised of the parent (s)
 35 or legal guardian and the professionals described in this chapter, as appro-
 36 priate, who are assembled for the purposes of assessing the developmental
 37 needs of an infant or toddler, developing the IFSP, and providing the infant
 38 or toddler and the family with the early intervention services as detailed in
 39 the IFSP design to meet the individual family needs.

40 (14) "Program standards" ~~mean~~ means those standards ~~which~~ that address
 41 the coordination and provision of early intervention services. Such stan-
 42 dards may include, but are not limited to, service year, length of program,
 43 personnel qualifications, staff/child ratio, caseload, maximum class size,
 44 and length of day.

45 (15) "Qualified" means that a person has met the highest standards of
 46 state approved or recognized certification, licensing, registration or
 47 other comparable requirements that apply to the area in which the person is
 48 providing early intervention services.

49 (16) "Region" means one (1) of the seven (7) administrative regions of
 50 the lead agency.

1 (17) "Regional committee" means an interagency coordinating committee
 2 established within each of the seven (7) administrative regions of the lead
 3 agency to facilitate interagency coordination at the regional level and pro-
 4 vide applications for regional committee activities, planning and direction
 5 for regional program activities.

6 (18) "Screening and tracking services" ~~mean~~ means the identification of
 7 infants and toddlers delayed or at risk of delay using standardized proce-
 8 dures, and the entry of demographic information into an automated system for
 9 periodically monitoring the child's services or need for services.

10 (19) "Service providers" ~~mean~~ means those individuals or programs that
 11 deliver services to eligible infants and toddlers and their families in com-
 12 pliance with the applicable standards of state and local licensing and oper-
 13 ational rules and regulations.

14 SECTION 3. That Section 16-2002, Idaho Code, be, and the same is hereby
 15 amended to read as follows:

16 16-2002. DEFINITIONS. When used in this chapter, unless the text oth-
 17 erwise requires:

18 (1) "Court" means the district court or magistrate's division thereof
 19 or, if the context requires, a judge or magistrate thereof.

20 (2) "Child" or "minor" means any individual who is under the age of
 21 eighteen (18) years.

22 (3) "Neglected" means:

23 (a) Conduct as defined in section 16-1602(310), Idaho Code; or

24 (b) The parent(s) has failed to comply with the court's orders or the
 25 case plan in a child protective act case and:

26 (i) The department has had temporary or legal custody of the child
 27 for fifteen (15) of the most recent twenty-two (22) months; and

28 (ii) Reunification has not been accomplished by the last day of
 29 the fifteenth month in which the child has been in the temporary or
 30 legal custody of the department.

31 (4) "Abused" means conduct as defined in section 16-1602(1), Idaho
 32 Code.

33 (5) "Abandoned" means the parent has willfully failed to maintain a
 34 normal parental relationship, including, but not limited to, reasonable
 35 support or regular personal contact. Failure of the parent to maintain this
 36 relationship without just cause for a period of one (1) year shall constitute
 37 prima facie evidence of abandonment under this section; provided however,
 38 where termination is sought by a grandparent seeking to adopt the child, the
 39 willful failure of the parent to maintain a normal parental relationship as
 40 provided herein without just cause for six (6) months shall constitute prima
 41 facie evidence of abandonment.

42 (6) "Legal custody" means status created by court order ~~which~~ that
 43 vests in a custodian the following rights and responsibilities:

44 (a) To have physical custody and control of the child and to determine
 45 where and with whom the child shall live;

46 (b) To supply the child with food, clothing, shelter and incidental ne-
 47 cessities;

48 (c) To provide the child with care, education and discipline; and

1 (d) To authorize medical, dental, psychiatric, psychological and other
2 remedial care and treatment for the child, including care and treatment
3 in a facility with a program of services for children; and
4 ~~provided that~~ However, such rights and responsibilities shall be exercised
5 subject to the powers, rights, duties and responsibilities of the guardian
6 of the person.

7 (7) "Guardianship of the person" means those rights and duties imposed
8 upon a person appointed as guardian of a minor under the laws of Idaho. It
9 includes but is not necessarily limited either in number or kind to:

10 (a) The authority to consent to marriage, to enlistment in the armed
11 forces of the United States, and to major medical, psychiatric and sur-
12 gical treatment; to represent the minor in legal actions; and to make
13 other decisions concerning the child of substantial legal signifi-
14 cance;

15 (b) The authority and duty of reasonable visitation, except to the ex-
16 tent that such right of visitation has been limited by court order;

17 (c) The rights and responsibilities of legal custody, except where le-
18 gal custody has been vested in another individual or in an authorized
19 child placement agency; and

20 (d) When the parent and child relationship has been terminated by judi-
21 cial decree with respect to the parents, or only living parent, or when
22 there is no living parent, the authority to consent to the adoption of
23 the child and to make any other decision concerning the child which the
24 child's parents could make.

25 (8) "Guardian ad litem" means a person appointed by the court pursuant
26 to section 16-1614 or 5-306, Idaho Code.

27 (9) "Authorized agency" means the department, a local agency, a person,
28 an organization, corporation, benevolent society or association licensed
29 or approved by the department or the court to receive children for control,
30 care, maintenance or placement.

31 (10) "Department" means the department of health and welfare and its au-
32 thorized representatives.

33 (11) "Parent" means:

34 (a) The birth mother or the adoptive mother;

35 (b) The adoptive father;

36 (c) The biological father of a child conceived or born during the fa-
37 ther's marriage to the birth mother; and

38 (d) The unmarried biological father whose consent to an adoption of the
39 child is required pursuant to section 16-1504, Idaho Code.

40 (12) "Presumptive father" means a man who is or was married to the birth
41 mother and the child is born during the marriage or within three hundred
42 (300) days after the marriage is terminated.

43 (13) "Parent and child relationship" includes all rights, privileges,
44 duties and obligations existing between parent and child, including inheri-
45 tance rights, and shall be construed to include adoptive parents.

46 (14) "Parties" includes the child and the petitioners.

47 (15) "Unmarried biological father," as used in this chapter and chapter
48 15, title 16, Idaho Code, means the biological father of a child who was not
49 married to the child's mother at the time the child was conceived or born.

1 (16) "Unmarried biological mother," as used in this chapter, means the
2 biological mother of a child who was not married to the child's biological
3 father at the time the child was conceived or born.

4 (17) "Disability" means, with respect to an individual, any mental or
5 physical impairment ~~which~~ that substantially limits one (1) or more major
6 life activities of the individual, including, but not limited to, self-care,
7 manual tasks, walking, seeing, hearing, speaking, learning, or working, or a
8 record of such an impairment, or being regarded as having such an impairment.
9 Disability shall not include transvestism, transsexualism, pedophilia,
10 exhibitionism, voyeurism, other sexual behavior disorders, or substance use
11 disorders, compulsive gambling, kleptomania, or pyromania. Sexual prefer-
12 ence or orientation is not considered an impairment or disability. Whether
13 an impairment substantially limits a major life activity shall be determined
14 without consideration of the effect of corrective or mitigating measures
15 used to reduce the effects of the impairment.

16 (18) "Adaptive equipment" means any piece of equipment or any item that
17 is used to increase, maintain, or improve the parenting abilities of a parent
18 with a disability.

19 (19) "Supportive services" means services ~~which~~ that assist a parent
20 with a disability to compensate for those aspects of their disability ~~which~~
21 that affect their ability to care for their child and ~~which~~ that will enable
22 them to discharge their parental responsibilities. The term includes spe-
23 cialized or adapted training, evaluations, or assistance with effective use
24 of adaptive equipment, and accommodations ~~which~~ that allow a parent with
25 a disability to benefit from other services, such as Braille texts or sign
26 language interpreters.

27 SECTION 4. That Chapter 60, Title 19, Idaho Code, as enacted by Section
28 1, Chapter 263, Laws of 2023, be, and the same is hereby amended to read as
29 follows:

30 CHAPTER ~~60~~ 61
31 COMPLIANCE WITH IMMIGRATION LAW

32 ~~19-6001~~ 19-6101. DEFINITIONS. As used in this chapter:

33 (1) "Peace officer" means any employee of a police or law enforcement
34 agency that is a part of, or administered by, the state or any political
35 subdivision thereof and whose duties include and primarily consist of the
36 prevention and detection of crime and the enforcement of penal, traffic,
37 or highway laws of this state or any political subdivision. Peace officer
38 also means an employee of a police or law enforcement agency of a federally
39 recognized Indian tribe who has satisfactorily completed the peace offi-
40 cer standards and training academy and has been deputized by a sheriff of a
41 county or a chief of police of a city of the state of Idaho.

42 (2) "Policy" means a formal, written rule, order, ordinance, or policy
43 and an informal, unwritten policy.

44 (3) "Political subdivision" means any county, city, municipal corpo-
45 ration, health district, school district, irrigation district, operating
46 agent of any irrigation district whose board consists of directors of its
47 member districts, special improvement or taxing district, or any other
48 political subdivision or public corporation. As used in this chapter,

1 "county" and "city" also mean state-licensed hospitals and attached nursing
2 homes established by counties pursuant to chapter 36, title 31, Idaho Code,
3 or jointly by cities and counties pursuant to chapter 37, title 31, Idaho
4 Code.

5 (4) "State" means the state of Idaho or any office, department, agency,
6 authority, commission, board, institution, hospital, college, university,
7 or other instrumentality thereof.

8 ~~19-6002~~ 19-6102. LOCAL GOVERNMENT POLICY REGARDING IMMIGRATION EN-
9 FORCEMENT. (1) A governmental entity shall not adopt, enforce, or endorse a
10 policy under which the entity prohibits or discourages the enforcement of
11 immigration laws.

12 (2) In compliance with subsection (1) of this section, a governmental
13 entity shall not prohibit or discourage a person who is a commissioned peace
14 officer, a corrections officer, a booking clerk, a magistrate, or a prose-
15 cuting attorney, and who is employed by or otherwise under the direction or
16 control of the entity, from doing any of the following:

17 (a) Inquiring into the immigration status of a person under a lawful de-
18 tention or under arrest;

19 (b) With respect to information relating to the immigration status,
20 lawful or unlawful, of any person under a lawful detention or under ar-
21 rest:

22 (i) Sending the information to, or requesting or receiving the
23 information from, United States citizenship and immigration ser-
24 vices or United States immigration and customs enforcement, in-
25 cluding information regarding a person's place of birth;

26 (ii) Maintaining the information; or

27 (iii) Exchanging the information with another governmental en-
28 tity, including a federal or state governmental entity;

29 (c) Assisting or cooperating with a federal immigration officer as rea-
30 sonable or necessary, including providing enforcement assistance; or

31 (d) Permitting a federal immigration officer to enter and conduct en-
32 forcement activities at a municipal or county jail to enforce federal
33 immigration laws.

34 ~~19-6003~~ 19-6103. COMPLAINT -- EQUITABLE RELIEF. (1) Any person, in-
35 cluding the federal government, may file a complaint with the attorney gen-
36 eral if the person offers evidence to support an allegation that a govern-
37 mental entity has adopted, enforced, or endorsed a policy under which the
38 entity prohibits or discourages the enforcement of immigration laws or that
39 the entity, by consistent actions, prohibits or discourages the enforcement
40 of those laws. The person must include with the complaint the evidence the
41 person has that supports the complaint.

42 (2) If the attorney general determines that a complaint filed under
43 subsection (1) of this section against a governmental entity is valid, the
44 attorney general may file a petition for a writ of mandamus or apply for
45 other appropriate equitable relief in a district court in Ada county, or in a
46 county in which the principal office of the entity is located, to compel the
47 entity that adopts, enforces, or endorses a policy under which the govern-
48 mental entity prohibits or discourages the enforcement of immigration laws

1 or that, by consistent actions, prohibits or discourages the enforcement of
 2 those laws to comply with section ~~19-6002~~ 19-6102, Idaho Code. The attorney
 3 general may recover reasonable expenses incurred in obtaining relief under
 4 this subsection, including court costs, reasonable attorney's fees, inves-
 5 tigative costs, witness fees, and deposition costs.

6 SECTION 5. That Chapter 60, Title 19, Idaho Code, as enacted by Section
 7 1, Chapter 179, Laws of 2023, be, and the same is hereby amended to read as
 8 follows:

9 CHAPTER ~~60~~ 62
 10 ADDRESS CONFIDENTIALITY FOR JUDICIAL OFFICERS

11 ~~19-6001~~ 19-6201. DEFINITIONS. As used in this chapter:

12 (1) "Alternative Idaho mailing address" means the address of a judicial
 13 officer's chambers.

14 (2) "Application" means a written form prescribed and made available by
 15 the Idaho supreme court. Such application shall contain, at a minimum, all
 16 of the following:

17 (a) A sworn statement by the judicial officer's employing entity that
 18 the applicant is in fact a judicial officer as defined in subsection (4)
 19 of this section;

20 (b) A sworn statement by the judicial officer that names such officer's
 21 residing household members, if any, as defined in subsection (6) of this
 22 section;

23 (c) The alternative Idaho mailing address as defined in subsection (1)
 24 of this section, and the telephone number or numbers where the judicial
 25 officer and such officer's residing household members can be contacted
 26 by the public agency; and

27 (d) A sworn statement by the judicial officer that such officer know-
 28 ingly and voluntarily designates his employing entity as agent for pur-
 29 poses of service of process and receipt of first class, certified, or
 30 registered mail.

31 (3) "Custodian" is as defined in section 74-101, Idaho Code.

32 (4) "Judicial officer" means a justice, judge, or magistrate judge with
 33 chambers in the state of Idaho.

34 (5) "Public agency" is as defined in section 74-101, Idaho Code.

35 (6) "Residing household member" means a judicial officer's spouse and
 36 any child or children who currently reside at the same residential street ad-
 37 dress as such officer.

38 ~~19-6002~~ 19-6202. DISCLOSURE OF RESIDENTIAL STREET ADDRESS AND TELE-
 39 PHONE NUMBER PROHIBITED -- EXCEPTIONS. Notwithstanding any other provision
 40 of state law, a public agency shall not disclose to any person or entity the
 41 Idaho residential street address and telephone number of a judicial officer
 42 and such officer's residing household members upon submission of an appli-
 43 cation and fee consistent with the provisions of section ~~19-6003~~ 19-6203,
 44 Idaho Code, except under any of the following circumstances:

45 (1) If directed by a court order, to a person identified in the court
 46 order;

1 (2) If requested by a law enforcement agency, to the law enforcement
2 agency;

3 (3) If requested by a financial institution or title company for busi-
4 ness purposes, to the requesting financial institution or title company; or

5 (4) If the judicial officer provides written permission for disclosure
6 of such information.

7 ~~19-6003~~ 19-6203. ADDRESS CONFIDENTIALITY -- ELIGIBILITY. (1) Ju-
8 dicial officers desiring that their Idaho residential street address and
9 telephone number and the Idaho residential street address and telephone
10 number of their residing household members be exempt from disclosure pur-
11 suant to this chapter and sections 34-704(4) and 74-106(30), Idaho Code,
12 may submit an application and a fee, if any, to the custodian of the public
13 record that contains such information. Upon receipt of such application
14 and fee, the public agency shall comply with the provisions of this chapter
15 for a period of four (4) years. Thereafter, judicial officers may renew the
16 exemption by submitting a new application and fee, if any. The public agency
17 may establish a fee schedule not to exceed the actual cost to the agency of
18 complying with the provisions of this chapter.

19 (2) Judicial officers may submit an application to a public agency
20 requesting that the public agency use an alternative Idaho mailing address
21 rather than the Idaho residential street address of any such officer and of
22 any such officer's residing household members on all applications and on
23 all identification cards, licenses, certificates, permits, tags, and other
24 similar documents that are issued to the officer or to such officer's resid-
25 ing household members by the public agency. A public agency receiving such
26 application shall comply with the request.

27 (3) A person shall cease to be eligible for an exemption under this
28 chapter if such person ceases to be a judicial officer or a residing house-
29 hold member. Within thirty (30) days of such cessation, the person shall
30 notify, in writing, every public agency to which the person has made an ap-
31 plication stating that he is no longer eligible for such exemption. If a
32 judicial officer changes employment but is still eligible for an exemption
33 under this chapter, such judicial officer shall, within thirty (30) days
34 of changing employment, submit a new application to every public agency to
35 which such officer has made an application.

36 (4) Nothing in this chapter shall prevent a public agency from obtain-
37 ing the Idaho residential street address and telephone number of a judicial
38 officer and of any residing household member. A judicial officer who has
39 submitted an application pursuant to the provisions of this chapter shall
40 provide his current Idaho residential street address to his employing en-
41 tity. The judicial officer's employing entity, or any public agency that has
42 obtained the Idaho residential street address of a judicial officer, shall
43 upon request identify the county in which the judicial officer's Idaho resi-
44 dential street address is situated.

45 ~~19-6004~~ 19-6204. IMMUNITY FROM LIABILITY. Neither a public agency nor
46 its employees, while acting within the course and scope of their employment
47 and without malice or criminal intent, shall be liable under the Idaho tort

1 claims act, chapter 9, title 6, Idaho Code, for any injury resulting from the
2 release of confidential information under this chapter.

3 SECTION 6. That Section 22-2612, Idaho Code, be, and the same is hereby
4 amended to read as follows:

5 22-2612. DIRECTORS -- ELECTION -- APPOINTMENT -- REMUNERATION -- PRO-
6 HIBITED CONTRACTS -- VACANCIES. (1) The affairs of the association shall be
7 managed by a board of not less than five (5) directors, elected by the mem-
8 bers or stockholders from their own number. The bylaws may provide that the
9 territory in which the association has members shall be divided into dis-
10 tricts and that the directors shall be elected according to such districts.
11 In such a case, the bylaws shall specify the number of directors to be elected
12 by each district, the manner and method of reapportioning the directors and
13 of redistricting the territory covered by the association. The bylaws may
14 provide that primary elections should be held in each district to elect the
15 directors apportioned to such districts and the result of all such primary
16 elections must be ratified by the next regular meeting of the association.

17 (2) The bylaws may provide that one (1) or more directors may be ap-
18 pointed by the department of agriculture or any other public official or
19 commission. The director or directors so appointed need not be members or
20 stockholders of the association, but shall have the same powers and rights
21 as other directors.

22 (3) An association may provide a fair remuneration for the time actu-
23 ally spent by its officers and directors in its service. No director, during
24 the term of his office, shall be a party to a contract for a profit with the
25 association differing in any way from the business relations accorded reg-
26 ular members or holders of common stock of the association, or to any other
27 kind of contract differing from terms generally current in that district.

28 (4) When a vacancy on the board of directors occurs, other than by expi-
29 ration of term, the remaining members of the board, by a majority vote, shall
30 fill the vacancy, unless the bylaws provide for an election of directors by
31 district. In such a case, the board of directors shall immediately call a
32 special meeting of the members or stockholders in that district to fill the
33 vacancy.

34 SECTION 7. That Section 23-1401, Idaho Code, be, and the same is hereby
35 amended to read as follows:

36 23-1401. DEFINITIONS. As used in this chapter:

37 (1) "Alcoholic beverages" means such beverages as defined in section
38 23-105, Idaho Code, as alcoholic liquor, including alcohol, spirits, wine
39 or any combination thereof, and beverages defined in section 23-1001, Idaho
40 Code, as beer.

41 (2) "Legal drinking age" means the age when a person is legally al-
42 lowed to purchase or consume any alcoholic beverage, as provided in section
43 23-615, Idaho Code.

44 (3) "Hospitality cabinet" means a closed container, either refriger-
45 ated in whole or in part or nonrefrigerated, where access to the interior
46 portion containing alcoholic beverages ~~are contained~~ is restricted by means

1 of a locking device ~~which~~ that requires the use of a key, magnetic card, or
2 similar device.

3 (4) "Qualified facility" means a hotel, inn, or motel ~~which~~ that is
4 licensed to sell alcoholic beverages for on-premises consumption and ~~which~~
5 that contains guest room accommodations. It shall also include condominiums
6 owned or managed by an otherwise qualified facility.

7 (5) "Qualified registered guest" means each person of legal drinking
8 age who signs the guest register of a qualified facility or takes some other
9 equivalent action for the purpose of registering as a guest of such qualified
10 facility.

11 SECTION 8. That Section 25-2703, Idaho Code, be, and the same is hereby
12 amended to read as follows:

13 25-2703. DEFINITIONS. When used in this chapter:

14 (1) The term "animal remedy" means any drug, combination of drugs,
15 pharmaceutical, proprietary medicine, veterinary biologics, or combination
16 of drugs and other ingredients, other than for food or cosmetic purposes,
17 which is prepared or compounded for any animal use except man, or materials
18 other than food intended to affect the structure or any function of the body
19 of animals other than man. This term does not include medicated feeds.

20 (2) The term "brand name" means any word, name, symbol or device, or
21 any combination thereof, identifying the commercial feed of a distributor or
22 registrant and distinguishing it from that of others.

23 (3) The term "commercial feed" means all materials or combination of
24 materials that are distributed or intended for distribution for use as feed,
25 or for mixing in feed, for poultry and animals other than man, except:

26 (a) Unmixed whole seeds and physically altered entire unmixed seeds,
27 when such whole or physically altered seeds are not chemically changed
28 or are not adulterated within the meaning of section 25-2707, Idaho
29 Code, or misbranded within the meaning of section 25-2708, Idaho Code.

30 (b) Seeds mixed and planted as such mixture, grown and harvested as one
31 (1) crop, and processed as one (1) mixture when not adulterated within
32 the meaning of section 25-2707, Idaho Code, or misbranded within the
33 meaning of section 25-2708, Idaho Code.

34 (c) All hay, except commercially dehydrated legumes and grasses and
35 when not adulterated within the meaning of section 25-2707, Idaho Code,
36 or misbranded within the meaning of section 25-2708, Idaho Code.

37 (d) Whole or ground straw, stover, silage, cobs, husks, hulls, wet or
38 pressed beet pulp, pea screenings and beet discard molasses when not
39 mixed with other materials and when not adulterated within the meaning
40 of section 25-2707, Idaho Code, or misbranded within the meaning of sec-
41 tion 25-2708, Idaho Code.

42 (e) Live, whole or unprocessed animals when not adulterated within the
43 meaning of section 25-2707, Idaho Code, or misbranded within the mean-
44 ing of section 25-2708, Idaho Code.

45 (f) Animal remedies when not adulterated within the meaning of sec-
46 tion 25-2707, Idaho Code, or misbranded within the meaning of section
47 25-2708, Idaho Code. Animal remedies for pets, specialty pets, and
48 equines that include ingredients from industrial hemp as defined in
49 section 22-1703, Idaho Code, and as ~~defined~~ described under the defi-

1 inition of "tetrahydrocannabinols or synthetic equivalents" in section
2 37-2705(d) (27), Idaho Code, are not considered adulterated.

3 (g) Individual mineral substances when not mixed with another material
4 and when not adulterated within the meaning of section 25-2707, Idaho
5 Code, or misbranded within the meaning of section 25-2708, Idaho Code.

6 (h) Certain processing byproducts or production waste, identified by
7 the director in rule, without further processing, received by the end
8 user directly from the food processor when not adulterated within the
9 meaning of section 25-2707, Idaho Code, or misbranded within the mean-
10 ing of section 25-2708, Idaho Code.

11 The director, by rule, may exempt from this definition, or from specific
12 provisions of this chapter, commodities and individual chemical compounds
13 or substances when such commodities, compounds or substances are not in-
14 termixed with other materials and are not adulterated according to the
15 provisions of section 25-2707, Idaho Code, or misbranded within the meaning
16 of section 25-2708, Idaho Code.

17 (4) The term "contract feeder" means a person who as an independent con-
18 tractor feeds commercial feed to animals pursuant to a contract whereby such
19 commercial feed is supplied, furnished, or otherwise provided to such person
20 and whereby such person's remuneration is determined, all or in part, by feed
21 consumption, mortality, profits, or amount or quality of product.

22 (5) The term "customer-formula feed" means commercial feed that con-
23 sists of a mixture of commercial feeds and/or feed ingredients, each batch
24 of which is manufactured according to the specific instructions of the fi-
25 nal purchaser, end user or consumer. Customer-formula feed does not include
26 commercial feeds that are used as ingredients in other commercial feed or are
27 offered for retail or further distribution.

28 (6) The term "department" means the Idaho department of agriculture.

29 (7) The term "director" means the director of the Idaho department of
30 agriculture or the director's authorized agent.

31 (8) The term "distribute" means to offer for sale, sell, exchange or
32 barter commercial feeds in or into this state or to supply, furnish, or oth-
33 erwise provide commercial feed to a contract feeder.

34 (9) The term "distributor" means any person who distributes.

35 (10) The term "drug" means any article intended for use in the diagno-
36 sis, cure, mitigation, treatment, or prevention of disease in animals other
37 than man and articles other than feed intended to affect the structure or any
38 function of the animal body.

39 (11) The term "feed ingredient" means each of the constituent materials
40 making up a commercial feed.

41 (12) The term "label" means a display of written, printed, or graphic
42 matter upon or affixed to the container in which a commercial feed is dis-
43 tributed or on the invoice or delivery slip with which a commercial feed is
44 distributed.

45 (13) The term "labeling" means all labels and other written, printed, or
46 graphic matter upon a commercial feed or any of its containers or wrapper or
47 accompanying such commercial feed. This includes statements and promotion
48 on company websites or other internet-based customer interfaces.

49 (14) The term "manufacture" means to grind, mix or blend, or further
50 process a commercial feed for distribution.

1 (15) The term "medicated feed" means any feed that contains drug ingre-
2 dients intended or presented for the cure, mitigation, treatment, or preven-
3 tion of disease in animals other than man or that contains drug ingredients
4 intended to affect the structure or any function of the body of animals other
5 than man.

6 (16) The term "mineral" means a naturally occurring, homogeneous inor-
7 ganic solid substance, essential to the nutrition of animals, having a def-
8 inite chemical composition and characteristic crystalline structure, color
9 and hardness.

10 (17) The term "mineral feed" means a commercial feed intended to supply
11 primarily mineral elements or inorganic nutrients.

12 (18) The term "official sample" means a sample of commercial feed taken
13 by the director or an authorized agent in accordance with the provisions of
14 section 25-2709, Idaho Code.

15 (19) The term "percent" or "percentage" means percentage by weight.

16 (20) The term "person" includes an individual, partnership, corpora-
17 tion, firm, association and agent.

18 (21) The term "pet" means any domesticated animal normally maintained
19 in or near the household(s) of the owner(s) thereof.

20 (22) The term "pet food" means any commercial feed prepared and dis-
21 tributed for consumption by dogs and cats.

22 (23) The term "pharmaceutical" means any product prescribed for the
23 treatment or prevention of disease for veterinary purposes, including
24 vaccines, synthetic and natural hormones, anesthetics, stimulants or de-
25 pressants.

26 (24) The term "product name" means the name of the commercial feed that
27 identifies it as to kind, class or specific use.

28 (25) The term "purchase" includes taking by sale, discount, negotia-
29 tion, mortgage, pledge, lien, issue or reissue, gift or any other voluntary
30 transaction creating an interest in property.

31 (26) The term "purchaser" means a person who takes by purchase.

32 (27) The term "registrant" means that person, manufacturer, guarantor,
33 or distributor who registers a product or products according to the provi-
34 sions of section 25-2704, Idaho Code.

35 (28) The term "sell" or "sale" includes exchange.

36 (29) The term "specialty pet" means any domesticated animal pet nor-
37 mally maintained in a cage or tank, such as but not limited to gerbils,
38 hamsters, canaries, psittacine birds, mynahs, finches, tropical fish, gold-
39 fish, snakes and turtles.

40 (30) The term "specialty pet food" means any commercial feed prepared
41 and distributed for consumption by specialty pets.

42 (31) The term "ton" means a net weight of two thousand (2,000) pounds av-
43 oirdupois.

44 (32) The term "veterinary biologics" means any biologic product used
45 for veterinary purposes, including but not limited to antibiotics, antipar-
46 asitocides, growth promotants and bioculture products.

47 (33) Words importing the singular number may extend and be applied to
48 several persons or things and words importing the plural may include the sin-
49 gular.

1 SECTION 9. That Section 31-1410A, Idaho Code, be, and the same is hereby
2 amended to read as follows:

3 31-1410A. DECISION TO INCREASE THE SIZE OF THE BOARD. (1) Subsequent
4 to the creation of a fire protection district and the appointment of the
5 first board of fire protection commissioners, the fire protection board may,
6 by a majority vote of all of the fire protection district board members,
7 elect to increase the size of the board to five (5) members.

8 (2) If the board of fire protection commissioners elects to expand the
9 board to five (5) members, the existing board members shall subdivide the
10 district into five (5) subdivisions as nearly equal in population, area, and
11 mileage as practicable to be known as subdistricts one, two, three, four and
12 five.

13 (3) At the first election following the decision of the board of fire
14 protection commissioners to expand the board from three (3) to five (5) mem-
15 bers, five (5) commissioners shall be elected. The commissioners from fire
16 protection subdistricts one and two shall be elected to a term of two (2)
17 years, the commissioners from subdistricts three, four, and five shall be
18 elected to a term of four (4) years. Thereafter, the term of all commission-
19 ers shall be four (4) years.

20 (4) A fire district ~~which~~ that, prior to the effective date of this sec-
21 tion, had elected to expand a board from three (3) to five (5) members shall,
22 prior to the next election of the district, adopt a transition schedule as
23 nearly reflecting the schedule provided in this section as possible. For
24 commissioners whose offices expire in 2012 and in any even-numbered year,
25 such commissioners shall remain in office until the next election in an odd-
26 numbered year.

27 SECTION 10. That Section 33-1402, Idaho Code, be, and the same is hereby
28 amended to read as follows:

29 33-1402. ENROLLMENT OPTIONS. (1) Each school district shall implement
30 an enrollment options program as provided in this section. School districts
31 shall adopt policies to govern the process for enrollment options pursuant
32 to this chapter, including in-district transfers. The policies shall pro-
33 hibit discrimination against any pupil on the basis of his residential ad-
34 dress, ability, disability, race, ethnicity, sex, or socioeconomic status.
35 Such policies shall be posted to the school district's website. Schools of
36 choice within a district that have lottery enrollment policies are not sub-
37 ject to the provisions of this chapter.

38 (2) Whenever the parent or guardian of any Idaho pupil determines that
39 it is in the best interest of the pupil to attend a school within another dis-
40 trict, or to attend another school within the home district, such pupil, ~~or~~
41 ~~pupils,~~ may be transferred to and attend the selected school, subject to the
42 provisions of this section and section 33-1404, Idaho Code.

43 (3) The pupil's parent or guardian must apply for admission to a school
44 within another district, or to another school within the home district, on
45 a form provided by the state department of education or a district-provided
46 form that is substantially similar. The application, ~~7~~ must be submitted to
47 the receiving school district by February 1 for enrollment during the fol-
48 lowing school year, and notice of such application must be given to the home

1 district. At the time of application, the parent or guardian must request
2 that the home district or school forward the pupil's student record. The
3 home district or school shall respond by forwarding a certified copy of the
4 transferred student's record within ten (10) days, unless the provisions of
5 section 18-4511, Idaho Code, apply. The receiving school district, or the
6 receiving school within the home district, shall notify the applicant within
7 sixty (60) days and, if denied, must include written explanation of the de-
8 nial.

9 (4) There may be times during the school year when a parent or guardian
10 believes it is in the best interest of the pupil to transfer schools. Open
11 enrollment applications shall be accepted at any time throughout the year.
12 However, those applications received after the February 1 deadline will be
13 considered based on capacity stated in policy at the receiving district.

14 (5) Priority for enrollment under this section shall be given to pupils
15 applying to attend another school within the home district.

16 (6) A district may deny a transfer application for the following rea-
17 sons:

18 (a) The pupil was expelled by the pupil's previous district;

19 (b) The pupil has a documented history of significant disciplinary is-
20 sues;

21 (c) The pupil has a documented history of chronic absenteeism; or

22 (d) The receiving district does not have space available pursuant to
23 section 33-1409, Idaho Code. Where applicable, a denial may include in-
24 formation about other schools that are below maximum enrollment.

25 (7) For a pupil accepted by the receiving school or district, the par-
26 ent or guardian does not need to ~~re-apply~~ reapply to regain acceptance the
27 next school year. However, the parent or guardian must provide notice to the
28 receiving school or district of intent for the pupil to ~~re-enroll~~ reenroll.
29 The district may prescribe the form of notice. Once a pupil has been enrolled
30 at the same school for a second consecutive year, the pupil may complete his
31 education at such a school, unless the pupil's approved transfer has been re-
32 voked pursuant to this section.

33 (8) Whenever any pupil enrolls in and attends a school outside the dis-
34 trict within which the parent or guardian resides, the parent or guardian
35 shall be responsible for transporting the pupil to and from the school or
36 to an appropriate bus stop within the receiving district. For students at-
37 tending another school within the home district, the parent or guardian is
38 responsible for transporting the pupil to and from an appropriate bus stop.
39 Tuition shall be waived for parents or guardians of any Idaho pupils allowed
40 under the provisions of this section. Tuition charged to the debtor district
41 may be waived by the creditor district.

42 (9) A pupil who applies and is accepted in a nonresident school district
43 is subject to the policy of the receiving school district and shall be ineli-
44 gible to again apply for an enrollment option or the transfer approval may be
45 revoked in that nonresident district if:

46 (a) The pupil is chronically absent;

47 (b) The pupil commits repeated, serious disciplinary infractions;

48 (c) The pupil commits disciplinary infractions that result in expul-
49 sion; or

1 (d) The school in which the student is enrolled exceeds maximum enroll-
 2 ment of resident pupils due to growth. However, pursuant to subsection
 3 (7) of this section, the receiving district may not revoke a transfer
 4 approval to a school after two (2) consecutive years of attendance. If a
 5 transfer approval is revoked under this subsection, the receiving dis-
 6 trict must offer the pupil information about other schools within the
 7 district that are below maximum enrollment.

8 (10) A receiving school shall inform the parent or guardian of the cir-
 9 cumstances that jeopardize the student's status at a transfer school.

10 (11) No district shall take any action to prohibit or prevent applica-
 11 tion by resident pupils to attend school in another school district or to at-
 12 tend another school within the home district.

13 SECTION 11. That Section 33-1614, Idaho Code, as enacted by Section 1,
 14 Chapter 50, Laws of 2023, be, and the same is hereby amended to read as fol-
 15 lows:

16 ~~33-1614~~ 33-1615. FINANCIAL LITERACY. (1) Each school district, spe-
 17 cially chartered district, and public charter school serving students in
 18 grades 9 through 12, or any combination thereof, shall provide to all stu-
 19 dents in grades 9 through 12 one (1) or more courses in personal financial
 20 literacy and money management.

21 (2) This instruction must include the following core competency areas:

22 (a) Recognize the influence of money on human behavior;

23 (b) Learn about various types of bank accounts;

24 (c) Evaluate various investment options and calculate net worth;

25 (d) Learn about various types of credit and how credit rating is deter-
 26 mined;

27 (e) Understand the essentials of financing a college education;

28 (f) Evaluate various types of insurance associated with independent
 29 living;

30 (g) Recognize the purpose of the tax system and how it relates to each
 31 citizen and the citizen's income;

32 (h) Build a budget for independent living; and

33 (i) Recognize and utilize modern consumer skills, tools, and prac-
 34 tices.

35 (3) Completing this course will fulfill the financial literacy compo-
 36 nent of the high school graduation requirement.

37 (4) Subject to state-appropriated funds, the state department of edu-
 38 cation shall make available funding for high-quality professional develop-
 39 ment focused on financial literacy courses that align with the core compe-
 40 tency areas described in subsection (2) of this section. Allowable expenses
 41 include summer institutes offered at different sites throughout the state
 42 and workshops to help high school teachers prepare to teach students finan-
 43 cial literacy.

44 SECTION 12. That Chapter 66, Title 33, Idaho Code, as enacted by Section
 45 1, Chapter 120, Laws of 2023, be, and the same is hereby amended to read as
 46 follows:

1 PROTECTING THE PRIVACY AND SAFETY OF STUDENTS IN PUBLIC SCHOOLS

2 ~~33-6601~~ 33-6701. LEGISLATIVE FINDINGS. The legislature finds that:

3 (1) There are real and inherent physical differences between men and
4 women;

5 (2) Every person has a natural right to privacy and safety in restrooms
6 and changing facilities where such person might be in a partial or full state
7 of undress in the presence of others;

8 (3) This natural right especially applies to students using public
9 school restrooms and changing facilities where student privacy and safety is
10 essential to providing a safe learning environment for all students;

11 (4) Requiring students to share restrooms and changing facilities with
12 members of the opposite biological sex generates potential embarrassment,
13 shame, and psychological injury to students, as well as increasing the like-
14 lihood of sexual assault, molestation, rape, voyeurism, and exhibitionism;

15 (5) Providing separate public school restrooms and changing facilities
16 for the different biological sexes is a long-standing and widespread prac-
17 tice protected by federal law, state law, and case law;

18 (6) Federal legislative action, federal executive action, and fed-
19 eral court judgments that prevent public schools from maintaining separate
20 restrooms and changing facilities for different biological sexes are in-
21 consistent with the United States constitution and violate the privacy and
22 safety rights of students; and

23 (7) A statewide policy ensuring separate school restrooms and chang-
24 ing facilities on the basis of biological sex is substantially related to the
25 important governmental interest in protecting the privacy and safety of all
26 students.

27 ~~33-6602~~ 33-6702. DEFINITIONS. For the purposes of this chapter:

28 (1) "Changing facility" means a facility in which a person may be in a
29 state of undress in the presence of others, including a locker room, changing
30 room, or shower room.

31 (2) "Public school" means any public school teaching K-12 students
32 within an Idaho school district or charter school.

33 (3) "Sex" means the immutable biological and physiological character-
34 istics, specifically the chromosomes and internal and external reproductive
35 anatomy, genetically determined at conception and generally recognizable at
36 birth, that define an individual as male or female.

37 ~~33-6603~~ 33-6703. SCHOOL RESTROOMS. (1) Every public school restroom
38 or changing facility accessible by multiple persons at the same time must be:

39 (a) Designated for use by male persons only or female persons only; and

40 (b) Used only by members of that sex.

41 (2) No person shall enter a multi-occupancy restroom or changing facil-
42 ity that is designated for one sex unless such person is a member of that sex.
43 The public school with authority over the building shall ensure that all re-
44 strooms and changing facilities provide its users with privacy from members
45 of the opposite sex.

46 (3) In any other public school setting where a person may be in a state
47 of undress in the presence of others, school personnel must provide separate

1 and private areas designated for use by persons based on their sex, and no
 2 person may enter these private areas unless such person is a member of the
 3 designated sex.

4 (4) During any school authorized activity or event where persons share
 5 overnight lodging, school personnel must provide separate sleeping quar-
 6 ters for members of each sex. No person shall share sleeping quarters, a
 7 restroom, or a changing facility with a person of the opposite sex, unless
 8 the persons are members of the same family.

9 ~~33-6604~~ 33-6704. EXEMPTIONS. This chapter shall not apply:

10 (1) To single-occupancy restrooms and changing facilities or restrooms
 11 and changing facilities that are conspicuously designated for unisex or fam-
 12 ily use;

13 (2) To restrooms and changing facilities that have been temporarily
 14 designated for use by that person's biological sex;

15 (3) To a person of one sex who uses a single-sex facility designated for
 16 the opposite sex, if such single-sex facility is the only facility reason-
 17 ably available at the time of the person's use of the facility;

18 (4) To a person employed to clean, maintain, or inspect a restroom or
 19 single-sex facility;

20 (5) To a person who enters a restroom or facility to render medical as-
 21 sistance;

22 (6) To a person who is in need of assistance and, for the purposes
 23 of receiving that assistance, is accompanied by a family member, a legal
 24 guardian, or the person's designee who is a member of the designated sex for
 25 the single-sex restroom or changing facility;

26 (7) To coaching staff and personnel during athletic events; or

27 (8) During an ongoing natural disaster or emergency, or when necessary
 28 to prevent a serious threat to good order or student safety.

29 ~~33-6605~~ 33-6705. REASONABLE ACCOMMODATION. (1) A public school shall
 30 provide a reasonable accommodation to a student who:

31 (a) For any reason, is unwilling or unable to use a multi-occupancy re-
 32 restroom or changing facility designated for the person's sex and located
 33 within a public school building, or multi-occupancy sleeping quarters
 34 while attending a public school-sponsored activity; and

35 (b) Provides a written request for reasonable accommodation to the pub-
 36 lic school.

37 (2) A reasonable accommodation does not include access to a restroom,
 38 changing facility, or sleeping quarter that is designated for use by members
 39 of the opposite sex while persons of the opposite sex are present or could be
 40 present.

41 ~~33-6606~~ 33-6706. CIVIL CAUSE OF ACTION. (1) Any student who, while ac-
 42 cessing a public school restroom, changing facility, or sleeping quarters
 43 designated for use by the student's sex, encounters a person of the opposite
 44 sex has a private cause of action against the school if:

45 (a) The school gave that person permission to use facilities of the op-
 46 posite sex; or

1 (b) The school failed to take reasonable steps to prohibit that person
2 from using facilities of the opposite sex.

3 (2) Any civil action arising under this chapter must be commenced
4 within four (4) years after the cause of action has occurred.

5 (3) Any student who prevails in an action brought under this chapter may
6 recover from the defendant public school five thousand dollars (\$5,000) for
7 each instance that the student encountered a person of the opposite sex while
8 accessing a public school restroom, changing facility, or sleeping quarters
9 designated for use by aggrieved student's sex. The student may also recover
10 monetary damages from the defendant public school for all psychological,
11 emotional, and physical harm suffered.

12 (4) Any student who prevails in action brought under this chapter is en-
13 titled to recover reasonable attorney's fees and costs from the defendant
14 public school.

15 (5) Nothing in this chapter limits other remedies at law or equity
16 available to the aggrieved student against the school.

17 ~~33-6607~~ 33-6707. PREEMPTION. This chapter preempts any law, regula-
18 tion, policy, or decree enacted or adopted by any city, county, municipal-
19 ity, or other political subdivision within the state that purports to permit
20 or require public schools to allow persons to use facilities designated for
21 the other sex.

22 SECTION 13. That Section 34-704, Idaho Code, be, and the same is hereby
23 amended to read as follows:

24 34-704. DECLARATION OF CANDIDACY. (1) Any person legally qualified to
25 hold such office is entitled to become a candidate and file his declaration
26 of candidacy. Each political party candidate for precinct, state, district
27 or county office shall file his declaration of candidacy in the proper office
28 between 8:00 a.m. on the twelfth Monday preceding the primary election and
29 5:00 p.m. on the tenth Friday preceding the primary election. All politi-
30 cal party candidates shall declare their party affiliation in their declara-
31 tion of candidacy and shall be affiliated with a party at the time of filing.
32 A candidate shall be deemed affiliated with the political party if the can-
33 didate submits a party affiliation form along with the declaration of candi-
34 dacy to the filing official. The filing official shall reject any declara-
35 tion of candidacy for partisan office in a primary election from candidates
36 who are not affiliated with a political party. Candidates for nonpartisan
37 office shall file during the period provided for in this section.

38 (2) Candidates who file a declaration of candidacy under a party name
39 and are not nominated at the primary election shall not be allowed to appear
40 on the general election ballot under any other political party name, nor as
41 an independent candidate.

42 (3) Independent candidates shall file their declaration of candidacy
43 in the manner provided in section 34-708, Idaho Code.

44 (4) All information in declarations of candidacy shall be made publicly
45 available upon request, except that the Idaho residential street address and
46 telephone number of a judicial officer may be exempt from disclosure pur-
47 suant to sections ~~19-6002~~ 19-6202 and 74-106(30), Idaho Code.

1 SECTION 14. That Section 39-4502, Idaho Code, be, and the same is hereby
2 amended to read as follows:

3 39-4502. DEFINITIONS. As used in this chapter:

4 (1) "Advance care planning document," "advance directive," "direc-
5 tive," or "health care directive" means a document that:

6 (a) Substantially meets the requirements of section 39-4510(1), Idaho
7 Code;

8 (b) Is a POST form; or

9 (c) Is another document that represents a competent person's authentic
10 expression of such person's wishes concerning health care services.

11 (2) "Advanced practice registered nurse" means a professional nurse
12 licensed in this state who has gained additional specialized knowledge,
13 skills, and experience through a nationally accredited program of study
14 as defined by section 54-1402, Idaho Code, and is authorized to perform
15 advanced nursing practice, which may include direct client care such as
16 assessing, diagnosing, planning, and prescribing pharmacologic and non-
17 pharmacologic therapeutic and corrective measures, health promotion, and
18 preventive care as defined by rules of the board of nursing. ~~The An~~ advanced
19 practice registered nurse collaborates with other health professionals in
20 providing health care services.

21 (3) "Artificial life-sustaining treatment" means any medical proce-
22 dure or intervention that utilizes mechanical means to sustain or supplant
23 a vital function. Artificial life-sustaining treatment does not include the
24 administration of pain management medication or the performance of any medi-
25 cal procedure deemed necessary to provide comfort care or to alleviate pain.
26 ~~that~~

27 (4) "Artificial nutrition and hydration" means supplying food and wa-
28 ter through a conduit, such as a tube or intravenous line, where the recipi-
29 ent is not required to chew or swallow voluntarily, but does not include as-
30 sisted feeding, such as spoon feeding or bottle feeding.

31 (5) "Attending licensed independent provider" means the licensed inde-
32 pendent practitioner who is selected by, or assigned to, the patient and who
33 has primary responsibility for the treatment and care of the patient.

34 (6) "Cardiopulmonary resuscitation" or "CPR" means measures to restore
35 cardiac function and/or to support ventilation in the event of cardiac or
36 respiratory arrest.

37 (7) "Comfort care" means treatment that may include oxygen and medicine
38 to relieve pain and symptoms but does not include artificial life support,
39 artificial hydration, and artificial nutrition. Comfort care may be pro-
40 vided in any setting.

41 (8) "Consent to treatment" means the agreement an individual makes to
42 receive health care services. Consent to treatment also includes:

43 (a) Refusal to consent to treatment; and

44 (b) Consent to withholding or withdrawal of health care services. ~~that~~

45 (9) "Emergency medical services personnel" means personnel engaged in
46 providing initial emergency medical assistance, including but not limited
47 to first responders, emergency medical technicians, and paramedics.

48 (10) "Health care agent" means a person named in an advance care plan-
49 ning document to make medical decisions for another person.

1 (11) "Health care provider" or "provider" means any person or entity li-
 2 censed, certified, or otherwise authorized by law to administer health care
 3 services in the ordinary course of business or practice of a profession, in-
 4 cluding emergency or other medical services personnel.

5 (12) "Health care services" means services for the diagnosis, preven-
 6 tion, treatment, cure, or relief of a health condition, illness, injury, or
 7 disease. Health care services may include hospital, medical, dental, surgi-
 8 cal, or other services.

9 (13) "Licensed independent practitioner" means:

10 (a) An individual licensed as a physician or physician assistant pur-
 11 suant to chapter 18, title 54, Idaho Code; or

12 (b) A person licensed as an advanced practice registered nurse pursuant
 13 to chapter 14, title 54, Idaho Code.

14 (14) "Nonbeneficial medical treatment" means treatment:

15 (a) For a patient whose death, according to the reasonable medical
 16 judgment of a licensed independent practitioner, is imminent within
 17 hours or a few days regardless of whether the treatment is provided; or

18 (b) That, according to the reasonable medical judgment of a licensed
 19 independent practitioner, will not benefit the patient's condition.

20 (15) "Persistent vegetative state" means a condition in which a pa-
 21 tient:

22 (a) Is in a state of partial arousal rather than true awareness;

23 (b) Is completely unresponsive to psychological or physical stimuli;
 24 and

25 (c) Displays no sign of higher brain function.

26 (16) "Physician" shall have the same meaning as provided in section
 27 54-1803, Idaho Code.

28 (17) "Physician assistant" shall have the same meaning as provided in
 29 section 54-1803, Idaho Code.

30 (18) "POST form" means a form that satisfies the requirements of section
 31 39-4512A, Idaho Code.

32 (19) "POST identification device" means jewelry worn around the wrist,
 33 neck, or ankle representing that the wearer has a POST form complying with
 34 section 39-4512A, Idaho Code, and that such person has chosen "Do Not Resus-
 35 citate: Allow Natural Death (No Code/DNR/DNAR): No CPR or advanced cardiac
 36 life support interventions" or the equivalent choice. ~~that that~~

37 (20) "Surrogate decision-maker" means the person authorized to consent
 38 to or refuse health care services for another person as specified in section
 39 39-4504(1), Idaho Code. ~~that~~

40 SECTION 15. That Section 54-1007, Idaho Code, be, and the same is hereby
 41 amended to read as follows:

42 54-1007. ISSUANCE OF LICENSES -- RECIPROCITY. (1) The administrator
 43 shall issue licenses to such persons as have by examination shown themselves
 44 to be fit, competent and qualified to engage in the trade of residential
 45 electrician, journeyman electrician, limited electrical installer or mas-
 46 ter electrician as defined in section 54-1003A, Idaho Code, and to such
 47 persons, firms, partnerships, associations or corporations as have shown
 48 themselves to be fit, competent and qualified to engage in the business of

1 electrical contracting or limited electrical contracting as defined in sec-
2 tion 54-1003A, Idaho Code.

3 (2) An apprentice electrician, as defined in section 54-1003A, Idaho
4 Code, may take the journeyman's examination if he has completed the required
5 related instruction for electrical apprentices as approved by the Idaho
6 state board for career technical education, completion of which shall be
7 evidenced by a certificate from an approved provider, and has worked the num-
8 ber of hours as prescribed by the Idaho electrical board, provided that for
9 all the time he is claiming to have worked as an apprentice electrician, the
10 apprentice shall have been registered with the division of occupational and
11 professional licenses as an apprentice. The electrical board may, by rule,
12 fix the apprentice registration fee, in an amount not to exceed the costs of
13 issuing apprentice registration certificates and enforcing the apprentice
14 registration provisions of this chapter, and may also by rule establish re-
15 quirements relative to the manner of registration renewal, verification of
16 employment, the number of instructional hours completed, and the number of
17 hours worked.

18 (3) Any person who has worked as a licensed journeyman for a period of
19 not less than four (4) years and who has worked the number of hours as pre-
20 scribed by rule of the board as a licensed journeyman electrician shall be
21 considered as qualified to apply for a master electrician's license in this
22 state. The Idaho electrical board, in establishing by rule the requirements
23 for a master electrician's license, shall also take into account the appli-
24 cant's performance as a journeyman electrician.

25 (4) Notwithstanding subsection (2) of this section, any person who can
26 demonstrate eight (8) years of work experience, defined as a minimum of six-
27 teen thousand (16,000) hours, making electrical installations on the job,
28 shall be considered as qualified to apply for a journeyman electrician's li-
29 cense in this state.

30 (5) A person qualifies for a residential electrician license if he
31 passes the residential electrician examination approved by the board, has
32 completed a two (2) year course of related instruction for residential elec-
33 trical apprentices as approved by the Idaho electrical board and the Idaho
34 state board for career technical education, and submits proof of four thou-
35 sand (4,000) hours of electrical experience as an Idaho-registered appren-
36 tice or in accordance with the requirements of the jurisdiction where the
37 applicant obtained such experience. Completion of an approved course as re-
38 quired pursuant to this subsection shall be evidenced by a certificate from
39 an approved provider. An applicant for a journeyman electrician license may
40 utilize the experience hours identified in this section ~~towards~~ toward the
41 work experience requirement for a journeyman electrician license.

42 (6) To the extent that other states that provide for the licensing
43 of electricians require qualifications at least equal to those contained
44 in this chapter, the administrator may enter reciprocal agreements with
45 such other states to grant licenses to electricians licensed by such other
46 states. The administrator, on the recommendation of the Idaho electrical
47 board, may grant licenses to electricians licensed by such other states upon
48 payment by the applicant of the required fee and upon furnishing proof to the
49 board that the applicant has qualifications at least equal to those provided
50 herein for applicants for written examinations. Applicants who qualify for

1 a license under this subsection are not required to take a written examina-
2 tion.

3 (7) A provisional journeyman electrician, as defined in section
4 54-1003A, Idaho Code, may take the residential electrician or journeyman
5 electrician examination. Upon passing the examination, the administrator
6 of the division of occupational and professional licenses shall issue the
7 provisional journeyman electrician a residential or journeyman electri-
8 cian's license. ~~occupational and professional licenses occupational and~~
9 ~~professional licenses~~

10 SECTION 16. That Section 74-104, Idaho Code, be, and the same is hereby
11 amended to read as follows:

12 74-104. RECORDS EXEMPT FROM DISCLOSURE -- EXEMPTIONS IN FEDERAL OR
13 STATE LAW -- COURT FILES OF JUDICIAL PROCEEDINGS -- OFFICE OF ADMINISTRATIVE
14 HEARINGS -- JUDICIAL COUNCIL. (1) The following records are exempt from dis-
15 closure:

16 (a) Any public record exempt from disclosure by federal or state law or
17 federal regulations to the extent specifically provided for by such law
18 or regulation.

19 (b) Records contained in court files of judicial proceedings, the dis-
20 closure of which is prohibited by or under rules adopted by the Idaho
21 supreme court, but only to the extent that confidentiality is provided
22 under such rules, and any drafts or other working memoranda related to
23 judicial decision-making, provided the provisions of this subsection
24 making records exempt from disclosure shall not apply to the extent that
25 such records or information contained in those records are necessary
26 for a background check on an individual that is required by federal law
27 regulating the sale of firearms, guns or ammunition.

28 ~~(3)~~ (c) Any writings, drafts, notes, or working memoranda related to
29 decision-making in any proceeding before the office of administrative
30 hearings pursuant to sections 67-5280 through 67-5286, Idaho Code, as
31 well as any records that are otherwise exempt from disclosure under this
32 chapter that are filed or submitted to the office of administrative
33 hearings in the course of any proceedings before it. Orders issued by
34 the office of administrative hearings are not exempt from disclosure
35 under this section, unless otherwise exempt from disclosure under this
36 chapter.

37 (2) The judicial council ratings and tabulated scores from attorney
38 questionnaires of candidates for a judicial vacancy whose names are submit-
39 ted to the governor and the summary prepared pursuant to section 1-2102(4),
40 Idaho Code, shall be public.

41 SECTION 17. That Section 74-106, Idaho Code, be, and the same is hereby
42 amended to read as follows:

43 74-106. RECORDS EXEMPT FROM DISCLOSURE -- PERSONNEL RECORDS, PER-
44 SONAL INFORMATION, HEALTH RECORDS, PROFESSIONAL DISCIPLINE. The following
45 records are exempt from disclosure:

46 (1) Except as provided in this subsection, all personnel records of
47 a current or former public official other than the public official's pub-

1 lic service or employment history, classification, pay grade and step,
2 longevity, gross salary and salary history, including bonuses, severance
3 packages, other compensation or vouchered and unvouchered expenses for
4 which reimbursement was paid, status, workplace and employing agency. All
5 other personnel information relating to a public employee or applicant,
6 including, but not limited to, information regarding sex, race, marital
7 status, birth date, home address and telephone number, social security num-
8 ber, driver's license number, applications, testing and scoring materials,
9 grievances, correspondence and performance evaluations, shall not be dis-
10 closed to the public without the employee's or applicant's written consent.
11 Names of applicants to classified or merit system positions shall not be dis-
12 closed to the public without the applicant's written consent. Disclosure of
13 names as part of a background check is permitted. Names of the five (5) final
14 applicants to all other positions shall be available to the public. If such
15 group is less than five (5) finalists, then the entire list of applicants
16 shall be available to the public. A public official or authorized represen-
17 tative may inspect and copy his personnel records, except for material used
18 to screen and test for employment.

19 (2) Retired employees' and retired public officials' home addresses,
20 home telephone numbers and other financial and nonfinancial membership
21 records; and active and inactive member financial and membership records
22 and mortgage portfolio loan documents maintained by the public employee re-
23 tirement system. Financial statements prepared by retirement system staff,
24 funding agents and custodians concerning the investment of assets of the
25 public employee retirement system of Idaho are not considered confidential
26 under this chapter.

27 (3) Information and records submitted to the Idaho state lottery for
28 the performance of background investigations of employees, lottery retail-
29 ers and major procurement contractors; audit records of lottery retailers,
30 vendors and major procurement contractors submitted to or performed by the
31 Idaho state lottery; validation and security tests of the state lottery for
32 lottery games; and business records and information submitted pursuant to
33 sections 67-7412(8) and (9) and 67-7421(8) and (9), Idaho Code, and such
34 documents and information obtained and held for the purposes of lottery se-
35 curity and investigative action as determined by lottery rules, unless the
36 public interest in disclosure substantially outweighs the private need for
37 protection from public disclosure.

38 (4) Records of a personal nature as follows:

39 (a) Records of personal debt filed with a public agency pursuant to law;

40 (b) Personal bank records compiled by a public depositor for the pur-
41 pose of public funds transactions conducted pursuant to law;

42 (c) Records of ownership of financial obligations and instruments of a
43 public agency, such as bonds, compiled by the public agency pursuant to
44 law;

45 (d) Records with regard to the ownership of or security interests in
46 registered public obligations;

47 (e) Vital statistics records;

48 (f) Military records as described in and pursuant to section 65-301,
49 Idaho Code;

50 (g) Social security numbers; and

1 (h) The following personal data identifiers for an individual may be
2 disclosed only in the following redacted format:

3 (i) The initials of any minor children of the individual;

4 (ii) A date of birth in substantially the following format:
5 "XX/XX/birth year";

6 (iii) The last four (4) digits of a financial account number in
7 substantially the following format: "XXXXX1234";

8 (iv) The last four (4) digits of a driver's license number or
9 state-issued personal identification card number in substan-
10 tially the following format: "XXXXX350F"; and

11 (v) The last four (4) digits of an employer identification number
12 or business's taxpayer identification number.

13 (5) Information in an income or other tax return measured by items of
14 income or sales that is gathered by a public agency for the purpose of admin-
15 istering the tax, except such information to the extent disclosed in a writ-
16 ten decision of the tax commission pursuant to a taxpayer protest of a defi-
17 ciency determination by the tax commission, under the provisions of section
18 63-3045B, Idaho Code.

19 (6) Records of a personal nature related directly or indirectly to the
20 application for and provision of statutory services rendered to persons
21 applying for public care for people who are elderly, indigent or have mental
22 or physical disabilities, or participation in an environmental or a public
23 health study, provided the provisions of this subsection making records
24 exempt from disclosure shall not apply to the extent that such records or
25 information contained in those records are necessary for a background check
26 on an individual that is required by federal law regulating the sale of
27 firearms, guns or ammunition.

28 (7) Employment security information, except that a person may agree,
29 through written, informed consent, to waive the exemption so that a third
30 party may obtain information pertaining to the person, unless access to the
31 information by the person is restricted by subsection (3) (a), (b) or (d)
32 of section 74-113, Idaho Code. Notwithstanding the provisions of section
33 74-113, Idaho Code, a person may not review identifying information con-
34 cerning an informant who reported to the department of labor a suspected
35 violation by the person of the employment security law, chapter 13, title 72,
36 Idaho Code, under an assurance of confidentiality. As used in this section
37 and in chapter 13, title 72, Idaho Code, "employment security information"
38 means any information descriptive of an identifiable person or persons that
39 is received by, recorded by, prepared by, furnished to or collected by the
40 department of labor or the industrial commission in the administration of
41 the employment security law.

42 (8) Any personal records, other than names, business addresses and
43 business phone numbers, such as parentage, race, religion, sex, height,
44 weight, tax identification and social security numbers, financial worth or
45 medical condition submitted to any public agency pursuant to a statutory
46 requirement for licensing, certification, permit or bonding.

47 (9) Unless otherwise provided by agency rule, information obtained as
48 part of an inquiry into a person's fitness to be granted or retain a license,
49 certificate, permit, privilege, commission or position, ~~and~~ private associ-
50 ation peer review committee records authorized in title 54, Idaho Code. Any

1 agency that has records exempt from disclosure under the provisions of this
2 subsection shall annually make available a statistical summary of the number
3 and types of matters considered and their disposition.

4 (10) The records, findings, determinations and decisions of any prelit-
5 igation screening panel formed under chapters 10 and 23, title 6, Idaho Code.

6 (11) Complaints received by the board of medicine and investigations
7 and informal proceedings, including informal proceedings of any committee
8 of the board of medicine, pursuant to chapter 18, title 54, Idaho Code, and
9 rules adopted thereunder.

10 (12) Records of the department of health and welfare or a public health
11 district that identify a person infected with a reportable disease.

12 (13) Records of hospital care, medical records, including prescrip-
13 tions, drug orders, records or any other prescription information that
14 specifically identifies an individual patient, prescription records main-
15 tained by the board of pharmacy under sections 37-2726 and 37-2730A, Idaho
16 Code, records of psychiatric care or treatment and professional counseling
17 records relating to an individual's condition, diagnosis, care or treat-
18 ment, provided the provisions of this subsection making records exempt from
19 disclosure shall not apply to the extent that such records or information
20 contained in those records are necessary for a background check on an indi-
21 vidual that is required by federal law regulating the sale of firearms, guns
22 or ammunition.

23 (14) Information collected pursuant to the directory of new hires act,
24 chapter 16, title 72, Idaho Code.

25 (15) Personal information contained in motor vehicle and driver records
26 that is exempt from disclosure under the provisions of chapter 2, title 49,
27 Idaho Code.

28 (16) Records of the financial status of prisoners pursuant to subsec-
29 tion (2) of section 20-607, Idaho Code.

30 (17) Records of the Idaho state police or department of correction re-
31 ceived or maintained pursuant to section 19-5514, Idaho Code, relating to
32 DNA databases and databanks.

33 (18) Records of the department of health and welfare relating to a sur-
34 vey, resurvey or complaint investigation of a licensed nursing facility.
35 Such records shall, however, be subject to disclosure as public records as
36 soon as the facility in question has received the report, and no later than
37 the fourteenth day following the date that department of health and welfare
38 representatives officially exit the facility pursuant to federal regula-
39 tions. Provided however, that for purposes of confidentiality, no record
40 shall be released under this section that specifically identifies any nurs-
41 ing facility resident.

42 (19) Records and information contained in the registry of immunizations
43 against childhood diseases maintained in the department of health and wel-
44 fare, including information disseminated to others from the registry by the
45 department of health and welfare.

46 (20) Records of the Idaho housing and finance association (IHFA) relat-
47 ing to the following:

48 (a) Records containing personal financial, family, health or similar
49 personal information submitted to or otherwise obtained by the IHFA;

1 (b) Records submitted to or otherwise obtained by the IHFA with regard
2 to obtaining and servicing mortgage loans and all records relating to
3 the review, approval or rejection by the IHFA of said loans;

4 (c) Mortgage portfolio loan documents;

5 (d) Records of a current or former employee other than the employee's
6 duration of employment with the association, position held and loca-
7 tion of employment. This exemption from disclosure does not include the
8 contracts of employment or any remuneration, including reimbursement
9 of expenses, of the executive director, executive officers or commis-
10 sioners of the association. All other personnel information relating
11 to an association employee or applicant, including, but not limited to,
12 information regarding sex, race, marital status, birth date, home ad-
13 dress and telephone number, applications, testing and scoring materi-
14 als, grievances, correspondence, retirement plan information and per-
15 formance evaluations, shall not be disclosed to the public without the
16 employee's or applicant's written consent. An employee or authorized
17 representative may inspect and copy that employee's personnel records,
18 except for material used to screen and test for employment or material
19 not subject to disclosure elsewhere in the Idaho public records act.

20 (21) Records of the department of health and welfare related to child
21 support services in cases in which there is reasonable evidence of domestic
22 violence, as defined in chapter 63, title 39, Idaho Code, that can be used
23 to locate any individuals in the child support case except in response to a
24 court order.

25 (22) Records of the Idaho state bar lawyer assistance program pursuant
26 to chapter 49, title 54, Idaho Code, unless a participant in the program au-
27 thORIZES the release pursuant to subsection (4) of section 54-4901, Idaho
28 Code.

29 (23) Records and information contained in the time-sensitive emergency
30 registry created by chapter 20, title 57, Idaho Code, together with any re-
31 ports, analyses and compilations created from such information and records.

32 (24) Records contained in the court files, or other records prepared as
33 part of proceedings for judicial authorization of sterilization procedures
34 pursuant to chapter 39, title 39, Idaho Code.

35 (25) The physical voter registration application on file in the county
36 clerk's office; however, a redacted copy of said application shall be made
37 available consistent with the requirements of this section. Information
38 from the voter registration application maintained in the statewide voter
39 registration database, including age, will be made available except for
40 the voter's driver's license number, date of birth and, upon a showing that
41 the voter comes within the provisions of subsection (30) of this section or
42 upon showing of good cause by the voter to the county clerk in consultation
43 with the county prosecuting attorney, the physical residence address of the
44 voter. For the purposes of this subsection, good cause shall include the
45 protection of life and property and protection of victims of domestic vio-
46 lence and similar crimes.

47 (26) Information in the files of the health care directive registry
48 maintained by the department of health and welfare under section 39-4515,
49 Idaho Code, is confidential and shall not be disclosed to any person other
50 than to the person who executed an advance care planning document or the re-

1 vocation thereof and that person's surrogate decision-maker, to the person
2 who registered an advance care planning document or revocation thereof, and
3 to physicians, hospitals, medical personnel, nursing homes, and other per-
4 sons who have been granted access to the documents in the registry.

5 (27) Records in an address confidentiality program participant's file
6 as provided for in chapter 57, title 19, Idaho Code, other than the address
7 designated by the secretary of state, except under the following circum-
8 stances:

9 (a) If requested by a law enforcement agency, to the law enforcement
10 agency; or

11 (b) If directed by a court order, to a person identified in the order.

12 (28) Except as otherwise provided by law relating to the release of in-
13 formation to a governmental entity or law enforcement agency, any personal
14 information, including, but not limited to, names, personal and business ad-
15 dresses and phone numbers, sex, height, weight, date of birth, social secu-
16 rity and driver's license numbers, or any other identifying numbers and/or
17 information related to any Idaho fish and game licenses, permits and tags un-
18 less written consent is obtained from the affected person.

19 (29) Documents and records related to alternatives to discipline that
20 are maintained by the Idaho board of veterinary medicine under the provi-
21 sions of section 54-2118(1)(b), Idaho Code, provided the requirements set
22 forth therein are met.

23 (30) The Idaho residential street address and telephone number of an
24 eligible law enforcement or judicial officer and such officer's residing
25 household members as provided for in chapters 58 and ~~60~~ 62, title 19, Idaho
26 Code, except under the following circumstances:

27 (a) If directed by a court order, to a person identified in the court
28 order;

29 (b) If requested by a law enforcement agency, to the law enforcement
30 agency;

31 (c) If requested by a financial institution or title company for busi-
32 ness purposes, to the requesting financial institution or title com-
33 pany; or

34 (d) If the law enforcement or judicial officer provides written permis-
35 sion for disclosure of such information.

36 (31) All information exchanged between the Idaho transportation de-
37 partment and insurance companies, any database created, all information
38 contained in the verification system and all reports, responses or other
39 information generated for the purposes of the verification system, pursuant
40 to section 49-1234, Idaho Code.

41 (32) Nothing in this section shall prohibit the release of information
42 to the state controller as the state social security administrator as pro-
43 vided in section 59-1101A, Idaho Code.

44 (33) Personal information, including, but not limited to, property val-
45 ues, personal and business addresses, phone numbers, dates of birth, social
46 security and driver's license numbers or any other identifying numbers or
47 information maintained by the administrator of the unclaimed property law
48 set forth in chapter 5, title 14, Idaho Code. Nothing in this subsection
49 shall prohibit the release of names, last known city of residence, property

1 value ranges and general property information by the administrator for the
2 purpose of reuniting unclaimed property with its owner.

3 (34) Any personal information collected by the secretary of state,
4 pursuant to section 67-906(1) (b), Idaho Code, for the purpose of allowing
5 individuals to access the statewide electronic filing system authorized in
6 section 67-906, Idaho Code, except campaign contact phone numbers for candi-
7 dates or committees, which shall be publicly available upon request; and any
8 notification email addresses submitted as part of a lobbyist's registration
9 under section 67-6617, Idaho Code, of an employer, client, or designated
10 contact for the purpose of electronic notification of that employer, client,
11 or designated contact of a report filed under section 67-6619, Idaho Code.

12 SECTION 18. An emergency existing therefor, which emergency is hereby
13 declared to exist, this act shall be in full force and effect on and after
14 July 1, 2024.