

IN THE SENATE

SENATE BILL NO. 1080

BY STATE AFFAIRS COMMITTEE

AN ACT

1
2 RELATING TO THE LEGISLATURE; AMENDING SECTION 67-465, IDAHO CODE, TO REVISE
3 A PROVISION REGARDING INTERVENTION BY THE LEGISLATURE IN AN ACTION RE-
4 GARDING AN IDAHO STATUTE; AND DECLARING AN EMERGENCY AND PROVIDING AN
5 EFFECTIVE DATE.

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

7 SECTION 1. That Section 67-465, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 67-465. INTERVENTION IN ACTIONS REGARDING ~~CONSTITUTIONALITY OF A AN~~
10 IDAHO STATUTE. When a party to an action challenges in state or federal
11 court the constitutionality of an Idaho statute, facially or as applied,
12 challenges an Idaho statute as violating or being preempted by federal law,
13 or otherwise challenges the construction or validity of an Idaho statute,
14 either or both houses of the legislature may intervene, through the senate
15 president pro tempore or the speaker of the house of representatives, or
16 both, in the action as a matter of right by ~~servng~~ filing a motion ~~upon the~~
17 parties in the court as provided in state or federal rules of civil proce-
18 dure, whichever is applicable.

19 SECTION 2. An emergency existing therefor, which emergency is hereby
20 declared to exist, this act shall be in full force and effect on and after
21 July 1, 2023.