

IN THE SENATE

SENATE BILL NO. 1322

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

1 RELATING TO INVASIVE SPECIES; AMENDING SECTION 22-1904, IDAHO CODE, TO RE-  
2 VISE A DEFINITION; AMENDING CHAPTER 19, TITLE 22, IDAHO CODE, BY THE  
3 ADDITION OF A NEW SECTION 22-1905A, IDAHO CODE, TO PROVIDE REQUIREMENTS  
4 FOR LAUNCH AND TRANSPORT OF CONVEYANCES; AMENDING SECTION 22-1911,  
5 IDAHO CODE, TO PROVIDE THAT A PORTION OF ANNUAL REVENUE DEPOSITED IN THE  
6 INVASIVE SPECIES FUND MAY BE MADE AVAILABLE TO COUNTIES, CITIES, AND  
7 OTHER LOCAL ENTITIES FOR CERTAIN EQUIPMENT AND SUPPLIES; AND DECLARING  
8 AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.  
9

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

11 SECTION 1. That Section 22-1904, Idaho Code, be, and the same is hereby  
12 amended to read as follows:

13 22-1904. DEFINITIONS. Unless otherwise noted in this chapter the def-  
14 initions as set forth in section 22-2005, Idaho Code, are adopted by refer-  
15 ence.

16 (1) "Conveyance" means a terrestrial or aquatic vehicle or a vehicle  
17 part that may carry or contain an invasive species or plant pest. A con-  
18 veyance includes a motor vehicle, a vessel, a motorboat, a sailboat, a per-  
19 sonal watercraft, a trailer or any other means or method of transportation.  
20 "Conveyance" also includes a live well or a bilge area of a watercraft, re-  
21 tail or wholesale products, or water known to carry or have a reasonable pos-  
22 sibility of carrying invasive species.

23 (2) "Environmental harm" means to cause significant adverse effects on  
24 uses of natural resources or on plants or animals.

25 (3) "Invasive species" means species not native to Idaho, including  
26 their seeds, eggs, spores, larvae or other biological material capable of  
27 propagation, that cause economic or environmental harm and are capable of  
28 spreading in the state. "Invasive species" does not include crops, improved  
29 forage grasses, domestic livestock, or other beneficial nonnative organ-  
30 isms.

31 SECTION 2. That Chapter 19, Title 22, Idaho Code, be, and the same is  
32 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
33 ignated as Section 22-1905A, Idaho Code, and to read as follows:

34 22-1905A. REQUIREMENTS FOR LAUNCH AND TRANSPORT OF CONVEYANCES. (1)  
35 Immediately upon removing a conveyance from any waters of this state or  
36 for transport of conveyances within the state, the operator shall remove  
37 all visible vegetation from the conveyance and drain all water from the  
38 conveyance, including but not limited to water in the hull, ballast tanks,  
39 bilges, live wells, and motors. All bilge and ballast plugs and other barri-

1     ers that prevent water drainage from a conveyance shall be removed and remain  
2     open while a watercraft is transported by land within the state.

3     (2) Before launching a conveyance in Idaho, a nonresident vessel owner  
4     shall purchase an invasive species sticker pursuant to section 67-7008A,  
5     Idaho Code. Further, nonresident conveyances shall be inspected at a water-  
6     craft inspection station prior to launch.

7     SECTION 3. That Section 22-1911, Idaho Code, be, and the same is hereby  
8     amended to read as follows:

9     22-1911. INVASIVE SPECIES FUND. There is hereby established in the  
10    state treasury an invasive species fund.

11    (1) The fund shall receive such appropriations as deemed necessary by  
12    the governor and the legislature to accomplish the goals of this chapter.  
13    The fund shall also receive moneys from the collection of reasonable fees for  
14    permits or as otherwise required by this chapter or rules promulgated here-  
15    under. The fund may also receive, at the discretion of the director, mon-  
16    eys from any other lawful source including, without limitation, fees, penal-  
17    ties, fines, gifts, grants, legacies of money, property, securities or other  
18    assets, or any other source, public or private.

19    (2) Moneys in the invasive species fund are subject to appropriation  
20    for the purposes of this chapter. The fund shall be used to support activi-  
21    ties related to the prevention, detection, control and management of inva-  
22    sive species in Idaho.

23    (3) All interest or other income accruing from moneys deposited to the  
24    fund shall be redeposited and accrue to the fund. Any unexpended balance  
25    left in the fund at the end of any fiscal year shall carry forward without re-  
26    duction to the following fiscal year.

27    (4) Up to twenty percent (20%) of the annual revenue deposited in the in-  
28    vasive species fund pursuant to section 67-7008A, Idaho Code, may be made  
29    available by the department to counties, cities, or other local entities for  
30    the cost of equipment and supplies necessary for the operation of watercraft  
31    inspection stations. Such funds shall be for equipment and supplies only and  
32    not for labor.

33    SECTION 4. An emergency existing therefor, which emergency is hereby  
34    declared to exist, this act shall be in full force and effect on and after  
35    July 1, 2024.