

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-eighth Legislature First Regular Session - 2025

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 150, As Amended in the Senate

BY BUSINESS COMMITTEE

AN ACT

RELATING TO HOMESTEADS; REPEALING SECTION 55-1007, IDAHO CODE, RELATING TO CONVEYANCE OR ENCUMBRANCE BY HUSBAND AND WIFE; AMENDING CHAPTER 10, TITLE 55, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 55-1007, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING CONVEYANCE OR ENCUMBRANCE BY A MARRIED COUPLE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section [55-1007](#), Idaho Code, be, and the same is hereby repealed.

SECTION 2. That Chapter 10, Title 55, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 55-1007, Idaho Code, and to read as follows:

55-1007. CONVEYANCE OR ENCUMBRANCE BY A MARRIED COUPLE. The homestead of a married person shall not be conveyed or encumbered by a spouse without the consent of the other spouse. Either spouse may execute a power of attorney authorizing the other spouse to convey or encumber the homestead on behalf of the principal. Consent shall be evidenced by:

(1) Each spouse executing and acknowledging the instrument by which the homestead is conveyed or encumbered; or

(2) A deed from one spouse to the other spouse establishing the homestead property as the sole and separate property of the grantee spouse.

SECTION 3. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after July 1, 2025.