

# SENATE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-SEVENTH LEGISLATURE

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**FIFTY-THIRD LEGISLATIVE DAY**  
**THURSDAY, FEBRUARY 29, 2024**

Senate Chamber

President Bedke called the Senate to order at 11 a.m.

Roll call showed all members present except Senator Toews, absent and formally excused by the Chair; and Senator Ward-Engelking, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Cameron Spencer, Page.

The Senate advanced to the Third Order of Business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 28, 2024, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

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

### Reports of Standing Committees

February 29, 2024

The JUDICIARY AND RULES Committee reports that [S 1379](#), [S 1380](#), and [S 1381](#) have been correctly printed.

LAKEY, Chairman

[S 1379](#) and [S 1380](#) were referred to the Health and Welfare Committee.

[S 1381](#) was referred to the State Affairs Committee.

February 28, 2024

The EDUCATION Committee reports out [S 1308](#) with the recommendation that it do pass.

LENT, Chairman

[S 1308](#) was filed for second reading.

February 29, 2024

The RESOURCES AND ENVIRONMENT Committee reports out [H 467](#) with the recommendation that it do pass.

BURTENSHAW, Chairman

[H 467](#) was filed for second reading.

February 29, 2024

The AGRICULTURAL AFFAIRS Committee reports out [H 474](#) and [H 549](#) with the recommendation that they do pass.

HARTGEN, Chairman

[H 474](#) and [H 549](#) were filed for second reading.

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

### Messages from the House

February 28, 2024

Dear Mr. President:

I transmit herewith [H 490](#), [H 542](#), [H 624](#), [H 648](#), [H 649](#), [H 650](#), [H 578](#), [H 523](#), and [H 612](#), which have passed the House.

MCGINNIS, Chief Clerk

[H 490](#), [H 542](#), [H 624](#), [H 648](#), [H 649](#), [H 650](#), [H 578](#), [H 523](#), and [H 612](#) were filed for first reading.

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

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

Senator Ward-Engelking was recorded present at this order of business.

[H 490](#), by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 542](#), by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

[H 624](#), by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 648](#), [H 649](#), and [H 650](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

[H 578](#), by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

[H 523](#), by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 612](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

The Senate advanced to the Twelfth Order of Business.

### Second Reading of Bills

[S 1288](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[H 498](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1252](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[H 436](#) and [H 437](#), by Health and Welfare Committee, were read the second time at length and filed for third reading.

[S 1262](#), by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[S 1280](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[S 1368](#), by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[H 403](#), as amended in the Senate, by Resources and Conservation Committee, was read the second time at length and filed for third reading.

[S 1305](#), as amended, [S 1293](#), as amended, and [S 1303](#), as amended, by Local Government and Taxation Committee, were read the second time at length and filed for third reading.

[S 1365](#), as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1362](#), as amended, by Education Committee, was read the second time at length and filed for third reading.

[S 1328](#), as amended, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[S 1361](#), as amended, by Education Committee, was read the second time at length and filed for third reading.

[S 1247](#), as amended, by Health and Welfare Committee, was read the second time at length and filed for third reading.

[S 1364](#), as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1337](#), as amended, by Resources and Environment Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

### Third Reading of Bills

Having been held, [S 1283](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schroeder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Foreman, Forsmann (Carlson), Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [S 1283](#) passed, title was approved, and the bill ordered transmitted to the House.

Having been held, [S 1292](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Forsmann (Carlson), Grow, Guthrie, Harris, Hart,

Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 32.

NAYS—Foreman, Trakel, Zuiderveld. Total - 3.

Total - 35.

Whereupon the President declared [S 1292](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1297](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Foreman, Forsmann (Carlson), Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [S 1297](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1275](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Trakel arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Foreman, Forsmann (Carlson), Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Ricks, Schroeder, Toews, Trakel, VanOrden, Winder, Zuiderveld. Total - 28.

NAYS—Just, Moser (Semmelroth), Rabe, Ruchti, Taylor, Ward-Engelking, Wintrow. Total - 7.

Total - 35.

Whereupon the President declared [S 1275](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

### Petitions, Resolutions, and Memorials

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

### Reports of Standing Committees

On motion by Senator Anthon, seconded by Senator Wintrow, by voice vote the Senate recessed at 11:57 a.m. until the hour of 4:30 p.m. of this day.

### RECESS AFTERNOON SESSION

The Senate reconvened at 4:30 p.m., pursuant to recess, President Bedke presiding.

Roll call showed all members present except President Pro Tempore Winder and Senator Grow, absent and excused.

Prior to recess the Senate was at the Sixth Order of Business, Reports of Standing Committees.

February 29, 2024

The FINANCE Committee reports out [H 648](#), [H 649](#), and [H 650](#) with the recommendation that they do pass.

GROW, Chairman

[H 648](#), [H 649](#), and [H 650](#) were filed for second reading.

February 29, 2024

The COMMERCE AND HUMAN RESOURCES Committee reports out [H 433](#), [H 478](#), [H 508](#), and [S 1315](#) with the recommendation that they do pass.

COOK, Chairman

[H 433](#), [H 478](#), [H 508](#), and [S 1315](#) were filed for second reading.

February 29, 2024

The COMMERCE AND HUMAN RESOURCES Committee reports out [S 1296](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

COOK, Chairman

There being no objection, [S 1296](#) was referred to the Fourteenth Order of Business, General Calendar.

February 29, 2024

The EDUCATION Committee reports out [H 454](#), [H 529](#), and [H 580](#) with the recommendation that they do pass.

LENT, Chairman

[H 454](#), [H 529](#), and [H 580](#) were filed for second reading.

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

#### Messages from the House

February 29, 2024

Dear Mr. President:

I transmit herewith Enrolled [H 428](#), [H 459](#), [H 475](#), and [H 458](#) for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [H 428](#), [H 459](#), [H 475](#), and [H 458](#) and ordered them returned to the House.

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

#### Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, [S 1371](#) retained its place on the Third Reading Calendar for one legislative day.

[S 1372](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Moser (Semmelroth), Rabe, Ricks, Ruchti, Schroeder, Taylor, VanOrden, Ward-Engelking, Wintrow. Total - 23.

NAYS—Foreman, Forsmann (Carlson), Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews, Trakel, Zuiderveld. Total - 10.

Absent and excused—Grow, Winder. Total - 2.

Total - 35.

Whereupon the President declared [S 1372](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1373](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Moser (Semmelroth), Rabe, Ricks, Ruchti, Schroeder, Taylor, VanOrden, Ward-Engelking, Wintrow. Total - 23.

NAYS—Foreman, Forsmann (Carlson), Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews, Trakel, Zuiderveld. Total - 10.

Absent and excused—Grow, Winder. Total - 2.

Total - 35.

Whereupon the President declared [S 1373](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1342](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Foreman, Forsmann (Carlson), Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Wintrow, Zuiderveld. Total - 33.

NAYS—None.

Absent and excused—Grow, Winder. Total - 2.

Total - 35.

Whereupon the President declared [S 1342](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1325](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lenney arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Bjerke, Den Hartog, Foreman, Forsmann (Carlson), Grow, Hart, Herndon, Lakey, Lenney, Nichols, Okuniewicz, Toews, Trakel, Zuiderveld. Total - 15.

NAYS—Anthon, Bernt, Burtenshaw, Cook, Guthrie, Harris, Hartgen, Just, Lee, Lent, Moser (Semmelroth), Rabe, Ricks, Ruchti, Schroeder, Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 20.

Total - 35.

Whereupon the President declared that [S 1325](#) had failed to pass the Senate and ordered the bill filed in the office of the Secretary of the Senate.

[S 1298](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ruchti arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Foreman, Forsmann (Carlson), Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [S 1298](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1299](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ruchti arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Foreman, Forsmann (Carlson), Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [S 1299](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 412](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Rabe arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Foreman, Forsmann (Carlson), Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 412](#) passed, title was approved, and the bill ordered returned to the House.

[H 414](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Toews arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Foreman, Forsmann (Carlson), Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti,

Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 414](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 404](#) was placed before the Senate for consideration at this time.

[H 404](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Moser (Semmelroth), Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 29.

NAYS—Foreman, Forsmann (Carlson), Hart, Herndon, Lenney, Nichols. Total - 6.

Total - 35.

Whereupon the President declared [H 404](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 452](#) was placed before the Senate for consideration at this time.

[H 452](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Den Hartog arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Forsmann (Carlson), Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS—Foreman. Total - 1.

Total - 35.

Whereupon the President declared [H 452](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 455](#) was placed before the Senate for consideration at this time.

[H 455](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Zuiderveld arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Cook, Den Hartog, Foreman, Forsmann (Carlson), Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Moser (Semmelroth), Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 455](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills amended in the Senate, followed by House bills.

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

**Miscellaneous Business**

On motion by Senator Anthon, seconded by Senator Wintrow, by voice vote, the Senate adjourned at 5:46 p.m. until the hour of 11 a.m., Friday, March 1, 2024.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary