

SENATE JOURNAL OF THE IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

SEVENTY-NINTH LEGISLATIVE DAY
TUESDAY, MARCH 26, 2024

Senate Chamber

President Bedke called the Senate to order at 10:15 a.m.

Roll call showed all members present except Senators Cook, Den Hartog, and VanOrden, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Benjamin Price, 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 March 25, 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 Lee, granted by unanimous consent, the Senate advanced to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

Senator Cook was recorded present at this order of business.

SCR 134

BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF DIVERSITY, EQUITY, AND INCLUSION AND SOCIAL JUSTICE IN IDAHO'S PUBLIC POSTSECONDARY INSTITUTIONS.

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

WHEREAS, the State of Idaho is committed to fostering a fair and nondiscriminatory environment in public postsecondary institutions where all citizens, including students and faculty, are treated equally; and

WHEREAS, the advancement of knowledge is the fundamental purpose of the public postsecondary education system, and such advancement requires the free exchange of views as well as the open discussion and debate of contested public policy issues from varying perspectives; and

WHEREAS, the Constitution of the United States, the Constitution of the State of Idaho, and federal and state

laws afford broad protections against the disparate treatment of individuals, including students and faculty, in public postsecondary institutions; and

WHEREAS, in recent years, diversity, equity, and inclusion (DEI) programs, initiatives, and related staff members have become more common nationwide; and

WHEREAS, DEI programs and initiatives generally seek non-neutral, preferential outcomes based on providing a benefit to individuals on the basis of race, color, ethnicity, national origin, disability, or religion; and

WHEREAS, together with DEI, social justice ideology has become more commonplace with respect to public postsecondary education across the nation; and

WHEREAS, proponents of social justice ideology advocate for a fair balance in the distribution of wealth, opportunities, and privileges within a society; and

WHEREAS, the use of DEI and social justice ideologies may influence hiring or employment practices, the promotion of differential treatment with respect to policies and procedures, the favoring of certain points of view within education and discourse, and training or instruction meant to promote DEI and social justice ideologies; and

WHEREAS, in recent years, public postsecondary educational institutions across the country have increased the number of non-instructional or administrative staff, particularly in DEI-related positions; and

WHEREAS, in addition to the hiring of DEI-related faculty, there are other costs associated with DEI requirements, including faculty time spent preparing and teaching such courses and time and tuition dollars that students spend on such material; and

WHEREAS, spending on DEI and social justice initiatives has, nationwide, taken away valuable resources that could have been committed to supporting more students' academic pursuits and improving education outcomes; and

WHEREAS, tuition for most public postsecondary educational institutions is already expensive and is cost-prohibitive for some students; and

WHEREAS, the Legislature is committed to the sound and prudent use of taxpayer dollars to provide for beneficial and cost-effective public postsecondary education; and

WHEREAS, the public has a right to know about activities that are funded by taxpayers; and

WHEREAS, it is the intent of the Legislature that Idaho's public postsecondary educational institutions teach the knowledge and skills that students need to be thoughtful and productive citizens without additional and unnecessary expense and bureaucracy; and

WHEREAS, it is also the intent of the Legislature that no state-appropriated funds are used to support diversity, equity, and inclusion, or social justice ideology as part of any student activities, clubs, events, or organizations on the campuses of Idaho's public postsecondary institutions.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-seventh Idaho Legislature, the Senate and the House of Representatives concurring therein, that the Legislative Council is authorized to appoint a committee to undertake and complete a study of the prevalence and impacts of diversity, equity, and inclusion and social justice ideology in Idaho's public postsecondary institutions, including any associated policies, procedures, staffing, and related costs. The Legislative Council shall determine the number of legislators and membership from each house appointed to the committee and shall authorize the committee to receive input, advice, and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that nonlegislative members of the committee may be appointed by the cochairs of the committee who are appointed by the Legislative Council. Nonlegislative members of the advisory committee shall not be reimbursed from legislative funds for per diem, mileage, or other expenses and shall not have voting privileges regarding the committee's recommendations or proposed legislation.

BE IT FURTHER RESOLVED that the committee shall report its findings, recommendations and proposed legislation, if any, to the First Regular Session of the Sixty-eighth Idaho Legislature.

[SCR 134](#) was introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 25, 2024

The JUDICIARY AND RULES Committee reports that Enrolled [SJM 103](#), [SCR 116](#), [SCR 111](#), [SCR 113](#), [SCR 119](#), [SCR 120](#), [SCR 121](#), and [SCR 124](#) were delivered to the Office of the Secretary of State at 2:33 p.m., March 25, 2024.

LAKEY, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 25, 2024

The JUDICIARY AND RULES Committee reports that Enrolled [S 1294](#), [S 1291](#), and [S 1235](#) were delivered to the Office of the Governor at 2:42 p.m., March 25, 2024.

LAKEY, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 26, 2024

The FINANCE Committee reports out [S 1445](#), [S 1446](#), [S 1447](#), [S 1448](#), and [S 1451](#) with the recommendation that they do pass.

GROW, Chairman

[S 1445](#), [S 1446](#), [S 1447](#), [S 1448](#), and [S 1451](#) were filed for second reading.

March 26, 2024

The STATE AFFAIRS Committee reports out [S 1443](#) and [S 1450](#) with the recommendation that they do pass.

GUTHRIE, Chairman

[S 1443](#) and [S 1450](#) were filed for second reading.

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

Messages from the Governor

March 25, 2024

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. President:

I have the honor to advise you that I have signed on March 25, 2024 and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1275](#), [S 1303](#), as amended, [S 1305](#), as amended, and [S 1317](#)

Sincerely,
/s/ Brad Little
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

March 25, 2024

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. President:

I have the honor to advise you that I have signed on March 25, 2024 and am transmitting to the Secretary of State the following Senate Bill, to wit:

[SENATE BILL 1380](#)

within the time prescribed by law, the same having arrived in the Office of the Governor at the hour of 4:52 p.m. on March 19, 2024.

Maintaining public trust and confidence in government is of paramount importance, especially when the mission is serving the best interests of Idaho's most vulnerable children. I believe Senate Bill 1380, by creating an independent ombudsman's office, will further public confidence and help identify productive and innovative ideas by which Idaho can better support children and those serving critical roles in foster care and child protection.

I look forward to my administration implementing this bill and identifying possible amendments next year to ensure the ombudsman's office is most effective. Currently, I have two recommendations for the Legislature to consider:

First, to maximize the independence of the ombudsman's office, the Legislature should consider amending code to allow the ombudsman's office to have legal counsel different than that advising the department it is tasked with overseeing. Unless amended, the Office of the Attorney General will be statutorily obligated to represent both the ombudsman's office and the Department of Health and Welfare. Dual representation by the same legal office conflicts with the legislative mandate for independence and will impair the ombudsman's authority to "pursue all necessary action, including legal action, to protect the child's welfare and rights." This recommendation can be accomplished simply by adding the ombudsman's office to the list of self-governing agencies already enumerated in Idaho Code 67-1406(2).

Second, the Legislature should consider broadening the oversight functions of the ombudsman's office to other key executive functions, such as officials' compliance with laws governing public records, open meetings, and ethics. Legal conflicts arise when one executive office attempts to investigate another for advice the former rendered to the latter. Such conflicts are proven to be counterproductive and expensive for Idaho's taxpayers. I believe the public trust in government is best maintained when the roles of general counsel and inspector general served by two distinct offices of state government.

Sincerely,
/s/ Brad Little
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 25, 2024

Dear Mr. President:

I transmit herewith [H 730](#) and [H 729](#), which have passed the House.

MCGINNIS, Chief Clerk

[H 730](#) and [H 729](#) were filed for first reading.

March 25, 2024

Dear Mr. President:

I return herewith [S 1431](#), [S 1430](#), [S 1403](#), [S 1284](#), [S 1292](#), [S 1262](#), [S 1278](#), [S 1309](#), as amended, [S 1350](#), [S 1368](#), and [S 1247](#), as amended, which have passed the House.

MCGINNIS, Chief Clerk

[S 1431](#), [S 1430](#), [S 1403](#), [S 1284](#), [S 1292](#), [S 1262](#), [S 1278](#), [S 1309](#), as amended, [S 1350](#), [S 1368](#), and [S 1247](#), as amended, were referred to the Judiciary and Rules Committee for enrolling.

March 25, 2024

Dear Mr. President:

I transmit herewith Enrolled [H 460](#), [H 645](#), [H 668](#), and [H 501](#), as amended, for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [H 460](#), [H 645](#), [H 668](#), and [H 501](#), as amended, and ordered them returned to the House.

March 25, 2024

Dear Mr. President:

I return herewith Enrolled [S 1426](#), which has been signed by the Speaker.

MCGINNIS, Chief Clerk

Enrolled [S 1426](#) was referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

Motions and Resolutions

On request by Senator Lee, granted by unanimous consent, [SCR 112](#), [SCR 114](#), [SCR 115](#), and [HCR 31](#) retained their place on the calendar for one legislative day.

The President announced that [SCR 132](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Cook, seconded by Senator Ward-Engelking, [SCR 132](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that [HCR 42](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Foreman, seconded by Senator Rabe, [HCR 42](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that [HCR 43](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Foreman, seconded by Senator Lakey, [HCR 43](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that [SCR 133](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Cook, seconded by Senator Ward-Engelking, [SCR 133](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that the State Affairs Committee report relative to the Gubernatorial appointment of James Hammond was before the Senate for final consideration, the question being, "Shall the report be adopted?"

Pursuant to Senate Rule 39(H), Senator Okuniewicz disclosed a possible conflict of interest under applicable law.

On motion by Senator Toews, seconded by Senator Ward-Engelking, the Gubernatorial appointment of James Hammond as a member of the State Building Authority was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the State Affairs Committee report relative to the Gubernatorial reappointment of Travis "Bear" Prairie was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Harris, seconded by Senator Semmelroth, the Gubernatorial reappointment of Travis "Bear" Prairie as a member of the Idaho Energy Resources Authority was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Judiciary and Rules Committee report relative to the Gubernatorial appointment of Darin Burrell was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Ricks, seconded by Senator Wintrow, the Gubernatorial appointment of Darin Burrell as a member of the Sexual Offender Management Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial

appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Judiciary and Rules Committee report relative to the Gubernatorial reappointment of John Dinger was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Wintrow, the Gubernatorial reappointment of John Dinger as a member of the Sexual Offender Management Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

On request by Senator Anthon, granted by unanimous consent, [HCR 31](#) was placed before the Senate for final consideration at this time.

The President announced that [HCR 31](#), having been held, was before the Senate for final consideration.

Moved by Senator Anthon, seconded by President Pro Tempore Winder, that [HCR 31](#) be adopted. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Just, Lakey, Lee, Lent, Nichols, Okuniewicz, Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 32.

NAYS—Herndon, Lenney. Total - 2.

Absent and excused—VanOrden. Total - 1.

Total - 35.

Whereupon the President declared [HCR 31](#) adopted, title was approved, and the resolution ordered returned to the House.

The Senate advanced to the Eleventh Order of Business.

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

S 1452 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO EDUCATION FUNDING; AMENDING SECTION 33-916, IDAHO CODE, AS ADDED BY SECTION 18 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE PROVISIONS REGARDING THE ELIGIBILITY OF SCHOOL DISTRICTS FOR SCHOOL MODERNIZATION FACILITIES FUND DISTRIBUTIONS; AMENDING SECTION 33-102A, IDAHO CODE, AS AMENDED IN SECTION 5 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE PROVISIONS REGARDING THE APPOINTMENT OF A CERTAIN EXECUTIVE OFFICER; AND DECLARING

AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1452](#) was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 730](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 729](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 722](#), by Appropriations Committee, was read the second time at length and filed for third reading.

[S 1437](#) and [S 1442](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 514](#), as amended, by Judiciary, Rules and Administration Committee, was read the second time at length and filed for third reading.

[H 725](#), [H 726](#), and [H 731](#), by Appropriations Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, [S 1389](#), [S 1434](#), [H 570](#), as amended in the Senate, and [H 398](#), as amended in the Senate, retained their place on the Third Reading Calendar for one legislative day.

On request by Senator Cook, granted by unanimous consent, [H 723](#) was recommitted to the Finance Committee.

President Pro Tempore Winder made a unanimous consent request to recommit [H 726](#) to the Finance Committee.

Senator Herndon objected to the unanimous consent request.

Moved by President Pro Tempore Winder, seconded by Senator Wintrow, the question being "Shall [H 726](#) be recommitted to the Finance Committee?"

The President announced that the motion to recommit [H 726](#) to the Finance Committee prevailed by voice vote.

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

Reports of Standing Committees

March 26, 2024

The JUDICIARY AND RULES Committee reports that [SCR 134](#) and [S 1452](#) have been correctly printed.

LAKEY, Chairman

[SCR 134](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1452](#) was referred to the State Affairs Committee.

On motion by Senator Anthon, seconded by Senator Wintrow, by voice vote the Senate recessed at 12:10 p.m. until the hour of 2:30 p.m. of this day.

**RECESS
AFTERNOON SESSION**

The Senate reconvened at 2:30 p.m., pursuant to recess, President Bedke presiding.

Roll call showed all members present except President Pro Tempore Winder and Senators Hart, Lee, Ricks, and VanOrden, absent and excused.

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

Senator Ricks was recorded present at this order of business.

March 26, 2024

The JUDICIARY AND RULES Committee reports that [S 1431](#), [S 1430](#), [S 1403](#), [S 1284](#), [S 1292](#), [S 1262](#), [S 1278](#), [S 1309](#), as amended, [S 1350](#), [S 1368](#), and [S 1247](#), as amended, have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1431](#), [S 1430](#), [S 1403](#), [S 1284](#), [S 1292](#), [S 1262](#), [S 1278](#), [S 1309](#), as amended, [S 1350](#), [S 1368](#), and [S 1247](#), as amended, and ordered them transmitted to the House for the signature of the Speaker.

March 26, 2024

The JUDICIARY AND RULES Committee reports that Enrolled [S 1426](#) was delivered to the Office of the Governor at 12:28 p.m., March 26, 2024.

LAKEY, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 26, 2024

The STATE AFFAIRS Committee reports out [S 1452](#) with the recommendation that it do pass.

GUTHRIE, Chairman

[S 1452](#) was filed for second reading.

March 26, 2024

The TRANSPORTATION Committee reports out [H 729](#) with the recommendation that it do pass.

OKUNIEWICZ, Chairman

[H 729](#) was filed for second reading.

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

Messages from the Governor

March 26, 2024

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. President:

I have the honor to advise you that I have signed on March 26, 2024 and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1235](#) and [S 1244](#)

Sincerely,
/s/ Brad Little
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 26, 2024

Dear Mr. President:

I transmit herewith Enrolled [HCR 39](#), [HCR 41](#), [H 685](#), [H 630](#), [H 626](#), [H 563](#), and [H 596](#), as amended in the Senate, for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [HCR 39](#), [HCR 41](#), [H 685](#), [H 630](#), [H 626](#), [H 563](#), and [H 596](#), as amended in the Senate, and ordered them returned to the House.

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**

**S 1453
BY FINANCE COMMITTEE**

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE; APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF INDIRECT SUPPORT SERVICES, LICENSING AND CERTIFICATION, AND INDEPENDENT COUNCILS FOR FISCAL YEAR 2025; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR DEPARTMENT OVERSIGHT POSITIONS; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF INDIRECT SUPPORT SERVICES FOR FISCAL YEAR 2024; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF LICENSING AND CERTIFICATION FOR FISCAL YEAR 2024; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF INDIRECT SUPPORT SERVICES FOR FISCAL YEAR 2024; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF LICENSING AND CERTIFICATION FOR FISCAL YEAR 2024; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

[S 1453](#) was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

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, the Senate returned to the Twelfth Order of Business.

Second Reading of Bills

Senator Lee was recorded present at this order of business.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Wintrow, that all rules of the Senate interfering with the immediate passage of [S 1452](#) be suspended; that the portions of Section 15, Article 3, of the Constitution of the State of Idaho requiring all bills to be read on three several days be dispensed with, this being a case of urgency, and that [S 1452](#) be read the second time by title and the third time at length, section by section, and be put upon its final passage. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

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

NAYS—None.

Absent and excused—VanOrden. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended.

[S 1452](#) was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senators Anthon and Harris disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

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

NAYS—Grow. Total - 1.

Absent and excused—VanOrden. Total - 1.

Total - 35.

Whereupon the President declared [S 1452](#) passed, title was approved, and the bill ordered transmitted 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 1440](#) was placed before the Senate for consideration at this time.

[S 1440](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent

arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Burtenshaw, Cook, Guthrie, Harris, Hartgen, Herndon, Lakey, Lee, Lenney, Lent, Nichols, Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, Ward-Engelking, Wintrow. Total - 22.

NAYS—Adams, Bernt, Bjerke, Carlson, Den Hartog, Foreman, Grow, Hart, Just, Okuniewicz, Winder, Zuiderveld. Total - 12.

Absent and excused—VanOrden. Total - 1.

Total - 35.

Whereupon the President declared [S 1440](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 708](#), as amended in the Senate, 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, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Ricks, Schroeder, Semmelroth, Taylor, Toews, Trakel, Zuiderveld. Total - 29.

NAYS—Rabe, Shea (Ruchti), Ward-Engelking, Wintrow. Total - 4.

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

Total - 35.

Whereupon the President declared [H 708](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

On request by Senator Anthon, granted by unanimous consent, [H 398](#), as amended in the Senate, was placed before the Senate for consideration at this time.

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Ricks, Schroeder, Toews, Trakel, Zuiderveld. Total - 27.

NAYS—Rabe, Semmelroth, Shea (Ruchti), Taylor, Ward-Engelking, Wintrow. Total - 6.

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

Total - 35.

Whereupon the President declared [H 398](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Wintrow, that all rules of the Senate interfering with the immediate passage of [H 725](#) be suspended; that the portions of Section 15, Article 3, of the Constitution of the State of Idaho requiring all bills to be read on three several days be dispensed with, this being a case of

urgency, and that [H 725](#) be read the third time at length, section by section, and be put upon its final passage. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

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

NAYS—None.

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

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended.

[H 725](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bjerke 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, Carlson, Cook, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lent, Nichols, Okuniewicz, Rabe, Ricks, Semmelroth, Shea (Ruchti), Taylor, Toews, Ward-Engelking, Wintrow, Zuiderveld. Total - 29.

NAYS—Den Hartog, Lenney, Trakel. Total - 3.

Absent and excused—Schroeder, VanOrden, Winder. Total - 3.

Total - 35.

Whereupon the President declared [H 725](#) passed, title was approved, and the bill ordered returned to the House.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Wintrow, that all rules of the Senate interfering with the immediate passage of [H 731](#) be suspended; that the portions of Section 15, Article 3, of the Constitution of the State of Idaho requiring all bills to be read on three several days be dispensed with, this being a case of urgency, and that [H 731](#) be read the third time at length, section by section, and be put upon its final passage. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

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

NAYS—None.

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

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended.

[H 731](#) 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, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Rabe, Ricks, Semmelroth, Shea (Ruchti), Taylor, Ward-Engelking, Wintrow. Total - 22.

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

Absent and excused—Schroeder, VanOrden, Winder. Total - 3.

Total - 35.

Whereupon the President declared [H 731](#) passed, title was approved, and the bill ordered returned to the House.

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

Messages from the House

March 26, 2024

Dear Mr. President:

I return herewith [S 1381](#), as amended in the House, which has passed the House.

MCGINNIS, Chief Clerk

On request by Senator Guthrie, granted by unanimous consent, [S 1381](#), as amended in the House, was referred to the Tenth Order of Business, Motions and Resolutions, for consideration as to possible concurrence in the House amendments.

March 26, 2024

Dear Mr. President:

I return herewith [S 1394](#), [SCR 125](#), [SCR 126](#), [SP 101](#), and [SCR 129](#), which have passed the House.

MCGINNIS, Chief Clerk

[S 1394](#), [SCR 125](#), [SCR 126](#), [SP 101](#), and [SCR 129](#) were referred to the Judiciary and Rules Committee for enrolling.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that the House amendments to [S 1381](#), as amended in the House, were before the Senate for consideration as to possible concurrence, the question being, "Shall the Senate concur in the House amendments to [S 1381](#), as amended in the House?"

On request by Senator Guthrie, granted by unanimous consent, the Senate concurred by voice vote in the House amendments to [S 1381](#), as amended in the House.

[S 1381](#), as amended in the House, was referred to the Judiciary and Rules Committee for engrossing.

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 Winrow, by voice vote, the Senate adjourned at 5:09 p.m. until the hour of 10 a.m., Wednesday, March 27, 2024.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary