

SENATE JOURNAL OF THE IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

**EIGHTIETH LEGISLATIVE DAY
WEDNESDAY, MARCH 27, 2024**

Senate Chamber

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

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Ashley Richardson, 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 26, 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.

The Senate advanced to the Fourth Order of Business.

Reading of Communications

Senator Cook was recorded present at this order of business.

March 26, 2024

Dear President Pro Tempore,

I have the honor to inform you that pursuant to Title 67-412, I have designated Stephen Patterson of Boise, ID, 83716 as a qualified substitute for Legislative District 18, Ada County, State of Idaho.

This appointment is effective Wednesday, March 27, 2024, and will continue until Friday, March 29, 2024.

Sincerely,
/s/ Senator Ward-Engelking

Having previously received the Oath of Office, Acting Senator Patterson was recorded present at this order of business and the correspondence was ordered filed in the office of the Secretary.

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

Reports of Standing Committees

March 27, 2024

The JUDICIARY AND RULES Committee reports that [S 1453](#) has been correctly printed.

LAKEY, Chairman

[S 1453](#) was referred to the Finance Committee.

March 27, 2024

The JUDICIARY AND RULES Committee reports that [S 1381](#), as amended in the House, has been correctly engrossed.

LAKEY, Chairman

[S 1381](#), as amended in the House, was filed for first reading.

March 27, 2024

The JUDICIARY AND RULES Committee reports that [S 1394](#), [SCR 125](#), [SCR 126](#), and [SCR 129](#) have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1394](#), [SCR 125](#), [SCR 126](#), and [SCR 129](#) and ordered them transmitted to the House for the signature of the Speaker.

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 Bill, to wit:

[S 1294](#)

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 return herewith [S 1293](#), as amended, as amended in the House, which has passed the House.

MCGINNIS, Chief Clerk

On request by Senator Anthon, granted by unanimous consent, [S 1293](#), as amended, 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 transmit herewith [H 727](#), [HCR 47](#), [HCR 48](#), [H 742](#), and [H 745](#), which have passed the House.

MCGINNIS, Chief Clerk

[H 727](#), [HCR 47](#), [HCR 48](#), [H 742](#), and [H 745](#) were filed for first reading.

March 26, 2024

Dear Mr. President:

I return herewith [S 1276](#), [S 1277](#), [S 1327](#), [S 1328](#), as amended, and [S 1376](#), as amended, which have passed the House.

MCGINNIS, Chief Clerk

[S 1276](#), [S 1277](#), [S 1327](#), [S 1328](#), as amended, and [S 1376](#), as amended, were referred to the Judiciary and Rules Committee for enrolling.

March 26, 2024

Dear Mr. President:

I transmit herewith Enrolled [H 620](#), as amended, [H 600](#), [H 489](#), [H 597](#), [HJR 5](#), [H 621](#), as amended, [H 513](#), [H 601](#), [H 629](#), [H 545](#), [H 719](#), [H 720](#), [H 697](#), [H 705](#), [H 583](#), as amended in the Senate, [H 572](#), as amended in the Senate, [H 608](#), as amended in the Senate, [H 542](#), as amended in the Senate, and [H 614](#), as amended in the Senate, for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [H 620](#), as amended, [H 600](#), [H 489](#), [H 597](#), [HJR 5](#), [H 621](#), as amended, [H 513](#), [H 601](#), [H 629](#), [H 545](#), [H 719](#), [H 720](#), [H 697](#), [H 705](#), [H 583](#), as amended in the Senate, [H 572](#), as amended in the Senate, [H 608](#), as amended in the Senate, [H 542](#), as amended in the Senate, and [H 614](#), as amended in the Senate, and ordered them returned to the House.

March 26, 2024

Dear Mr. President:

I return herewith 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, which have been signed by the Speaker.

MCGINNIS, Chief Clerk

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, were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that the House amendments to [S 1293](#), as amended, 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 1293](#), as amended, as amended in the House?"

On request by Senator Anthon, granted by unanimous consent, the Senate concurred by voice vote in the House amendments to [S 1293](#), as amended, as amended in the House.

[S 1293](#), as amended, 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 Eleventh Order of Business.

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

S 1454

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE EXECUTIVE OFFICE OF THE GOVERNOR; APPROPRIATING ADDITIONAL MONEYS TO THE EXECUTIVE OFFICE OF THE GOVERNOR FOR FISCAL YEAR 2025; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1455

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE PUBLIC HEALTH SERVICES DIVISION FOR FISCAL YEAR 2025; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE PUBLIC HEALTH SERVICES DIVISION FOR FISCAL YEAR 2025; REDUCING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; REQUIRING NOTIFICATION TO THE LEGISLATURE OF CERTAIN FEDERAL GRANTS; ALLOCATING FUNDING FOR SMOKING CESSATION; DIRECTING USE OF THE STATE OPIOID RESPONSE GRANT; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE PUBLIC HEALTH SERVICES DIVISION FOR FISCAL YEAR 2024; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE PUBLIC HEALTH SERVICES DIVISION FOR FISCAL YEAR 2024; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

[S 1454](#) and [S 1455](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[S 1381](#), as amended in the House, by State Affairs Committee, was read the first time at length and filed for second reading.

[H 727](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[HCR 47](#), by Ways and Means Committee, was introduced, read at length, and referred to the Local Government and Taxation Committee.

[HCR 48](#), by Ways and Means Committee, was introduced, read at length, and referred to the Commerce and Human Resources Committee.

[H 742](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 745](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Education Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[S 1445](#), [S 1446](#), [S 1447](#), [S 1448](#), and [S 1451](#), by Finance Committee, were read the second time at length and filed for third reading.

[S 1443](#) and [S 1450](#), by State Affairs Committee, were read the second time at length and filed for third reading.

[H 729](#), by Ways and Means 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

On request by Senator Anthon, granted by unanimous consent, [H 514](#), as amended, was placed before the Senate for consideration at this time.

[H 514](#), as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

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

NAYS—None.

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

Total - 35.

Whereupon the President declared [H 514](#), as amended, 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 [S 1446](#) 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 1446](#) 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—Anthon, Bernt, Bjerke, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Patterson (Ward-Engelking), Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—None.

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

Total - 35.

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

[S 1446](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Patterson (Ward-Engelking), Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Winder, Wintrow. Total - 31.

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

Absent and excused—VanOrden. Total - 1.

Total - 35.

Whereupon the President declared [S 1446](#) passed, title was approved, and the bill ordered transmitted 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 [S 1447](#) 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 1447](#) 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, Patterson (Ward-Engelking), Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, 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 1447](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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, Patterson (Ward-Engelking), Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Winder, Wintrow. Total - 24.

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

Absent and excused—VanOrden. Total - 1.

Total - 35.

Whereupon the President declared [S 1447](#) passed, title was approved, and the bill ordered transmitted 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 [S 1443](#) 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 1443](#) 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, Patterson (Ward-Engelking), Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, 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 1443](#) 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, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Patterson (Ward-Engelking), Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS—None.

Absent and excused—VanOrden. Total - 1.

Total - 35.

Whereupon the President declared [S 1443](#) 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 a.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 Senator Burtenshaw, absent and formally excused by the Chair; and Senator VanOrden, absent and excused.

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

March 27, 2024

The JUDICIARY AND RULES Committee reports that [S 1454](#) and [S 1455](#) have been correctly printed.

LAKEY, Chairman

[S 1454](#) and [S 1455](#) were referred to the Finance Committee.

March 27, 2024

The JUDICIARY AND RULES Committee reports that [S 1293](#), as amended, as amended in the House, has been correctly engrossed.

LAKEY, Chairman

[S 1293](#), as amended, as amended in the House, was filed for first reading.

March 27, 2024

The JUDICIARY AND RULES Committee reports that [S 1276](#), [S 1277](#), [S 1327](#), [S 1328](#), as amended, and [S 1376](#), as amended, have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1276](#), [S 1277](#), [S 1327](#), [S 1328](#), as amended, and [S 1376](#), as amended, and ordered them transmitted to the House for the signature of the Speaker.

March 27, 2024

The JUDICIARY AND RULES Committee reports that 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, were delivered to the Office of the Governor at 11:43 a.m., March 27, 2024.

LAKEY, Chairman

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

March 27, 2024

The FINANCE Committee reports out [S 1453](#) with the recommendation that it do pass.

GROW, Chairman

[S 1453](#) was filed for second reading.

March 27, 2024

The COMMERCE AND HUMAN RESOURCES Committee reports out [HCR 48](#) with the recommendation that it do pass.

COOK, Chairman

[HCR 48](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 27, 2024

The LOCAL GOVERNMENT AND TAXATION Committee reports out [HCR 47](#) with the recommendation that it do pass.

RICKS, Chairman

[HCR 47](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 27, 2024

The JUDICIARY AND RULES Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Monty Prow to the Sexual Offender Management Board, term to expire January 1, 2027.

LAKEY, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 27, 2024

The FINANCE Committee reports out [H 723](#) and [H 726](#) with the recommendation that they do pass.

GROW, Chairman

[H 723](#) and [H 726](#), having been previously on the Second Reading Calendar, were referred to the Thirteenth Order of Business, Third Reading of Bills.

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

Petitions, Resolutions, and Memorials

SR 102

BY STATE AFFAIRS COMMITTEE

A SENATE RESOLUTION

STATING FINDINGS OF THE SENATE AND STATING THE INTENTION OF THE SENATE IN PASSING HOUSE CONCURRENT RESOLUTION NO. 29 REGARDING RULES OF THE DEPARTMENT OF ADMINISTRATION, RULES OF THE DIVISION OF PURCHASING.

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

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code; and

WHEREAS, pursuant to House Concurrent Resolution No. 29, as adopted by the Second Regular Session of the Sixty-seventh Idaho Legislature, the Legislature has rejected certain executive agency rules of the Department of Administration relating to Rules of the Division of Purchasing, with respect to the type of solicitation called an "invitation to negotiate" or "competitive negotiation"; and

WHEREAS, the Senate acknowledges that over the last several years multiple state contracts have been entered into using the "invitation to negotiate" and/or "competitive negotiation" solicitation types.

NOW, THEREFORE, BE IT RESOLVED by the members of the Senate, assembled in the Second Regular Session of

the Sixty-seventh Idaho Legislature, that when passing House Concurrent Resolution No. 29, the Senate intended not to supplant any findings of fact and conclusions of law by a court of law, nor to alter, impair, or otherwise impact any contracts entered into or now in effect, nor to alter, impair, or otherwise impact any prior solicitations that included an "invitation to negotiate" or "competitive negotiations."

BE IT FURTHER RESOLVED that the intention of the Senate when passing House Concurrent Resolution No. 29 was for the rule rejection to apply prospectively to future solicitations only and shall be deemed to have an effective date of July 1, 2024.

[SR 102](#) was introduced, read 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 Eighth Order of Business.

Messages from the Governor

March 27, 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 27, 2024 and am transmitting to the Secretary of State the following Senate Bill, to wit:

[S 1374](#), as amended

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 27, 2024

Dear Mr. President:

I transmit herewith [H 733](#), [H 734](#), [H 735](#), and [H 738](#), which have passed the House.

MCGINNIS, Chief Clerk

[H 733](#), [H 734](#), [H 735](#), and [H 738](#) were filed for first reading.

March 27, 2024

Dear Mr. President:

I return herewith [S 1435](#) and [SCR 128](#), which have passed the House.

MCGINNIS, Chief Clerk

[S 1435](#) and [SCR 128](#) were referred to the Judiciary and Rules Committee for enrolling.

March 27, 2024

Dear Mr. President:

I transmit herewith Enrolled [HCR 42](#), [HCR 43](#), and [HCR 31](#) for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [HCR 42](#), [HCR 43](#), and [HCR 31](#) 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 1456

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF MEDICAID FOR FISCAL YEAR 2025; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF MEDICAID FOR FISCAL YEAR 2025; AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS; PROVIDING REAPPROPRIATION AUTHORITY FOR FISCAL YEAR 2025; REQUIRING A REPORT ON PROVIDER RATE INCREASES; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF MEDICAID FOR FISCAL YEAR 2024; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF MEDICAID FOR FISCAL YEAR 2024; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

S 1457

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO DUTIES OF THE GOVERNOR; AMENDING SECTION 67-802, IDAHO CODE, TO PROVIDE THAT THE GOVERNOR SHALL MAKE APPOINTMENTS AND FILL VACANCIES WITHIN A CERTAIN TIME AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-303, IDAHO CODE, TO PROVIDE A CODE REFERENCE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1456](#) and [S 1457](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[S 1293](#), as amended, as amended in the House, by Local Government and Taxation Committee, was read the first time at length and filed for second reading.

[H 733](#) and [H 734](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

[H 735](#), by Appropriations Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 738](#), by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

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

Third Reading of Bills

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Lee, that all rules of the Senate interfering with the immediate passage of [H 729](#) 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 729](#) 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, 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, Winder, Wintrow, Zuiderveld. Total - 32.

NAYS—Patterson (Ward-Engelking). Total - 1.

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

Total - 35.

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

[H 729](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Okuniewicz 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, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Ricks, Schroeder, Toews, Trakel, Winder, Zuiderveld. Total - 26.

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

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

Total - 35.

Whereupon the President declared [H 729](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 576](#) was placed before the Senate for consideration at this time.

Having been held, [H 576](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie 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, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Patterson (Ward-Engelking), Rabe, Ricks, Schroeder, Semmelroth, Shea

(Ruchti), Taylor, Toews, Trakel, Winder, Wintrow, Zuiderveld.
Total - 33.

NAYS–None.

Absent and excused–Burtenshaw, VanOrden. Total - 2.

Total - 35.

Whereupon the President declared [H 576](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [S 1442](#) was placed before the Senate for consideration at this time.

[S 1442](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cook 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, Cook, Den Hartog, Grow, Guthrie, Hartgen, Just, Lakey, Lee, Lent, Patterson (Ward-Engelking), Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Winder, Wintrow. Total - 22.

NAYS–Carlson, Foreman, Harris, Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews, Trakel, Zuiderveld. Total - 11.

Absent and excused–Burtenshaw, VanOrden. Total - 2.

Total - 35.

Whereupon the President declared [S 1442](#) passed, title was approved, and the bill ordered transmitted 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 [S 1450](#) 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 1450](#) 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, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Just, Lakey, Lee, Lent, Okuniewicz, Patterson (Ward-Engelking), Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, Winder, Wintrow. Total - 28.

NAYS–Carlson, Herndon, Lenney, Nichols, Zuiderveld. Total - 5.

Absent and excused–Burtenshaw, VanOrden. Total - 2.

Total - 35.

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

[S 1450](#) was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Anthon, Bernt, Cook, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Patterson (Ward-Engelking), Schroeder, Shea (Ruchti), Winder. Total - 14.

NAYS–Adams, Bjerke, Carlson, Den Hartog, Foreman, Grow, Hart, Herndon, Lenney, Nichols, Okuniewicz, Rabe, Ricks, Semmelroth, Taylor, Toews, Trakel, Wintrow, Zuiderveld. Total - 19.

Absent and excused–Burtenshaw, VanOrden. Total - 2.

Total - 35.

Whereupon the President declared that [S 1450](#) had failed to pass the Senate and ordered the bill filed in Office of the Secretary of Senate.

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 4:12 p.m. until the hour of 9:30 a.m., Thursday, March 28, 2024.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary