

# SENATE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-SEVENTH LEGISLATURE

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SEVENTEENTH LEGISLATIVE DAY  
WEDNESDAY, JANUARY 24, 2024

Senate Chamber

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

Roll call showed all members present except Senators Okuniewicz, Semmelroth, and Trakel, absent and formally excused by the Chair; and Senator Guthrie, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Naomi Foster, Page.

The Senate advanced to the Third Order of Business.

Senator Guthrie was recorded present at this order of business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of January 23, 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

January 19, 2024

Dear President Pro Tempore,

I have the honor to inform you that pursuant to Title 67-412, I have designated Megan Egbert of Boise, Idaho, as a qualified substitute for Legislative District 17, Ada County, State of Idaho.

This appointment is effective Wednesday, January 24, 2024, and will continue until Friday, January 26, 2024.

Sincerely,  
/s/ Senator Semmelroth  
District 17

The President announced that the Oath of Office had been administered previously to Acting Senator Egbert, and she was recorded present at this order of business.

The correspondence was 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

January 24, 2024

The JUDICIARY AND RULES Committee reports that [S 1243](#) and [S 1244](#) have been correctly printed.

LAKEY, Chairman

[S 1243](#) was referred to the Resources and Environment Committee.

[S 1244](#) was referred to the Judiciary and Rules Committee.

January 23, 2024

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

Jon Weber to the State Insurance Fund Board, term to expire November 30, 2024.

COOK, 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.

January 23, 2024

The LOCAL GOVERNMENT AND TAXATION Committee reports out [H 385](#) with the recommendation that it do pass.

RICKS, Chairman

[H 385](#) was filed for second reading.

January 23, 2024

The HEALTH AND WELFARE Committee reports it has had under consideration the Gubernatorial reappointment listed below and the Committee recommends that said reappointment be confirmed by the Senate:

Dr. John MacMillan to the Board of Environmental Quality, term to expire July 1, 2027.

VANORDEN, Chairman

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

January 23, 2024

The TRANSPORTATION Committee reports out [S 1216](#) with the recommendation that it do pass.

OKUNIEWICZ, Chairman

[S 1216](#) was filed for second reading.

January 23, 2024

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

James Hoff to the Aeronautics Advisory Board, term to expire January 31, 2028.

OKUNIEWICZ, 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.

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

#### Messages from the House

January 23, 2024

Dear Mr. President:

I transmit herewith [H 409](#), which has passed the House.

MCGINNIS, Chief Clerk

[H 409](#) was filed for first reading.

The Senate advanced to the Tenth Order of Business.

#### Motions and Resolutions

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

On motion by Senator Lakey, seconded by Senator Ruchti, the Gubernatorial appointment of Jason Kreizenbeck as a member of the Idaho Judicial Council 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 appointment of R. Todd Garbett was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Harris, seconded by Senator Wintrow, the Gubernatorial appointment of R. Todd Garbett as a member of the Idaho Judicial Council 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 Senate advanced to the Eleventh Order of Business.

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

##### S 1245

#### BY COMMERCE AND HUMAN RESOURCES COMMITTEE

##### AN ACT

RELATING TO PESTICIDES; AMENDING CHAPTER 34, TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 22-3427, IDAHO CODE, TO PROVIDE THAT CERTAIN LABELS SHALL BE SUFFICIENT TO SATISFY ANY REQUIREMENTS FOR A WARNING REGARDING

HEALTH OR SAFETY OR ANY OTHER PROVISION OR DOCTRINE OF STATE LAW; AMENDING CHAPTER 6, TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 48-620, IDAHO CODE, TO PROVIDE THAT CERTAIN LABELS SHALL BE SUFFICIENT TO SATISFY ANY REQUIREMENTS FOR A WARNING REGARDING HEALTH OR SAFETY OR ANY OTHER PROVISION OR DOCTRINE OF STATE LAW; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

##### S 1246

#### BY COMMERCE AND HUMAN RESOURCES COMMITTEE

##### AN ACT

RELATING TO BOARD OF EDUCATION OPTIONAL RETIREMENT PROGRAM; AMENDING SECTION 33-107A, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE BOARD'S OPTIONAL RETIREMENT PROGRAM, TO ALLOW CERTAIN EMPLOYEES A ONETIME ELECTION TO REMAIN MEMBERS OF A CERTAIN RETIREMENT PROGRAM, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

##### S 1247

#### BY HEALTH AND WELFARE COMMITTEE

##### AN ACT

RELATING TO HEALTH; AMENDING TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 19, TITLE 56, IDAHO CODE, TO PROVIDE LEGISLATIVE INTENT, TO DEFINE TERMS, TO ESTABLISH PROVISIONS REGARDING EMERGENCY PROTECTIVE PLACEMENT OF PERSONS WITH A MAJOR NEUROCOGNITIVE DISORDER, AND TO REQUIRE REPORTING OF INSTANCES OF EMERGENCY PROTECTIVE PLACEMENT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1245](#), [S 1246](#), and [S 1247](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 409](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

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 1220](#), [S 1225](#), and [S 1236](#) retained their place on the Third Reading Calendar for one legislative day.

[S 1223](#) 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, Burtenshaw, Carlson, Cook, Den Hartog, Egbert (Semmelroth), Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Rabe, Ricks, Ruchti, Schroeder, Taylor, Toews, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—None.

Absent and excused—Okuniewicz, Trakel. Total - 2.

Total - 35.

Whereupon the President declared [S 1223](#) 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 Fifteenth Order of Business.

**Miscellaneous Business**

On motion by Senator Anthon, seconded by Senator Wintrow, by voice vote, the Senate adjourned at 11:30 a.m. until the hour of 11 a.m., Thursday, January 25, 2024.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary