

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

SIXTY-SIXTH LEGISLATIVE DAY
WEDNESDAY, MARCH 13, 2024

Senate Chamber

President Bedke called the Senate to order at 10:30 a.m.

Roll call showed all members present.

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 12, 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

March 13, 2024

The JUDICIARY AND RULES Committee reports that [S 1272](#), [S 1341](#), [S 1274](#), [S 1372](#), [S 1373](#), [S 1232](#), as amended, [S 1326](#), [S 1216](#), [S 1282](#), [S 1298](#), [S 1316](#), and [S 1382](#) have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1272](#), [S 1341](#), [S 1274](#), [S 1372](#), [S 1373](#), [S 1232](#), as amended, [S 1326](#), [S 1216](#), [S 1282](#), [S 1298](#), [S 1316](#), and [S 1382](#) and ordered them transmitted to the House for the signature of the Speaker.

March 12, 2024

The HEALTH AND WELFARE Committee reports out [H 526](#) and [H 633](#) with the recommendation that they do pass.

VANORDEN, Chairman

[H 526](#) and [H 633](#) were filed for second reading.

March 12, 2024

The HEALTH AND WELFARE 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 McNamara to the Hazardous Waste Facility Siting License Application Review Panel, term to expire February 23, 2027.

VANORDEN, 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 12, 2024

The LOCAL GOVERNMENT AND TAXATION Committee reports out [H 608](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

RICKS, Chairman

There being no objection, [H 608](#) was referred to the Fourteenth Order of Business, General Calendar.

March 12, 2024

The EDUCATION Committee reports out [S 1358](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LENT, Chairman

There being no objection, [S 1358](#) was referred to the Fourteenth Order of Business, General Calendar.

March 13, 2024

The STATE AFFAIRS Committee reports out [H 656](#) with the recommendation that it do pass.

GUTHRIE, Chairman

[H 656](#) was 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

March 12, 2024

Dear Mr. President:

I transmit herewith [H 620](#), as amended, [H 621](#), as amended, [H 638](#), as amended, [H 659](#), and [HCR 28](#), which have passed the House.

MCGINNIS, Chief Clerk

[H 620](#), as amended, [H 621](#), as amended, [H 638](#), as amended, [H 659](#), and [HCR 28](#) 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

[H 620](#), as amended, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 621](#), as amended, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 638](#), as amended, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

[H 659](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[HCR 28](#), by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 577](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[S 1391](#) and [S 1392](#), by State Affairs Committee, were read the second time at length and filed for third reading.

[H 703](#), by Appropriations Committee, was read the second time at length and filed for third reading.

[S 1419](#), [S 1424](#), and [S 1425](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 640](#), [H 589](#), and [H 593](#), by Ways and Means Committee, were read the second time at length and filed for third reading.

[H 604](#), by State Affairs 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, [S 1375](#), [S 1320](#), as amended, and [S 1389](#) retained their place on the Third Reading Calendar for one legislative day.

On request by Senator Anthon, granted by unanimous consent, [S 1395](#) was referred to the Fourteenth Order of Business, General Calendar.

[S 1414](#) 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, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [S 1414](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1278](#) 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, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [S 1278](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, [S 1413](#) and [H 460](#) retained their place on the Third Reading Calendar for one legislative day.

On request by Senator Anthon, granted by unanimous consent, [H 449](#) retained its place on the Third Reading Calendar for Monday, March 18, 2024.

Having been held, [H 399](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee 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, Ruchti, Schroeder, Semmelroth, Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 25.

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

Total - 35.

Whereupon the President declared [H 399](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 498](#) retained its place on the Third Reading Calendar for one legislative day.

Having been held, [H 454](#) 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, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 454](#) passed, title was approved, and the bill ordered returned to the House.

Having been held, [H 441](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee 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, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 33.

NAYS—Foreman, Zuiderveld. Total - 2.

Total - 35.

Whereupon the President declared [H 441](#) passed, title was approved, and the bill ordered returned to the House.

Having been held, [H 575](#) 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, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 575](#) passed, title was approved, and the bill ordered returned to the House.

Having been held, [H 439](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee 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, Burtenshaw, Cook, Den Hartog, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 23.

NAYS—Bjerke, Carlson, Foreman, Grow, Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews (Toews), Trakel, Zuiderveld. Total - 12.

Total - 35.

Whereupon the President declared [H 439](#) passed, title was approved, and the bill ordered returned to the House.

Having been held, [H 674](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Adams 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, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 674](#) passed, title was approved, and the bill ordered returned to the House.

[H 676](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Herndon 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, Burtenshaw, Carlson, Cook, Den Hartog, Grow, Guthrie, Harris, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), VanOrden, Ward-Engelking, Winder, Wintrow. Total - 28.

NAYS—Bernt, Bjerke, Foreman, Hart, Nichols, Trakel, Zuiderveld. Total - 7.

Total - 35.

Whereupon the President declared [H 676](#) passed, title was approved, and the bill ordered returned to the House.

[H 677](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Herndon 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, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 677](#) passed, title was approved, and the bill ordered returned to the House.

[H 678](#) 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, Cook, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 25.

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

Total - 35.

Whereupon the President declared [H 678](#) passed, title was approved, and the bill ordered returned to the House.

[H 679](#) 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, Ruchti, Schroeder, Semmelroth, Taylor, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 26.

NAYS—Carlson, Foreman, Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews (Toews), Zuiderveld. Total - 9.

Total - 35.

Whereupon the President declared [H 679](#) passed, title was approved, and the bill ordered returned to the House.

[H 680](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ward-Engelking 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, Bjerke, Burtenshaw, Cook, Grow, Guthrie, Harris, Hartgen, Just, Lee, Lenney, Lent, Rabe, Ruchti, Schroeder, Semmelroth, Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 22.

NAYS—Bernt, Carlson, Den Hartog, Foreman, Hart, Herndon, Lakey, Nichols, Okuniewicz, Ricks, Toews (Toews), Trakel, Zuiderveld. Total - 13.

Total - 35.

Whereupon the President declared [H 680](#) passed, title was approved, and the bill ordered returned to the House.

[H 681](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ward-Engelking 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, Bjerke, Burtenshaw, Cook, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 23.

NAYS—Bernt, Carlson, Den Hartog, Foreman, Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews (Toews), Trakel, Zuiderveld. Total - 12.

Total - 35.

Whereupon the President declared [H 681](#) passed, title was approved, and the bill ordered returned to the House.

[H 682](#) 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, Cook, Den Hartog, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), VanOrden, Ward-Engelking, Winder, Wintrow. Total - 31.

NAYS—Carlson, Foreman, Trakel, Zuiderveld. Total - 4.

Total - 35.

Whereupon the President declared [H 682](#) passed, title was approved, and the bill ordered returned to the House.

[H 502](#) 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, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 502](#) 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 Fourth Order of Business.

Reading of Communications

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

Petitions, Resolutions, and Memorials

On motion by Senator Anthon, seconded by Senator Wintrow, by voice vote the Senate recessed at 11:57 a.m. until the hour of 3:30 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 3:30 p.m., pursuant to recess, President Bedke presiding.

Roll call showed all members present except Senator Adams, absent and excused.

Prior to recess the Senate was at the Fifth Order of Business, Petitions, Resolutions, and Memorials.

SCR 123 BY JUDICIARY AND RULES COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND APPROVING PENDING RULES OF THE IDAHO STATE BOARD OF TAX APPEALS REVIEWED BY THE SENATE LOCAL GOVERNMENT AND TAXATION COMMITTEE.

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

WHEREAS, pursuant to Section 67-5291, Idaho Code, the Legislature must approve pending administrative rules by adoption of a concurrent resolution; and

WHEREAS, pursuant to the provisions of Section 67-5291, Idaho Code, any pending rule that is not approved by adoption of a concurrent resolution shall expire upon adjournment sine die of the legislative session during which the agency submits the pending rule to the Legislature for review; and

WHEREAS, the Senate Local Government and Taxation Committee reviewed pending rules adopted by the Idaho State Board of Tax Appeals; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

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 following pending rules adopted by the Idaho State Board of Tax Appeals, pursuant to the Administrative Procedure Act and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2024 legislative session and reviewed by the Senate Local Government and Taxation Committee, be, and the same are hereby approved: 36.01.01, Idaho Board of Tax Appeal Rules, Docket No. 36-0101-2301.

SCR 124 BY JUDICIARY AND RULES COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND APPROVING PENDING RULES OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES REVIEWED BY THE SENATE HEALTH AND WELFARE COMMITTEE AND THE HOUSE ENVIRONMENT, ENERGY, AND TECHNOLOGY COMMITTEE.

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

WHEREAS, pursuant to Section 67-5291, Idaho Code, the Legislature must approve pending administrative rules by adoption of a concurrent resolution; and

WHEREAS, pursuant to the provisions of Section 67-5291, Idaho Code, any pending rule that is not approved by adoption of a concurrent resolution shall expire upon adjournment sine die of the legislative session during which the agency submits the pending rule to the Legislature for review; and

WHEREAS, the Senate Health and Welfare Committee and the House Environment, Energy, and Technology Committee reviewed pending rules adopted by the Division of Occupational and Professional Licenses, Rules of the Board of Drinking Water and Wastewater Professionals; and

WHEREAS, the Legislature finds that it is in the public interest to adopt this resolution.

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 pending rules adopted by the Division of Occupational and Professional Licenses, Rules of the Board of Drinking Water and Wastewater Professionals, pursuant to the Administrative Procedure Act and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2024 legislative session and reviewed by the Senate Health and Welfare Committee and the House Environment, Energy, and Technology Committee, be, and the same are hereby approved.

[SCR 123](#) and [SCR 124](#) were 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 Fourteenth Order of Business.

General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Lee to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President called the Senate to order.

Report of the Committee of the Whole

Senator Lee, Chairman of the Committee of the Whole, reported out [H 607](#) and [S 1358](#), without recommendation, amended as follows:

SENATE AMENDMENT TO H 607

AMENDMENT TO SECTION 1

On page 1 of the printed bill, delete lines 20 and 21, and insert:

"(2) An entity that was a primary bidder or primary proposer may challenge the administrator's decision pursuant to the provisions of this section under the following circumstances:".

On page 2, delete lines 12 through 25, and insert:

"(c) A hearing officer appointed pursuant to paragraph (b)(ii) of this subsection shall conduct a contested case hearing and upon conclusion of the hearing shall prepare findings of fact, conclusions of law, and a recommended order for the director. Upon receipt of the findings of fact, conclusions of law, and recommended order, the director shall enter a final order affirming, modifying, or reversing the decision of the administrator.

(d) In addition to the requirements of section 67-5270, Idaho Code, the challenging bidder shall also file a protest bond in an amount equal to twenty-five percent (25%) of the allocated budget for the construction of the public works capital improvements.

(i) If the allocated budget was not included in the request for qualifications, the director shall set the value of the protest bond at a reasonable amount that does not exceed twenty-five percent (25%) of the anticipated capital expenditures to complete the public works improvements.

(ii) If the challenge is successful, the protest bond will be returned to the challenging bidder within fourteen (14) days of the final decision having been made.

(iii) If the challenge is not successful, a claim may be made against the protest bond by the public entity in an amount equal to the expenses incurred by the public entity because of the challenge. Such expenses must be documented and may include but are not limited to legal fees, court costs, escalated material prices, and other direct damages related to the challenge. The remainder of the bond shall be released after the claim has been satisfied."

SENATE AMENDMENT TO S 1358

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 37, delete "ø" and insert: "or"; delete line 38; and in line 39, delete "(f)(g)" and insert: "(f)".

AMENDMENT TO SECTION 2

On page 2, in line 26, following "permitted" insert: "pursuant to section 33-1030(3)(a), Idaho Code".

AMENDMENT TO THE BILL

On page 3, delete lines 13 through 43; and renumber the subsequent section accordingly.

CORRECTION TO TITLE

On page 1, in line 4, delete "AMENDING SECTION"; and in line 5, delete "33-1032, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE";.

The Committee also has [S 1224](#), [S 1296](#), [H 583](#), [S 1323](#), [H 486](#), [H 572](#), [H 570](#), [H 608](#), and [S 1395](#) under consideration, reports progress, and begs leave to sit again.

LEE, Chairman

On motion by Senator Lee, seconded by Senator Wintrow, the report was adopted by voice vote.

[H 607](#), as amended in the Senate, was filed for first reading as amended, and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

[S 1358](#), as amended, was referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

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

Reports of Standing Committees

March 13, 2024

The JUDICIARY AND RULES Committee reports that Senate amendments to [H 607](#) and [S 1358](#) have been correctly printed.

LAKEY, Chairman

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

March 13, 2024

The JUDICIARY AND RULES Committee reports that [S 1358](#), as amended, has been correctly engrossed.

LAKEY, Chairman

[S 1358](#), as amended, was filed for first reading.

March 13, 2024

The JUDICIARY AND RULES Committee reports out [H 387](#), [H 465](#), and [H 482](#) with the recommendation that they do pass.

LAKEY, Chairman

[H 387](#), [H 465](#), and [H 482](#) were filed for second reading.

March 13, 2024

The RESOURCES AND ENVIRONMENT Committee reports out [H 687](#) with the recommendation that it do pass.

BURTENSHAW, Chairman

[H 687](#) was 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

March 13, 2024

Dear Mr. President:

I return herewith [S 1329](#), [S 1383](#), [S 1384](#), [S 1385](#), [S 1386](#), [S 1387](#), [S 1281](#), [S 1338](#), [S 1339](#), [S 1342](#), [S 1388](#), [S 1397](#), [S 1398](#), [S 1399](#), [S 1400](#), and [S 1401](#), which have passed the House.

MCGINNIS, Chief Clerk

[S 1329](#), [S 1383](#), [S 1384](#), [S 1385](#), [S 1386](#), [S 1387](#), [S 1281](#), [S 1338](#), [S 1339](#), [S 1342](#), [S 1388](#), [S 1397](#), [S 1398](#), [S 1399](#), [S 1400](#), and [S 1401](#) were referred to the Judiciary and Rules Committee for enrolling.

March 13, 2024

Dear Mr. President:

I transmit herewith Enrolled [H 403](#), as amended in the Senate, for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [H 403](#), as amended in the Senate, and ordered it returned to the House.

March 13, 2024

Dear Mr. President:

I return herewith Enrolled [S 1234](#) and [S 1243](#), which have been signed by the Speaker.

MCGINNIS, Chief Clerk

Enrolled [S 1234](#) and [S 1243](#) were 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 Eleventh Order of Business.

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

[H 607](#), as amended in the Senate, by State Affairs Committee, was read the first time at length and filed for second reading.

[S 1358](#), as amended, by Education Committee, was read the first time at length and filed for second reading.

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

Third Reading of Bills

[H 505](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bernt 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, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS—None.

Absent and excused—Lent. Total - 1.

Total - 35.

Whereupon the President declared [H 505](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 576](#) retained its place on the Third Reading Calendar for one legislative day.

[H 547](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Just 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, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS—None.

Absent and excused—Lent. Total - 1.

Total - 35.

Whereupon the President declared [H 547](#) passed, title was approved, and the bill ordered returned to the House.

[H 500](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nichols 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, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth,

Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS–None.

Absent and excused–Lent. Total - 1.

Total - 35.

Whereupon the President declared [H 500](#) passed, title was approved, and the bill ordered returned to the House.

[H 527](#) 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, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS–None.

Absent and excused–Lent. Total - 1.

Total - 35.

Whereupon the President declared [H 527](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 521](#) retained its place on the Third Reading Calendar for one legislative day.

[H 581](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator VanOrden 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, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews (Toews), Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS–None.

Absent and excused–Lent. Total - 1.

Total - 35.

Whereupon the President declared [H 581](#) passed, title was approved, and the bill ordered returned to the House.

[H 574](#) 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, Carlson, Cook, Foreman, Grow, Guthrie, Harris, Hart, Herndon, Lakey,

Lee, Lenney, Nichols, Okuniewicz, Ricks, Schroeder, Toews (Toews), Trakel, VanOrden, Winder, Zuiderveld. Total - 25.

NAYS–Hartgen, Just, Rabe, Ruchti, Semmelroth, Taylor, Ward-Engelking, Wintrow. Total - 8.

Absent and excused–Den Hartog, Lent. Total - 2.

Total - 35.

Whereupon the President declared [H 574](#) 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.

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 4:32 p.m. until the hour of 10:30 a.m., Thursday, March 14, 2024.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary