

# SENATE JOURNAL OF THE IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-SEVENTH LEGISLATURE

SEVENTY-FOURTH LEGISLATIVE DAY  
THURSDAY, MARCH 21, 2024

Senate Chamber

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

Roll call showed all members present except President Pro Tempore Winder, absent and formally excused by the Chair; and Senator Herndon, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Roy Hutchings, 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 20, 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 Fifth Order of Business.

### Petitions, Resolutions, and Memorials

#### SCR 130

#### BY STATE AFFAIRS COMMITTEE

#### A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND APPROVING PENDING RULES OF THE IDAHO STATE RACING COMMISSION, THE IDAHO STATE LIQUOR DIVISION, THE IDAHO PUBLIC UTILITIES COMMISSION, AND THE ENDOWMENT FUND INVESTMENT BOARD BY THE SENATE STATE AFFAIRS COMMITTEE AND THE HOUSE STATE AFFAIRS 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 State Affairs Committee and the House State Affairs Committee reviewed pending rules adopted by the Idaho State Racing Commission, the Idaho State

Liquor Division, the Idaho Public Utilities Commission, and the Endowment Fund Investment Board; 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 Idaho State Racing Commission, the Idaho State Liquor Division, the Idaho Public Utilities Commission, and the Endowment Fund Investment Board, 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 State Affairs Committee and the House State Affairs Committee, be, and the same are hereby approved.

#### SCR 131

#### BY STATE AFFAIRS COMMITTEE

#### A CONCURRENT RESOLUTION

STATING LEGISLATIVE FINDINGS AND APPROVING PENDING RULES OF THE IDAHO STATE LOTTERY COMMISSION REVIEWED BY THE SENATE STATE AFFAIRS 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 State Affairs Committee reviewed pending rules adopted by the Idaho State Lottery Commission, Rules Governing Operations of the Idaho State Lottery; and

WHEREAS, the House State Affairs Committee reviewed pending rules adopted by the Idaho State Lottery Commission, Rules Governing Operations of the Idaho State Lottery, but took no action; 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 Lottery Commission, 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 State Affairs Committee, be, and the same are hereby approved: 52.01.03, Rules Governing Operations of the Idaho State Lottery, Docket No. 52-0103-2301.

[SCR 130](#) and [SCR 131](#) were 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 21, 2024

The JUDICIARY AND RULES Committee reports that [S 1434](#), [S 1435](#), and [S 1436](#) have been correctly printed.

LAKEY, Chairman

[S 1434](#) and [S 1435](#) were referred to the Finance Committee.

[S 1436](#) was referred to the Judiciary and Rules Committee.

March 20, 2024

The JUDICIARY AND RULES Committee reports that [S 1305](#), as amended, [S 1244](#), and [S 1374](#), as amended, have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1305](#), as amended, [S 1244](#), and [S 1374](#), as amended, and ordered them transmitted to the House for the signature of the Speaker.

March 20, 2024

The LOCAL GOVERNMENT AND TAXATION Committee reports out [S 1428](#) with the recommendation that it do pass.

RICKS, Chairman

[S 1428](#) was filed for second reading.

March 21, 2024

The STATE AFFAIRS Committee reports out [H 603](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

GUTHRIE, Chairman

There being no objection, [H 603](#) was referred to the Fourteenth Order of Business, General Calendar.

March 21, 2024

The AGRICULTURAL AFFAIRS Committee reports out [HCR 41](#) with the recommendation that it do pass.

HARTGEN, Chairman

[HCR 41](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 21, 2024

The AGRICULTURAL AFFAIRS Committee reports out [H 712](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

HARTGEN, Chairman

There being no objection, [H 712](#) was referred to the Fourteenth Order of Business, General Calendar.

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

#### Messages from the Governor

Senator Herndon was recorded present at this order of business.

March 21, 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 20, 2024 and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1272](#), [S 1274](#), [S 1341](#), [S 1365](#), as amended, [S 1372](#), and [S 1400](#)

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 20, 2024

Dear Mr. President:

I transmit herewith [H 723](#), [H 720](#), and [H 719](#), which have passed the House.

MCGINNIS, Chief Clerk

[H 723](#), [H 720](#), and [H 719](#) 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

#### S 1437 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 DIVISIONS OF SUBSTANCE ABUSE TREATMENT AND PREVENTION, MENTAL HEALTH SERVICES, AND PSYCHIATRIC HOSPITALIZATION FOR FISCAL YEAR 2025; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF MENTAL HEALTH SERVICES AND PSYCHIATRIC HOSPITALIZATION FOR FISCAL YEAR 2025; REQUIRING A REPORT ON SUBSTANCE ABUSE PREVENTION ACTIVITIES; DIRECTING THE USE OF THE STATE OPIOID RESPONSE GRANT; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF MENTAL HEALTH SERVICES AND PSYCHIATRIC HOSPITALIZATION FOR FISCAL YEAR 2024; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF MENTAL HEALTH SERVICES AND PSYCHIATRIC HOSPITALIZATION FOR FISCAL YEAR 2024; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

#### S 1438 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO EDUCATION FUNDING; AMENDING SECTION 33-915, IDAHO CODE, AS ADDED BY SECTION 17 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE PROVISIONS

REGARDING THE DISTRIBUTION OF SCHOOL MODERNIZATION FACILITIES FUNDS TO SCHOOL DISTRICTS; 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; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1439**

**BY STATE AFFAIRS COMMITTEE**  
AN ACT

RELATING TO EDUCATION FUNDING; REPEALING 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, RELATING TO THE ELIGIBILITY OF SCHOOL DISTRICTS FOR SCHOOL MODERNIZATION FACILITIES FUND DISTRIBUTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1440**

**BY STATE AFFAIRS COMMITTEE**  
AN ACT

RELATING TO EDUCATION FUNDING; AMENDING SECTION 33-915, IDAHO CODE, AS ADDED BY SECTION 17 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE PROVISIONS REGARDING THE DISTRIBUTION OF SCHOOL MODERNIZATION FACILITIES FUNDS TO SCHOOL DISTRICTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1441**

**BY STATE AFFAIRS COMMITTEE**  
AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-914, IDAHO CODE, AS ADDED BY SECTION 16 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE A DEADLINE FOR A SCHOOL DISTRICT TO MAKE A DISTRIBUTION ELECTION; AMENDING SECTION 33-915, IDAHO CODE, AS ADDED BY SECTION 17 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE PROVISIONS REGARDING SCHOOL MODERNIZATION FACILITIES FUND DISTRIBUTIONS; 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 33-917, IDAHO CODE, AS ADDED BY SECTION 19 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE PROVISIONS REGARDING THE CREATION OF THE MODEL SCHOOL

FACILITY COUNCIL; AMENDING SECTION 36 OF HOUSE BILL NO. 521, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SEVENTH IDAHO LEGISLATURE, TO REVISE CERTAIN EFFECTIVE DATES; AND DECLARING AN EMERGENCY.

[S 1437](#), [S 1438](#), [S 1439](#), [S 1440](#), and [S 1441](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 723](#), [H 720](#), and [H 719](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

The Senate advanced to the Twelfth Order of Business.

**Second Reading of Bills**

[H 716](#), by Appropriations Committee, was read the second time at length and filed for third reading.

[H 513](#), by Judiciary, Rules and Administration Committee, was read the second time at length and filed for third reading.

[H 601](#), [H 629](#), and [H 545](#), by State Affairs Committee, were read the second time at length and filed for third reading.

[H 632](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

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 [S 1395](#), [H 398](#), [H 708](#), and [H 586](#), without recommendation, amended as follows:

**SENATE AMENDMENT TO S 1395**

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 20, delete "its agent" and insert: "third-party service. "A third-party service" means a service that has entered into a contract with a health care provider to provide patient records on behalf of a health care provider"; delete lines 21 through 24, and insert:

"(2) Upon the request of a patient, patient's attorney, legal representative, or third-party service authorized to receive records, a health care provider, health care facility, or third-party service shall provide medical records and may charge reasonable fees pursuant to this section or other applicable law, whichever is less. Such reasonable fees shall not exceed those provided in this subsection.";

in line 27, delete "flat" and insert: "search"; in line 28, delete "Fifty-three cents (53)" and insert: "Sixty cents (60)"; in line 29, delete "thirty-two cents (32)" and insert: "thirty-six cents (36)"; in line 32, delete "; or" and insert: "; and"; in line 33, delete "sending" and insert: "postage to mail"; in line 37, delete "flat" and insert: "search"; in line 38, delete "Twenty-seven cents (27)" and insert: "Thirty cents (30)"; and in line 39, delete "sixteen cents (16)" and insert: "eighteen cents (18)".

On page 2, in line 1, delete "sending" and insert: "postage to mail"; in line 2, delete "or" and insert: "and"; in line 7, delete "one hundred fifty dollars (\$150)" and insert: "one hundred seventy-five dollars (\$175)"; in line 10, following "provider" insert: ", health care facility, or third-party service"; delete lines 12 and 13, and insert: "by a patient, former patient, patient's attorney, legal representative, or third-party service authorized to receive records, for a qualified claim or appeal for"; in line 23, delete "and"; following line 23, insert:

"(b) Be delivered in the electronic medium customarily used by the health care provider, the health care facility, or the health care provider's third-party service or in a universally readable image, such as portable document format, if the patient or the patient's attorney, legal representative, or a third-party service authorized to receive the records requests the record be delivered in an electronic medium; and";

in line 24, delete "(b)" and insert: "(c)"; and following line 24, insert:

"(5) A health care provider shall be exempt from the provisions of this section as long as the health care provider has less than fifty (50) employees, is independently owned, is not associated with a hospital system or health care system, and does not contract with a third-party service to provide medical records.

(6) When a health care provider is governed by the standards for privacy of individually identifiable health information, the fees allowed shall be the lesser of those allowed pursuant to 45 CFR 164.524(c)(4) or the provisions of this section."

#### CORRECTION TO TITLE

On page 1, delete lines 5 and 6, and insert: "A TERM, TO PROVIDE EXCEPTIONS, AND TO PROVIDE REQUIREMENTS FOR FULFILLMENT; AND DECLARING AN".

#### SENATE AMENDMENT TO H 398

##### AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 14, following "act" insert: "that would expand coverage to any additional individuals or class of individuals or would increase any cost to the state".

#### SENATE AMENDMENT TO H 708

##### AMENDMENT TO SECTION 1

On page 1 of the printed bill, delete lines 20 through 25, and insert:

"(2) Except as expressly authorized by the legislature through the enactment of general laws or pursuant to subsection (4) of this section, the state shall not file or cause to be filed on its behalf articles of incorporation for any corporation that is provided for in subsection (1) of this section. If any articles of incorporation are filed by the state or on its behalf without the authorization of the legislature as required pursuant to this subsection, the secretary of state shall not accept such articles of incorporation. In no instance shall the state constitute the voting majority of the board of directors or members of a corporation or its subsidiary. For purposes of"; and delete line 30, and insert:

"(3) The state shall not file or cause to be filed on its behalf articles of incorporation for a corporation to carry out a".

#### CORRECTION TO TITLE

On page 1, delete line 3, and insert: "VIDE CERTAIN PROHIBITIONS ON THE FILING OF ARTICLES OF INCORPORATION BY THE".

#### SENATE AMENDMENT TO H 586

##### AMENDMENT TO SECTION 1

On page 1 of the printed bill, delete lines 12 through 14, and insert: "possessing, or transporting antlers or horns shed from deer, elk, moose, or pronghorn in this state shall be required to first procure a license entitling the nonresident to hunt big game as provided in chapter 4, title 36, Idaho Code. No license shall be required for a nonresident under twelve (12) years of age who is accompanied by a nonresident who is licensed in compliance with the provisions of this section or by a resident."

#### CORRECTION TO TITLE

On page 1, in line 4, delete "HUNTING"; and in line 5, following "STATE" insert: "AND TO PROVIDE AN EXCEPTION".

The Committee also has [S 1224](#) and [S 1296](#) 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.

[S 1395](#), 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.

[H 398](#), as amended in the Senate, [H 708](#), as amended in the Senate, and [H 586](#), as amended in the Senate, were filed for first reading as amended, 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 Thirteenth Order of Business.

#### Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, [H 521](#) was placed before the Senate for consideration at this time.

Having been held, [H 521](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ricks 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, Cook, Grow, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lent, Nichols, Okuniewicz, Ricks, Ruchti, Schroeder, Taylor, Toews, VanOrden, Ward-Engelking. Total - 23.

NAYS—Adams, Carlson, Den Hartog, Foreman, Guthrie, Lenney, Rabe, Semmelroth, Trakel, Wintrow, Zuiderveld. Total - 11.

Absent and excused—Winder. Total - 1.

Total - 35.

Whereupon the President declared [H 521](#) 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 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 1:07 p.m. until the hour of 3:45 p.m. of this day.

**RECESS  
AFTERNOON SESSION**

The Senate reconvened at 3:45 p.m., pursuant to recess, President Bedke presiding.

Roll call showed all members present except President Pro Tempore Winder and Senators Anthon, Burtenshaw, Guthrie, Nichols, and Ruchti, absent and excused.

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

March 21, 2024

The JUDICIARY AND RULES Committee reports that Senate amendments to [S 1395](#), [H 398](#), [H 708](#), and [H 586](#) have been correctly printed.

LAKEY, Chairman

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

March 21, 2024

The JUDICIARY AND RULES Committee reports that [S 1395](#), as amended, has been correctly engrossed.

LAKEY, Chairman

[S 1395](#), as amended, was filed for first reading.

March 21, 2024

The FINANCE Committee reports out [H 719](#), [H 720](#), [H 723](#), [S 1434](#), and [S 1435](#) with the recommendation that they do pass.

GROW, Chairman

[H 719](#), [H 720](#), [H 723](#), [S 1434](#), and [S 1435](#) were filed for second reading.

March 21, 2024

The COMMERCE AND HUMAN RESOURCES Committee reports out [H 697](#), [H 705](#), and [S 1429](#) with the recommendation that they do pass.

COOK, Chairman

[H 697](#), [H 705](#), and [S 1429](#) 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 21, 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 21, 2024 and am transmitting to the Secretary of State the following Senate Bill, to wit:

**SENATE BILL 1329**

within the time prescribed by the law, the same having arrived in the Office of the Governor at the hour of 8:04 a.m. on March 15, 2024.

The mental health of Idaho's adolescents is of utmost importance to me. I urge all stakeholders to closely monitor any negative consequences this legislation has on our youth accessing the behavioral health supports they need. In the event this bill creates any unintended barriers for adolescent behavioral health care, I expect amendments will be made to address the issue accordingly.

Additionally, I am concerned the passage of this legislation without the express repeal of potentially conflicting sections of code will create confusion for medical professionals and complicate their ability to deliver necessary care to all Idahoans and protect patients' confidential information. I urge my colleagues in the Legislature to communicate with the health providers and endeavor to provide necessary clarity during the next legislative session as to the full scope of the policy and law in this bill.

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 21, 2024

Dear Mr. President:

I return herewith [S 1294](#), [S 1291](#), [S 1235](#), [SJM 103](#), [SCR 116](#), [SCR 111](#), [SCR 113](#), [SCR 119](#), [SCR 120](#), [SCR 121](#), and [SCR 124](#), which have passed the House.

MCGINNIS, Chief Clerk

[S 1294](#), [S 1291](#), [S 1235](#), [SJM 103](#), [SCR 116](#), [SCR 111](#), [SCR 113](#), [SCR 119](#), [SCR 120](#), [SCR 121](#), and [SCR 124](#) were referred to the Judiciary and Rules Committee for enrolling.

March 21, 2024

Dear Mr. President:

I transmit herewith Enrolled [H 449](#), [H 577](#), [H 633](#), [H 465](#), [H 482](#), [H 518](#), [H 687](#), [H 646](#), [H 665](#), [H 666](#), [H 691](#), [H 638](#), as amended, [H 689](#), [H 543](#), [H 634](#), [H 617](#), [H 486](#), [H 461](#), [H 494](#), [H 610](#), [H 561](#), [H 714](#), and [H 715](#) for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [H 449](#), [H 577](#), [H 633](#), [H 465](#), [H 482](#), [H 518](#), [H 687](#), [H 646](#), [H 665](#), [H 666](#), [H 691](#), [H 638](#), as amended, [H 689](#), [H 543](#), [H 634](#), [H 617](#), [H 486](#), [H 461](#), [H 494](#), [H 610](#), [H 561](#), [H 714](#), and [H 715](#) and ordered them returned to the House.

March 21, 2024

Dear Mr. President:

I return herewith Enrolled [S 1305](#), as amended, [S 1244](#), and [S 1374](#), as amended, which have been signed by the Speaker.

MCGINNIS, Chief Clerk

Enrolled [S 1305](#), as amended, [S 1244](#), and [S 1374](#), as amended, were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

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

Senator Anthon was recorded present at this order of business.

**S 1442  
BY FINANCE COMMITTEE  
AN ACT**

RELATING TO THE APPROPRIATION TO THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; APPROPRIATING ADDITIONAL MONEYS TO THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES FOR FISCAL YEAR 2025; REDUCING THE APPROPRIATION FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES FOR FISCAL YEAR 2025; REQUIRING A REPORT ON FUND BALANCES; PROVIDING REAPPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1442](#) was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 398](#), as amended in the Senate, by Health and Welfare Committee, was read the first time at length and filed for second reading.

[H 708](#), as amended in the Senate, and [H 586](#), as amended in the Senate, by Ways and Means Committee, were read the first time at length and filed for second reading.

[S 1395](#), as amended, by Judiciary and Rules 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**

On request by Senator Anthon, granted by unanimous consent, [S 1375](#) and [S 1389](#) retained their place on the Third Reading Calendar for one legislative day.

Having been held, [S 1323](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Toews arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Carlson, Cook, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lenney, Lent, Nichols, Okuniewicz, Ricks, Toews, Trakel, VanOrden, Winder, Zuiderveld. Total - 25.

NAYS—Den Hartog, Lee, Rabe, Ruchti, Schroeder, Semmelroth, Taylor, Wintrow. Total - 8.

Absent and excused—Burtenshaw, Ward-Engelking. Total - 2.

Total - 35.

Whereupon the President declared [S 1323](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1430](#) 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, 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, Trakel, VanOrden, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—None.

Absent and excused—Burtenshaw, Ward-Engelking. Total - 2.

Total - 35.

Whereupon the President declared [S 1430](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1431](#) 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, 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, Trakel, VanOrden, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—None.

Absent and excused—Burtenshaw, Ward-Engelking. Total - 2.

Total - 35.

Whereupon the President declared [S 1431](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 583](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hart 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, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews, Trakel, VanOrden, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—None.

Absent and excused—Burtenshaw, Ward-Engelking. Total - 2.

Total - 35.

Whereupon the President declared [H 583](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

[H 572](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lenney arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

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

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

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [H 572](#), 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 570](#), as amended in the Senate, retained its place on the Third Reading Calendar for one legislative day.

[H 608](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hartgen 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, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—Foreman. Total - 1.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [H 608](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

[H 542](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrow 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, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 32.

NAYS—Foreman. Total - 1.

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

Total - 35.

Whereupon the President declared [H 542](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

[H 614](#), as amended in the Senate, 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, 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, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [H 614](#), 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, the Senate returned to the Tenth Order of Business.

### Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, [HCR 28](#) was placed before the Senate for final consideration at this time.

The President announced that [HCR 28](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lakey, seconded by Senator Harris, [HCR 28](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

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

### Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, [H 460](#), [H 576](#), [H 645](#), and [H 668](#) retained their place on the Third Reading Calendar for one legislative day.

Having been held, [H 686](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ricks 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, Lee, Lent, Nichols, Okuniewicz, Ricks, Ruchti, Schroeder, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Zuiderveld. Total - 29.

NAYS—Rabe, Semmelroth, Wintrow. Total - 3.

Absent and excused—Burtenshaw, Lakey, Lenney. Total - 3.

Total - 35.

Whereupon the President declared [H 686](#) 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 632](#) 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 632](#) 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, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—None.

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

Total - 35.

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

[H 632](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Anthon 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, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS—None.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [H 632](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [S 1375](#) was referred to the Fourteenth Order of Business, General Calendar.

Having been held, [H 624](#) 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, Cook, Grow, Guthrie, Hartgen, Just, Lakey, Lee, Lent, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 21.

NAYS—Bjerke, Carlson, Den Hartog, Foreman, Harris, Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews, Trakel, Zuiderveld. Total - 13.

Absent and excused—Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared [H 624](#) 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 Sixth Order of Business.

#### Reports of Standing Committees

March 21, 2024

The JUDICIARY AND RULES Committee reports that [SCR 130](#), [SCR 131](#), [S 1437](#), [S 1438](#), [S 1439](#), [S 1440](#), and [S 1441](#) have been correctly printed.

LAKEY, Chairman

[SCR 130](#) and [SCR 131](#) were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1437](#) was referred to the Finance Committee.

[S 1438](#), [S 1439](#), [S 1440](#), and [S 1441](#) were referred to the State Affairs Committee.

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

#### Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Wintrow, by voice vote, the Senate adjourned at 5:32 p.m. until the hour of 10 a.m., Friday, March 22, 2024.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary