

# SENATE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-SEVENTH LEGISLATURE

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SEVENTY-EIGHTH LEGISLATIVE DAY  
MONDAY, MARCH 25, 2024

Senate Chamber

President Bedke called the Senate to order at 9 a.m.

Roll call showed all members present except Senators Lee and Ruchti, absent and formally excused by the Chair.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Kate Paine, 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 22, 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

March 22, 2024

Dear President Pro Tempore,

I have the honor to inform you that pursuant to Title 67-412, I have designated Mary Shea of Pocatello, Idaho 83201, as a qualified substitute for Legislative District 29, Bannock County, State of Idaho.

This appointment is effective Monday, March 25th, 2024, and will continue until Friday, March 29th, 2024.

Sincerely,  
/s/ James D. Ruchti

Having previously received the Oath of Office, Acting Senator Shea was recorded as 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 25, 2024

The JUDICIARY AND RULES Committee reports that [SCR 132](#), [S 1443](#), and [S 1444](#) have been correctly printed.

LAKEY, Chairman

[SCR 132](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1443](#) and [S 1444](#) were referred to the State Affairs Committee.

March 22, 2024

The FINANCE Committee reports out [H 722](#), [S 1437](#), and [S 1442](#) with the recommendation that they do pass.

GROW, Chairman

[H 722](#), [S 1437](#), and [S 1442](#) were filed for second reading.

March 22, 2024

The JUDICIARY AND RULES Committee reports out [H 514](#), as amended, with the recommendation that it do pass.

LAKEY, Chairman

[H 514](#), as amended, was filed for second reading.

March 22, 2024

The JUDICIARY AND RULES Committee reports out [HCR 42](#) and [HCR 43](#) with the recommendation that they do pass.

LAKEY, Chairman

[HCR 42](#) and [HCR 43](#) were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 22, 2024

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

Darin Burrell to the Sexual Offender Management Board, term to expire January 1, 2027;

John Dinger to the Sexual Offender Management Board, term to expire January 1, 2027.

LAKEY, Chairman

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

March 25, 2024

The STATE AFFAIRS Committee reports out [H 710](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

GUTHRIE, Chairman

There being no objection, [H 710](#) was referred to the Fourteenth Order of Business, General Calendar.

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

#### Messages from the Governor

March 22, 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 22, 2024 and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1295](#), [S 1299](#), [S 1246](#), and [S 1337](#), 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 22, 2024

Dear Mr. President:

I transmit herewith [H 725](#), [H 726](#), and [H 731](#), which have passed the House.

MCGINNIS, Chief Clerk

[H 725](#), [H 726](#), and [H 731](#) were filed for first reading.

March 22, 2024

Dear Mr. President:

I return herewith [S 1426](#), which has passed the House.

MCGINNIS, Chief Clerk

[S 1426](#) was referred to the Judiciary and Rules Committee for enrolling.

March 22, 2024

Dear Mr. President:

I transmit herewith Enrolled [H 607](#), as amended in the Senate, for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [H 607](#), as amended in the Senate, and ordered it returned to the House.

The Senate advanced to the Tenth Order of Business.

#### Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, [SR 101](#) was referred to the Judiciary and Rules Committee.

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

The President announced that [SCR 125](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Burtenshaw, seconded by Senator Semmelroth, [SCR 125](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that [SCR 126](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Burtenshaw, seconded by Senator Semmelroth, [SCR 126](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that [SCR 127](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Burtenshaw, seconded by Senator Semmelroth, [SCR 127](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that [SCR 128](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator VanOrden, seconded by Senator Ward-Engelking, [SCR 128](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, [SCR 129](#) retained its place on the calendar for one legislative day.

The President announced that [HCR 39](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator VanOrden, seconded by Senator Ward-Engelking, [HCR 39](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that [SP 101](#) was before the Senate for final consideration, the question being, "Shall the proclamation be adopted?"

On motion by Senator Okuniewicz, seconded by Senator Harris, [SP 101](#) was adopted by voice vote, title was approved, and the proclamation ordered transmitted to the House.

The President announced that [HCR 41](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Nichols, seconded by Senator Lenney, [HCR 41](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that [SCR 130](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Guthrie, seconded by Senator Wintrow, [SCR 130](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that [HCR 39](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator VanOrden, seconded by Senator Harris, [HCR 39](#) 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, [SCR 129](#) was placed before the Senate for final consideration at this time.

The President announced that [SCR 129](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Cook, seconded by Senator Ward-Engelking, [SCR 129](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted 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 1445**

**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 WELFARE FOR FISCAL YEAR 2025; PROVIDING DIRECTION TO MAXIMIZE FEDERAL FUNDS FOR CHILD CARE DEVELOPMENT BLOCK GRANTS; PROVIDING REPORTING REQUIREMENTS FOR THE SUMMER EBT PROGRAM; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF WELFARE FOR FISCAL YEAR 2024; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF WELFARE FOR FISCAL YEAR 2024; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF WELFARE FOR FISCAL YEAR 2024; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

**S 1446**

**BY FINANCE COMMITTEE**

AN ACT

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

**S 1447**

**BY FINANCE COMMITTEE**

AN ACT

RELATING TO APPROPRIATIONS OF MONEYS FOR FISCAL YEARS 2024 AND 2025; APPROPRIATING AND TRANSFERRING MONEYS FROM THE PUBLIC DEFENSE FUND TO THE GENERAL FUND FOR FISCAL YEAR 2024; LIMITING CASH TRANSFERS FROM THE BUDGET

STABILIZATION FUND FOR FISCAL YEARS 2024 AND 2025; AND DECLARING AN EMERGENCY.

**S 1448**

**BY FINANCE COMMITTEE**

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF COMMERCE; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF COMMERCE FOR FISCAL YEAR 2025; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF COMMERCE FOR FISCAL YEAR 2025; PROVIDING REQUIREMENTS FOR BROADBAND FUNDING FROM THE INFRASTRUCTURE INVESTMENT AND JOBS ACT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1449**

**BY STATE AFFAIRS COMMITTEE**

AN ACT

RELATING TO ADVERTISING ILLEGAL PRODUCTS AND SERVICES; AMENDING TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 89, TITLE 18, IDAHO CODE, TO PROHIBIT THE ADVERTISING OF ILLEGAL PRODUCTS AND SERVICES AND TO PROVIDE A PENALTY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1450**

**BY STATE AFFAIRS COMMITTEE**

AN ACT

RELATING TO EDUCATION; AMENDING CHAPTER 28, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-2818, IDAHO CODE, TO PROVIDE A SHORT TITLE; AMENDING CHAPTER 28, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-2819, IDAHO CODE, TO DEFINE TERMS; AMENDING CHAPTER 28, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-2820, IDAHO CODE, TO ESTABLISH AN INDEPENDENT PUBLIC BODY CORPORATE AND POLITIC AND TO ESTABLISH PROVISIONS REGARDING THE BOARD; AMENDING CHAPTER 28, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-2821, IDAHO CODE, TO PROVIDE FOR BOARD MEETINGS AND THE SELECTION OF A BOARD CHAIR; AMENDING CHAPTER 28, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-2822, IDAHO CODE, TO PROVIDE FOR THE POWERS AND AUTHORITIES OF FOUR THREE EDUCATION; AMENDING CHAPTER 28, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-2823, IDAHO CODE, TO ESTABLISH THE FOUR THREE EDUCATION FUND; AMENDING CHAPTER 28, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-2824, IDAHO CODE, TO PROVIDE FOR A REPORT; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY.

[S 1445](#), [S 1446](#), [S 1447](#), [S 1448](#), [S 1449](#), and [S 1450](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 725](#), [H 726](#), and [H 731](#), 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

[S 1438](#), [S 1439](#), [S 1440](#), and [S 1441](#), by State Affairs Committee, were read the second time at length and filed for third reading.

[H 712](#), as amended in the Senate, 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, [S 1389](#) retained its place on the Third Reading Calendar for one legislative day.

[S 1428](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Trakel arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

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

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Burtenshaw, Cook, Guthrie, Harris, Hartgen, Just, Lakey, Lent, Okuniewicz, Rabe, Schroeder, Shea (Ruchti), Taylor, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 22.

NAYS—Carlson, Den Hartog, Foreman, Grow, Hart, Herndon, Lenney, Nichols, Ricks, Toews. Total - 10.

Absent and excused—Bjerke, Lee, Semmelroth. Total - 3.

Total - 35.

Whereupon the President declared [S 1428](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, [S 1434](#) retained its place on the Third Reading Calendar for one legislative day.

[S 1435](#) 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, Cook, Den Hartog, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lent, Okuniewicz, Rabe, Ricks, Schroeder, Shea (Ruchti), Taylor, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 25.

NAYS—Carlson, Foreman, Hart, Herndon, Lenney, Nichols, Zuiderveld. Total - 7.

Absent and excused—Lee, Semmelroth, Toews. Total - 3.

Total - 35.

Whereupon the President declared [S 1435](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, [H 570](#), as amended in the Senate, [H 398](#), as amended in the Senate, and [H 708](#), as amended in the Senate, retained their place on the Third Reading Calendar for one legislative day.

[H 586](#), as amended in the Senate, 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, Burtenshaw, Cook, Grow, Guthrie, Harris, Hartgen, Just, Lent, Okuniewicz, Rabe, Ricks, Schroeder, Shea (Ruchti), Taylor, Toews, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 22.

NAYS—Bjerke, Carlson, Den Hartog, Foreman, Hart, Herndon, Lakey, Lenney, Nichols, Trakel, Zuiderveld. Total - 11.

Absent and excused—Lee, Semmelroth. Total - 2.

Total - 35.

Whereupon the President declared [H 586](#), 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 576](#) retained its place on the Third Reading Calendar for one legislative day.

Having been held, [H 685](#) 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—Anthon, Bernt, Burtenshaw, Cook, Guthrie, Harris, Hartgen, Just, Lent, Rabe, Schroeder, Shea (Ruchti), Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 17.

NAYS—Adams, Bjerke, Carlson, Den Hartog, Foreman, Grow, Hart, Herndon, Lakey, Lenney, Nichols, Okuniewicz, Ricks, Toews, Trakel, Zuiderveld. Total - 16.

Absent and excused—Lee, Semmelroth. Total - 2.

Total - 35.

Whereupon the President declared [H 685](#) passed, title was approved, and the bill ordered returned to the House.

Having been held, [H 630](#) 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, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Schroeder, Shea (Ruchti), Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—None.

Absent and excused—Lee, Semmelroth. Total - 2.

Total - 35.

Whereupon the President declared [H 630](#) passed, title was approved, and the bill ordered returned to the House.

Having been held, [H 626](#) 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, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Schroeder, Shea (Ruchti), Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 32.

NAYS--Taylor. Total - 1.

Absent and excused--Lee, Semmelroth. Total - 2.

Total - 35.

Whereupon the President declared [H 626](#) passed, title was approved, and the bill ordered returned to the House.

Having been held, [H 563](#) 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, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Schroeder, Shea (Ruchti), Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS--None.

Absent and excused--Lee, Semmelroth. Total - 2.

Total - 35.

Whereupon the President declared [H 563](#) 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 11:06 a.m. until the hour of 1:30 p.m. of this day.

#### RECESS

#### AFTERNOON SESSION

The Senate reconvened at 1:30 p.m., pursuant to recess, President Bedke presiding.

Roll call showed all members present.

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

#### SCR 133

#### BY STATE AFFAIRS 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 COMMERCE AND HUMAN RESOURCES COMMITTEE AND THE HOUSE BUSINESS 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 Commerce and Human Resources Committee and the House Business Committee reviewed pending rules adopted by the Division of Occupational and Professional Licenses, Rules of the Idaho Electrical 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 following pending rules adopted by the Division of Occupational and Professional Licenses, 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 Commerce and Human Resources Committee and the House Business Committee, be, and the same are hereby approved: IDAPA 24.39.10, Rules of the Idaho Electrical Board, Docket No. 24-3910-2302, the entire docket.

[SCR 133](#) was introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Sixth Order of Business.

#### Reports of Standing Committees

March 25, 2024

The JUDICIARY AND RULES Committee reports that [S 1426](#) has been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1426](#) and ordered it transmitted to the House for the signature of the Speaker.

March 25, 2024

The FINANCE Committee reports out [H 725](#), [H 726](#), and [H 731](#) with the recommendation that they do pass.

GROW, Chairman

[H 725](#), [H 726](#), and [H 731](#) were filed for second reading.

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

#### Messages from the Governor

March 25, 2024

The Honorable Scott Bedke  
President of the Senate  
Idaho State Senate

Dear Mr. President:



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

**SENATE BILL 1283**

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

I support the merits of the legislation to ensure that temporary and seasonal employees are not inadvertently subject to benefits they would no longer qualify for in rare years where a crisis event causes them to work more than anticipated. Both the employer and the employee should not be subject to contributions in this instance. Senate Bill 1283 provides local soil and water conservation districts with additional flexibility to appropriately plan and prepare for the ongoing prevention and monitoring of invasive species.

Idaho Code 73-101 provides that no part of Idaho Code is retroactive unless expressly declared to be retroactive. Senate Bill 1283 contains this express declaration of emergency need to retroactively apply this legislative action. In this instance, due to the extremely unique nature of the battle against invasive species and the need for soil and water conservation districts to act, both in the past and in the future, the language in Senate Bill 1283, and only Senate Bill 1283, is appropriate.

Sincerely,  
/s/ Brad Little  
Governor of Idaho

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

The Senate advanced to the Ninth Order of Business.

**Messages from the House**

March 25, 2024

Dear Mr. President:

I transmit herewith Enrolled [H 521](#), [HCR 28](#), [H 686](#), [H 632](#), and [H 624](#) for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [H 521](#), [HCR 28](#), [H 686](#), [H 632](#), and [H 624](#) and ordered them returned to the House.

March 25, 2024

Dear Mr. President:

I return herewith Enrolled [S 1294](#), [S 1291](#), and [S 1235](#), which have been signed by the Speaker.

MCGINNIS, Chief Clerk

Enrolled [S 1294](#), [S 1291](#), and [S 1235](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

March 25, 2024

Dear Mr. President:

I return herewith Enrolled [SJM 103](#), [SCR 116](#), [SCR 111](#), [SCR 113](#), [SCR 119](#), [SCR 120](#), [SCR 121](#), and [SCR 124](#), which have been signed by the Speaker.

MCGINNIS, Chief Clerk

Enrolled [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 transmittal to the Office of the Secretary of State.

The Senate advanced to the Tenth Order of Business.

**Motions and Resolutions**

The President announced that the Health and Welfare Committee report relative to the Gubernatorial appointment of Tim Morgan was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Den Hartog, seconded by Senator Ward-Engelking, the Gubernatorial appointment of Tim Morgan as a member of the Hazardous Waste Facility Siting License Application Review Panel 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 Scott Madison was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lakey, seconded by Senator Rabe, the Gubernatorial appointment of Scott Madison 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 State Affairs Committee report relative to the Gubernatorial reappointment of Evelyn Johnson was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Wintrow, seconded by President Pro Tempore Winder, the Gubernatorial reappointment of Evelyn Johnson as a member of the Idaho Commission on Human Rights was confirmed by voice vote.

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

The President announced that the Health and Welfare Committee report relative to the Gubernatorial appointment of James McNamara was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Rabe, seconded by Senator Lakey, the Gubernatorial appointment of James McNamara as a member of the Hazardous Waste Facility Siting License Application Review Panel 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.

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 1451  
BY FINANCE COMMITTEE  
AN ACT**

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF CORRECTION; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2025; REDUCING MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2025; AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2024; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2024; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

[S 1451](#) was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

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

**Third Reading of Bills**

Having been held, [H 620](#), as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bjerke arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

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

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

Absent and excused—Shea (Ruchti). Total - 1.

Total - 35.

Whereupon the President declared [H 620](#), as amended, passed, title was approved, and the bill ordered returned to the House.

Having been held, [H 600](#) 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, Schroeder, Semmelroth, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—Foreman. Total - 1.

Absent and excused—Shea (Ruchti). Total - 1.

Total - 35.

Whereupon the President declared [H 600](#) passed, title was approved, and the bill ordered returned to the House.

[H 489](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bjerke arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

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

NAYS—None.

Absent and excused—Shea (Ruchti). Total - 1.

Total - 35.

Whereupon the President declared [H 489](#) passed, title was approved, and the bill ordered returned to the House.

[H 597](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Zuiderveld 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, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Ricks, Schroeder, Toews, Trakel, VanOrden, Winder, Zuiderveld. Total - 28.

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

Paired and voting included in roll call:

AYE - Cook   NAY - Shea (Ruchti)

Total - 35.

Whereupon the President declared [H 597](#) passed, title was approved, and the bill ordered returned to the House.

[HJR 5](#) 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 resolution and opened the debate. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Ricks, Schroeder, Toews, Trakel, VanOrden, Winder, Zuiderveld. Total - 28.

NAYS—Just, Rabe, Semmelroth, Taylor, Ward-Engelking, Wintrow. Total - 6.

Absent and excused—Shea (Ruchti). Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared [HJR 5](#) adopted, title was approved, and the resolution ordered returned to the House.

**H 621**, as amended, 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, Bernt, Bjerke, Burtenshaw, Carlson, Cook, Den Hartog, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lee, Lent, Nichols, Okuniewicz, Rabe, Ricks, Schroeder, Semmelroth, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 31.

NAYS—Foreman, Lakey, Lenney. Total - 3.

Absent and excused—Shea (Ruchti). Total - 1.

Total - 35.

Whereupon the President declared **H 621**, as amended, passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, **H 670** was referred to the Fourteenth Order of Business, General Calendar.

**H 716** 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, Burtenshaw, Cook, Grow, Hartgen, Just, Lent, Rabe, Schroeder, Semmelroth, Shea (Ruchti), Taylor, VanOrden, Ward-Engelking, Wintrow. Total - 15.

NAYS—Anthon, Bernt, Bjerke, Carlson, Den Hartog, Foreman, Guthrie, Harris, Hart, Herndon, Lakey, Lee, Lenney, Nichols, Okuniewicz, Ricks, Toews, Trakel, Winder, Zuiderveld. Total - 20.

Total - 35.

Whereupon the President declared that **H 716** had failed to pass the Senate and ordered the bill returned to the House.

**H 513** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Trakel 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, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared **H 513** passed, title was approved, and the bill ordered returned to the House.

**H 601** 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, Burtenshaw, Carlson, Cook, Den Hartog, Grow, Guthrie, Harris, Hart, Hartgen,

Herndon, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Ricks, Toews, Trakel, VanOrden, Winder, Zuiderveld. Total - 26.

NAYS—Foreman, Just, Rabe, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Ward-Engelking, Wintrow. Total - 9.

Total - 35.

Whereupon the President declared **H 601** passed, title was approved, and the bill ordered returned to the House.

**H 629** 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, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared **H 629** passed, title was approved, and the bill ordered returned to the House.

**H 545** 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?"

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

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Herndon, Lakey, Lenney, Lent, Nichols, Okuniewicz, Ricks, Schroeder, Toews, Trakel, VanOrden, Winder, Zuiderveld. Total - 26.

NAYS—Hartgen, Just, Lee, Rabe, Semmelroth, Shea (Ruchti), Taylor, Ward-Engelking, Wintrow. Total - 9.

Total - 35.

Whereupon the President declared **H 545** passed, title was approved, and the bill ordered returned to the House.

**H 719** 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, Cook, Den Hartog, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 28.

NAYS—Carlson, Foreman, Hart, Herndon, Lenney, Nichols, Okuniewicz. Total - 7.

Total - 35.

Whereupon the President declared **H 719** passed, title was approved, and the bill ordered returned to the House.



[H 720](#) 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, Bernt, Bjerke, Burtenshaw, Cook, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 24.

NAYS—Carlson, Den Hartog, Foreman, Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews, Trakel, Zuiderveld. Total - 11.

Total - 35.

Whereupon the President declared [H 720](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 723](#) retained its place on the Third Reading Calendar for one legislative day.

[H 697](#) 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, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 697](#) passed, title was approved, and the bill ordered returned to the House.

[H 705](#) 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, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [H 705](#) 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 712](#), as amended in the Senate, 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 712](#), as amended in the Senate, be read the third time at length, section by section, and be put upon its final passage. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Adams, Anthon, Bernt, Bjerke, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

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

[H 712](#), 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, Burtenshaw, Carlson, Cook, Den Hartog, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Nichols, Rabe, Ricks, Schroeder, Semmelroth, Shea (Ruchti), Taylor, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 27.

NAYS—Bjerke, Foreman, Hart, Herndon, Lenney, Okuniewicz, Toews, Trakel. Total - 8.

Total - 35.

Whereupon the President declared [H 712](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

On motion by Senator Anthon, seconded by Senator Wintrow, by voice vote the Senate recessed at 4:14 p.m. until the hour of 4:45 p.m. of this day.

#### **RECESS AFTERNOON SESSION**

The Senate reconvened at 4:45 p.m., pursuant to recess, President Bedke presiding.

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

Prior to recess the Senate was at the Thirteenth Order of Business, Third Reading of Bills.

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

#### **Reports of Standing Committees**

March 25, 2024

The JUDICIARY AND RULES Committee reports that [SCR 133](#), [S 1445](#), [S 1446](#), [S 1447](#), [S 1448](#), [S 1449](#), [S 1450](#), and [S 1451](#) have been correctly printed.

LAKEY, Chairman

[SCR 133](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1445](#), [S 1446](#), [S 1447](#), and [S 1448](#) were referred to the Finance Committee.

[S 1449](#) and [S 1450](#) were referred to the State Affairs Committee.

[S 1451](#) was referred to the Finance 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 in memory and reverence of Senator Grow's mother, Elsie Mae Grow, at 5:35 p.m. until the hour of 10:15 a.m., Tuesday, March 26, 2024.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary