

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

NINETY-FOURTH LEGISLATIVE DAY
WEDNESDAY, APRIL 10, 2024

Senate Chamber

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

Roll call showed all members present except Senators Lent and Ruchti, absent and formally excused by the Chair; and Senator Ricks, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Sawyer Crenshaw, Assistant Clerk.

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 April 3, 2024, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Fourth Order of Business.

Reading of Communications

Senator Ricks was recorded present at this order of business.

April 10, 2024

Dear President Pro Tempore,

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

This appointment is effective Wednesday, April 10, 2024, and will continue until Thursday April 11, 2024.

Sincerely,
/s/ Senator James D. Ruchti

Having previously received the Oath of Office, Acting Senator Paulsen was recorded present at this order of business and the correspondence was 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

April 10, 2024

The RESOURCES AND ENVIRONMENT Committee reports out [HCR 44](#) with the recommendation that it do pass.

BURTENSHAW, Chairman

[HCR 44](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

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

Motions and Resolutions

Moved by Senator Anthon, seconded by Senator Wintrow, that all rules of the Senate interfering with the immediate consideration of [HCR 44](#) be suspended. 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, Nichols, Okuniewicz, Paulsen (Ruchti), Rabe, Ricks, Schroeder, Semmelroth, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS—None.

Absent and excused—Lent. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [HCR 44](#) was before the Senate for final consideration.

On motion by Senator Burtenshaw, seconded by Senator Semmelroth, [HCR 44](#) 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 returned to the Eighth Order of Business.

Messages from the Governor

April 10, 2024

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. President,

Pursuant to Idaho Code 67-504, I hereby notify the Senate that I delivered without my approval, disapproved, and vetoed the following Senate Bill, to wit:

Senate Bill 1314, as amended

This vetoed legislation and my objections were hand delivered during the legislative recess on April 8, 2024, at 10:00 a.m. to Senate Member Treg Bernt. This notice shall serve as the requirement under Idaho Code 67-504 as to whom the vetoed legislation was delivered to, as well as the date and time of its delivery.

Sincerely,
/s/ Brad Little
Governor of Idaho

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

April 8, 2024

The Honorable Scott Bedke
President of the Senate
Idaho Legislature

Dear Mr. President:

I hereby advise you that I am returning to you, without my approval, disapproved and vetoed, the following Senate Bill, to wit:

Senate Bill 1314, as amended

within the time limited by law, the same having arrived in the Office of the Governor at the hour of 11:15 a.m. on April 2, 2024.

While the Legislature sought to provide additional flexibility for the state's investment portfolio, we have a fiduciary responsibility to manage taxpayer dollars with the utmost care and caution. This legislation and its fiscal note fail to take into account the many additional costs that will be borne by taxpayers for the storage, safeguard, and purchase of commodities such as gold or silver.

Sincerely,
/s/ Brad Little
Governor of Idaho

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

On request by Senator Anthon, granted by unanimous consent, **S 1314**, as amended, was recommitted to the State Affairs Committee.

April 10, 2024

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. President,

Pursuant to Idaho Code 67-504, I hereby notify the Senate that I delivered without my approval, disapproved, and vetoed the following Senate Bill, to wit:

Senate Bill 1323

This vetoed legislation and my objections were hand delivered during the legislative recess on April 9, 2024, at 12:15 p.m. to Senate Member Melissa Wintrow. This notice shall serve as the requirement under Idaho Code 67-504 as to whom the vetoed legislation was delivered to, as well as the date and time of its delivery.

Sincerely,
/s/ Brad Little
Governor of Idaho

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

April 9, 2024

The Honorable Scott Bedke
President of the Senate
Idaho Legislature

Dear Mr. President:

I hereby advise you that I am returning to you, without my approval, disapproved and vetoed, the following Senate Bill, to wit:

Senate Bill 1323

within the time limited by law, the same having arrived in the Office of the Governor at the hour of 1:40 p.m. on April 3, 2024.

While this legislation sought to clarify terms within Title 61, Idaho Public Utility Regulation, I am concerned it would have unintended consequences on Idaho ratepayers. I am vetoing this bill because it would create a carveout for water companies to operate in Idaho as a monopoly. By exempting these water companies, their customers in Idaho would be without the Idaho Public Utilities Commission's protections regarding fair, just and reasonable rates, safe and reliable service, and consumer protection.

Sincerely,
/s/ Brad Little
Governor of Idaho

The question being, "Shall **S 1323** become law, the Governor's veto notwithstanding?"

Roll call resulted as follows:

AYES—Anthon, Bjerke, Carlson, Den Hartog, Foreman, Grow, Hart, Herndon, Lakey, Lenney, Nichols, Okuniewicz, Ricks, Toews, Trakel, Winder, Zuiderveld. Total - 17.

NAYS—Adams, Bernt, Burtenshaw, Cook, Guthrie, Harris, Hartgen, Just, Lee, Paulsen (Ruchti), Rabe, Schroeder, Semmelroth, Taylor, VanOrden, Ward-Engelking, Wintrow. Total - 17.

Absent and excused—Lent. Total - 1.

Total - 35.

Less than two-thirds having voted in the affirmative, the President declared that **S 1323** has failed to become law, the Governor's veto sustained. **S 1323** and the Governor's message will be filed in the office of the Secretary of the Senate.

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

Miscellaneous Business

On request by Senator Anthon, granted by unanimous consent, the President appointed a committee consisting of Senator VanOrden, Chair, and Senators Nichols and Taylor to notify the House of Representatives that the Senate had completed its business and was ready to adjourn *Sine Die*. The committee was excused.

On request by Senator Anthon, granted by unanimous consent, the President appointed a committee consisting of Senator Lee, Chair, and Senators Bjerke and Just to notify the Governor that the Senate had completed its business and was ready to adjourn *Sine Die*. The committee was excused.

On request by Senator Anthon, granted by unanimous consent, the President appointed a committee consisting of Senator Burtenshaw, Chairman, and Senators Carlson and Wintrow to escort the committee from the House of Representatives into the Senate Chamber. Representatives Scott, Kingsley, and Gannon informed the Senate that the House had completed its business and was ready to adjourn *Sine Die*.

The President thanked and discharged the committee.

The committee appointed to wait upon the House of Representatives returned and reported that it had delivered the Senate's message. The committee conveyed the Speaker's response to the President and the members of the Senate.

The President thanked and discharged the committee.

The committee appointed to wait upon the Governor returned and reported that it had delivered the Senate's message. The committee conveyed the Governor's response to the President and the members of the Senate.

The President thanked and discharged the committee.

On motion by Senator Anthon, seconded by Senator Wintrow, by voice vote the Second Regular Session of the Sixty-seventh Legislature of the Idaho Senate adjourned *Sine Die* at 2:42 p.m., Wednesday, April 10, 2024.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary

[Note: The following is action recorded after Senate *Sine Die*:]

April 10, 2024

Dear Mr. President:

I transmit herewith Enrolled [HCR 44](#) for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [HCR 44](#) and ordered it returned to the House.

April 10, 2024

Dear Mr. President:

I return herewith [S 1460](#), which has passed the House.

MCGINNIS, Chief Clerk

[S 1460](#) was referred to the Judiciary and Rules Committee for enrolling.

April 10, 2024

The JUDICIARY AND RULES Committee reports that [S 1460](#) has been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1460](#) and ordered it transmitted to the House for the signature of the Speaker.

April 10, 2024

Dear Mr. President:

I return herewith Enrolled [S 1460](#), which has been signed by the Speaker.

MCGINNIS, Chief Clerk

Enrolled [S 1460](#) was referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

April 10, 2024

The JUDICIARY AND RULES Committee reports that Enrolled [S 1460](#) was delivered to the Office of the Governor at 2:50 p.m., April 10, 2024.

LAKEY, Chairman

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

April 10, 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 April 10, 2024 and am transmitting to the Secretary of State the following Senate Bill, to wit:

[S 1460](#)

Sincerely,
/s/ Brad Little
Governor of Idaho

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

CERTIFICATE

State of Idaho)
)
Senate Chamber, Boise, Idaho)

We, SCOTT BEDKE, President of the Senate, and JENNIFER NOVAK, Secretary of the Senate, do hereby certify and attest as follows:

That the daily Senate Journal of the proceedings of April 10th, 2024, the Ninety-fourth Legislative Day, has been read and approved:

And, said Journal contains a true, complete, and accurate record of all Senate proceedings of said day, including final actions by the Senate and the Governor of the State of Idaho, as statutorily mandated.

IN WITNESS WHEREOF, we have hereunto set our hand this 11th day of April, 2024.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary
