Senate Chamber

WHEREAS, Spc. Osorio's dedication to the mission and his unit made him a valued member of the Iron Brigade; and

WHEREAS, Spc. Osorio enlisted in the Army in July 2017 after graduating with honors from Horseshoe Bend High School and was on his first deployment. In less than two years in the military, he was decorated with numerous awards, including the Global War on Terrorism Expeditionary Medal, the Army Achievement Medal, and the Army Commendation Medal. Spc. Osorio loved his country and would do anything to help others; and

WHEREAS, Sgt. First Class Dustin Ard, a Green Beret from the 1st Special Forces Group, died from wounds sustained during combat operations in Zabul province, Afghanistan, on August 29, 2019; and

WHEREAS, Sgt. First Class Ard, 31, was assigned to the 2nd Battalion, 1st Special Forces Group at Joint Base Lewis-McChord, Washington, was born in Idaho Falls, Idaho, and enlisted in Hyde Park, Utah. He leaves behind his wife, Mary, and two children. Sgt. First Class Ard served for nine years, becoming a Green Beret; and

WHEREAS, Sgt. First Class Ard had served two tours in Afghanistan and had participated in Joint Combined Exchange Training exercises in Indonesia; and

WHEREAS, Sgt. First Class Ard's military education includes the Basic, Advanced, and Senior Leader Courses; U.S. Army Airborne School; the Military Free Fall Course; the Special Operations Joint Terminal Attack Controller Course; the Special Operations Sensitive Site Exploitation Course; Survival, Evasion, Resistance, and Escape School; the Korean Special Operations Language Course; and the Special Forces Qualification Course; and

WHEREAS, Sgt. First Class Ard's awards and decorations include the Bronze Star Medal; the Army Achievement Medal; the Army Good Conduct Medal (second award); the National Defense Service Medal; the Afghanistan Campaign Medal (Campaign Star); the Global War on Terrorism Service Medal; the Noncommissioned Officer Professional Development Ribbon (third award); the Army Service Ribbon; the NATO Medal; the Army Special Forces Tab; a Combat Infantry Badge; a Parachutist Badge; and a Military Free Fall Parachutist Badge; and

WHEREAS, Staff Sgt. Ard was promoted to Sgt. First Class, August 1, 2019, and was posthumously awarded the Bronze Star Medal and Purple Heart.

NOW, THEREFORE, BE IT RESOLVED by the members of the Senate, assembled in the Second Regular Session of the Sixty-fifth Idaho Legislature, that we honor and commemorate Spc. Michael T. Osorio and Sgt. First Class Dustin Ard for unselfishly serving our country and fighting for our freedoms, and we memorialize their ultimate sacrifice.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized to send a copy of this concurrent resolution to the immediate families of these servicemen.

SR 108 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 4, 2020

The JUDICIARY AND RULES Committee reports that S 1388, S 1389, S 1390, S 1391, and S 1392 have been correctly printed.

LAKEY, Chairman
The Honorable Janice McGeachin
President of the Senate
Idaho Legislature

Dear Madam President:

I have the honor to inform you that I have signed on March 3, 2020 and am transmitting to the Secretary of State the following Senate Bill, to wit:

**S 1249**

Sincerely,
/s/ Brad Little
Governor of Idaho

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

President Pro Tempore Hill was recorded present at this order of business.

The Senate advanced to the Ninth Order of Business.

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**S 1388** and **S 1389** were referred to the Judiciary and Rules Committee.

**S 1390, S 1391,** and **S 1392** were referred to the Finance Committee.

**S 1392**

The JUDICIARY AND RULES Committee reports that Senate amendments to **S 1312** have been correctly printed.

**LAKEY, Chairman**

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

**March 4, 2020**

The JUDICIARY AND RULES Committee reports that **S 1312**, as amended, has been correctly engrossed.

**LAKEY, Chairman**

**S 1312**, as amended, was filed for first reading.

**March 3, 2020**

The LOCAL GOVERNMENT AND TAXATION Committee reports out **H 408** and **H 491** with the recommendation that they do pass.

**RICE, Chairman**

**H 408** and **H 491** were filed for second reading.

**March 3, 2020**

The EDUCATION Committee reports out **S 1324** with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

**MORTIMER, Chairman**

There being no objection, **S 1324** was referred to the Fourteenth Order of Business, General Calendar.

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

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**Messages from the House**

March 2, 2020

**Dear Madam President:**

I transmit herewith **H 461, H 340**, as amended, **H 549, H 531, HCR 34, H 560, H 561, H 550, H 551, H 552, H 547, H 503, H 463**, and **H 469**, which have passed the House.

**MAULIN, Chief Clerk**

**H 461, H 340**, as amended, **H 549, H 531, HCR 34, H 560, H 561, H 550, H 551, H 552, H 547, H 503, H 463, and H 469** were filed for first reading.

**March 3, 2020**

**Dear Madam President:**

I transmit herewith **H 563, H 564, H 568, H 569, H 570, H 571, H 572, H 573, H 575, H 581, as amended, H 517**, as amended, **H 460, as amended, H 587, H 562, and H 574**, which have passed the House.

**MAULIN, Chief Clerk**

**H 563, H 564, H 568, H 569, H 570, H 571, H 572, H 573, H 575, H 581**, as amended, **H 517**, as amended, **H 460**, as amended, **H 587, H 562, and H 574** were filed for first reading.

On request by Senator Winder, 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 1393**

**BY FINANCE COMMITTEE**

**AN ACT**

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2020; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE MEDICAID DIVISION FOR FISCAL YEAR 2020; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE PHYSICAL HEALTH SERVICES PROGRAM FOR FISCAL YEAR 2020; AND DECLARING AN EMERGENCY.

**S 1394**

**BY FINANCE COMMITTEE**

**AN ACT**

RELATING TO THE APPROPRIATION TO THE REGULATORY BOARDS; APPROPRIATING MONEYS TO THE REGULATORY BOARDS FOR FISCAL YEAR 2021; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING REAPPROPRIATION AUTHORITY FOR A DATABASE UPGRADE; PROVIDING REAPPROPRIATION AUTHORITY FOR CONSTRUCTION AND MOVING EXPENSES; APPROPRIATING ADDITIONAL MONEYS TO THE BUREAU OF OCCUPATIONAL LICENSES FOR FISCAL YEAR 2020; AND DECLARING AN EMERGENCY.

**S 1393** and **S 1394** were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

**S 1312**, as amended, by Transportation Committee, was read the first time at length and filed for second reading.
H 461, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 340, as amended, H 549, and H 551, by Health and Welfare Committee, were introduced, read the first time at length, and referred to the Health and Welfare Committee.

HCR 34, by Education Committee, was introduced, read at length, and referred to the Education Committee.

H 560, H 561, H 550, H 551, and H 552, by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 547, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

H 503, by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 463 and H 469, by Judiciary, Rules and Administration Committee, were introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 563, H 564, H 568, H 569, H 570, H 571, H 572, and H 573, by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

H 525, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 511, as amended, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 517, as amended, by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 460, as amended, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 587, H 562, and H 574, by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

On request by Senator Brackett, granted by unanimous consent, H 325, as amended in the Senate, was referred to the Fourteenth Order of Business, General Calendar.

H 406, by Judiciary, Rules and Administration Committee, was read the second time at length and filed for third reading.

S 1355, by State Affairs Committee, was read the second time at length and filed for third reading.

S 1370, S 1371, and S 1321, as amended, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

H 543, H 556, and H 557, by Appropriations Committee, were read the second time at length and filed for third reading.

S 1381, S 1382, and S 1383, by Finance Committee, were read the second time at length and filed for third reading.

H 398, H 416, H 417, H 418, H 421, H 423, H 424, and H 476, by Business Committee, were read the second time at length and filed for third reading.

S 1372, by Judiciary and Rules 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

H 345, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Hill arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Patrick. Total - 1.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared H 345 passed, title was approved, and the bill ordered returned to the House.

H 477, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared H 477 passed, title was approved, and the bill ordered returned to the House.

H 478, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.
Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared H 478 passed, title was approved, and the bill ordered returned to the House.

HJR 4, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Hill arose as sponsor of the resolution and opened the debate. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:


Total - 35.

More than two-thirds having voted in the affirmative, the President declared HJR 4 adopted, title was approved, and the resolution ordered returned to the House.

H 410, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Den Hartog arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Burgoyne. Total - 1.

Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 410 passed, title was approved, and the bill ordered returned to the House.

H 370 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Martin arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Rice. Total - 1.

Total - 35.

Whereupon the President declared H 370 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Winder, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills.

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

Motions and Resolutions

On request by Senator Winder, granted by unanimous consent, the Senate went at ease and resolved itself into the Committee for the Idaho Day Service.

The Idaho Day Service was presented to the members of the Senate with Co-chairman Senator Burtenshaw providing opening remarks. Opening prayer was offered by Co-chairman Senator Dean Mortimer.

"The Intertribal Dance" and "The Round Dance" were performed by students from Lillian Valleye School.

The guest speaker was former Representative Linden B. Bateman.

"Batasuna" and "Here We Have Idaho" were performed by the Basque Trio.

Closing prayer was offered by Co-chairman Senator Regina Bayer. Co-chairman Senator Burtenshaw extended gratitude to all who helped with the program and the Idaho Day Service was dissolved.

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

Reading of Communications

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

Petitions, Resolutions, and Memorials

On motion by Senator Winder, seconded by Senator Stennett, by voice vote the Senate recessed at 12 noon until the hour of 4:15 p.m. of this day.

RECESS

AFTERNOON SESSION

The Senate reconvened at 4:15 p.m., pursuant to recess, President McGeachin presiding.

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

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

SCR 137

BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND DIRECTING THE IDAHO WATER RESOURCE BOARD TO WORK EXPEDITIOUSLY WITH LOCAL WATER USERS TO DEVELOP A COMPREHENSIVE SETTLEMENT THAT RESOLVES CURRENT TENSIONS AND CONFLICTS THAT ARE THE RESULT OF COMPETING WATER SUPPLY DEMANDS IN THE LEMHI RIVER BASIN AND THAT THE COMPREHENSIVE SETTLEMENT, TO THE BEST OF THE ABILITIES OF THE PARTICIPATING PARTIES AND IN THE SPIRIT OF COMPROMISE AND RESOLUTION, IS CONSISTENT WITH PAST PRACTICES, FUTURE NEEDS, AND IDAHO LAW.
Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Lemhi irrigators have diverted natural flow in the Lemhi River Basin in excess of their decreed rights for their shared benefit during the spring runoff in late May or June when flows exceed the amount of water required to satisfy all existing water rights for almost as long as there has been irrigation in the Lemhi River Basin; and

WHEREAS, the 1982 Lemhi Basin Decree memorialized the high-flow practice in a general provision that allowed irrigators whose rights were decreed in the Lemhi Adjudication to continue to divert "so called 'high waters' or 'flood waters' in addition to the quantified rights as described in the recommended decree of water rights"; and

WHEREAS, the 1982 Lemhi Basin Decree defined high water or flood water as the diversion of "natural flow of water over and above the amount required to fulfill (1) existing quantified rights as shown in the decree of water rights and (2) any future rights that may be established pursuant to statutory procedures of the State of Idaho"; and

WHEREAS, Lemhi irrigators sought to decree the high-flow practice through the filing of claims in the Snake River Basin Adjudication (SRBA); and

WHEREAS, the Lemhi water users' claims were denied by the SRBA District Court as a result of objections to the claims by the United States, the Nez Perce Tribe, and conservation groups; and

WHEREAS, the SRBA District Court reaffirmed the Lemhi Basin Decree high-flow general provision through the inclusion of the Basin 74 General Provision in the SRBA Final Unified Decree; and

WHEREAS, since the early 1990s, Lemhi irrigators have led an effort to protect and enhance salmon runs in the Lemhi River Basin, including but not limited to providing passage flows for salmon, screening diversion works, and implementing habitat improvement projects; and

WHEREAS, the National Marine Fisheries Services (NOAA Fisheries), in the spring of 2000, threatened to bring an enforcement action under the Endangered Species Act (ESA) against Lemhi irrigators for dewatering of the Lemhi River at the L-6 diversion; and

WHEREAS, the 2001 Idaho Legislature enacted Section 42-1506, Idaho Code, at the request of the Lemhi River Basin irrigators, which authorized the Idaho Water Resource Board to appropriate a minimum stream flow in the lower reach of the Lemhi River to provide fish passage and protect Lemhi water users from ESA enforcement actions; and

WHEREAS, the Lemhi minimum stream flow is sustained, in part, through the Lemhi water bank and voluntary agreements not to divert when the minimum stream flow is not being met; and

WHEREAS, the biological and business goals of the Lemhi irrigators are to conserve, restore, and enhance sufficient habitat to sustain viable fish populations in the Lemhi River Basin while protecting private property rights and preserving and enhancing the farming and ranching lifestyle and economy of the Lemhi River Basin; and

WHEREAS, in the absence of storage reservoirs in the Lemhi River Basin, the high-flow practice helps to achieve the Lemhi irrigators' stated biological and business goals by extending the water supply for irrigators and enhancing the natural flow of the Lemhi River during the dry summer months; and

WHEREAS, consistent with the Lemhi irrigators' biological and business goals, 15 cubic feet per second (cfs) of the 35 cfs of the Lemhi minimum instream flow water right diversion rate is subordinated to high water or flood water authorized under the Lemhi Basin Decree; and

WHEREAS, a consequence of the SRBA District Court not decreeing the Lemhi irrigators' high-flow claims is that the high-flow practice does not have an established priority date and therefore is not protected from junior water rights diverting and diminishing the water supply available for future high-flow diversions; and

WHEREAS, without protection for the Lemhi high-flow practice, high-flow water supplies historically available to the irrigators could be reduced, maintenance of the Lemhi minimum stream flow could be compromised, and Lemhi water users could face an increased risk of ESA enforcement actions; and

WHEREAS, the SRBA decreed the U.S. Forest Service federal reserved water rights 75-13316 and 77-11941 on the main stem Salmon River in the SRBA; and

WHEREAS, the quantity of the U.S. Forest Service's Salmon River reserved water rights would have precluded most future development in the Salmon River Basin, the Forest Service agreed to subordinate its water rights to up to 1,150 cfs (including not more than 5,000 acres of irrigation...) when the mean daily discharge at the Shoup gage is [less than] 1,280 cfs" and "an additional diversion of 225 cfs (including up to an additional 10,000 acres of irrigation...) when the mean daily discharge at the Shoup gage is [greater than or equal to] 1,280 cfs"; and

WHEREAS, since the decree of the Lemhi minimum stream flow water right and the Salmon River federal reserved water rights, certain irrigators in the Lemhi River Basin have or are in the process of perfecting water rights in the Lemhi River Basin; and

WHEREAS, the SRBA Final Unified Decree establishes that 27 tributaries to the Lemhi River "shall be administered separately from all other water rights in [the Lemhi] Basin ... in accordance with the prior appropriation doctrine as established by Idaho law"; and

WHEREAS, the SRBA District Court held the separate streams general provision does not preclude the U.S. Forest Service from making a delivery call under its Salmon River federal reserved water rights; and

WHEREAS, new applications to appropriate water on tributary streams have led to numerous protests by downstream Lemhi water users, conservation groups, and state agencies; and

WHEREAS, the Idaho Department of Water Resources has recently conditioned certain protested water right permit applications in the Lemhi River Basin limiting the diversion of water authorized by the permits to times when stream flows at specified locations within the Lemhi River Basin exceed certain minimum flow rates, and these conditioned stream flow diversion limitations are separate and apart from the Lemhi minimum stream flow water right; and

WHEREAS, the State of Idaho must harmonize its competing duties to protect existing water rights, to safeguard the provisions of the Forest Service settlement, to allocate additional water rights, to conserve, restore, and enhance sufficient habitat to sustain viable fish populations, and to enhance the farming and ranching lifestyle and the economy of the Lemhi River Basin; and

WHEREAS, the above described legal developments have created legal uncertainty for all water users in the Lemhi River Basin; and

WHEREAS, the Legislature finds it is in the public interest for affected stakeholders to work collaboratively to develop a comprehensive solution that achieves the Lemhi irrigators' biological and business goals of conserving, restoring, and enhancing sufficient habitat to sustain viable fish populations in the Lemhi River Basin while protecting private property rights
and preserving and enhancing the farming and ranching lifestyle and economy of the Lemhi River Basin; and
WHEREAS, Section 42-1734, Idaho Code, provides authority to the Idaho Water Resource Board to cooperate in water studies, planning, and research; and
WHEREAS, the Idaho Legislature established the Aquifer Planning and Management Fund to provide moneys for "monitoring, measurement and comprehensive planning and development as well as for personnel costs, operating expenditures and capital outlay associated with the statewide comprehensive aquifer planning and management effort."

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-fifth Idaho Legislature, the Senate and the House of Representatives, concurring therein, that we direct the Idaho Water Resource Board, with technical support from the Idaho Department of Water Resources, to work expeditiously with local water users to develop a comprehensive settlement that resolves current tensions and conflict that are the result of competing water supply demands in the Lemhi River Basin and that the comprehensive settlement, to the best of the abilities of the participating parties and in the spirit of compromise and resolution, is consistent with past practices, future needs, and Idaho law.

BE IT FURTHER RESOLVED that the Idaho Water Resource Board report to the First Regular Session of the Sixty-sixth Idaho Legislature on the implementation of this resolution.

SCR 137 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 4, 2020

The JUDICIARY AND RULES Committee reports that SR 108, S 1393, and S 1394 have been correctly printed.

LAKEY, Chairman

SR 108 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

S 1393 and S 1394 were referred to the Finance Committee.

March 4, 2020

The FINANCE Committee reports out S 1390, S 1391, S 1392, H 563, H 564, H 568, H 569, H 570, H 571, H 572, and H 573 with the recommendation that they do pass.

BAIR, Chairman

S 1390, S 1391, S 1392, H 563, H 564, H 568, H 569, H 570, H 571, H 572, and H 573 were filed for second reading.

March 4, 2020

The STATE AFFAIRS Committee reports out H 413 and H 515 with the recommendation that they do pass.

LODGE, Chairman

H 413 and H 515 were filed for second reading.

March 4, 2020

The RESOURCES AND ENVIRONMENT Committee reports out H 528, H 544, H 545, and HJM 14 with the recommendation that they do pass.

HEIDER, Chairman

H 528, H 544, and H 545 were filed for second reading.

HJM 14 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 Winder, 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 1395

BY FINANCE COMMITTEE

AN ACT


S 1396

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF PARKS AND RECREATION FOR FISCAL YEAR 2021; APPROPRIATING MONEYS TO THE DEPARTMENT OF PARKS AND RECREATION FOR FISCAL YEAR 2021; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; EXEMPTING THE APPROPRIATION FROM OBJECT TRANSFER LIMITATIONS; AND PROVIDING REAPPROPRIATION AUTHORITY.

S 1397

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE LEGISLATIVE BRANCH FOR FISCAL YEAR 2021; APPROPRIATING MONEYS TO THE LEGISLATIVE BRANCH FOR THE LEGISLATIVE SERVICES OFFICE, OFFICE OF PERFORMANCE EVALUATIONS, AND REDISTRICTING COMMISSION FOR FISCAL YEAR 2021; PROVIDING REAPPROPRIATION AUTHORITY FOR THE PROFESSIONAL SERVICES FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE TECHNOLOGY INFRASTRUCTURE STABILIZATION FUND; AND EXEMPTING THE APPROPRIATION FROM OBJECT TRANSFER LIMITATIONS.

S 1395, S 1396, and S 1397 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

On request by Senator Winder, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.
Third Reading of Bills

S 1365 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Crabtree arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Moved by Senator Burgoyne, seconded by Senator Ward-Engelking, that S 1365 be referred to the Fourteenth Order of Business for amendment. The question being, "Shall the motion prevail?"

Whereupon the President declared that the motion to refer S 1365 to the Fourteenth Order of Business for amendment did not prevail. The question being, "Shall S 1365 pass?"

Roll call resulted as follows:


Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared that S 1365 had failed to pass the Senate and ordered the bill filed in the office of the Secretary of the Senate.

S 1368 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Total - 35.

Whereupon the President declared S 1368 passed, title was approved, and the bill ordered transmitted to the House.

Motion to Suspend Rules

Moved by Senator Winder, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of S 1355 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 S 1355 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:


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

S 1355 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cheatham arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Whereupon the President declared S 1355 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Winder, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1370 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1370 was before the Senate for final consideration.

S 1370 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Whereupon the President declared S 1370 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Winder, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1371 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Burtenshaw, Cheatham, Crabtree,
More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1371 was before the Senate for final consideration.

**S 1371** 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:


Whereupon the President declared **S 1371** passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Winder, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of **S 1321**, as amended, be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that **S 1321**, as amended, was before the Senate for final consideration.

**S 1321**, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Whereupon the President declared **S 1321**, as amended, passed, title was approved, and the bill ordered transmitted to the House.

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

On request by Senator Winder, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills.

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