JOURNAL
of the
STATE SENATE

SECOND REGULAR SESSION
of the
SIXTY-SIXTH LEGISLATURE
of the
STATE OF IDAHO
2022
JOURNAL
OF THE
STATE SENATE
SECOND REGULAR SESSION
of the SIXTY-SIXTH LEGISLATURE of the STATE OF IDAHO 2022
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**SECOND REGULAR SESSION**

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SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

FIRST LEGISLATIVE DAY
MONDAY, JANUARY 10, 2022

Senate Chamber

At the hour of 12 noon on Monday, January 10, 2022, the
time established for the convening of the Second Regular Session
of the Sixty-sixth Idaho Legislature, the members of the Senate
convened in the Senate Chamber of the Capitol in the City of
Boise, President Janice McGeachin presiding.

The following Certificate of Election was read by the
Secretary of the Senate:

STATE OF IDAHO
OFFICE OF THE SECRETARY OF STATE
CERTIFICATE OF ELECTION

I, Lawerence Denney, Secretary of State of the State of Idaho
and legal custodian of the records of elections held in the State
of Idaho, do hereby certify that the following is a full, true, and
complete list of those elected or appointed to serve as members
of the Senate of the Second Regular Session of the Sixty-sixth
Legislature, as shown by official records on file in my office:

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<thead>
<tr>
<th>DISTRICT</th>
<th>NAME</th>
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<tr>
<td>1</td>
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<td>Mary Souza (R)</td>
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<td>Abby Lee (R)</td>
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<td>Jim Rice (R)</td>
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<td>Patti Anne Lodge (R)</td>
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<td>12</td>
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<td>13</td>
<td>Jeff C. Agenbrood (R)</td>
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<td>14</td>
<td>C. Scott Grow (R)</td>
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<td>15</td>
<td>Fred S. Martin (R)</td>
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<td>16</td>
<td>Grant Burgoyne (D)</td>
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<tr>
<td>17</td>
<td>Carrie Semmelroth (D)</td>
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<tr>
<td>18</td>
<td>Janie Ward-Engelking (D)</td>
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<td>19</td>
<td>Melissa Wintrow (D)</td>
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<td>20</td>
<td>Chuck Winder (R)</td>
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<td>21</td>
<td>Regina Bayer (R)</td>
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<td>22</td>
<td>Lori Den Hartog (R)</td>
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<td>23</td>
<td>Christy Zito (R)</td>
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<td>24</td>
<td>Lee Heider (R)</td>
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<td>Jim Patrick (R)</td>
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26 ........................................Michelle Stennett (D)
27 ...........................................Kelly Arthur Anthon (R)
28 ...........................................Jim Guthrie (R)
29 ...........................................................................................................................................
30 ............................................Kevin Cook (R)
31 ...........................................................................................................................................
32 ................................................ Mark Harris (R)
33 ...........................................................................................................................................
34 ...........................................................................................................................................
35 ...........................................................................................................................................

IN TESTIMONY WHEREOF, I have hereunto set my hand
and affixed the Great Seal of the State of Idaho. Done at Boise,
the Capital of Idaho, this Tenth day of January, in the year of our
Lord, two thousand and twenty-two, and of the Independence
of the United States of America, the two hundred and forty-sixth.

/s/ LAWERENCE DENNEY
Secretary of State

The Certificate of Election was ordered filed in the office of
the Secretary of the Senate.

Roll call showed all members present except Senators Bair
and Johnson, absent and formally excused by the Chair. [District
17, Vacant]

Prayer was offered by Chaplain Doug Armstrong, Eagle
Nazarene Church, Eagle, Idaho.

On request by Senator Anthon, granted by unanimous
consent, the Sergeant-at-Arms, Sarah Jane McDonald, escorted
the Idaho State Police Honor Guard into the Senate Chambers
to present and post the colors for the Second Regular Session of
the Sixty-sixth Idaho Legislature.

President Pro Tempore Winder provided a brief history of the
Idaho State flag flown over the domes of the House and Senate
Chambers during each session of the Legislature. He explained
that the flags represent the spirit of our citizens and serve as a
symbol of Idaho's sovereignty. They further serve notice to the
State that the Legislature, the elected representatives of all the
citizens of Idaho, is in session. The flags are raised when the
Legislature convenes and will be retired when the Legislature
adjourns sine die.

The Pledge of Allegiance was led by Sergeant-at-Arms,
Sarah Jane McDonald. President McGeachin presented the
Idaho State flag to the Honor Guard to be raised above the
Senate Chamber to fly during the Second Regular Session of the
Sixty-sixth Idaho Legislature and the Idaho State Police Honor
Guard exited the Chamber.

On request by Senator Anthon, granted by unanimous
consent, the Senate Sergeant-at-Arms, Sarah Jane McDonald,
escorted Gaudeo, the Ambrose High School Performance Choir
into the Senate Chambers for the purpose of singing the "Star
Spangled Banner" and "America the Beautiful", directed by Julia
Kapsoff.

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

November 21, 2021

Dear Pro Tem Winder,

Serving in the Idaho Senate is a privilege afforded to few. To enjoy that honor for the last 15 years has been a highlight of my life. Sometimes life serves up curveballs that are very difficult to hit. Health issues of my dear wife Lori and oldest son Josh have provided a couple of pitches that need complete attention.

Since Lori's diagnosis in 2018, we have together found pathways to continue serving constituents in Bingham County. Since Josh's terminal diagnosis after Labor Day, Lori has been unable to process the reality of his illness, and her abilities have rapidly declined. She needs and deserves much more attention. Simply stated, we cannot find a way to balance our family's needs with continued service in the Legislature for the upcoming legislative session.

I therefore request a medical leave of absence from the Idaho Senate for the upcoming session, so I may give my full attention to Lori and Josh. I further request that another Senator be appointed as JFAC Co-chair in my stead.

Former Representative Julie VanOrden has accepted my request to serve as the District 31 Senator in my leave of absence. She stands ready to begin service immediately, and desires to be sworn in as soon as possible.

Serving in the Idaho Senate has been a remarkable experience. The bond with other legislators is what is treasured most highly. There are so many true Statesmen in the legislature!

I leave the legislature praying I have lifted the Senate and my fellow Senators is some small way. It is a fact certain that each Senator, past and present, have inspired me to become a better person. At the end of day, isn't becoming a better person and lifting others what is truly important?

Please express my appreciation to all Senators for the privilege of serving with them. You, and they, will always hold a sacred spot in my heart.

With Respect and Appreciation,

Senator Steve Bair

The correspondence was 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 Eighth Order of Business.

Messages from the Governor

November 24, 2021

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have appointed Carrie Semmelroth of Boise, ID 83706 to the office of State Senator for Legislative District 17, Ada County, State of Idaho.

The appointment is effective Monday, November 24, 2021, and continuing until the next general election when the term of office expires.

Sincerely,
/s/ Brad Little
Governor

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL PEOPLE, by these presents, that pursuant to the provisions of Section 59-904A, Idaho Code, the District 17 Legislative Committee of the Democratic Party has submitted a list of three names for consideration in filling a vacancy in the Idaho State Senate.

NOW, THEREFORE, I, Brad Little, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Carrie Semmelroth of Boise, Idaho, to the office of State Senator, District 17, for a term commencing on November 24, 2021, and continuing until the next general election when the term of office expires.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol, in Boise, this 24th day of November, in the year of our Lord two thousand and twenty-one and of the Independence of the United States of America, the two hundred and forty-sixth and of the Statehood of Idaho the one hundred thirty-second.

/s/ BY THE GOVERNOR BRAD LITTLE

/s/ SECRETARY OF STATE LAWERENCE DENNEY

The correspondence and Certificate of Appointment were ordered filed in the office of the Secretary of the Senate.

The President announced that the Oath of Office had been administered previously to Senator Semmelroth, and she was recorded present at this order of business.

December 7, 2021

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have appointed Julie VanOrden of Pingree, ID 83262, to the office of Acting State Senator for Legislative District 31, Bingham County, State of Idaho.

This appointment is effective Monday, January 10, 2022, and will continue for as long as necessary.

Sincerely,
/s/ Brad Little
Governor

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL PEOPLE, that pursuant to the provisions of Section 59-917, Idaho Code, Steve Bair, State Senator, District 31, Bingham County, State of Idaho, has nominated Julie VanOrden of Pingree, Idaho, to perform the duties of this office temporarily as Acting State Senator, District 31.

NOW, THEREFORE, I, Brad Little, Governor of the State of Idaho, by virtue of the authority vested in me do hereby...
appoint Julie VanOrden of Pingree, ID to the office of Acting State Senator, District 31, for a term commencing on Monday, January 10, 2022, and will continue for as long as necessary.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise, on this 7th day of December, in the year of our Lord two thousand and twenty-one and of the Independence of the United States of America, the two hundred and forty-sixth and of the Statehood of Idaho the one hundred thirty-second.

/s/ BY THE GOVERNOR BRAD LITTLE
/s/ SECRETARY OF STATE LAWERENCE DENNEY

The correspondence and Certificate of Appointment were ordered filed in the office of the Secretary of the Senate.

The President announced that the Oath of Office had been administered previously to Acting Senator VanOrden, and she was recorded present at this order of business.

January 5, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have appointed Robert Blair of Kendrick, Idaho, 83537, to the office of Acting State Senator for Legislative District 6, Lewis and Nez Perce Counties, State of Idaho.

This appointment is effective Monday, January 10, 2022, and will continue until the end of the Second Regular Session of the Sixty-sixth Idaho Legislature, or April 1, 2022, whichever comes first.

Sincerely,

/s/ Brad Little
Governor

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL PEOPLE, that pursuant to the provisions of Section 59-917, Idaho Code, Dan Johnson, State Senator, District 6, Lewis and Nez Perce Counties, State of Idaho, has nominated Robert Blair of Kendrick, Idaho, to perform the duties of this office temporarily as Acting State Senator, District 6.

NOW, THEREFORE, I, Brad Little, Governor of the State of Idaho, by virtue of the authority vested in me, do hereby appoint Robert Blair of Kendrick, ID to the office of Acting State Senator, District 6, for a term commencing on Monday, January 10, 2022, and will continue until the end of the Second Regular Session of the Sixty-sixth Idaho Legislature, or April 1, 2022, whichever comes first.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol, in Boise, this 5th day of January, in the year of our Lord two thousand and twenty-two and of the Independence of the United States of America, the two hundred and forty-sixth year, and of the Statehood of Idaho, the one hundred thirty-second.

/s/ BY THE GOVERNOR BRAD LITTLE
/s/ SECRETARY OF STATE LAWERENCE DENNEY

The correspondence and Certificate of Appointment were ordered filed in the office of the Secretary of the Senate.

The President announced that the Oath of Office had been administered previously to Acting Senator Robert Blair, and he was recorded present at this order of business.

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

Motions and Resolutions

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Rules of the Senate and Joint Rules of the Senate and House of Representatives as adopted by First Regular Session of the Sixty-sixth Idaho Legislature were adopted as the temporary Rules of the Senate and Joint Rules of the Senate and House of Representatives of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho.

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the following changes were made in Standing Committee Appointments:

Senator Agenbroad was appointed as the Chairman of the Finance Committee. Senator Crabtree was appointed as the Vice Chairman of the Finance Committee.

Senator Agenbroad's appointment to the Health and Welfare Committee was withdrawn.

Acting Senator VanOrden was appointed to the Health and Welfare Committee.

Senator Lent was appointed as the Vice Chairman of Education Committee.

Senator Semmelroth was appointed to serve on the Agricultural Affairs Committee, the Local Government and Taxation Committee, and the Resources and Environment Committee.

On request by Senator Anthon, granted by unanimous consent, President McGeachin appointed a committee consisting of Senator Patrick, Chairman, and Senator Nelson to escort the committee from the House of Representatives into the Senate Chamber. Representatives Amador, Adams, and Green informed the Senate that the House is now organized and ready to conduct business.

The Senate committee was discharged.

On request by Senator Anthon, granted by unanimous consent, President McGeachin appointed a committee consisting of Senator Thayn, Chairman, and Senators Woodward and Burgoyne to notify the Governor that the Senate is now organized and ready to conduct business.

The committee was excused.

On request by Senator Anthon, granted by unanimous consent, President McGeachin appointed a committee consisting of Senator Rice, Chairman, and Senators Ricks and Wintrow to notify the House of Representatives that the Senate is now organized and ready to conduct business.

The committee was excused.

The committee appointed to wait upon the Governor returned and reported that the Governor sent his best wishes to the Senate members.
The committee was discharged.

The committee appointed to wait upon the House of Representatives returned and reported that they had conveyed the message to the House and the House expressed their best wishes for a productive session.

The committee was discharged.

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

Messages from the House

January 10, 2022

Dear Madam President:

I transmit herewith HCR 26, which has passed the House.

MAULIN, Chief Clerk

HCR 26 was 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

HCR 26, by Moyle and Rubel, was introduced and read at length.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of HCR 26 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 HCR 26 was before the Senate for final consideration.

On motion by Senator Anthon, seconded by Senator Stennett, HCR 26 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 Twelfth Order of Business.

Second Reading of Bills

On request by Senator Anthon, granted by unanimous consent, the Senate went at ease for the purpose of attending a joint session to hear the Governor's State of the State and Budget Address.

JOINT SESSION

Pursuant to HCR 26, the hour of 1 p.m. having arrived, the members of the Senate entered into the House Chamber and met in Joint Session with Speaker Scott Bedke presiding.

Roll call showed all members present except Senator Burgoyne, absent and excused by the Chair.

The Prayer and Pledge of Allegiance was offered by Chaplain Tom Dougherty.

On request by Representative Moyle, granted by unanimous consent, the Speaker appointed three committees to wait upon the Supreme Court Justices and Appellate Court Judges, the elected officials, and the Governor and escort them to the House Chamber.

The Speaker appointed Senators Lakey and Nye, and Representatives Chaney and Gannon as the committee to wait upon and escort the Supreme Court Justices and Appellate Court Judges to the House Chamber.

The Speaker excused the committee.

The Speaker appointed Senators Lee and Ward-Engelking, and Representatives Monks and McCrostie as the committee to wait upon and escort the elected officials to the House Chamber.

The Speaker excused the committee.

The Speaker appointed President Pro Tempore Winder and Senator Stennett, and Representatives Moyle and Rubel as the committee to wait upon and escort the Governor to the House Chamber.

The Speaker excused the committee.

The committees appointed by the Speaker returned and escorted the Supreme Court Justices, Appellate Court Judges, the elected officials, and the Governor into the House Chamber where they were presented to the Joint Session by the Speaker.

The Speaker introduced His Excellency, the Governor of the State of Idaho, Brad Little, and the following State of the State and Budget Address was delivered by the Governor:

Mr. Speaker, Mr. Pro Tem, Madam President, honored legislators, my fellow constitutional officers, Mr. Chief Justice and members of the judiciary, my family, friends, and my fellow Idahoans.

It's good to deliver this speech back in the chambers. Last year I closed my State of the State address by saying, "In times of hardship, opportunity for growth emerges."

There's no doubt the past couple of years have presented incredible challenges. Our frontline workers in healthcare, public safety, and education in particular have done an exceptional job.

Today, we have a few of these pandemic heroes here with us. They are nurses, doctors, police officers, guardsmen, and teachers. I would like to invite them to please stand up. Please, everyone, join me in recognizing them and their colleagues and thanking them for their service to our great state.

My friends, I stand before you today with great optimism and excitement about the once-in-a-lifetime opportunity before us.

Idaho's economy is stronger than ever before.

We're one of only four states with more jobs today than before the pandemic. Idahoans are working. We have one of the lowest unemployment rates in the country. Our budget is balanced.

We have robust reserves.

Idaho businesses and citizens benefit from living and working in the least regulated state in the nation.
We've turned more money back to the citizens through historic tax relief and strategic investments in the areas that impact their daily lives.

And for the second year in a row, we have yet another record budget surplus. My friends, our success is no accident.

While other states liquidated their rainy-day funds and begged politicians in Washington, D.C. for a bailout, together we rolled up our sleeves, made tough decisions, and led Idaho.

In Idaho, we manage government the same way families manage a household budget. It is basic "kitchen table economics." It means facing tradeoffs head on, choosing to live within our means, saving for hard times, cutting waste, and stretching our dollars further.

While D.C. is digging the country into a $29 trillion hole, Idaho has a record surplus of $1.9 billion and counting.

While D.C. continues to crank out onerous new regulations, we took an axe to Idaho's regulations for three straight years, and we continue to widen our lead as the least regulated state in the nation. In fact, since I took office three years ago, we have cut or simplified 95-percent of Idaho regulations. And now, through our Zero-Based Regulation initiative, this year we aim to cut or simplify another 20-percent of what remains, removing rocks from the shoes of small businesses.

While D.C. wants to raise taxes on all citizens as Bidenflation surges, Idaho has put more money back into the people's pockets. Last year, together we cut income taxes and returned $450 million to all Idaho citizens and businesses.

It was called the biggest tax cut in state history, but I call it a good start.

While President Biden divides Americans in his attempts to elevate the role of government in citizens' lives, coercing Americans with government-imposed vaccine mandates, Idaho says, "No."

Our lawsuits challenging Biden's polarizing vaccine mandates are working. I banned divisive "vaccine passports."

I never mandated masks or vaccines.

We responded to a crisis with a balanced approach and kept Idaho open.

And, while President Biden continues to dismiss the catastrophe at the U.S.-Mexico border, Idaho is banding together with other states to act.

I traveled to the border last summer, where I saw for myself how Mexico drug cartels control access into our country! All because of President Biden's flawed border policies. This is completely unacceptable. Biden's inaction has spawned a growing drug threat in our state. The vast majority of illicit drugs in Idaho are now sourced in Mexico.

Idaho families deserve better.

Last summer, I sent a specialized team of Idaho State Troopers to Arizona to help fight the drug flow into our country and our state. We sent our best to protect Americans and Idahoans from the drug cartels, and those troopers returned with new knowledge and training to help law enforcement here at home fight the drugs that have devastated so many lives.

We have some of those troopers here with us today. Gentlemen, please stand so we can recognize you.

And now, I am asking for your support to deploy "Operation Esto Perpetua." I will have more to share in the coming weeks, but "Operation Esto Perpetua" will bring together law enforcement and communities in new ways.

We will continue to fight the consequences of our loose border and curb the smuggling of killer drugs such as fentanyl into our state from Mexico.

Folks, we have been able to set the example of accountable, responsible government here in Idaho. My family and Teresa's have been in Idaho for generations. We want nothing more than for our grandchildren to stay settled in Idaho and enjoy their grandchildren here too.

Teresa and I want the same for your grandchildren, too.

By now, you know my goal - for Idaho to be the place where we all can have the opportunity to thrive, where our children and grandchildren choose to stay, and for the ones who have left to choose to return.

Think about someone you know who demonstrated true leadership. For me, my father, David Little, Teresa's father, Phil Soulen, and an old friend, Louise Shadduck, come to mind.

Here's what I've learned from them.

Leaders give people confidence and show the way through humble strength. Leaders go through life with a spirit of service.

Leaders listen.

The voice of a leader is effective, not just loud.

Every day I endeavor to live up to the example of my mentors. That is what the people of Idaho deserve from their Governor, and it is what they deserve from all those elected to public office.

I have a plan for Idaho - a path to give back our record budget surplus to Idahoans through continued tax relief and strategic investments where they make the biggest difference in their daily lives.

My plan is called LEADING IDAHO.

My plan is rooted in a longstanding conservative principle - fiscal discipline.

For the first time in state history, Idaho was upgraded to a Triple-A credit rating. It is an achievement that will save taxpayer dollars and, importantly, reflects our dedication to conservative, responsible budgeting.

Earlier today I delivered a budget that is balanced and holds the line on spending.

My budget pays off state building debt, saving taxpayers tens of millions of dollars in interest payments.

My budget also puts us on a path to pay off all known deferred maintenance needs - those backlogged repairs needed in our infrastructure - over the next ten years.

And my budget bolsters our rainy-day funds to a record level, putting more than $1 billion in the bank to guard against future downturns.

We must be even more vigilant in perceived times of plenty to make decisions that are prudent and will withstand the test of
time. We did not spend our way to a surplus, and budget surpluses must never become an excuse for wasteful spending.

There's no better feeling than giving back to hardworking Idahoans more of what they earned.

To date, in my first term, we have cut nearly $1 billion in taxes. Let me repeat that.

Together, we have given back nearly $1 billion to Idahoans through income tax relief, property tax relief, and relief from unemployment taxes on Idaho businesses.

And today, I am proposing we double down on our efforts.

I propose we return more than $1 billion in income tax relief to Idaho taxpayers over the next five years!

And let's not wait. Right now, Idaho families are forced to pay more for food, gas, and everyday goods as inflation swells under Biden's watch. Poor handling of the economy, oppressive regulations, and a bloated federal budget have all contributed to inflation rates we have not seen in 40 years.

With Bidenflation exploding, let's immediately pass $600 million in income tax relief that we can get back into the wallets of all Idahoans this spring!

I propose $350 million in immediate rebates and $250 million in ongoing income tax relief, allowing working families to keep more of what they earned and free them from the penalty of living with historic inflation.

We cannot delay in deploying this investment in working families.

We must also support Idaho's small businesses, the backbone of our economy.

Last year, we strengthened our unemployment insurance trust fund, making it one of the most solvent funds in the country. Doing so led to a $200 million tax cut for Idaho businesses.

I propose we lock in these lower rates for the next two years, saving Idaho businesses $64 million so they can continue creating good Idaho jobs.

Some say we shouldn't cut taxes, that we have to choose between cutting taxes and meeting important needs within our state.

This is false.

My budget shows we can do both.

We can spend less than we bring in, offer tax relief, and fund the top priorities - education and infrastructure.

More than 130 years ago, the founders of our state in writing the Idaho Constitution recognized the stability and endurance of our republican form of government depends mainly on "the intelligence of the people."

A person's education starts in the home. Parents are in the drivers' seat, as they should be and always will be in Idaho.

The children today will become the workforce of tomorrow. They will be the engineers, loggers, doctors, farmers, construction workers, entrepreneurs, teachers, truckers, you name it. We want our Idaho students to receive a strong foundation of learning now so they can stay here and make our state strong for future generations.

And Idaho schools partner with parents in the education of their children.

That's why I propose making the largest investment in Idaho education, ever. My budget adds $1.1 billion over the next five years to improve Idaho education. And it all starts with literacy.

Today, I propose adding $47 million in ongoing funding to literacy programs - to build on the reading success that parents insist at home. Local school districts across Idaho, with input from families, will decide how best to deploy the resources.

Literacy has been my top priority because it just makes sense. Our investments in education later on will have more impact if we can work with families to get more students to read proficiently early on.

Adding these investments now will increase state literacy funding five-fold since I took office just three years ago.

I cannot think of a more "back to basics" investment that will make a meaningful difference in students' lives today and for years to come.

The key to strong schools is parental involvement. Our system of public education in Idaho is locally driven, and the system works best when parents and families engage.

Parents partner with teachers in the education of their children, and we cannot meet our commitment to our students without supporting the people who teach them in the classroom.

If you're running a business, you know you can only attract and retain dedicated, quality workers by paying them competitively, offering good benefits, and making them feel valued.

Our educator workforce is no different.

My budget invests in these partners - our teachers - which ultimately serves Idaho families.

The pandemic pushed many parents toward new ways of meeting the educational needs of their children. Last year, we served 18,000 Idaho families and 46,000 students with grants to help cover educational needs outside the classroom.

And now, to build on our success, I am proposing $50 million for the new Empowering Parents grants. The grants will cover things such as computers, tutoring, internet connectivity and other needs so students have the best chance for success.

The Empowering Parents grants put families in control of their child's education, as it should be.

My Leading Idaho plan also makes other key investments to support law enforcement, our veterans, our valued members of the Idaho National Guard, and safe and secure elections.

I want to add more than $60 million to address needs within the Idaho State Police. Idaho is a state that openly values its police officers. While others seek to "defund the police," Idaho DEFENDS the police. Idaho truly is a state that "backs the blue."

I also propose we make the biggest investment ever in our State Veterans Homes - $75 million - to give our veterans better quality of life and improve services for them. Our veterans have done so much for us, and they deserve it.

I also want to invest in the soldiers and airmen of the Idaho National Guard. My plan doubles our investment in scholarships
for Guardsmen, which boosts our efforts to get more Idahoans to sign up for the Guard. Military service has always been and always will be one of the most honorable ways for a person to serve their community, state, and country. We are so grateful to our Guardsmen and all military service members and veterans for all they have done and continue to do to promote freedom and peace in our country.

We can honor the sacrifice of our military heroes by doing our part to make America as strong as possible - and we all know free and fair elections are the cornerstone of our democracy.

We're very fortunate to live in Idaho where our elections are free of fraud. But there is more we can do to elevate Idahoans' trust in their elections.

Last year, I established my Cybersecurity Task Force to come up with new ways to protect Idaho from cyber-attacks and bolster election integrity. My Leading Idaho plan implements recommendations from the task force.

I am proposing $12 million to establish the new Cyber Response and Defense Fund to ensure the state is prepared to respond to any cyber-attack from bad actors in China, Russia, or elsewhere.

I'm also pushing for proactive integrity audits to enhance transparency and confidence in our elections here in Idaho.

We must make election integrity a priority, to give our citizens confidence that their vote matters.

Idaho has a strong track record of giving back through tax relief and by making significant investments in the areas that impact Idahoans' daily lives the most.

Things like... clean and plentiful water for a strong agricultural sector; improved broadband access; increased medical capacity to support a healthy Idaho and our healthcare heroes; better access to outdoor recreation and improved land and fire management; and better opportunities through investments in career technical education, colleges, workforce development and housing, and childcare.

The list goes on and on. My Leading Idaho plan will continue to invest in all of these important areas and many others.

Protecting Idahoans of all ages from the afflictions of mental illness and addiction led to the creation of the three-branch Behavioral Health Council in 2020. It was a step that is now helping Idaho families access the services they need when they need it most.

Behavioral health issues affect Idaho's corrections system, judicial system, hospitals, local communities, and schools.

Today, we are joined by Krista Gneiting, the brave teacher who confronted and disarmed a 12-year-old girl at school last May in Rigby. Krista calmly took the gun away from a little girl in crisis, and then held her in her arms until police arrived.

Krista, please stand so we can recognize you for protecting everyone in the building that day and for your compassion with that sixth-grade girl.

As I know Krista can attest, there is a strong connection between safe communities and access to behavioral health resources for Idahoans of all ages.

Today, I am proposing we accelerate the implementation of the Behavioral Health Council's recommendations by investing $50 million to improve behavioral healthcare across Idaho. It is one step of many we will take to help prevent tragedy, improve lives, and make our communities safer.

Another area where we are making real progress to improve safety is the time Idahoans spend on the road.

Last year, together we passed the largest transportation funding package in state history. Our sustainable transportation funding solution added historic amounts for new infrastructure to improve safety and ease congestion, giving all Idahoans more precious time with their families.

And we did it without raising taxes. But we cannot stop there.

The continued prosperity of our farmers, ranchers, and the folks who work in the woods depends on a safe, efficient system of roads and bridges.

We cannot continue our record economic trajectory if our logging trucks can't get across old bridges or we can't get our farm products to market.

My budget invests another $200 million in ongoing funding to fully address our known maintenance needs locally and statewide. I also propose we invest another $200 million in one-time funding to clear out one-third of the backlog of deficient bridges.

We have a once-in-a-lifetime opportunity to fully fund known needs - to maintain our roads and bridges permanently - with no new taxes.

I am unwilling to put the safety of Idahoans and the maintenance of our state's roads and bridges at the whims of the feds. We must not look to Washington, D.C. to solve our problems. Leading Idaho means addressing our own state's needs. Together, we'll show Washington, D.C., how to tackle transportation - by fully funding known gaps with no new taxes and providing long-term funding for long-term needs.

Ladies and gentlemen, the challenges of the past two years for many, including myself, have driven us to more frequent prayer and a closer relationship with our creator.

And out of the hardships we have strengthened. We have kept things headed in the right direction.

We won't spoil the once-in-a-lifetime opportunity before us to give the people back their hard-earned dollars through tax relief and make historic investments where they matter most.

We will stay focused on LEADING IDAHO.

I want to thank my family for their unwavering support. Family is the nucleus of all that is important in life. And our First Lady - her good heart is a source of strength and peace for our family and the entire state.

And I want to thank YOU - the people of Idaho - for Idaho's success. You have proven you will always stand up for the strength and prosperity of our great state.

Thank you and God bless.

The Speaker thanked Governor Little for his message.

The committees came forward and escorted the Governor, the Supreme Court Justices, Appellate Court Judges, and the elected officials to their chambers and offices respectively, and were, on their return, thanked and discharged by the Speaker.
On motion by Representative Moyle, seconded by Representative Monks, by voice vote the State of the State and Budget Address was ordered spread upon the pages of the House and Senate Journals.

On motion by Representative Moyle, seconded by Representative Monks, by voice vote the Joint Session was dissolved.

The appointed committee came forward and escorted the Senators from the House Chamber.

The members of the Senate returned to the Senate Chamber.

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 Stennett, by voice vote, the Senate adjourned at 2:11 p.m. until the hour of 11:30 a.m., Tuesday, January 11, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SECOND LEGISLATIVE DAY
TUESDAY, JANUARY 11, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:30 a.m.

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Fischer Alt, 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 January 10, 2022, 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 Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:41 a.m. until the hour of 11:30 a.m., Wednesday, January 12, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
The correspondence was 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 Tenth Order of Business.

Motions and Resolutions

Moved by Senator Anthon, seconded by Senator Stennett, that the following attaches be elected to fill the offices provided for by the Constitution of the State of Idaho and by statute:

Admin. Assistant to the President Pro Tem ........Rellie Wisdom
Assistant to the Majority Leader ......................Peggy Moyer
Assistant to the Majority Caucus Chairman ........Gaye Bennett
Secretary to the Secretary of the Senate ..........Jim Hickey
Journal Clerk ..................................Jacob Watkins
Sergeant-at-Arms ...................Sarah Jane McDonald
Assistant Sergeant-at-Arms .........................Jerry Cstouras
Doorkeeper ..................................Larry Jones
Senate Chaplain ..........................Doug Armstrong

Committee Secretaries:
Agricultural Affairs .........................Jeanne Jackson-Heim
Commerce and Human Resources ..............Linda Kambeitz
Education .....................................Ann Yanak
Finance ........................................Erin Miller
Health and Welfare .........................Lena Amoah
Judiciary and Rules .........................Sharon Pennington
Local Government and Taxation ..............Meg Lawless
Resources and Environment .............Shelly Johnson
State Affairs ................................Twyla Melton
Transportation ................................Cara Beyenka

Majority Staff Assistant .......................Juanita Budell
Majority Staff Assistant .......................Brigham Chelson
Majority Staff Assistant .......................Katy Morden
Majority Staff Assistant .......................Shelley Turley

Minority Chief of Staff .......................Catherine Lewers
Minority Staff Assistant .......................Natalia Cruces
Minority Staff Assistant .......................Cheryl Haas
Minority Staff Assistant .......................Kevin McGrane
Minority Staff Assistant .......................Bella Rupe

Pages:
Fischer Alt, McCall
Aurelia Anderson, Rigby
Tyler Freeman, Boise
Lyndsey Lewis, Dubois
Haydon Madison, Nampa
Shayanne Richardson, Rigby

The question being, Shall the motion prevail?

Roll call resulted as follows:

NAYS—None.


Total - 35.

Whereupon the President declared the attaches duly elected to their respective positions. The President instructed the Sergeant-at-Arms, Sarah Jane McDonald, to escort the attaches to the Desk at which time the Oath of Office was administered to the elected attaches and they were escorted from the Chamber.

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 Stennett, by voice vote, the Senate adjourned at 12:26 p.m. until the hour of 10:15 a.m., Thursday, January 13, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

FOURTH LEGISLATIVE DAY
THURSDAY, JANUARY 13, 2022

Senate Chamber

President McGeachin called the Senate to order at 10:15 a.m.

Roll call showed all members present except Senators Lakey and Ward-Engelking, absent and formally excused by the Chair; and Senators Burtenshaw, and Lodge absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Tyler Freeman, 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 January 12, 2022, 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.

Senator Wintrow was recorded present at this order of business.

The Senate advanced to the Fourth Order of Business.

Reading of Communications

December 28, 2021

Senator Chuck Winder, President Pro Tem
State Capitol
700 W. Jefferson Street
Boise, ID 83720

Dear President Pro Tem Winder:

On behalf of the Board of Commissioners of the Idaho State Bar, I am pleased to inform you that the Commissioners voted to appoint Hon. Nancy A. Baskin of Boise to the Idaho Judicial Council. Judge Baskin is replacing Hon. Jeff Brudie who is retiring from the bench at the end of 2021. Judge Baskin will complete Judge Brudie’s term on the Judicial Council, which expires on June 30, 2025. Pursuant to Idaho Code Section 1-2101, the replacement requires the consent of the Idaho State Senate.

Attached is a copy of the letter to Governor Brad Little Reporting the appointment of Hon. Nancy A. Baskin.

If you have any questions, or need additional information, please let me know.

Sincerely,

/s/ Diane K. Minnich
Executive Director

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

The Idaho Judicial Council appointment was referred to the Judiciary and Rules Committee.

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

Messages from the House

January 12, 2022

Dear Madam President:

I transmit herewith Enrolled HCR 26 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled HCR 26 and ordered it returned to the House.

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 Burgoyne, by voice vote, the Senate adjourned at 10:26 a.m. until the hour of 11:30 a.m., Friday, January 14, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
Senate Chamber

President McGeachin called the Senate to order at 11:30 a.m.

Roll call showed all members present except Senators Lee, Ricks, Stennett, and Ward-Engelking, absent and formally excused by the Chair; and Senator Nelson, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Lyndsey Lewis, 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 January 13, 2022, 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**

January 13, 2022

Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President,

Pursuant to section 67-6622, Idaho Code, I submit from the records of this office the enclosed listing of the names of the lobbyists, registered under the law.

If we may be of assistance to you in regards to this listing, please do not hesitate to contact this office.

Sincerely,

/s/ Lawerence Denney
Secretary of State

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

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**Miscellaneous Business**

On motion by Senator Anthon, seconded by Senator Burgoyne, by voice vote, the Senate adjourned at 11:45 a.m. until the hour of 11:30 a.m., Monday, January 17, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE
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EIGHTH LEGISLATIVE DAY
MONDAY, JANUARY 17, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:30 a.m.

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Haydon Madison, 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 January 14, 2022, 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

SR 101
BY STATE AFFAIRS COMMITTEE
A SENATE RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND ENCOURAGING THE RECOGNITION OF JANUARY 22 AS IDAHO'S DAY OF TEARS TO ACKNOWLEDGE THE LOSS OF LIFE FROM THE MILLIONS OF UNBORN CHILDREN SINCE THE SUPREME COURT'S DECISION IN ROE V. WADE.

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

WHEREAS, the Senate finds that on January 22, 1973, the majority of the members of the Supreme Court ruled that abortion was a right secured by the Constitution; and

WHEREAS, since that fateful day, more than 62 million unborn children have perished

NOW, THEREFORE, BE IT RESOLVED by the members of the Senate, assembled in the Second Regular Session of the Sixty-sixth Idaho Legislature, that January 22, in perpetuity, hereby be recognized as the Day of Tears in Idaho and that the citizens of Idaho be encouraged to lower their flags to half-staff to mourn the innocents who have lost their lives to abortion.

SR 101 was introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

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

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:42 a.m. until the hour of 11:30 a.m., Tuesday, January 18, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

NINTH LEGISLATIVE DAY
TUESDAY, JANUARY 18, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:30 a.m.

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Shayanne Richardson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of January 17, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

January 18, 2022

The JUDICIARY AND RULES Committee reports that SR 101 has been correctly printed.

LAKEY, Chairman

SR 101 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 Eleventh Order of Business.

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

S 1226
BY EDUCATION COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING CHAPTER 5, TITLE 33, IDAHO CODE, BY THE ADDITION OF A

NEW SECTION 33-512D, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING SELF-DIRECTED LEARNERS, AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1226 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 Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:44 a.m. until the hour of 11:30 a.m., Wednesday, January 19, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
Senate Chamber

President McGeachin called the Senate to order at 11:30 a.m.

Roll call showed all members present.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Fischer Alt, 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 January 18, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

January 19, 2022

The JUDICIARY AND RULES Committee reports that S 1226 has been correctly printed.

LAKEY, Chairman

S 1226 was referred to the Education 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 Stennett, by voice vote, the Senate adjourned at 11:36 a.m. until the hour of 11:30 a.m., Thursday, January 20, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

ELEVENTH LEGISLATIVE DAY
THURSDAY, JANUARY 20, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:30 a.m.

Roll call showed all members present.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Aurelia Anderson, 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 January 19, 2022, 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

SJR 103
BY WINTROW
A JOINT RESOLUTION
PROPOSING AN AMENDMENT TO ARTICLE 1 OF THE CONSTITUTION OF THE STATE OF IDAHO, BY THE ADDITION OF A NEW SECTION 24, ARTICLE 1 OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO THE EQUALITY OF RIGHTS AND RESPONSIBILITIES OF THE SEXES; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

SJR 103 was introduced, read the first time 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

January 19, 2022

The JUDICIARY AND RULES Committee reports it has had under consideration the Idaho Judicial Council appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Honorable Nancy A. Baskin to the Idaho Judicial Council, term to expire June 30, 2025.

LAKEY, Chairman

The Idaho Judicial Council appointment 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 Eighth Order of Business.

Messages from the Governor

July 1, 2021

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Britt Raubenheimer of Sandpoint, Idaho, was appointed to the Commission for the Blind and Visually Impaired to serve a term commencing July 1, 2021, and expiring July 1, 2024.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Health and Welfare Committee.

January 1, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Anna Jane Dressen of Coeur d'Alene, Idaho, was re-appointed to the Commission of Pardons and Parole to serve a term commencing January 1, 2022, and expiring January 1, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor
The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Judiciary and Rules Committee.

January 10, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that John Chatburn of Boise, Idaho, was appointed to the Public Utilities Commission to serve a term commencing January 10, 2022, and expiring January 10, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

January 19, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President,

I am hereby transmitting to the Idaho State Senate a list of all gubernatorial appointments that had not been previously communicated pursuant to title 67, section 803 of the Idaho Code.

Additional appointments made during this session will be submitted forthwith with the appropriate corresponding information for your consideration.

Please do not hesitate to contact me if you have any questions.

Sincerely,
/s/ Brad Little
Governor

The correspondence was 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 Eleventh Order of Business.

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

S 1227
BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT
RELATING TO WATER; REPEALING CHAPTER 2, TITLE 70, IDAHO CODE, RELATING TO THE COEUR D'ALENE RIVER AND LAKE COMMISSION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1228
BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT
RELATING TO FENCES; REPEALING CHAPTER 2, TITLE 35, IDAHO CODE, RELATING TO INCLOSURES OF RESERVOIRS AND DUMPS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1229
BY BURGOYNE
AN ACT
RELATING TO LABOR; AMENDING SECTION 44-1502, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE MINIMUM WAGE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1230
BY BURGOYNE
AN ACT
RELATING TO NONPARTisan PRIMARY ELECTIONS AND RANKED-CHOICE VOTING; AMENDING SECTION 34-102, IDAHO CODE, TO DEFINE TERMS; AMENDING CHAPTER 1, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-118, IDAHO CODE, TO DEFINE A TERM AND ESTABLISH PROVISIONS REGARDING RANKED-CHOICE VOTING; AMENDING SECTION 34-308, IDAHO CODE, TO REMOVE PROVISIONS REGARDING PARTY AFFILIATION; AMENDING SECTION 34-404, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE REGISTRATION OF ELECTORS; AMENDING SECTION 34-411A, IDAHO CODE, TO REVISE A PROVISION REGARDING A FILING DEADLINE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 34-702, IDAHO CODE, TO REVISE PROVISIONS REGARDING WRITE-IN CANDIDATES; AMENDING SECTION 34-703, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOMINATION ELECTIONS; AMENDING SECTION 34-704, IDAHO CODE, TO REVISE PROVISIONS REGARDING A CANDIDATE'S DECLARATION OF CANDIDACY; AMENDING SECTION 34-705, IDAHO CODE, TO REVISE PROVISIONS REGARDING FILING A DECLARATION OF CANDIDACY; AMENDING SECTION 34-706, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOTIFICATION OF CANDIDATE FILINGS TO POLITICAL PARTIES; REPEALING SECTION 34-708, IDAHO CODE, RELATING TO INDEPENDENT CANDIDATES; AMENDING SECTION 34-711, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE DEADLINE FOR CERTIFICATION OF CERTAIN CANDIDATES; AMENDING SECTION 34-712, IDAHO CODE, TO REVISE PROVISIONS REGARDING SAMPLE BALLOTS TO BE PROVIDED BY THE SECRETARY OF STATE; AMENDING SECTION 34-713, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE PREPARATION OF CERTAIN BALLOTS; AMENDING SECTION 34-714, IDAHO CODE, TO REVISE PROVISIONS REGARDING FILLING CERTAIN VACANCIES BEFORE THE PRIMARY ELECTION AS TO CANDIDATES AFFILIATED WITH POLITICAL PARTIES; AMENDING SECTION 34-715, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE FILLING OF VACANCIES BEFORE AND AFTER THE PRIMARY ELECTION AS TO CANDIDATES AFFILIATED WITH POLITICAL PARTIES; AMENDING SECTION 34-716,
IDAHO CODE, TO REVISE PROVISIONS REGARDING VACANCIES OF CANDIDATES FOR NONPARTISAN JUDICIAL OFFICES; AMENDING SECTION 34-717, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOTIFICATION TO A POLITICAL PARTY OF THE WITHDRAWAL OF CERTAIN CANDIDATES; AMENDING SECTION 34-737, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE CONDUCT OF THE PRESIDENTIAL PRIMARY; AMENDING SECTION 34-903, IDAHO CODE, TO REVISE A PROVISION REGARDING CANDIDATE NAMES ON A BALLOT; AMENDING SECTION 34-904, IDAHO CODE, TO REVISE PROVISIONS REGARDING NONPARTISAN PRIMARY ELECTION BALLOTS AND PRECINCT CAPTAIN ELECTION BALLOTS; AMENDING SECTION 34-904A, IDAHO CODE, TO REVISE PROVISIONS REGARDING ELIGIBILITY TO VOTE IN PRESIDENTIAL PRIMARY ELECTIONS AND PRECINCT CAPTAIN ELECTIONS; AMENDING SECTION 34-906, IDAHO CODE, TO REVISE PROVISIONS REGARDING BALLOTS FOR GENERAL ELECTIONS; AMENDING SECTION 34-909, IDAHO CODE, TO REVISE A PROVISION REGARDING THE CERTIFICATION OF CANDIDATES TO APPEAR ON THE GENERAL ELECTION BALLOT; AMENDING SECTION 34-911, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE PREPARATION AND DISSEMINATION OF EDUCATIONAL MATERIALS FOR VOTERS; AMENDING SECTION 34-1002, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPLICATIONS FOR ABSENTEE BALLOTS; AMENDING SECTION 34-1003, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE ISSUANCE OF AN ABSENTEE BALLOT; AMENDING SECTION 34-1203, IDAHO CODE, TO PROVIDE FOR THE COUNTING OF BALLOTS CAST UNDER A RANKED-CHOICE VOTING SYSTEM AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 34-1208, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE ISSUANCE OF CERTIFICATES OF NOMINATION OR ELECTION TO COUNTY AND PRECINCT OFFICES; AMENDING SECTION 34-1214, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE ISSUANCE OF CERTIFICATES OF NOMINATION OR ELECTION TO DISTRICT, STATE, OR FEDERAL OFFICES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1227, S 1228, S 1229, and S 1230 were 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 Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:48 a.m. until the hour of 10:45 a.m., Friday, January 21, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

TWELFTH LEGISLATIVE DAY
FRIDAY, JANUARY 21, 2022

President McGeachin called the Senate to order at 10:45 a.m. Roll call showed all members present except Senators Harris, Thayn, and Winrow, absent and formally excused by the Chair.

Prayer was offered by Chaplain Doug Armstrong. The Pledge of Allegiance was led by Lyndsey Lewis, 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 January 20, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees
January 21, 2022

The JUDICIARY AND RULES Committee reports that SJR 103, S 1227, S 1228, S 1229, and S 1230 have been correctly printed.

LAKEY, Chairman

SJR 103 was referred to the State Affairs Committee.

S 1227 and S 1228 were referred to the Resources and Environment Committee.

S 1229 and S 1230 were referred to the State Affairs Committee.

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

Messages from the House
January 20, 2022

Dear Madam President:

I transmit herewith H 436, which has passed the House.

MAULIN, Chief Clerk

H 436 was filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that SR 101 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Souza, seconded by Senator Den Hartog, SR 101 was adopted by voice vote, title was approved, and the resolution 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 Eleventh Order of Business.

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

H 436, by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation 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 Stennett, by voice vote, the Senate adjourned at 11:19 a.m. until the hour of 11:15 a.m., Monday, January 24, 2022.

JANICE MCGEACHIN, President

Attest: JENIFER NOVAK, Secretary
The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate  

Dear Madam President:  

I have the honor to inform you that Brian Olmstead of Twin Falls, Idaho, was appointed to the Idaho Water Resource Board to serve a term commencing April 1, 2021, and expiring January 1, 2025.  

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.  

Sincerely,  
/s/ Brad Little  
Governor  

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

The Gubernatorial appointment was referred to the Resources and Environment Committee.

January 1, 2022

The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate  

Dear Madam President:  

I have the honor to inform you that Dean Stevenson of Paul, Idaho, was appointed to the Idaho Water Resource Board to serve a term commencing April 1, 2021, and expiring January 1, 2025.  

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.  

Sincerely,  
/s/ Brad Little  
Governor  

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

The Gubernatorial appointment was referred to the Resources and Environment Committee.

January 1, 2022

The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate  

Dear Madam President:  

I have the honor to inform you that Charles "Skip" Smyser of Parma, Idaho, was appointed to the Idaho Lottery Commission to serve a term commencing April 7, 2021, and expiring January 1, 2026.  

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.  

Sincerely,  
/s/ Brad Little  
Governor  

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

January 1, 2022

The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate  

Dear Madam President:  

I have the honor to inform you that Albert Barker of Boise, Idaho, was reappointed to the Idaho Water Resource Board to serve a term commencing January 1, 2021, and expiring January 1, 2025.  

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.  

Sincerely,  
/s/ Brad Little  
Governor  

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

The Gubernatorial appointment was referred to the Resources and Environment Committee.

January 1, 2022
The Gubernatorial appointment was 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 Stennett, by voice vote, the Senate adjourned at 11:26 a.m. until the hour of 11:30 a.m., Tuesday, January 25, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SIXTEENTH LEGISLATIVE DAY
TUESDAY, JANUARY 25, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:30 a.m.
Roll call showed all members present except Senators Harris and Woodward, absent and formally excused by the Chair.

Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Haydon Madison, 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 January 24, 2022, 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 Ninth Order of Business.

Messages from the House

January 24, 2022

Dear Madam President:

I transmit herewith HCR 28 and H 443, which have passed the House.

MAULIN, Chief Clerk

HCR 28 and H 443 were filed for first reading.
The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that the Judiciary and Rules Committee report relative to the Idaho State Bar appointment of the Honorable Nancy A. Baskin was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lodge, seconded by Senator Burgoyne, the Idaho State Bar appointment of the Honorable Nancy A. Baskin 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 appointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Idaho State Bar informing them of the action of the Senate.

The Senate advanced to the Eleventh Order of Business.

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

HCR 28, by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

H 443, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Education 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 Stennett, by voice vote, the Senate adjourned at 11:56 a.m. until the hour of 10:45 a.m., Wednesday, January 26, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SEVENTEENTH LEGISLATIVE DAY
WEDNESDAY, JANUARY 26, 2022

Senate Chamber

President McGeachin called the Senate to order at 10:45 a.m.

Roll call showed all members present except Senators Lee and Woodward, absent and formally excused by the Chair; and Senators Agenbroad, Cook, Crabtree, Grow, Lent, Nye, Patrick, Riggs, Ward-Engelking, and Zito, and Acting Senator VanOrden, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Shayanne Richardson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of January 25, 2022, 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 Eighth Order of Business.

Messages from the Governor

January 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Ray Hinchcliff of Driggs, Idaho, was appointed to the Oil and Gas Conservation Commission to serve a term commencing March 12, 2021, and expiring July 1, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Resources and Environment Committee.

January 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Brett Thomas of Twin Falls, Idaho, was reappointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 4, 2021, and expiring April 10, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Karan Tucker of Boise, Idaho, was reappointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 4, 2021, and expiring April 10, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Gregory Donaca of Boise, Idaho, was appointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 10, 2021, and expiring April 10, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Jerry Edgington of Boise, Idaho, was reappointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 10, 2021, and expiring April 10, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,

/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Janice Fulkerson of Meridian, Idaho, was reappointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 10, 2021, and expiring April 10, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,

/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Cynthia Fairfax of Boise, Idaho, was appointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 27, 2021, and expiring April 10, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,

/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Peter Sorensen of Meridian, Idaho, was appointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 27, 2021, and expiring April 10, 2025.
This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Mike Edmondson of Boise, Idaho, was appointed as the Administrator of the Office of Species Conservation to serve a term commencing May 24, 2021, and will serve at the pleasure of the Governor.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Resources and Environment Committee.

January 25, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that David Bobbitt of Coeur d'Alene, Idaho, was appointed to the Idaho Fish and Game Commission to serve a term commencing August 13, 2021, and expiring June 30, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Resources and Environment Committee.

Senators Cook, Crabtree, Grow, Lent, Nye, Riggs, Ward-Engelking, and Zito, and Acting Senator VanOrden were recorded present at this order of business.

The Senate advanced to the Ninth Order of Business.

Messages from the House

January 25, 2022

Dear Madam President:

I transmit herewith H 449, which has passed the House.

MAULIN, Chief Clerk

H 449 was filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

Senator Patrick was recorded present at this order of business.

On request by Senator Anthon, granted by unanimous consent, President McGeachin appointed a committee consisting of Senator Lakey, Chairman, and Senator Burgoyne to escort Chief Justice Bevan into the Senate Chamber where he delivered the following State of the Judiciary Address:

Madam President, Mr. President Pro Tem, and distinguished members of the Idaho Senate, my colleagues on the Supreme Court and Court of Appeals, and fellow Idahoans.

I thank you, on behalf of Idaho's third branch of government, for allowing me to address you today. This speech offers me a chance to reflect and report on the past year, while providing you with a road map of the courts' needs going forward.

I come here on behalf of not only my fellow justices and Court of Appeals judges, who are with me in the gallery, but also the hundreds of judges, local court clerks, administrative staff and other state and county personnel who help our system run. I thank them for their dedicated service and willingness to continue laboring under less-than-ideal conditions this past year. As I'm sure you recognize, we have faced challenges in 2020 and 2021 unlike anything we have seen for a century. But through it all, because of the dedication of so many devoted people, the rule of law remains alive and well in Idaho.

And that is what we continue to bring to this constitutional partnership with you. While in some parts of this country it's not uncommon to find the branches of government at odds with each other, in Idaho, we have long remained unwavering in our commitment that as co-equal branches, we strive together to support and enable the freedom, happiness and security of our people.

Our recent experiences are not altogether new in Idaho's history. In fact, our state courts have evolved with the times, and our friends in the Legislature have been a part of making this happen. We can go back almost a century to the 1920s, when legislation created small claims courts and expanded the number of justices on Idaho's Supreme Court.

In 1949, the Legislature created the position of coordinator of the courts, an extra role assigned to a sitting justice to help manage administrative needs across our judicial districts. That position was a first step in what led to the court reforms of the 1960s: our unified court system, the magistrate division, the Idaho Judicial Council and the Administrative Office of the Courts.

In the 1970s, Idaho was among the first states in the nation to have automated tracking of trial and appellate cases. In
the eighties you funded what became our first electronic case management system, ISTARS. And in the nineties, with your help, we first piloted the treatment courts that have grown to include drug courts, mental health courts, DUI courts, and veteran's treatment courts. Idaho's treatment courts are among the nation's finest - providing our most valuable tools to prevent recidivism.

This year marks the 55th anniversary of our Administrative Office, which provides invaluable assistance supporting the Court's constitutional role to administer our statewide court system. The employees of our Administrative Office focus first and foremost on supporting our local courts. Especially in my current role, I am extremely grateful for their work.

Throughout these decades, even going to "court" has had a flexible meaning at times. As one example, Idaho newspapers record multiple instances of court being held on trains passing between cities more than a century ago. We find ourselves today again innovating to meet the needs of society, holding court online or using space at local fairgrounds to enable jury selection in a safe and prudent manner.

History also records examples of Idaho courts having to postpone or adjust their work during the influenza pandemic of 1918 to 1920. I am grateful in this modern age to have help from technology — also funded by you over the past five years — which has helped us maintain our courts and keep them open to the public.

I offer these examples to show that the past two years' challenges, while unique, are not entirely novel to our state government. The judiciary has always worked to build traditions that support the rule of law while adapting as society, times, and technology grow. Our continued ability to blend established process with the needs of modern Idaho have ensured that throughout the past two years, the courts remained open to all who wished to file or respond to a claim. I am thus extremely proud of how our courts have responded to the crisis.

Many people who interact with Idaho's courts do not do so by choice. Defendants, jurors and witnesses are examples of people who are ordered to participate in a court proceeding. Judges, clerks and other staff keep the whole system moving. In order to balance the interests of those required to be in such places without a choice, with those who choose to come to a courthouse, the Idaho Supreme Court developed its COVID-19 emergency orders. These orders act both to keep courts open and accessible, while also protecting the health and safety of those who have no choice about whether they must appear.

These steps took different forms throughout 2021. During the worst waves of the virus, my fellow justices and I ordered uniform precautions statewide, including moving most court proceedings online and adjusting various rules about how hearings are conducted. For much of the year, we were pleased to be able to give judicial districts more flexibility to manage local conditions — and this is how courts in your areas are operating today.

Importantly, these orders changed the ways that hearings were conducted — but they did not halt court business.

In 2019, before the pandemic, judges in Idaho's state courts presided over more than 300,000 court hearings of all types. In 2021, they conducted nearly as many, and conducted them safely.

The only activities that were completely paused during parts of the year were jury trials and grand jury proceedings. These gatherings represent our highest-risk activities for COVID-19, with large groups of people gathered for days or weeks at a time in small spaces. As a result, such proceedings merited special caution. That said, it's important to realize that hundreds of trials still took place across this state in 2021 at times when the health guidance allowed them.

Much focus has been put on orders delaying trials, and understandably so. But even before the pandemic, very few cases in Idaho courts actually resulted in a trial. On average, 2% or less of Idaho criminal cases went to trial in 2018 and 2019, a percentage that aligns with patterns in other states. Cases resolve through many ways other than trial: the parties choose to settle, they receive a final decision based on the law, or the party who filed the case chooses to dismiss it.

Some case types don't include a trial at all, like adoptions: Idaho's judges handled 820 of those this past year. Courts also managed thousands of open guardianship and conservatorship cases — more than 9,500 were open at the time we assembled our annual report to you.

None of this has been simple. We expect it will take at least a couple of years to fully address the effects of the pandemic. Idaho's courts still face a dramatically higher number of unresolved cases compared to before COVID-19 reached this state. As of December 2021, that included more than 41,000 pending criminal cases, an increase of 29% from December 2019. On the flipside, pending civil caseloads have declined almost 6% over that same period.

We have gotten frequent questions about this backlog since I discussed it at this time last year. It is important to understand that there are many reasons a court case doesn't move forward. With the unique circumstances that affect each case, it is hard to say what the primary reasons are. We know that overall, the number of pending cases has increased during the pandemic; that it grew more in the pandemic's first year than in its second; and that the growth has not been uniform throughout Idaho's 44 counties. Regardless, we are committed to tackling this challenge even as the pandemic continues.

Technology continues to offer us solutions. Over the past year, we've expanded and refined our investment in videoconferencing and related hardware, allowing courts to hear cases remotely and to include participants both within and without courtrooms. Our livestreaming directory can enable access to public hearings when the public cannot attend in person. Judges, clerks and administrative staff have found it necessary to work from any location and respond to the ebb and flow of the pandemic; we have invested in technology to give them as much flexibility as possible while ensuring reliable, secure courts.

In Ada County we tested an alternate solution to resolve eviction cases outside of court called online dispute resolution. While Idaho's short statutory timeline for evictions posed a challenge to this tool's effective use, we continue to examine better ways to use technology to enable parties to resolve their disputes.

The Guide & File program allows people to complete and file many court forms themselves over the internet, including for a civil protection order, divorce without children, minor guardianship, or small claims. As you may imagine, this tool has become markedly more important during the pandemic; in fiscal year 2021, more than 7,500 people used it to open an Idaho court case.
Our guardianship and conservatorship monitoring coordinators have found that with the use of remote hearings, they actually have less need to travel and find themselves in greater demand by the courts because of their increased availability over videoconference. Similarly, group and individual counseling services for our treatment courts became available online within weeks of COVID-19 arriving in Idaho and have continued to offer increased flexibility for participants of those courts.

Investments in technology have made it possible to keep courts operating over the past two years, but our foresight will benefit the people of Idaho long after this pandemic has passed. We fully expect that the benefits of technology and the time savings it provides will continue as one silver lining to the otherwise dark cloud of the pandemic. But the realities of financing such an undertaking require that we bring you a request to support investments in technology in dedicated ways as we continue to meet our constitutional duties.

The Idaho Supreme Court’s technology system is mainly supported through the Court Technology Fund. The money in that fund mainly comes from legislatively established fees imposed in criminal and civil cases. The cost of providing technology to support Idaho's courts has significantly increased over the last five years, far outpacing the collected fees designed to support these needs. Simply put, revenues in the dedicated fund are not keeping pace with the cost of supporting court technology operations across the state — especially when those operations will be in heavy demand to address the pending cases I described earlier.

The Court is examining various solutions to this issue. One involves revisiting certain costs related to our electronic filing system. This year the Court requests a one-time General Fund appropriation to pay the cost of electronic envelope fees within that filing system. This short-term appropriation will provide the Court time to research and present a longer-term solution, likely transitioning some or all of those costs to parties who use the system.

Technology supporting remote work and proceedings is not a temporary need, but an essential component to Idaho's courts becoming more efficient and flexible. Because some form of virtual court proceedings will need to continue well into the future, there is no expectation that associated costs will subside. Indeed, in 2021, Idaho's courts held hundreds of thousands of hearings via Zoom, a platform that was not planned or budgeted for when it was implemented. At the same time, greater use of technology and changes in the threat landscape have led to greater cybersecurity concerns for state courts throughout the nation — Idaho included.

To address these concerns, the Court requests a one-time appropriation from the Coronavirus State and Local Fiscal Recovery Fund of the American Rescue Plan Act (ARPA) of 2021 with carryover spending authority over the next three years. This funding would support continued development of our court technology infrastructure and cybersecurity, while preserving the Court Technology Fund to support ongoing costs.

Idaho's courts offer many services that benefit both case parties and the state of Idaho, supplying additional support that can dramatically improve outcomes for all involved. These include our family courts, treatment courts and other programs.

Evaluations of Idaho's felony drug courts, DUI courts, and mental health courts have shown results on par with national averages, reducing recidivism between 10 and 15%. Some of Idaho's treatment courts serve as national learning centers and are viewed as national leaders for how to properly engage with court participants. Programs focused on domestic violence cases also decrease those incidents, and services for children and parents involved in divorce or custody cases reduce conflict within Idaho families.

For fiscal year 2023 the Court seeks increased spending authority to expand and improve these services. Each year, family court service offices spend their full allocated amount but report that there are still many families who go unserved. We propose to increase this amount of direct service funding by 20% over the next two years. We also propose establishing domestic violence courts in the two judicial districts that do not currently have them, and we seek to put more state resources into treatment court coordination, allowing the courts more options in determining the number of treatment courts and participant caps throughout the state. These actions would be funded by increased spending authority for existing revenues in the drug court, mental health court and family court services fund.

Idaho's courts provide funding for treatment services for treatment court participants that are unable to be funded through either private insurance or Medicaid. Over the last year, other state agencies have increased reimbursement rates for some treatment services beyond the levels used to estimate the courts’ planned costs. Parity in these rates is vital to ensuring court clients can access the treatment they need. The Court requests increased spending authority in the Substance Abuse Treatment dedicated fund to ensure this parity.

The Court also seeks spending authority from this fund to support newly adopted Best Practice Standards for Treatment Courts. Research shows these actions improve outcomes for treatment court participants. Investing in them will reduce future substance abuse and recidivism among those participants. The fund holds sufficient revenue for both these requests without more demands on taxpayers.

Some services are necessary to help people access the courts. The courts have an obligation to provide access for people for whom English is not their customary language. In this next fiscal year, the Court requests General Fund support for language access services in the Third, Fourth and Sixth Judicial Districts, all of which have identified a need for funding based on local demand — a need we expect to grow as we work through more of our pending caseload. In Ada County alone, an average of 3,600 requests for interpreter services in 42 different languages have been made over the past two years.

The demand trends I describe here also affect the basic administration of the courts.

The trial court administrators, or TCAs, in our judicial districts perform vital work helping the Supreme Court with our constitutional oversight of our unified and integrated judicial system. Under the direction of their administrative district judges, the TCAs work with judges, elected county officials, attorneys and others to maintain efficient court operations. In most judicial districts they cover multiple counties and vast geography. They are tasked to act as the courts' liaisons in each county throughout the district, managing judicial disqualifications in the magistrate court, appropriate staffing of court reporters, networks of treatment providers for the treatment courts, and many other necessities.

Their work is thus both legally complex and time-intensive — and it has become clear that a single person can no longer accomplish all the necessary tasks to function adequately. As such, our administrative judges recently identified funding a
This topic is a meaningful one for the judiciary. Judges have spontaneously reached out to provide feedback on Idaho’s current system, and have volunteered their time to work on projects related to the Council. Our annual fall judicial education conference focused heavily on creating behavioral health expertise within the judiciary, reinforced by a series of webinars with nationally recognized speakers on this topic. I hope you have seen the same interest in the Legislature. I can pledge the Court’s continued support for our partnership.

Other important work to improve our courts continues, regardless of the pandemic. We continue to invest in our electronic case management system; we performed a key upgrade last year providing greater efficiencies and resolving various software concerns. Just this month we relaunched our public court data website to provide a more comprehensive view of information spanning court activities and finances. The website gives independent access to court financial and filing data and is part of our commitment to operating transparent, accessible courts.

We are working to better tell our story and help Idahoans understand the role of the Judicial Branch. Indeed, the founders of this country recognized that an educated populace is necessary to maintain our system of government. Public education on topics such as the courts helps our citizens understand the third branch of government and their role in sustaining it. As James Madison said, "The advancement and diffusion of knowledge is the only guardian of true liberty."

The Court helps support several civic education efforts including those focused on teaching students, as our leaders for tomorrow, about our government. Often this is through helping to judge contests like last year’s Attorneys for Civic Education Civic Contest, which in its first year received an exceptional number of essays by middle school students about constitutional rights and their related responsibilities.

For the Idaho Law Foundation’s Law Day Podcast Contest, high school students submitted 5- to 10-minute podcasts on topics such as the relationship between law and morality, and on the application of American civil liberties throughout U.S. history. We partner regularly on educational institutes benefiting teachers and journalists, and we are working this year to build additional civic education programs within the courts.

It benefits us all when Idahoans learn more about their government: how it works, how to engage. Which brings me back to this annual gathering here. Together, each January we find ways to better serve the people and maintain a court system that uniquely reflects Idaho. We appreciate the opportunity once again to share our vision with you.

We are living through an extraordinary time. But together, we have seen Idaho and its people through such times before. Abraham Lincoln is quoted as saying, "You cannot escape the responsibility of tomorrow by evading it today." I have faith and confidence that we will continue to meet the demands of our tomorrows as we accept the challenges before us today — just like those who have come before.

Thank you for joining us to make it happen.

The President thanked Chief Justice Bevan for his remarks and Senator Lakey, Chairman, and Senator Burgoyne escorted Chief Justice Bevan from the Chamber, and the Committee was discharged.
On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the State of the Judiciary Address was ordered spread upon the pages of the Journal.

The Senate advanced to the Eleventh Order of Business.

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

S 1231
BY TRANSPORTATION COMMITTEE
AN ACT
RELATING TO TRANSPORTATION; REPEALING SECTION 12, CHAPTER 341, LAWS OF 2015, TO REMOVE LEGISLATIVE INTENT LANGUAGE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1232
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO ARCHITECTS AND LANDSCAPE ARCHITECTS; AMENDING SECTION 54-303, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-307, IDAHO CODE, TO PROVIDE FOR THE BOARD OF ARCHITECTS AND LANDSCAPE ARCHITECTS; AMENDING SECTION 54-3002, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-3003, IDAHO CODE, TO PROVIDE FOR THE BOARD OF ARCHITECTS AND LANDSCAPE ARCHITECTS AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1233
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO THE DEPARTMENT OF SELF-GOVERNING AGENCIES; AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2615, IDAHO CODE, TO PROVIDE FOR DIVISION INVESTIGATIONS AND COOPERATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1234
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO DENTAL HYGIENISTS; AMENDING SECTION 54-904, IDAHO CODE, TO REMOVE AN ENDORSEMENT REQUIREMENT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1235
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS; AMENDING SECTION 31-3205, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 50-1301, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 50-1304, IDAHO CODE, TO REVISE PROVISIONS REGARDING PLATS; AMENDING SECTION 54-1202, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 54-1215, IDAHO CODE, TO REVISE PROVISIONS REGARDING SEALS; AMENDING SECTION 55-1603, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 55-1604, IDAHO CODE, TO PROVIDE FOR CERTAIN CORNERS USED AS TIES; AMENDING SECTION 55-1902, IDAHO CODE, TO REVISE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 55-1906, IDAHO CODE, TO PROVIDE FOR CERTAIN MONUMENTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1236
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO HEALTH SAVINGS ACCOUNTS; AMENDING SECTION 67-5761B, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE STATE CONTRIBUTION TO STATE EMPLOYEE HEALTH SAVINGS ACCOUNTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1237
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO VETERANS; AMENDING SECTION 65-506, IDAHO CODE, TO AUTHORIZE THE DIVISION OF HUMAN RESOURCES TO ISSUE CERTAIN RULES AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1238
BY EDUCATION COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING CHAPTER 5, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-512D, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING SELF-DIRECTED LEARNERS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1239
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE LEGISLATURE; AMENDING SECTION 67-404, IDAHO CODE, TO PROVIDE THAT EACH REGULAR SESSION OF THE LEGISLATURE SHALL ADJOURN SINE DIE BY A CERTAIN DATE, TO PROVIDE EXCEPTIONS, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1231, S 1232, S 1233, S 1234, S 1235, S 1236, S 1237, S 1238, and S 1239 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 449, by Appropriations Committee, was introduced, read the first time at length, and 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 Stennett, by voice vote, the Senate adjourned at 11:54 a.m. until the hour of 11:30 a.m., Thursday, January 27, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

EIGHTEENTH LEGISLATIVE DAY
THURSDAY, JANUARY 27, 2022

President McGeachin called the Senate to order at 11:30 a.m.
Roll call showed all members present except Senators Cook and Lee, absent and formally excused by the Chair.
Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Aurelia Anderson, 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 January 26, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

January 27, 2022

The JUDICIARY AND RULES Committee reports that S 1231, S 1232, S 1233, S 1234, S 1235, S 1236, S 1237, S 1238, and S 1239 have been correctly printed.

LAKEY, Chairman

S 1231 was referred to the Transportation Committee.
S 1232, S 1233, S 1234, S 1235, S 1236, and S 1237 were referred to the Commerce and Human Resources Committee.
S 1238 was referred to the Education Committee.
S 1239 was referred to the State Affairs Committee.

January 26, 2022

The FINANCE Committee reports out H 449 with the recommendation that it do pass.

AGENBROAD, Chairman

H 449 was filed for second reading.

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

S 1240

BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO RESTRICTIVE COVENANTS; AMENDING CHAPTER 6, TITLE 55, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 55-616, IDAHO CODE, TO PROVIDE FOR THE PROHIBITION AND REMOVAL OF RESTRICTIVE COVENANTS FOR REAL PROPERTY; AMENDING CHAPTER 8, TITLE 55, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 55-820, IDAHO CODE, TO PROVIDE FOR THE PROHIBITION AND REMOVAL OF RESTRICTIVE COVENANTS FOR REAL PROPERTY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1241

BY LOCAL GOVERNMENT AND TAXATION COMMITTEE
AN ACT
RELATING TO PROPERTY TAX REDUCTION; AMENDING SECTION 63-705, IDAHO CODE, TO REVISE PROVISIONS REGARDING PROPERTY TAX REDUCTION; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

S 1242

BY EDUCATION COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1029, IDAHO CODE, TO PROVIDE FOR STATUTORY CONSTRUCTION WITH REGARD TO NONPUBLIC SCHOOL STUDENTS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1030, IDAHO CODE, TO DEFINE TERMS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1031, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING AN EMPOWERING PARENTS GRANT PROGRAM; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1032, IDAHO CODE, TO PROVIDE FOR A PARENT ADVISORY PANEL; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1033, IDAHO CODE, TO PROVIDE FOR A CERTAIN REPORT AND EVALUATION; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1034, IDAHO CODE, TO ESTABLISH AN EMPOWERING PARENTS GRANT PROGRAM FUND; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1035, IDAHO CODE, TO PROVIDE THAT PARENTS MAY INTERVENE IN CERTAIN LEGAL ACTIONS; PROVIDING SEVERABILITY; PROVIDING LEGISLATIVE INTENT; AND DECLARING AN EMERGENCY.

S 1240, S 1241, and S 1242 were 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 Fifteenth Order of Business.
Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:51 a.m. until the hour of 11:15 a.m., Friday, January 28, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

NINETEENTH LEGISLATIVE DAY
FRIDAY, JANUARY 28, 2022

President McGeachin called the Senate to order at 11:15 a.m.
Roll call showed all members present except Senators Lee
and Nye, absent and formally excused by the Chair; and Senators
Cook, Lent, and Lodge, absent and excused.
Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Fischer Alt, 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 January 27, 2022, was read
and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees
January 28, 2022

The JUDICIARY AND RULES Committee reports that
S 1240, S 1241, and S 1242 have been correctly printed.

LAKEY, Chairman

S 1240 was referred to the Judiciary and Rules Committee.
S 1241 was referred to the Local Government and Taxation
Committee.
S 1242 was referred to the Education Committee.

January 27, 2022

The LOCAL GOVERNMENT AND TAXATION
Committee reports out H 436 with the recommendation that it
do pass.
RICE, Chairman

H 436 was filed for second reading.

January 28, 2022
The STATE AFFAIRS Committee reports out HCR 28 with
the recommendation that it do pass.

LODGE, Chair

HCR 28 was referred to the Tenth Order of Business,
Motions and Resolutions, and ordered held at the Secretary's
desk for one legislative day.

January 28, 2022

The EDUCATION Committee reports out S 1238 with the
recommendation that it do pass.

THAYN, Chairman

S 1238 was 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

January 27, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Roger Chase of Pocatello,
Idaho, was reappointed to the Idaho Water Resource Board to
serve a term commencing January 1, 2021, and expiring January
1, 2025.

This appointment is subject to confirmation by the Senate,
and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the
Resources and Environment Committee.

January 27, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Darin DeAngeli of Boise,
Idaho, was reappointed to the Public Employee Retirement
System of Idaho Board to serve a term commencing July 1,
2021, and expiring July 1, 2026.

This appointment is subject to confirmation by the Senate,
and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor
The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 27, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that William Gilbert of Boise, Idaho, was appointed to the State Board of Education to serve a term commencing July 7, 2021, and expiring July 1, 2026.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Education Committee.

January 27, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Cynthia Siddoway of Terreton, Idaho, was appointed to the State Board of Education to serve a term commencing August 9, 2021, and expiring July 1, 2026.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Education Committee.

January 27, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Jared Zwygart of Nampa, Idaho, was appointed to the State Tax Commission to serve a term commencing August 20, 2021, and expiring March 8, 2027.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Local Government and Taxation Committee.

January 27, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Cally Roach of Fairfield, Idaho, was appointed to the State Board of Education to serve a term commencing September 1, 2021, and expiring July 1, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Education Committee.

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

Senator Cook was recorded present at this order of business.

S 1243

BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO THE BOARD OF ENVIRONMENTAL QUALITY; AMENDING SECTION 39-107, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE COMPOSITION OF THE BOARD AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1244

BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO PROFESSIONS, VOCATIONS, AND BUSINESSES; REPEALING SECTION 54-1417, IDAHO CODE, RELATING TO THE ADVISORY COMMITTEE TO THE NURSING BOARD; AMENDING SECTION 67-2604, IDAHO CODE, TO REVISE PROVISIONS REGARDING DUTIES OF THE DIVISION ADMINISTRATOR; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1245

BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO PHARMACISTS; REPEALING SECTION 54-1704, IDAHO CODE, RELATING TO THE PRACTICE OF PHARMACY; AMENDING SECTION 54-1705, IDAHO CODE, TO DEFINE TERMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1723B, IDAHO CODE, TO REMOVE DEFINITIONS AND TO PROVIDE FOR DRUG OUTLETS; AMENDING SECTION 54-1733B, IDAHO
CODE, TO REMOVE A DEFINITION; AMENDING SECTION 54-1733D, IDAHO CODE, TO REMOVE A DEFINITION; REPEALING SECTION 54-1761, IDAHO CODE, RELATING TO DEFINITIONS; AMENDING SECTION 54-1762A, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 54-4702, IDAHO CODE, TO REMOVE A CODE REFERENCE; AMENDING SECTION 37-2726, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1246
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO UNIFORM CONTROLLED SUBSTANCES; AMENDING SECTION 37-2705, IDAHO CODE, TO REVISE PROVISIONS REGARDING SCHEDULE I CONTROLLED SUBSTANCES; AMENDING SECTION 37-2707, IDAHO CODE, TO REVISE PROVISIONS REGARDING SCHEDULE II CONTROLLED SUBSTANCES; AMENDING SECTION 37-2711, IDAHO CODE, TO REVISE PROVISIONS REGARDING SCHEDULE IV CONTROLLED SUBSTANCES; AMENDING SECTION 37-2713, IDAHO CODE, TO REVISE PROVISIONS REGARDING SCHEDULE V CONTROLLED SUBSTANCES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1247
BY EDUCATION COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING SECTION 33-1002G, IDAHO CODE, TO PROVIDE THAT ELIGIBLE COOPERATIVE SERVICE AGENCIES MAY ESTABLISH CAREER TECHNICAL SCHOOLS AND TO PROVIDE THAT A COOPERATIVE SERVICE AGENCY MUST OWN OR MAINTAIN A FACILITY SEPARATE FROM ANY OF THE MEMBER SCHOOL DISTRICTS MAKING UP THE COOPERATIVE SERVICE AGENCY; AND DECLARING AN EMERGENCY.

S 1248
BY LOCAL GOVERNMENT AND TAXATION COMMITTEE
AN ACT
RELATING TO WATER AND SEWER DISTRICTS; AMENDING SECTION 42-3209, IDAHO CODE, TO REVISE PROVISIONS REGARDING COMPENSATION AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1249
BY LOCAL GOVERNMENT AND TAXATION COMMITTEE
AN ACT
RELATING TO PROPERTY TAX BUDGETS; AMENDING SECTION 63-802, IDAHO CODE, TO REVISE PROVISIONS REGARDING LIMITATIONS ON TAXING DISTRICT BUDGETS; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

S 1243, S 1244, S 1245, S 1246, S 1247, S 1248, and S 1249 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Twelfth Order of Business.
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

TWENTY-SECOND LEGISLATIVE DAY
MONDAY, JANUARY 31, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:15 a.m.

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Tyler Freeman, 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 January 28, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

Senator Rice was recorded present at this order of business.

January 31, 2022

The JUDICIARY AND RULES Committee reports that S 1243, S 1244, S 1245, S 1246, S 1247, S 1248, and S 1249 have been correctly printed.

LAKEY, Chairman

S 1243 was referred to the Health and Welfare Committee.

S 1244 was referred to the Commerce and Human Resources Committee.

S 1245 and S 1246 were referred to the Health and Welfare Committee.

S 1247 was referred to the Education Committee.

S 1248 and S 1249 were referred to the Local Government and Taxation Committee.

January 31, 2022

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

Charles "Skip" Smyser to the Idaho Lottery Commission, term to expire January 1, 2026.

John Chatburn to the Public Utilities Commission, term to expire January 10, 2023.

LODGE, Chair

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.

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

Motions and Resolutions

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 Heider, seconded by Senator Stennett, 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 Twelfth Order of Business.

Second Reading of Bills

H 436, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

S 1238, by Education 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 Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:33 a.m. until the hour of 11:15 a.m., Tuesday, February 1, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

TWENTY-THIRD LEGISLATIVE DAY
TUESDAY, FEBRUARY 1, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:15 a.m.
-roll call showed all members present except Senator Lent, absent and formally excused by the Chair.

Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Lyndsey Lewis, 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 January 31, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

January 31, 2022

The EDUCATION Committee reports out H 443 with the recommendation that it do pass.

THAYN, Chairman

H 443 was 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

January 31, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Gary Osborn of Troy, Idaho, was appointed to the Idaho Transportation Board to serve a term commencing December 1, 2021, and expiring January 31, 2022.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 31, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Gary L. Osborn of Troy, Idaho, was reappointed to the Idaho Transportation Board to serve a term commencing February 1, 2022, and expiring January 31, 2028.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Transportation Committee.

January 31, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Margaret Henbest of Boise, Idaho, was reappointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 10, 2021, and expiring April 10, 2025.
This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

January 31, 2022
The Honorable Janice McGeachin
President of the Senate
Idaho State Senate
Dear Madam President:

I have the honor to inform you that John Hammond of Boise, Idaho, was appointed to the Public Utilities Commission to serve a term commencing January 31, 2022, and expiring January 13, 2027.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

January 31, 2022
Dear Madam President:

I transmit herewith H 444, H 445, H 454, and H 446, which have passed the House.

MAULIN, Chief Clerk

H 444, H 445, H 454, and H 446 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 1250
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO PUBLIC RECORDS; AMENDING SECTION 74-103, IDAHO CODE, TO PROVIDE FOR PUBLIC RECORDS REQUESTS TO BE MADE TO CUSTODIANS OF PUBLIC RECORDS; AMENDING SECTION 74-114, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING CHAPTER 1, TITLE 74, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 74-126, IDAHO CODE, TO PROVIDE THAT THE LEGISLATIVE SERVICES OFFICE IS THE CUSTODIAN FOR LEGISLATIVE RECORDS AND TO PROVIDE THAT A PUBLIC RECORDS REQUEST FOR THE LEGISLATURE SHALL BE MADE TO THE LEGISLATIVE SERVICES OFFICE; AMENDING SECTION 74-126, IDAHO CODE, TO REDESIGNATE THE SECTION; AND DECLARING AN EMERGENCY.

S 1251
BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT
RELATING TO THE EXCHANGE OF STATE LANDS; AMENDING SECTION 58-138, IDAHO CODE, TO REVISE PROVISIONS REGARDING IMPAIRMENT TO TITLE, TO PROVIDE FOR WRITTEN AGREEMENT OF CERTAIN PERMITTEES AND PRIVATE RIGHT HOLDERS PRIOR TO THE EXCHANGE OF FEDERALLY MANAGED LANDS, TO SPECIFY CERTAIN PRIVATE RIGHTS, TO PROVIDE FOR DAMAGES, TO PROVIDE FOR OBJECTIONS, AND TO PROVIDE THAT SUBSEQUENT PERMITS MUST BE AUTOMATICALLY OFFERED TO CERTAIN PERMITTEES AND LESSEES; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1252
BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT
RELATING TO THE TAYLOR GRAZING ACT; AMENDING SECTION 25-901, IDAHO CODE, TO REVISE PROVISIONS REGARDING GRAZING PREFERENCE RIGHTS; AMENDING SECTION 25-902, IDAHO CODE, TO REVISE PROVISIONS REGARDING GRAZING PREFERENCE RIGHTS AND TO MAKE A TECHNICAL CORRECTION; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1253
BY EDUCATION COMMITTEE
AN ACT
RELATING TO THE WORKFORCE DEVELOPMENT COUNCIL; AMENDING SECTION 72-1202, IDAHO CODE, TO REMOVE A PROVISION REGARDING EMPLOYMENT BY THE STATE OF IDAHO; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1250, S 1251, S 1252, and S 1253 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 444, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 445 and H 454, by Health and Welfare Committee, were introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 446, by Health and Welfare Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

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

Third Reading of Bills

Moved by Senator Zito, seconded by Senator Burgoyne, that H 436 be referred to the Fourteenth Order of Business for amendment. The question being, "Shall the motion prevail?"
Pursuant to Rule 39(C), a roll call vote was requested by Senator Burgoyne, and was supported by Senators Stennett and Ward-Engelking.

Roll call resulted as follows:


NAYS–Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lodge, Martin, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Woodward. Total - 26.

Absent and excused–Lent. Total - 1.

Total - 35.

Whereupon the President declared that the motion to refer H 436 to the Fourteenth Order of Business for amendment did not prevail.

H 449 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?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Lent. Total - 1.

Total - 35.

Whereupon the President declared H 449 passed, title was approved, and the bill ordered returned to the House.

H 436 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Rice arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Absent and excused–Lent. Total - 1.

Total - 35.

Whereupon the President declared H 436 passed, title was approved, and the bill ordered returned to the House.

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 Stennett, by voice vote, the Senate adjourned at 12:40 p.m. until the hour of 11:15 a.m., Wednesday, February 2, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

TWENTY-FOURTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 2, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:15 a.m.
Roll call showed all members present except Senator Ward-Engelking and Acting Senator VanOrden, absent and formally excused by the Chair; and Senator Riggs, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Haydon Madison, 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 February 1, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.
On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

February 2, 2022

The JUDICIARY AND RULES Committee reports that S 1250, S 1251, S 1252, and S 1253 have been correctly printed.

LAKEY, Chairman

S 1250 was referred to the Judiciary and Rules Committee.

S 1251 and S 1252 were referred to the Resources and Environment Committee.

S 1253 was referred to the Education Committee.

February 1, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out S 1232, S 1234, S 1235, and S 1236 with the recommendation that they do pass.

PATRICK, Chairman

S 1232, S 1234, S 1235, and S 1236 were filed for second reading.

February 1, 2022

The TRANSPORTATION Committee reports out S 1231 with the recommendation that it do pass.

DEN HARTOG, Chair

S 1231 was filed for second reading.

February 1, 2022

The EDUCATION Committee reports out S 1247 with the recommendation that it do pass.

THAYN, Chairman

S 1247 was filed for second reading.

February 1, 2022

The HEALTH AND WELFARE Committee reports out S 1245 and S 1246 with the recommendation that they do pass.

MARTIN, Chairman

S 1245 and S 1246 were filed for second reading.

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

Messages from the House

February 1, 2022

Dear Madam President:

I transmit herewith H 450, which has passed the House.

MAULIN, Chief Clerk

H 450 was filed for first reading.

February 2, 2022

Dear Madam President:

I transmit herewith Enrolled HCR 28, H 449, and H 436 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled HCR 28, H 449, and H 436 and ordered them returned to the House.
The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that the State Affairs Committee report relative to the Gubernatorial appointment of Charles "Skip" Smyser was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Harris, seconded by Senator Stennett, the Gubernatorial appointment of Charles "Skip" Smyser as a member of the Idaho Lottery Commission 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 her 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 appointment of John Chatburn was before the Senate for final consideration, the question being, “Shall the report be adopted?”

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

On motion by Senator Harris, seconded by Senator Burgoyne, the Gubernatorial appointment of John Chatburn as a member of the Public Utilities Commission 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The Senate advanced to the Eleventh Order of Business.

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

**S 1254**

**BY TRANSPORTATION COMMITTEE**

**AN ACT**

RELATING TO THE REGIONAL AIR QUALITY COUNCIL ACT; REPEALING SECTION 39-116B, IDAHO CODE, RELATING TO A VEHICLE INSPECTION AND MAINTENANCE PROGRAM; AMENDING THE HEADING FOR CHAPTER 67, TITLE 39, IDAHO CODE; AMENDING SECTION 39-6701, IDAHO CODE, TO REMOVE A PROVISION REGARDING THE TREASURE VALLEY AIR QUALITY COUNCIL; REPEALING SECTION 39-6702, IDAHO CODE, RELATING TO THE ESTABLISHMENT OF THE TREASURE VALLEY AIR QUALITY COUNCIL; AMENDING CHAPTER 67, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-6702, IDAHO CODE, TO PROVIDE FOR AIR QUALITY REVIEW; REPEALING SECTION 39-6703, IDAHO CODE, RELATING TO THE ESTABLISHMENT OF A REGIONAL AIR QUALITY COUNCIL; AMENDING CHAPTER 67, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-6703, IDAHO CODE, TO PROVIDE FOR THE ESTABLISHMENT OF REGIONAL AIR QUALITY COUNCILS; AMENDING SECTION 39-6705, IDAHO CODE, TO REMOVE PROVISIONS REGARDING THE TREASURE VALLEY AIR QUALITY COUNCIL, TO MAKE A TERM, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-6706, IDAHO CODE, TO REMOVE PROVISIONS REGARDING THE TREASURE VALLEY AIR QUALITY COUNCIL AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 39-6707, IDAHO CODE, RELATING TO MEMBERSHIP OF THE TREASURE VALLEY AIR QUALITY COUNCIL; REPEALING SECTION 39-6709, IDAHO CODE, RELATING TO THE DUTIES OF THE TREASURE VALLEY AIR QUALITY COUNCIL; AMENDING SECTION 39-6710, IDAHO CODE, TO REMOVE PROVISIONS REGARDING THE TREASURE VALLEY AIR QUALITY COUNCIL AND TO MAKE A TECHNICAL CORRECTION; REPEALING SECTION 39-6711, IDAHO CODE, RELATING TO THE TREASURE VALLEY AIR QUALITY PLAN; REPEALING SECTION 39-6712, IDAHO CODE, RELATING TO IMPLEMENTATION OF THE TREASURE VALLEY AIR QUALITY PLAN; REPEALING SECTION 39-6713, IDAHO CODE, RELATING TO THE TREASURE VALLEY AIR QUALITY TRUST FUND; AND PROVIDING AN EFFECTIVE DATE.

**S 1255**

**BY EDUCATION COMMITTEE**

**AN ACT**

RELATING TO EDUCATION; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1029, IDAHO CODE, TO PROVIDE FOR STATUTORY CONSTRUCTION WITH REGARD TO NONPUBLIC SCHOOL STUDENTS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1030, IDAHO CODE, TO DEFINE TERMS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1031, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING AN EMPOWERING PARENTS GRANT PROGRAM; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1032, IDAHO CODE, TO PROVIDE FOR A PARENT ADVISORY PANEL; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1033, IDAHO CODE, TO PROVIDE FOR A CERTAIN REPORT AND EVALUATION; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1034, IDAHO CODE, TO ESTABLISH AN EMPOWERING PARENTS GRANT PROGRAM FUND; PROVIDING SEVERABILITY; PROVIDING LEGISLATIVE INTENT; AND DECLARING AN EMERGENCY.

**S 1256**

**BY HEALTH AND WELFARE COMMITTEE**

**AN ACT**

RELATING TO CRIMINAL HISTORY AND BACKGROUND CHECKS; AMENDING SECTION 56-1004A, IDAHO CODE, TO REVISE PROVISIONS REGARDING SIGNATURE REQUIREMENTS FOR CERTAIN APPLICATIONS AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1257**

**BY HEALTH AND WELFARE COMMITTEE**

**AN ACT**

RELATING TO THE SOUTHWEST IDAHO TREATMENT CENTER; AMENDING SECTION 56-234, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE SOUTHWEST IDAHO TREATMENT CENTER; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1258**

**BY HEALTH AND WELFARE COMMITTEE**

**AN ACT**

RELATING TO STATE HOSPITALS AND TREATMENT FACILITIES; AMENDING SECTION 36-401, IDAHO CODE, TO PROVIDE A REFERENCE TO STATE HOSPITAL WEST; AMENDING SECTION 56-203, IDAHO CODE, TO PROVIDE AUTHORITY TO MANAGE AND OPERATE STATE HOSPITALS TO THE STATE DEPARTMENT OF HEALTH AND WELFARE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 56-235, IDAHO
CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 56-1003, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 56-1004, IDAHO CODE, TO PROVIDE A REFERENCE TO STATE HOSPITAL WEST; AMENDING SECTION 56-1408, IDAHO CODE, TO PROVIDE A REFERENCE TO STATE HOSPITAL WEST; AMENDING SECTION 67-5339, IDAHO CODE, TO REVISE PROVISIONS REGARDING A LOAN REPAYMENT PROGRAM AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5303, IDAHO CODE, TO REVISE PROVISIONS REGARDING MEDICAL DIRECTORS EMPLOYED BY THE DEPARTMENT OF HEALTH AND WELFARE AND TO MAKE TECHNICAL CORRECTIONS; REPEALING CHAPTER 1, TITLE 66, IDAHO CODE, RELATING TO STATE HOSPITALS; AMENDING SECTION 54-1761, IDAHO CODE, TO REMOVE A CODE REFERENCE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1259
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO PROPERTY TAX REDUCTION; AMENDING SECTION 63-701, IDAHO CODE, TO REVISE A DEFINITION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1260
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO INSURANCE; AMENDING CHAPTER 18, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1853, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE REQUIREMENTS FOR HEALTH BENEFIT PLANS AND STUDENT HEALTH BENEFIT PLANS COVERING PRESCRIPTION CONTRACEPTION, AND TO PROVIDE THAT THE SECTION SHALL NOT BE CONSTRUED TO REQUIRE CERTAIN REIMBURSEMENT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1261
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE PROTECTION OF MINORS; AMENDING TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 20, TITLE 48, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE A DECLARATION OF POLICY, TO DEFINE TERMS, TO REQUIRE THE INSTALLATION OF FILTERS ON DEVICES, TO ESTABLISH PROVISIONS REGARDING VIOLATIONS, TO PROVIDE FOR ATTORNEY GENERAL ENFORCEMENT TO PROVIDE AUTHORITY FOR ADDITIONAL RELIEF, AND TO PROVIDE FOR CERTAIN CIVIL CAUSES OF ACTION BY PARENTS OR LEGAL GUARDIANS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1262
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE STATE DISASTER PREPAREDNESS ACT; AMENDING SECTION 46-1008, IDAHO CODE, TO PROVIDE FOR CERTAIN LIMITATIONS DURING A STATE OF DISASTER EMERGENCY AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1263
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO HOMEOWNER'S ASSOCIATIONS; AMENDING SECTION 55-115, IDAHO CODE, TO PROVIDE CERTAIN EXCEPTIONS REGARDING THE IMPOSITION OF FINES FOR CERTAIN VIOLATIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1254, S 1255, S 1256, S 1257, S 1258, S 1259, S 1260, S 1261, S 1262, and S 1263 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 450, by Commerce and Human Resources Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 443, by Judiciary, Rules and Administration 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

S 1238 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn 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–Riggs, VanOrden (Bair), Ward-Engelking. Total - 3.

Total - 35.

Whereupon the President declared S 1238 passed, title was approved, and the bill ordered transmitted to the House.

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 Lee, by voice vote, the Senate adjourned at 12:01 p.m. until the hour of 11:15 a.m., Thursday, February 3, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

TWENTY-FIFTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 3, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:15 a.m.
Roll call showed all members present except Senator Lodge, absent and excused.
Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Shayanne Richardson, Page.
The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 2, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

February 3, 2022

The JUDICIARY AND RULES Committee reports that S 1254, S 1255, S 1256, S 1257, S 1258, S 1259, S 1260, S 1261, S 1262, and S 1263 have been correctly printed.

LAKEY, Chairman

S 1254 was referred to the Transportation Committee.

S 1255 was referred to the Education Committee.

S 1256, S 1257, S 1258, and S 1259 were referred to the Health and Welfare Committee.

S 1260 was referred to the Commerce and Human Resources Committee.

S 1261, S 1262, and S 1263 were referred to the State Affairs Committee.

February 2, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out S 1248 with the recommendation that it do pass.

RICE, Chairman

S 1248 was filed for second reading.

February 2, 2022

The RESOURCES AND ENVIRONMENT Committee reports out S 1227 with the recommendation that it do pass.

VICK, Chairman

S 1227 was filed for second reading.

February 2, 2022

The JUDICIARY AND RULES Committee reports out S 1240 with the recommendation that it do pass.

LAKEY, Chairman

S 1240 was 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

February 2, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Hyatt Erstad of Boise, Idaho, was reappointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 10, 2021, and expiring April 10, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/\/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

February 2, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Mark Tschangl of Boise, Idaho, was appointed as the Administrator of the Idaho Division of Veterans Services to serve a term commencing April 19, 2021, and will serve at the pleasure of the Governor.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/\/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.
The Gubernatorial appointment was referred to the State Affairs Committee.

February 2, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Joseph Forney of Boise, Idaho, was appointed to the Idaho Endowment Fund Investment Board to serve a term commencing October 18, 2021, and expiring April 11, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Health and Welfare Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 2, 2022

Dear Madam President:

I transmit herewith H 472, which has passed the House.

MAULIN, Chief Clerk

H 472 was 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 1264
BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT
RELATING TO LAND REMEDIATION; AMENDING SECTION 39-7202, IDAHO CODE, TO REVISE PROVISIONS REGARDING LEGISLATIVE FINDINGS; AMENDING SECTION 39-7203, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-7208, IDAHO CODE, TO REVISE PROVISIONS REGARDING RESCISSION; AMENDING SECTION 39-7211, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1265
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO DEATHS; AMENDING SECTION 14-104, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOTIFICATION OF CERTAIN DEATHS; AMENDING SECTION 14-107, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOTIFICATION OF CERTAIN DEATHS; AMENDING SECTION 31-2117, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOTIFICATION OF CERTAIN DEATHS; AMENDING SECTION 31-3412, IDAHO CODE, TO REVISE PROVISIONS REGARDING INDIGENT BURIAL OR CREMATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1266
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO DECEASED PERSONS; AMENDING SECTION 14-104, IDAHO CODE, TO REVISE A PROVISION REGARDING DEATH OF AN INTESTATE STRANGER AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 14-107, IDAHO CODE, TO REVISE A PROVISION REGARDING NOTIFICATION TO A PUBLIC ADMINISTRATOR OF A DECEDENT’S PROPERTY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-2117, IDAHO CODE, TO REVISE A PROVISION REGARDING DISPOSAL OF MONEY OR PROPERTY FOUND ON A DEAD BODY AND TO MAKE
TECHNICAL CORRECTIONS; AMENDING SECTION 31-3412, IDAHO CODE, TO REVISE A PROVISION REGARDING INDIGENT BURIAL OR CREMATION, TO AUTHORIZE CREMATION BY A CORONER IN CERTAIN INSTANCES, AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1264, S 1265, and S 1266 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 472, by Revenue and Taxation Committee, was 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**

Senator Lodge was recorded present at this order of business.

S 1232, S 1234, S 1235, and S 1236, by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

S 1231, by Transportation Committee, was read the second time at length and filed for third reading.

S 1247, by Education Committee, was read the second time at length and filed for third reading.

S 1245 and S 1246, by Health and Welfare Committee, were read the second time at length and filed for third reading.

S 1241 and S 1249, by Local Government and Taxation Committee, were 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 443 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senators Anthon, Harris, Rice and Acting Senator Blair disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:


NAYS–Bayer, Vick, Zito. Total - 3.

Total - 35.

Whereupon the President declared H 443 passed, title was approved, and the bill ordered returned to the House.

The Senate advanced to the Fifteenth Order of Business.

**Miscellaneous Business**

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 12:08 p.m. until the hour of 11 a.m., Friday, February 4, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

TWENTY-SIXTH LEGISLATIVE DAY
FRIDAY, FEBRUARY 4, 2022

Senate Chamber

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

Roll call showed all members present except Senator Den Hartog, absent and formally excused by the Chair.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Fischer Alt, 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 February 3, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

February 4, 2022

The JUDICIARY AND RULES Committee reports that S 1264, S 1265, and S 1266 have been correctly printed.

LAKEY, Chairman

S 1264 was referred to the Resources and Environment Committee.

S 1265 and S 1266 were referred to the Health and Welfare Committee.

February 3, 2022

The HEALTH AND WELFARE Committee reports out H 454 with the recommendation that it do pass.

MARTIN, Chairman

H 454 was filed for second reading.

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

Messages from the House

February 3, 2022

Dear Madam President:

I transmit herewith H 467 and HCR 29, which have passed the House.

MAULIN, Chief Clerk

H 467 and HCR 29 were filed for first reading.

February 4, 2022

Dear Madam President:

I transmit herewith Enrolled H 443 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 443 and ordered it returned 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 1267
BY TRANSPORTATION COMMITTEE
AN ACT
RELATING TO HIGHWAYS AND BRIDGES; AMENDING SECTION 40-511, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM STOPPING AND INSPECTION FOR NONCOMMERCIAL VEHICLES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1268
BY TRANSPORTATION COMMITTEE
AN ACT
RELATING TO IDENTIFICATION CARDS; AMENDING SECTION 49-2444, IDAHO CODE, TO PROVIDE FOR A NO-FEE IDENTIFICATION CARD FOR AN INDIVIDUAL WHO IS HOMELESS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1269
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
RELATING TO INSURANCE; AMENDING SECTION 41-2503, IDAHO CODE, TO DEFINE A TERM, TO PROVIDE A LIMITATION ON CERTAIN COVERAGE, TO PROVIDE CERTAIN RULEMAKING AUTHORITY, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1270
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO THE DOWN SYNDROME DIAGNOSIS INFORMATION ACT; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 39, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROVIDE APPLICABILITY, AND TO PROVIDE DUTIES OF THE DEPARTMENT OF HEALTH
AND WELFARE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1271
BY EDUCATION COMMITTEE
AN ACT
RELATING TO PUBLIC SCHOOL FUNDING; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE FOR STATE SUPPORT OF DISCRETIONARY SPENDING BY SCHOOL DISTRICTS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1029, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING STATE SUPPORT FOR DISCRETIONARY SPENDING BY SCHOOL DISTRICTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1272
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO ALCOHOLIC BEVERAGES; AMENDING CHAPTER 5, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-509B, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE FOR THE DONATION OF LIQUOR FOR BENEVOLENT, CHARITABLE, OR PUBLIC PURPOSES, TO REQUIRE A PERMIT IN CERTAIN INSTANCES, AND TO PROVIDE CERTAIN REQUIREMENTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1273
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE SECRETARY OF STATE; AMENDING SECTION 34-701, IDAHO CODE, TO REVISE PROVISIONS REGARDING PAYMENT METHODS ACCEPTED FOR CANDIDATE FILING FEES BY THE SECRETARY OF STATE; AND DECLARING AN EMERGENCY.

S 1274
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO ELECTIONS; AMENDING SECTION 34-1201, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE SEALING AND STORING OF BALLOTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 12, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-1203A, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING POSELECTION AUDITS OF SELECTED BALLOTS; AND DECLARING AN EMERGENCY.

S 1267, S 1268, S 1269, S 1270, S 1271, S 1272, S 1273, and S 1274 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 467, by Resources and Conservation Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

HCR 29, by Health and Welfare Committee, was introduced, read at length, and referred to the Health and Welfare Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

S 1248, by Local Government and Taxation Committee, was read the second time at length and filed for third reading.

S 1227, by Resources and Environment Committee, was read the second time at length and filed for third reading.

S 1240, 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

On request by Senator Anthon, granted by unanimous consent, S 1249 was placed before the Senate for consideration at this time.

S 1249 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Rice arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.

Total - 35.

Whereupon the President declared S 1249 passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, S 1241 was placed before the Senate for consideration at this time.

S 1241 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bayer 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–Den Hartog. Total - 1.
Total - 35.

Whereupon the President declared S 1241 passed, title was approved, and the bill ordered transmitted to the House.
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 Stennett, by voice vote, the Senate adjourned at 11:48 a.m. until the hour of 10:45 a.m., Monday, February 7, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

TWENTY-NINTH LEGISLATIVE DAY
MONDAY, FEBRUARY 7, 2022

Senate Chamber

President McGeachin called the Senate to order at 10:45 a.m.

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Aurelia Anderson, 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 February 4, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

February 7, 2022

The JUDICIARY AND RULES Committee reports that S 1267, S 1268, S 1269, S 1270, S 1271, S 1272, S 1273, and S 1274 have been correctly printed.

LAKEY, Chairman

S 1267 and S 1268 were referred to the Transportation Committee.

S 1269 was referred to the Commerce and Human Resources Committee.

S 1270 was referred to the Health and Welfare Committee.

S 1271 was referred to the Education Committee.

S 1272, S 1273, and S 1274 were referred to the State Affairs Committee.

Messages from the Governor

February 7, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have appointed David McClusky of Twin Falls, Idaho, 83301 to the office of Acting State Senator for Legislative District 24, Twin Falls County, State of Idaho.

This appointment is effective Monday, February 7, 2022, and will continue as long as necessary.

Sincerely,
/s/ Brad Little
Governor

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL PEOPLE, that pursuant to the provisions of Section 59-917, Idaho Code, Lee Heider, State Senator, District 24, Twin Falls County, State of Idaho, has nominated David McClusky of Twin Falls, Idaho, 83301 to perform the duties of this office temporarily as Acting State Senator, District 24.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me, do hereby appoint David McClusky of Twin Falls, Idaho to the office of Acting State Senator, District 24, for a term commencing Monday, February 7, 2022, and will continue as long as necessary.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capital in Boise on this 7th day of February, in the year of our Lord, two thousand and twenty-two, and of the Independence of the United States of America, the two hundred and forty-sixth year, and of the Statehood of Idaho, the one hundred thirty-second.

/s/ BY THE GOVERNOR BRAD LITTLE
/s/ SECRETARY OF STATE LAWERENCE DENNEY

The correspondence and Certificate of Appointment were ordered filed in the office of the Secretary of the Senate.

The President announced that the Oath of Office had been administered previously to Acting Senator McClusky, and he was recorded present at this order of business.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Twelfth Order of Business.
Second Reading of Bills

H 454, by Health and Welfare 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

S 1232 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Den Hartog arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared S 1232 passed, title was approved, and the bill ordered transmitted to the House.

S 1234 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–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared S 1234 passed, title was approved, and the bill ordered transmitted to the House.

S 1235 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared S 1235 passed, title was approved, and the bill ordered transmitted to the House.

S 1236 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared S 1236 passed, title was approved, and the bill ordered transmitted to the House.

S 1231 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Den Hartog arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared S 1231 passed, title was approved, and the bill ordered transmitted to the House.

S 1247 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nelson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS–Rice. Total - 1.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared S 1247 passed, title was approved, and the bill ordered transmitted to the House.

S 1245 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–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Winthrop, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared S 1245 passed, title was approved, and the bill ordered transmitted to the House.

S 1246 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winthrop 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–Burgoyne, Burtenshaw, Rice. Total - 3.

Total - 35.

Whereupon the President declared S 1246 passed, title was approved, and the bill ordered transmitted to the House.

S 1248 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Winthrop, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Burtenshaw. Total - 1.

Total - 35.

Whereupon the President declared S 1248 passed, title was approved, and the bill ordered transmitted to the House.

S 1227 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

THIRTIETH LEGISLATIVE DAY
TUESDAY, FEBRUARY 8, 2022

Senate Chamber

President McGauchin called the Senate to order at 11:15 a.m.

Roll call showed all members present except Senators Lakey, Ricks and Woodward, absent and formally excused by the Chair; and Acting Senator McClusky, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Tyler Freeman, 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 February 7, 2022, was read and approved as corrected.

LAKY, Chairman

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

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

Reports of Standing Committees

February 7, 2022

The STATE AFFAIRS Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

John Hammond to the Public Utilities Commission, term to expire January 13, 2027.

LODGE, Chair

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

February 7, 2022

The RESOURCES AND ENVIRONMENT Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

David Bobbitt to the Idaho Fish and Game Commission, term to expire June 30, 2025.

VICK, Chairman

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

February 7, 2022

The EDUCATION Committee reports out S 1255 with the recommendation that it do pass.

THAYN, Chairman

S 1255 was filed for second reading.

February 7, 2022

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

Anna Jane Dressen to the Commission of Pardons and Parole, term to expire January 1, 2025.

LAKEY, Chairman

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

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

Messages from the House

February 7, 2022

Dear Madam President:

I transmit herewith H 451, H 452, H 453, and H 442, which have passed the House.

MAULIN, Chief Clerk

H 451, H 452, H 453, and H 442 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 1275
BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT
RELATING TO IRRIGATION DISTRICTS; AMENDING SECTION 43-201, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOMINEE OATHS AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1276
BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT
RELATING TO IRRIGATION AND CANAL COMPANIES; AMENDING SECTION 42-2401, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOTICE AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
S 1277
BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT
RELATING TO IRRIGATION DISTRICTS; AMENDING SECTION 43-111, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE QUALIFICATION OF VOTERS, AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1278
BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT
RELATING TO REAL PROPERTY; AMENDING CHAPTER 6, TITLE 33, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE QUALIFICATION OF OWNERS OF REAL ESTATE, AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1279
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO COUNTY JAILS; AMENDING CHAPTER 6, TITLE 20, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE AUTHORITY OF THE JUDICIAL COMMITTEE TO TRANSFER JAILS TO THE STATE, AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1280
BY EDUCATION COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING SECTION 33-1802, IDAHO CODE, TO DEFINE A TERM; AMENDING CHAPTER 18, TITLE 33, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE USE OF A TEMPORARY GUARD OR PRIVATE SECURITY SERVICE IN CERTAIN INSTANCES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1275, S 1276, S 1277, S 1278, S 1279, and S 1280 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 451, H 452, and H 453, by Judiciary, Rules and Administration Committee, were introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 442, by Business Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

S 1262, by State Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

S 1240 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–Agenbroad, Bathe, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Rigs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Zito. Total - 32.

NAYS–None.

Absent and excused–Lakey, Ricks, Woodward. Total - 3.

Total - 35.

Whereupon the President declared S 1240 passed, title was approved, and the bill ordered transmitted to the House.

H 454 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting 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–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Rigs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow. Total - 28.

NAYS–Bayer, Crabtree, Zito. Total - 4.

Absent and excused–Lakey, Ricks, Woodward. Total - 3.

Total - 35.

Whereupon the President declared H 454 passed, title was approved, and the bill ordered returned to the House.

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 Stennett, by voice vote, the Senate adjourned at 11:47 a.m. until the hour of 11:15 a.m., Wednesday, February 9, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

THIRTY-FIRST LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 9, 2022

Senate Chamber
President McGeachin called the Senate to order at 11:15 a.m.

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Lyndsey Lewis, 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 February 8, 2022, 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 Stennett was recorded present at this order of business.

April 20, 2021

Ms. Jennifer Novak
Secretary of the Senate
Idaho State Capital
PO Box 83720
Boise, ID 83720-0054

Dear Madam Secretary:

On behalf of the Board of Commissioners of the Idaho State Bar, I am pleased to inform you that the Commissioners voted to appoint Michelle R. Points of Boise to the Judicial Council, replacing Reed W. Larson of Pocatello whose term expires June 30, 2021. Ms. Points will serve a six-year term commencing July 1, 2021 and expiring June 30, 2027. Pursuant to Idaho Code Section 1-2101, the replacement requires the consent of the Idaho State Senate.

If you have any questions or need additional information, please let me know.

Sincerely,
Diana K. Minnich
Executive Director

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

The Idaho State Bar appointment was referred to the Judiciary and Rules Committee.

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

Reports of Standing Committees

February 9, 2022

The JUDICIARY AND RULES Committee reports that S 1275, S 1276, S 1277, S 1278, S 1279, and S 1280 have been correctly printed.

LAKEY, Chairman

S 1275, S 1276, S 1277, and S 1278 were referred to the Resources and Environment Committee.

S 1279 was referred to the Judiciary and Rules Committee.

S 1280 was referred to the Education Committee.

February 8, 2022

The TRANSPORTATION Committee reports out S 1254 and S 1267 with the recommendation that they do pass.

DEN HARTOG, Chair

S 1254 and S 1267 were filed for second reading.

February 8, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out H 450 with the recommendation that it do pass.

PATRICK, Chairman

H 450 was filed for second reading.

February 8, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out S 1260 with the recommendation that it be re-referred.

PATRICK, Chairman

There being no objection, S 1260 was referred to the Health and Welfare Committee.

February 8, 2022

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

Brett Thomas to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025;
Gregory Donaca to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025;

Janice Fulkerson to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025;

Karan Tucker to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025;

Kevin Settles to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025.

PATRICK, 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.

February 8, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out H 472 with the recommendation that it do pass.

RICE, Chairman

H 472 was filed for second reading.

February 8, 2022

The HEALTH AND WELFARE Committee reports out H 445, S 1256, S 1257, S 1258, and S 1266 with the recommendation that they do pass.

MARTIN, Chairman

H 445, S 1256, S 1257, S 1258, and S 1266 were filed for second reading.

February 9, 2022

The STATE AFFAIRS Committee reports out S 1272, S 1273, and S 1274 with the recommendation that they do pass.

LODGE, Chair

S 1272, S 1273, and S 1274 were filed for second reading.

February 9, 2022

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

Brian Yeargain to the Idaho Endowment Fund Investment Board, term to expire April 11, 2025.

Mark Tschampl as the Administrator of the Idaho Division of Veterans Services, term to continue at the pleasure of the Governor.

LODGE, Chair

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.

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

Messages from the Governor

February 7, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Lori Wolff of Meridian, Idaho, was appointed as the Administrator of the Division of Human Resources to serve a term commencing June 7, 2021, and will serve at the pleasure of the Governor.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

February 7, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Robert Donaldson of Lewiston, Idaho, was appointed to the Idaho Endowment Fund Investment Board to serve a term commencing October 18, 2021, and expiring April 11, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

February 7, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Mike Matthews of Declo, Idaho, was reappointed to the Commission of Pardons and Parole to serve a term commencing January 1, 2022, and expiring January 1, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

February 7, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Mike Matthews of Declo, Idaho, was reappointed to the Commission of Pardons and Parole to serve a term commencing January 1, 2022, and expiring January 1, 2025.
Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Judiciary and Rules Committee.

February 7, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that John Blakley of Nampa, Idaho, was reappointed to the Aeronautics Advisory Board to serve a term commencing January 31, 2022, and expiring January 31, 2027.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Transportation Committee.

February 9, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have appointed Melissa Ricks of Rexburg, Idaho, to be Acting State Senator for Legislative District 34, Bonneville and Madison Counties, State of Idaho.

This appointment is effective Wednesday, February 9, 2022, and will continue for as long as necessary.

Sincerely,
/s/ Brad Little
Governor

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL PEOPLE, that pursuant to the provisions of Section 59-917, Idaho Code, Doug Ricks, State Senator, District 34, Bonneville and Madison Counties, State of Idaho, has nominated Melissa Ricks of Rexburg, Idaho, to perform the duties of this office temporarily as Acting State Senator, District 34.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me, do hereby appoint Melissa Ricks of Rexburg, Idaho to the office of Acting State Senator, District 34, for a term commencing on Wednesday, February 9, 2022, and shall continue for as long as necessary.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capital in Boise on this 9th day of February, in the year of our Lord two thousand and twenty-two and of the Independence of the United States of America, the two hundred and forty-sixth year, and of the Statehood of Idaho, the one hundred thirty-second.

/s/ BY THE GOVERNOR BRAD LITTLE
/s/ SECRETARY OF STATE LAURENCE DENNEY

The correspondence and Certificate of Appointment were ordered filed in the office of the Secretary of the Senate.

The President announced that the Oath of Office had been administered previously to Acting Senator Ricks, and she was recorded present at this order of business.

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

Motions and Resolutions

On request by Senator Lee, granted by unanimous consent, the committee report relative to the Gubernatorial appointment confirmation of John Hammond retained its place on the calendar for one legislative day.

The President announced that the Resources and Environment Committee report relative to the Gubernatorial appointment of David Bobbitt was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Riggs, seconded by Senator Stennett, the Gubernatorial appointment of David Bobbitt as a member of the Idaho Fish and Game Commission 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 her 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 Anna Jane Dressen was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lodge, seconded by Senator Burgoyne, the Gubernatorial appointment of Anna Jane Dressen as a member of the Commission of Pardons and Parole 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The Senate advanced to the Eleventh Order of Business.

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

S 1281

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLE INSURANCE; AMENDING SECTION 41-2503, IDAHO CODE, TO
provide that certain policies shall be construed to provide coverage in excess of the liability coverage of any uninsured motor vehicle involved in an accident; and declaring an emergency and providing an effective date.

S 1282
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT
relating to abstracters of title; repealing chapter 1, title 54, Idaho code, relating to abstracters of title; amending section 63-307, Idaho code, to remove a code reference, to provide for evidence of ownership, and to make technical corrections; and declaring an emergency and providing an effective date.

S 1283
BY HEALTH AND WELFARE COMMITTEE
AN ACT
relating to medicaid; amending chapter 2, title 56, Idaho code, by the addition of a new section 56-268, Idaho code, to establish provisions regarding supplemental medicaid reimbursement for ground emergency medical transportation; and declaring an emergency.

S 1284
BY HEALTH AND WELFARE COMMITTEE
AN ACT
relating to tobacco and electronic smoking devices; amending section 39-5702, Idaho code, to revise a definition and to make a technical correction; amending section 39-5703, Idaho code, to provide that parents or guardians of certain minors may be required to participate in awareness programs; amending section 39-5704, Idaho code, to revise an age requirement and to revise provisions regarding minor employees; amending section 39-5705, Idaho code, to revise an age requirement; amending section 39-5710, Idaho code, to revise provisions regarding the participation of minors in certain inspections and to make a technical correction; amending section 39-5714, Idaho code, to revise an age requirement; amending section 39-5715, Idaho code, to revise an age requirement; amending section 39-5717, Idaho code, to revise provisions regarding shipping requirements; and declaring an emergency and providing an effective date.

S 1285
BY HEALTH AND WELFARE COMMITTEE
AN ACT
relating to tobacco products and electronic smoking devices; amending section 39-5713, Idaho code, to prohibit certain local regulation and taxes; and declaring an emergency and providing an effective date.

S 1286
BY HEALTH AND WELFARE COMMITTEE
AN ACT
relating to psychologists; amending section 54-2302, Idaho code, to define a term; amending section 54-2303, Idaho code, to revise provisions regarding license exemptions; amending section 54-2305, Idaho code, to revise provisions regarding board powers; amending section 54-2309, Idaho code, to revise provisions regarding licenses and permits; and declaring an emergency.

S 1287
BY HEALTH AND WELFARE COMMITTEE
AN ACT
relating to the rural nursing loan repayment program; amending title 39, Idaho code, by the addition of a new chapter 97, title 39, Idaho code, to define terms, to establish provisions regarding a rural nursing loan repayment fund, to establish provisions regarding a review board, to establish provisions regarding grant awards, to provide eligibility criteria for grants, to establish provisions regarding grant applications, to provide a grant award schedule, to provide award criteria, to establish provisions regarding fraudulent information on a grant application, to provide authority to the state department of health and welfare, and to provide for administrative appeals; and declaring an emergency and providing an effective date.

S 1288
BY STATE AFFAIRS COMMITTEE
AN ACT
relating to district judges; amending section 1-702, Idaho code, to revise provisions regarding the appointed term of certain district judges; and declaring an emergency.

S 1281, S 1282, S 1283, S 1284, S 1285, S 1286, S 1287, and S 1288 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

S 1255, by Education Committee, was read the second time at length and filed for third reading.

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

Miscellaneous Business

On motion by Senator Lee, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:50 a.m. until the hour of 11:15 a.m., Thursday, February 10, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
for a college baseball coach, Ed achieved one of the most successful records in college baseball and in college sports in general; and

WHEREAS, under Ed's leadership, the LCSC Warriors became a national powerhouse, winning 16 national championships in the National Association of Intercollegiate Athletics (NAIA), by far the most for any college baseball coach at any level; and

WHEREAS, Ed's baseball teams were famous for their discipline and toughness, with many of their practices inspired by football drills; and

WHEREAS, Ed's teams, despite playing in the NAIA, had a winning record against their National Collegiate Athletic Association (NCAA) opponents, including celebrated victories over highly ranked teams such as eventual NCAA champion Wichita State in 1989; and

WHEREAS, Ed's athletes included 72 NAIA All Americans and three NAIA Players of the Year. Of the athletes Ed coached, 114 were selected in the Major League draft and 16 played in the Major League; and

WHEREAS, Ed also served on the coaching staff for Team USA baseball in 1991 and 1994; and

WHEREAS, Ed was named NAIA Coach of the Year eight times and won the Lefty Gomez Award for lifetime achievement in amateur baseball in 2009; and

WHEREAS, Ed retired in 2010, remarking that he "never got burned out on baseball" and that he "loved it to the last game, the last practice"; and

WHEREAS, upon Ed's retirement, Coach Woody Hunt of Cumberland University called him "maybe the greatest coach in college baseball history"; and

WHEREAS, Ed was inducted into the NAIA Hall of Fame in 1994, the American Baseball Coaches Association Hall of Fame in 2006, and the National College Baseball Hall of Fame in 2012; and

WHEREAS, Ed was the first inductee in the Warrior Hall of Fame in 2011; and

WHEREAS, LCSC renamed its baseball stadium the Ed Cheff Stadium at Harris Field in 2017; and

WHEREAS, Ed and his baseball teams were known for their community outreach, volunteering at schools and on other service projects; and

WHEREAS, Ed passed away at home on January 15, 2022, at the age of 78; and

WHEREAS, Ed left an indelible mark on college baseball, LCSC, Lewiston, and the State of Idaho.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that the Legislature honors the life and achievements of Coach Ed Cheff, recognizes his outstanding contributions to college baseball, Lewis-Clark State College, Lewiston, and the State of Idaho, and extends its condolences and best wishes to his family and friends, including Ed's wife Karen and his sons Trevor, Tyler, and Toby.

SCR 115
BY EDUCATION COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND SUPPORTING THE DEVELOPMENT OF STAND-ALONE CIVICS STANDARDS FOR IDAHO ELEMENTARY AND SECONDARY STUDENTS.

Be It Resolved by the Legislature of the State of Idaho:
WHEREAS, civic engagement is the foundation of our nation's form of democratic government; and
WHEREAS, participation in civic activities is essential to sustain our form of government; and
WHEREAS, research shows that civic engagement has declined in the United States in recent years; and
WHEREAS, civics education is essential in ensuring that students are informed and effective citizens who understand their responsibilities and rights; and
WHEREAS, public schools should promote students' knowledge and understanding of the foundational principles of the American system of government, including the Constitution, rule of law, separation of powers, judicial review, and federalism; and
WHEREAS, Section 33-1602, Idaho Code, requires that instruction in citizenship shall be given in all elementary and secondary schools; and
WHEREAS, all secondary pupils must show they have met the state civics and government standards through the successful completion of a civics examination in order to graduate; and
WHEREAS, national studies have found that Idaho's social studies and civics standard should be strengthened to better prepare students to participate in civic life; and
WHEREAS, Idaho's social studies standards, where current standards on civics are incorporated, are scheduled for review and updates; and
WHEREAS, stand-alone civics standards would better support student understanding of our nation's system of government and the opportunities and responsibilities of citizenship; and
WHEREAS, civics standards should emphasize the importance of an understanding of natural law as recognized by the American founders based on the works of Cicero and John Locke, which philosophy underpins the Declaration of Independence and the thinking of the founders.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that the Legislature does hereby resolve to call upon the State Department of Education to work with a group of stakeholders, including parents, educators, education organizations, and legislators, to develop stand-alone standards for civics instruction that include the teaching of natural law in Idaho schools for consideration by the State Board of Education and the Legislature.

SCR 114 and SCR 115 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

Senator Woodward was recorded present at this order of business.

February 10, 2022

The JUDICIARY AND RULES Committee reports that S 1281, S 1282, S 1283, S 1284, S 1285, S 1286, S 1287, and S 1288 have been correctly printed.

LAKEY, Chairman

S 1281 and S 1282 were referred to the Commerce and Human Resources Committee.

S 1283, S 1284, S 1285, S 1286, and S 1287 were referred to the Health and Welfare Committee.

S 1288 was referred to the State Affairs Committee.

February 9, 2022

The RESOURCES AND ENVIRONMENT Committee reports out S 1228 with the recommendation that it do pass.

VICK, Chairman

S 1228 was filed for second reading.

February 9, 2022

The RESOURCES AND ENVIRONMENT Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Mike Edmondson as the Administrator of the Office of Species Conservation, term to continue at the pleasure of the Governor.

VICK, Chairman

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

February 9, 2022

The JUDICIARY AND RULES Committee reports out H 444 with the recommendation that it do pass.

LAKEY, Chairman

H 444 was filed for second reading.

February 9, 2022

The EDUCATION Committee reports out S 1253 with the recommendation that it do pass.

THAYN, Chairman

S 1253 was filed for second reading.

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

Messages from the House

February 9, 2022

Dear Madam President:

I transmit herewith H 480, H 455, H 469, H 501, HJM 3, H 461, and H 506, which have passed the House.

MAULIN, Chief Clerk

H 480, H 455, H 469, H 501, HJM 3, H 461, and H 506 were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

Having been held, the President announced that the State Affairs Committee report relative to the Gubernatorial appointment of John Hammond was before the Senate for final consideration, the question being, "Shall the report be adopted?"

Pursuant to Senate Rule 39(H), Senator Burgoyne disclosed a possible conflict of interest under applicable law.
On motion by Senator Stennett, seconded by President Pro Tempore Winder, the Gubernatorial appointment of John Hammond as a member of the Public Utilities Commission 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 her 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 Commerce and Human Resources Committee report relative to the Gubernatorial appointment of Brett Thomas was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Ward-Engelking, seconded by Senator Thomas, the Gubernatorial appointment of Brett Thomas as a member of the Idaho Health Insurance Exchange Board 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 her 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 1289
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO THE LEGISLATURE; AMENDING CHAPTER 4, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-465, IDAHO CODE, TO AUTHORIZE THE LEGISLATURE TO INTERVENE IN CERTAIN ACTIONS REGARDING CONSTITUTIONALITY OF AN IDAHO STATUTE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1290
BY EDUCATION COMMITTEE
AN ACT
RELATING TO THE RURAL AND UNDERSERVED EDUCATOR INCENTIVE PROGRAM; AMENDING TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 65, TITLE 33, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE RURAL AND UNDERSERVED EDUCATOR INCENTIVE PROGRAM, TO DEFINE TERMS, TO PROVIDE FOR CERTAIN DUTIES REGARDING CRITICAL QUALITY EDUCATOR SHORTAGES, TO PROVIDE FOR LOAN REPAYMENT ASSISTANCE IN CERTAIN Instances, AND TO PROVIDE FOR AWARD PROTOCOLS AND STATUTORY CONSTRUCTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1291
BY EDUCATION COMMITTEE
AN ACT
RELATING TO PUBLIC CHARTER SCHOOLS; AMENDING SECTION 33-5206, IDAHO CODE, TO PROVIDE FOR CERTAIN ALTERNATIVE CERTIFICATION METHODS FOR TEACHERS; AMENDING SECTION 33-5209C, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 33-5210, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1289, S 1290, and S 1291 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 480, by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 455, by Agricultural Affairs Committee, was introduced, read the first time at length, and referred to the Agricultural Affairs Committee.

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

H 501, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

HJM 3, by Judiciary, Rules and Administration Committee, was introduced, read at length, and referred to the State Affairs Committee.

H 461 and H 506, by Education Committee, were introduced, read the first time at length, and referred to the Education Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

S 1254 and S 1267, by Transportation Committee, were read the second time at length and filed for third reading.

H 450, by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

H 472, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

H 445, by Health and Welfare Committee, was read the second time at length and filed for third reading.

S 1256, S 1257, S 1258, and S 1266, by Health and Welfare Committee, were read the second time at length and filed for third reading.

S 1272, S 1273, and S 1274, by State Affairs Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

S 1262 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–Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Patrick, Rice, Ricks (Ricks), Riggs, Souza, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Woodward, Zito. Total - 30.

NAYS–Burgoyne, Nye, Semmelroth, Stennett, Wintrow. Total - 5.

Total - 35.

Whereupon the President declared S 1262 passed, title was approved, and the bill ordered transmitted to the House.

S 1255 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Den Hartog arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Patrick, Rice, Ricks (Ricks), Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS–Nye. Total - 1.

Total - 35.

Whereupon the President declared S 1255 passed, title was approved, and the bill ordered transmitted to the House.

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 Stennett, by voice vote, the Senate adjourned at 12:18 p.m. until the hour of 10:45 a.m., Friday, February 11, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

THIRTY-THIRDS LEGISLATIVE DAY
FRIDAY, FEBRUARY 11, 2022

Senate Chamber

President Pro Tempore Winder called the Senate to order at 10:45 a.m.

Roll call showed all members present except Senators Burtenshaw, Souza, and Zito, and Acting Senator VanOrder, absent and formally excused by the Chair; and Senators Crabtree, Lee, and Vick, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Shayanne Richardson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 10, 2022, 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 116
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE DEPARTMENT OF LABOR RELATING TO UNEMPLOYMENT INSURANCE BENEFITS ADMINISTRATION RULES.

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

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Department of Labor relating to Unemployment Insurance Benefits Administration Rules are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 09.01.30, relating to Unemployment Insurance Benefits Administration Rules, Section 525., Subsection 10., adopted as a pending rule under Docket Number 09-0006-2.100, only, be, and the same is hereby rejected and declared null, void, and of no force and effect.

SCR 116 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

February 11, 2022

The JUDICIARY AND RULES Committee reports that SCR 114, SCR 115, S 1289, S 1290, and S 1291 have been correctly printed.

LAKEY, Chairman

SCR 114 and SCR 115 were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

S 1289 was referred to the State Affairs Committee.

S 1290 and S 1291 were referred to the Education Committee.

February 10, 2022

The TRANSPORTATION Committee reports out S 1268 with the recommendation that it do pass.

DEN HARTOG, Chair

S 1268 was filed for second reading.

February 10, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out S 1237 and S 1244 with the recommendation that they do pass.

PATRICK, Chairman

S 1237 and S 1244 were filed for second reading.

February 10, 2022

The COMMERCE AND HUMAN RESOURCES 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 DeAngeli to the Public Employee Retirement System of Idaho Board, term to expire July 1, 2026;

Hyatt Erstad to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025;

Peter Sorensen to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025;

Stephen Weeg to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025.

PATRICK, 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.
The HEALTH AND WELFARE Committee reports out HCR 29, S 1243, S 1259, and S 1260 with the recommendation that they do pass.

MARTIN, Chairman

HCR 29 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

S 1243, S 1259, and S 1260 were filed for second reading.

February 11, 2022

The STATE AFFAIRS Committee reports out H 446 with the recommendation that it do pass.

LODGE, Chair

H 446 was filed for second reading.

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

Messages from the House

Senator Lee was recorded present at this order of business.

February 10, 2022

Dear Mr. President:

I transmit herewith H 521 and H 509, which have passed the House.

MAULIN, Chief Clerk

H 521 and H 509 were filed for first reading.

February 10, 2022

Dear Mr. President:

I transmit herewith Enrolled H 454 for the signature of the President.

MAULIN, Chief Clerk

The President Pro Tempore signed Enrolled H 454 and ordered it returned 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 1292

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2022; AND DECLARING AN EMERGENCY.

S 1293

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO ELECTRONIC PAYMENT TRANSACTIONS; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3643, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE EXCLUSION OF CERTAIN FEES AND TAXES FROM ANY ELECTRONIC PAYMENT TRANSACTION INTERCHANGE FEE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1294

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO EMPLOYMENT CONTRACTS; AMENDING CHAPTER 9, TITLE 44, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 44-906, IDAHO CODE, TO SPECIFY CERTAIN REQUIREMENTS REGARDING USE OF EARNED OR ACCRUED SICK LEAVE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1295

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO THE IDAHO CREDIT UNION ACT; AMENDING SECTION 26-2104, IDAHO CODE, TO DEFINE TERMS; AMENDING SECTION 26-2106, IDAHO CODE, TO PROVIDE FOR THE AMENDMENT OF ARTICLES OF INCORPORATION AND BYLAWS; REPEALING SECTION 26-2108, IDAHO CODE, RELATING TO CORPORATE POWERS; AMENDING CHAPTER 21, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-2108, IDAHO CODE, TO PROVIDE FOR CORPORATE POWERS; AMENDING SECTION 26-2109, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE POWER TO ACQUIRE AND HOLD REAL PROPERTY; REPEALING SECTION 26-2111, IDAHO CODE, RELATING TO EXPULSION AND/OR WITHDRAWAL FROM FIELD OR MEMBERSHIP; AMENDING CHAPTER 21, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-2111, IDAHO CODE, TO PROVIDE FOR EXPULSION AND WITHDRAWAL FROM FIELD OR MEMBERSHIP; AMENDING SECTION 26-2113A, IDAHO CODE, TO PROVIDE FOR ELECTRONIC MEETINGS; AMENDING SECTION 26-2113B, IDAHO CODE, TO PROVIDE FOR ELECTRONIC MEETINGS; AMENDING SECTION 26-2114, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE REGARDING BOARD MEETINGS; REPEALING SECTION 26-2143, IDAHO CODE, RELATING TO BRANCH OFFICES, AND AMENDING CHAPTER 21, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-2143, IDAHO CODE, TO PROVIDE FOR HEAD OFFICES AND BRANCH OFFICES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1296

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO THE IDAHO DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 9-1701, IDAHO CODE, TO PROVIDE FOR THE DIVISION
OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 39-3302, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 39-3321, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 39-3340, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 49-307, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-204, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-314, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-402, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-403, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-411, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-4605, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-607, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-615, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1102, IDAHO CODE, TO PROVIDE FOR THE DIVISION ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1106, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1107, IDAHO CODE, TO PROVIDE FOR THE DIVISION ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1115, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1121, IDAHO CODE, TO PROVIDE FOR THE DIVISION ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1506, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1508, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1509, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1510, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1514, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1518, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-1616, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2203, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2206, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2302, IDAHO CODE, TO PROVIDE FOR THE DIVISION ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2305, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2315, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2403, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2406, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2407, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2412, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2808, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2809, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2903, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-2910, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3107, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3117, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3204, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3206, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-3212, IDAHO CODE, TO PROVIDE FOR THE DIVISION ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-3309, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3320, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3401, IDAHO CODE, TO PROVIDE FOR THE DIVISION ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3404, IDAHO CODE, TO PROVIDE FOR THE DIVISION
ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3413, IDAHO CODE; TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3414, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3702, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3717, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-3719, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-4007, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-4008, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-4113, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-4132, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-4405, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-4705, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5017, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-5203, IDAHO CODE, TO PROVIDE FOR THE DIVISION ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5207, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5212, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5303, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5308, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5310, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5313, IDAHO CODE, TO PROVIDE FOR THE DIVISION ADMINISTRATOR OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5315, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5402, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5404, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5406, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5502, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5504, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5509, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5602, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5607, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5802, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 54-5807, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; AMENDING SECTION 67-7304, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE; AND PROVIDING A SUNSET DATE.

S 1297

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO THE DEPARTMENT OF SELF-GOVERNING AGENCIES; AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2615, IDAHO CODE, TO PROVIDE FOR DIVISION INVESTIGATIONS AND COOPERATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1298

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO THE CONSUMER PROTECTION ACT; AMENDING CHAPTER 6, TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 48-603G, IDAHO CODE, TO PROVIDE FOR CONSUMER PROTECTION FROM UNFAIR OR DECEPTIVE TRADE PRACTICES WITH RESPECT TO THE CANCELLATION OF SUBSCRIPTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1299

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO ARCHITECTS; AMENDING SECTION 54-310, IDAHO CODE, TO PROVIDE FOR MUTUAL RECOGNITION AGREEMENTS FOR LICENSURE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1300

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO CONSUMER PROTECTION; AMENDING SECTION 48-603, IDAHO CODE, TO PROHIBIT TAKING ADVANTAGE OF A DISASTER OR AN EMERGENCY BY CHARGING EXORBITANT OR EXCESSIVE PRICES FOR TEMPORARY HEALTH CARE SERVICES, TO DEFINE A TERM, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.
S 1301
BY LOCAL GOVERNMENT AND TAXATION COMMITTEE
AN ACT
RELATING TO SELF-SERVICE STORAGE FACILITIES; AMENDING SECTION 63-208, IDAHO CODE, TO PROVIDE FOR THE VALUATION OF SELF-SERVICE STORAGE FACILITIES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1302
BY LOCAL GOVERNMENT AND TAXATION COMMITTEE
AN ACT
RELATING TO TAXATION; AMENDING SECTION 33-802, IDAHO CODE, TO REVISE PROVISIONS REGARDING SCHOOL LEVIES; AMENDING CHAPTER 8, TITLE 57, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 57-810, IDAHO CODE, TO ESTABLISH THE TAX AND LEVY REDUCTION FUND; AMENDING SECTION 57-811, IDAHO CODE, TO REVISE DISTRIBUTIONS FROM THE TAX RELIEF FUND; AMENDING SECTION 63-3620F, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE DISTRIBUTION OF CERTAIN SALES TAX; AMENDING SECTION 63-3638, IDAHO CODE, TO REVISE THE SALES TAX REVENUE DISTRIBUTION FORMULA; AND DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICATION, AND PROVIDING AN EFFECTIVE DATE.

S 1303
BY LOCAL GOVERNMENT AND TAXATION COMMITTEE
AN ACT
RELATING TO PROPERTY TAX REVENUE ALLOCATION; AMENDING SECTION 50-2908, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE ALLOCATION OF PROPERTY TAX REVENUE IN AN URBAN RENEWAL DISTRICT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1304
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO CORONERS; AMENDING SECTION 31-2808, IDAHO CODE, TO PROVIDE AN EXCEPTION REGARDING FINAL DISPOSITION OF BODIES AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.

S 1305
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO PSYCHOLOGISTS; AMENDING CHAPTER 23, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-2321, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT AND TO PROVIDE FOR PARTICIPATION IN THE COMPACT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1306
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO YOUTH ATHLETES; AMENDING SECTION 33-1625, IDAHO CODE, TO PROVIDE THAT CERTAIN CHIROPRACTIC PHYSICIANS ARE QUALIFIED HEALTH CARE PROFESSIONALS FOR PURPOSES OF RETURNING ATHLETES TO PLAY AFTER SUSPECTED CONCUSSIONS OR HEAD INJURIES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1307
BY TRANSPORTATION COMMITTEE
AN ACT
RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-428, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DISPLAY OF LICENSE PLATES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1308
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO ALCOHOLIC BEVERAGES; AMENDING SECTION 23-943, IDAHO CODE, TO REVISE PROVISIONS REGARDING AN AGE RESTRICTION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-949, IDAHO CODE, TO REVISE PROVISIONS REGARDING AN AGE RESTRICTION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 23-1013, IDAHO CODE, TO REVISE PROVISIONS REGARDING AN AGE RESTRICTION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 23-1334, IDAHO CODE, TO AUTHORIZE CERTAIN MINORS TO SELL, SERVE, POSSESS, OR DISPENSE WINE AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1309
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE FETAL HEARTBEAT PREBORN CHILD PROTECTION ACT; AMENDING SECTION 18-8701, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDESIGNATE THE SECTION AND TO REVISE A DEFINITION; AMENDING SECTION 18-8702, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDESIGNATE THE SECTION AND TO REVISE LEGISLATIVE FINDINGS AND INTENT; AMENDING SECTION 18-8704, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDESIGNATE THE SECTION AND TO PROVIDE THAT THE SECTION DOES NOT RECOGNIZE A RIGHT TO ABORTION BEFORE A FETAL HEARTBEAT IS DETECTED; AMENDING SECTION 18-8705, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDESIGNATE THE SECTION, TO PROVIDE AN EFFECTIVE DATE UPON A CERTAIN OCCURRENCE, AND TO PROVIDE APPLICABILITY; REPEALING SECTION 18-8706, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, RELATING TO EFFECTIVENESS UPON A CERTAIN OCCURRENCE; AMENDING SECTION 18-8707, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDESIGNATE THE SECTION AND TO
Provide for civil causes of action in certain instances; and declaring an emergency and providing an effective date.

S 1292, S 1293, S 1294, S 1295, S 1296, S 1297, S 1298, S 1299, S 1300, S 1301, S 1302, S 1303, S 1304, S 1305, S 1306, S 1307, S 1308, and S 1309 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 521, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 509, by Revenue and Taxation Committee, was 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

S 1228, by Resources and Environment Committee, was read the second time at length and filed for third reading.

H 444, by Judiciary, Rules and Administration Committee, was read the second time at length and filed for third reading.

S 1253, by Education Committee, was read the second time at length and filed for third reading.

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, the Senate went at ease and resolved itself into the Committee for the Lincoln Day Service.

Lincoln Day Service

The Lincoln Day Program was presented to the members of the Senate with Co-Chair Senator Semmelroth providing opening remarks. The prayer was offered by Co-Chair Senator Riggs.

"America the Beautiful" and "The Star Spangled Banner" were performed by KeAndra Harris and Alexander Martin from Boise State University.

The Senate Pages recited their favorite Lincoln quotes. Closing remarks were provided by Co-Chair Senator Riggs.

The Co-Chairs extended their gratitude to all who helped with the program and the Lincoln Day Service was dissolved.

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 Stennett, by voice vote, the Senate adjourned at 11:32 a.m. until the hour of 11 a.m., Monday, February 14, 2022.

Chuck Winder, President Pro Tempore

Attest: Jennifer Novak, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

THIRTY-SIXTH LEGISLATIVE DAY
MONDAY, FEBRUARY 14, 2022

Senate Chamber

President McGeachin called the Senate to order at 11 a.m.
Roll call showed all members present.

Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Fischer Alt, 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 February 11, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

February 14, 2022

The JUDICIARY AND RULES Committee reports that SCR 116, S 1292, S 1293, S 1294, S 1295, S 1296, S 1297, S 1298, S 1299, S 1300, S 1301, S 1302, S 1303, S 1304, S 1305, S 1306, S 1307, S 1308, and S 1309 have been correctly printed.

LAKEY, Chairman

SCR 116 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

S 1292 was referred to the Finance Committee.

S 1293, S 1294, S 1295, S 1296, S 1297, S 1298, S 1299, and S 1300 were referred to the Commerce and Human Resources Committee.

S 1301, S 1302, and S 1303 were referred to the Local Government and Taxation Committee.

S 1304, S 1305, and S 1306 were referred to the Health and Welfare Committee.

S 1307 was referred to the Transportation Committee.

S 1308 and S 1309 were referred to the State Affairs Committee.

February 14, 2022

The STATE AFFAIRS Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Joseph Forney to the Idaho Endowment Fund Investment Board, term to expire April 11, 2023.

LODGE, Chair

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

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

Messages from the Governor

February 10, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Jerry Aldape of Lewiston, Idaho, was reappointed to the Idaho Endowment Fund Investment Board to serve a term commencing April 11, 2021, and expiring April 11, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

February 10, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that B.J. Stinger of Pocatello, Idaho, was reappointed to the Commission for the Blind and Visually Impaired to serve a term commencing July 1, 2021, and expiring July 1, 2024.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Health and Welfare Committee.
February 10, 2022

The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Michael Roach of Fairfield, Idaho, was appointed to the Parks and Recreation Board to serve a term commencing October 13, 2021, and expiring June 30, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little  
Governor

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

The Gubernatorial appointment was referred to the Resources and Environment Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 11, 2022

Dear Madam President:

I transmit herewith H 481, H 507, H 538, H 511, and HCR 31, which have passed the House.

MAULIN, Chief Clerk

H 481, H 507, H 538, H 511, and HCR 31 were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial reappointment of Gregory Donaca was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Martin, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of Gregory Donaca as a member of the Idaho Health Insurance Exchange Board 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 her 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 Commerce and Human Resources Committee report relative to the Gubernatorial appointment of Karan Tucker was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Wintrow, seconded by Senator Martin, the Gubernatorial appointment of Karan Tucker as a member of the Idaho Health Insurance Exchange Board 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 her 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 Commerce and Human Resources Committee report relative to the Gubernatorial reappointment of Kevin Settles was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Winthrow, seconded by Senator Guthrie, the Gubernatorial reappointment of Kevin Settles as a member of the Idaho Health Insurance Exchange Board 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 her 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 1310  
BY STATE AFFAIRS COMMITTEE  
AN ACT  
RELATING TO THE ECONOMIC OUTLOOK AND REVENUE ASSESSMENT COMMITTEE; AMENDING CHAPTER 4, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-445, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE ECONOMIC OUTLOOK AND REVENUE ASSESSMENT COMMITTEE.

S 1311  
BY STATE AFFAIRS COMMITTEE  
AN ACT  
RELATING TO STATE SYMBOLS; AMENDING CHAPTER 45, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-4515, IDAHO CODE, TO DESIGNATE THE IDAHO CUT AS THE OFFICIAL STATE CUT OF IDAHO; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1310 and S 1311 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 481, by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.
H 507, by Resources and Conservation Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

H 538, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 511, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

HCR 31, by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

**Second Reading of Bills**

S 1268, by Transportation Committee, was read the second time at length and filed for third reading.

S 1237, by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

S 1244, S 1243, S 1259, and S 1260, by Health and Welfare Committee, were read the second time at length and filed for third reading.

H 446, by Health and Welfare 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 1254 retained its place on the Third Reading Calendar for Wednesday, February 16, 2022.

On request by Senator Anthon, granted by unanimous consent, S 1266 was placed before the Senate for final consideration at this time.

S 1266 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator McClusky arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared S 1266 passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, S 1273 was placed before the Senate for final consideration at this time.

S 1273 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–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Lakey, Lee, Lent, Lodge, Martin, McClusky (Heider), Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared H 1273 passed, title was approved, and the bill ordered transmitted to the House.

**Petitions, Resolutions, and Memorials**

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Fifth Order of Business.
Reports of Standing Committees

On motion by Senator Anthon, seconded by Senator Harris, by voice vote the Senate recessed at 12:08 p.m. until the hour of 4:30 p.m. of this day.

RECESS
AFTERNOON SESSION

The Senate reconvened at 4:30 p.m., pursuant to recess, President McGeachin presiding.

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

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

February 14, 2022

The FINANCE Committee reports out S 1292 with the recommendation that it do pass.

AGENBROAD, Chairman

S 1292 was filed for second reading.

February 14, 2022

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

Albert Barker to the Idaho Water Resource Board, term to expire January 1, 2025;

Brian Olmstead to the Idaho Water Resource Board, term to expire January 1, 2025;

Dean Stevenson to the Idaho Water Resource Board, term to expire January 1, 2025;

Roger Chase to the Idaho Water Resource Board, term to expire January 1, 2025.

VICK, 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.

February 14, 2022

The EDUCATION Committee reports out S 1280 and H 461 with the recommendation that they do pass.

THAYN, Chairman

S 1280 and H 461 were filed for second reading.

February 14, 2022

The HEALTH AND WELFARE Committee reports out S 1270 with the recommendation that it do pass.

MARTIN, Chairman

S 1270 was filed for second reading.

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

Petitions, Resolutions, and Memorials

SCR 117
BY RESOURCES AND ENVIRONMENT COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND RESOLVING THAT THE STATE OF IDAHO RECOGNIZES THE 50TH ANNIVERSARY OF THE SAWTOOTH NATIONAL RECREATION ACT AND CELEBRATES THE CONTRIBUTIONS THAT IDAHOANS HAVE MADE TO PROTECT AND APPRECIATE THIS ICONIC LANDSCAPE IN IDAHO.

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

WHEREAS, Congress approved the Sawtooth National Recreation Act on August 22, 1972, to preserve its natural, scenic, historic, pastoral, and fish and wildlife values and to enhance recreation activities on the land within; and

WHEREAS, the Sawtooth National Recreation Area was dedicated to the people of Idaho and the United States on September 1, 1972; and

WHEREAS, Idaho's former U.S. senators Frank Church and Len Jordan served as the authors and sponsors and shepherded the bill through the U.S. Senate; and

WHEREAS, Idaho's former U.S. representatives Orval Hansen and James McClure supported the House of Representatives' version of the bill; and

WHEREAS, the Sawtooth Primitive Area was designated as the Sawtooth Wilderness Area with the passage of the Sawtooth National Recreation Area Act; and

WHEREAS, the Hemingway-Boulders, Cecil D. Andrus-White Clouds, and Jim McClure-Jerry Peak Wilderness areas were designated pursuant to the Sawtooth National Recreation Area and Jerry Peak Wilderness Additions Act in 2015; and

WHEREAS, the Sawtooth National Recreation Area consists of 756,000 acres, including more than 700 miles of hiking trails, and more than 300 high-elevation alpine lakes, providing recreational opportunities for hiking, backpacking, fishing, boating, canoeing, rafting, wildlife watching, OHV riding, snowmobiling, photography, hunting, and bicycling to Idahoans and visitors from around the world; and

WHEREAS, the protections established by Congress have permitted millions of Americans to enjoy the natural beauty of the Sawtooth National Recreation Area and have resulted in additional visitation and tourism that contribute significantly to Idaho's economy; and

WHEREAS, Idaho's river outfitters and guides rely on the intact habitats and clean water within the Sawtooth National Recreation Area, which contribute significantly toward the economy of rural communities in the region; and

WHEREAS, the Sawtooth National Recreation Area includes the Sawtooth, White Cloud, Boulder, Pioneer, and Smoky mountain ranges, providing vital habitat, seasonal ranges, and migration corridors for ungulates, as well as ample hunting opportunities; and

WHEREAS, the Sawtooth National Recreation Area provides important habitat for steelhead, Snake River sockeye salmon, Chinook salmon, and multiple species of trout, including bull trout, which are important for recreational and tribal fisheries alike; and

WHEREAS, the Sawtooth National Recreation Area is home to the headwaters of the Big Wood, Salmon, Boise, and Payette rivers; and
WHEREAS, the Shoshone-Bannock Tribes have developed the Pettit Lake Weir facility to promote recovery of sockeye salmon; and
WHEREAS, sockeye salmon are tied to the history of the Shoshone-Bannock Tribes and are an integral part of their history and culture; and
WHEREAS, sockeye salmon migrate more than 900 miles from the Pacific Ocean to the headwaters of the Sawtooth Basin, marking one of the longest fish migrations in the United States; and
WHEREAS, the Sawtooth National Recreation Area and related wilderness areas provide significant economic benefits to local communities, many of which are almost solely dependent on visitors to these designated lands; and
WHEREAS, the State of Idaho recognizes the dedicated effort of the U.S. Forest Service and countless volunteers for 50 years of work to maintain the integrity and preservation of the land, water, and wildlife in the Sawtooth National Recreation Area and related wilderness areas; and
WHEREAS, the State of Idaho encourages the federal government to work with state partners and stakeholders to resolve potential disputes associated with the management of the Sawtooth National Recreation Area in a transparent and collaborative manner.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that the State of Idaho recognizes the 50th anniversary of the Sawtooth National Recreation Act and celebrates the contributions that Idahoans have made to protect and appreciate this iconic landscape in Idaho.

BE IT FURTHER RESOLVED that as land management agencies consider changes to future public land designations, those changes should be considered only through a transparent process that includes input from Idahoans, including those most impacted by new designations.

BE IT FURTHER RESOLVED that the federal land management agencies with responsibility over Idaho's Sawtooth National Recreation Area direct adequate financial resources and expertise to ensure the ongoing protection, management, utilization, and enjoyment of this designated national recreation area in Idaho.

**SCR 118**
**BY EDUCATION COMMITTEE**
**A CONCURRENT RESOLUTION**
**STATING FINDINGS OF THE LEGISLATURE AND CONDEMNING DIVISIVE CURRICULUM IN IDAHO SCHOOLS AND ENCOURAGING IDAHO SCHOOLS TO TEACH A FULL AND ACCURATE HISTORY OF THE UNITED STATES ALONG WITH THE PRINCIPLES OF FREEDOM AND INDIVIDUAL LIBERTY.**

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

WHEREAS, divisive content is appearing in school curriculum across the nation; and
WHEREAS, this divisive content seeks to disregard the history of the United States and the nation's journey to becoming a pillar of freedom in the world; and
WHEREAS, theories taught under "critical race theory" and writings in "The 1619 Project" attempt to re-educate children into the belief that they are to be ashamed of or limited by their race and ethnicity; and
WHEREAS, the 1776 Commission was created to help the children understand the full history and the founding principles that established the United States and what its people must continue to strive for: all were created equal; and
WHEREAS, the Declaration of Independence asserted that individual rights are rights inherent in everyone and that they must be secured; and
WHEREAS, the principles and history of the United States can be learned through the rich historical documentation available to everyone; and
WHEREAS, the faults of this great nation have been addressed throughout our history; and
WHEREAS, unity in the nation can be strengthened through the rising generation and the generations to come when they are given the knowledge of the United States' founding principles, societal duties, and personal responsibility.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that we encourage the schools of Idaho to provide children with the knowledge, strength, and virtue of a free people by viewing the history both clearly and wholly, not only the offenses but also the triumphs. It is imperative that children are taught about mistakes as well as unprecedented accomplishments toward freedom and fairness for all.

SCR 117 and SCR 118 were introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

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

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

**S 1312**
**BY AGRICULTURAL AFFAIRS COMMITTEE**
**AN ACT**
**RELATING TO FENCES; AMENDING SECTION 35-301, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE CARELESS EXPOSURE OF BARBED WIRE; AMENDING SECTION 35-302, IDAHO CODE, TO REVISE PROVISIONS REGARDING A NOTICE TO OWNER; AMENDING SECTION 35-303, IDAHO CODE, TO REVISE PROVISIONS REGARDING AN OWNER'S LIABILITY AFTER NOTICE; AMENDING SECTION 35-305, IDAHO CODE, TO REVISE PROVISIONS REGARDING PENALTIES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.**

**S 1313**
**BY RESOURCES AND ENVIRONMENT COMMITTEE**
**AN ACT**
**RELATING TO WATER; AMENDING SECTION 67-4304, IDAHO CODE, TO PROVIDE THAT THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES OR THE WATERMASTER SHALL ADMINISTER CERTAIN STORAGE WATER RIGHTS; AND DECLARING AN EMERGENCY.**

**S 1314**
**BY EDUCATION COMMITTEE**
**AN ACT**
**RELATING TO EDUCATION; AMENDING SECTION 33-1002, IDAHO CODE, TO REVISE PROVISIONS REGARDING FUNDING FOR LITERACY INTERVENTION; AND DECLARING AN EMERGENCY.
S 1315
BY EDUCATION COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING SECTION 33-512, IDAHO CODE, TO PROVIDE FOR FULL-DAY KINDERGARTEN AND TO REQUIRE THAT CERTAIN DOCUMENTATION BE SUBMITTED TO THE STATE DEPARTMENT OF EDUCATION; AMENDING SECTION 33-1002, IDAHO CODE, TO REVISE PROVISIONS REGARDING COMPUTATION OF KINDERGARTEN SUPPORT UNITS, TO PROVIDE CERTAIN DUTIES OF THE STATE DEPARTMENT OF EDUCATION, TO ESTABLISH PROVISIONS REGARDING FULL-DAY KINDERGARTEN PROGRAMS, AND TO PROVIDE A CERTAIN FUNDING EXCLUSION; AMENDING SECTION 33-1027, IDAHO CODE, TO PROVIDE FOR FULL-TIME KINDERGARTEN HOURS AND TO REQUIRE THAT CERTAIN INFORMATION BE SENT TO THE STATE BOARD OF EDUCATION; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE CERTAIN AUTHORITY TO THE STATE DEPARTMENT OF EDUCATION, TO REQUIRE THAT FULL-TIME KINDERGARTEN PROGRAMS INCLUDE PARENT ENGAGEMENT PROGRAMS, TO PROVIDE FOR CERTAIN FUNDING EXCLUSIONS, AND TO REVISE THE COMPUTATION OF KINDERGARTEN SUPPORT UNITS; AMENDING SECTION 33-1027, IDAHO CODE, TO PROVIDE FOR FULL-TIME KINDERGARTEN; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1615, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING FULL-TIME KINDERGARTEN INSTRUCTION; AMENDING SECTION 33-208, IDAHO CODE, TO PROVIDE FOR FULL-TIME KINDERGARTEN; AMENDING SECTION 33-1004, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 33-5208, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1316
BY EDUCATION COMMITTEE
AN ACT
RELATING TO KINDERGARTEN; AMENDING SECTION 33-512, IDAHO CODE, TO PROVIDE FOR FULL-DAY KINDERGARTEN AND TO REQUIRE THAT CERTAIN INFORMATION BE SUBMITTED TO THE STATE DEPARTMENT OF EDUCATION; AMENDING SECTION 33-1002, IDAHO CODE, TO REVISE PROVISIONS REGARDING COMPUTATION OF KINDERGARTEN SUPPORT UNITS, TO PROVIDE CERTAIN DUTIES OF THE STATE DEPARTMENT OF EDUCATION, TO ESTABLISH PROVISIONS REGARDING FULL-DAY KINDERGARTEN PROGRAMS, AND TO PROVIDE A CERTAIN FUNDING EXCLUSION; AMENDING SECTION 33-1027, IDAHO CODE, TO PROVIDE FOR FULL-TIME KINDERGARTEN HOURS AND TO REQUIRE THAT CERTAIN INFORMATION BE SENT TO THE STATE BOARD OF EDUCATION; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE CERTAIN AUTHORITY TO THE STATE DEPARTMENT OF EDUCATION, TO REQUIRE THAT FULL-TIME KINDERGARTEN PROGRAMS INCLUDE PARENT ENGAGEMENT PROGRAMS, TO PROVIDE FOR CERTAIN FUNDING EXCLUSIONS, AND TO REVISE THE COMPUTATION OF KINDERGARTEN SUPPORT UNITS; AMENDING SECTION 33-1027, IDAHO CODE, TO PROVIDE FOR FULL-TIME KINDERGARTEN; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1615, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING FULL-TIME KINDERGARTEN INSTRUCTION; AMENDING SECTION 33-208, IDAHO CODE, TO PROVIDE FOR FULL-TIME KINDERGARTEN; AMENDING SECTION 33-1004, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 33-5208, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1317
BY EDUCATION COMMITTEE
AN ACT
RELATING TO KINDERGARTEN; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1029, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING KINDERGARTEN SAVINGS ACCOUNTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1318
BY EDUCATION COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING SECTION 33-1002, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING SUPPORT UNITS FOR CERTAIN KINDERGARTEN STUDENTS AND TO PROVIDE FOR POLICIES ESTABLISHED BY THE STATE BOARD OF EDUCATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1319
BY EDUCATION COMMITTEE
AN ACT
RELATING TO TRANSPORTATION OF PUPILS; AMENDING SECTION 33-1510, IDAHO CODE, TO PROVIDE AN EXCEPTION REGARDING CONTRACTS THAT RECEIVE CERTAIN FEDERAL FUNDING; AND DECLARING AN EMERGENCY.

S 1320
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO BIRTH CERTIFICATES AND ADOPTION RECORDS; AMENDING SECTION 39-258, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING CERTAIN ADOPTIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-259, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING CERTAIN ADOPTIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-259A, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES FOR TECHNICAL ERRORS AND TO DECLARE AN EMERGENCY AND PROVIDE AN EFFECTIVE DATE.

S 1321
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO ASSAULT AND BATTERY; AMENDING SECTION 18-915, IDAHO CODE, TO PROVIDE FOR ASSAULT OR BATTERY UPON EMPLOYEES OF A PUBLIC OR CONSUMER-OWNED UTILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1322
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO SEXUAL OFFENDER REGISTRATION; AMENDING SECTION 18-8307, IDAHO CODE, TO REVISE A PROVISION REGARDING REGISTRATION; AMENDING SECTION 18-8308, IDAHO CODE, TO REVISE PROVISIONS REGARDING ADDRESS VERIFICATION AND REGISTRATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1323
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO RAPE; AMENDING SECTION 18-6103, IDAHO CODE, TO REMOVE A PROVISION REGARDING RAPE AND TO REVISE A PROVISION REGARDING PENETRATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1324
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO MINORS; AMENDING SECTION 18-1506, IDAHO CODE, TO REMOVE A PROVISION REGARDING
SEXUAL ABUSE OF A CHILD UNDER THE AGE OF SIXTEEN YEARS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 18-1508A, IDAHO CODE, TO REMOVE A PROVISION REGARDING SEXUAL BATTERY OF A MINOR SIXTEEN OR SEVENTEEN YEARS OF AGE AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1325
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO SEX CRIMES; REPEALING SECTION 18-6601, IDAHO CODE, RELATING TO ADULTERY; REPEALING SECTION 18-6603, IDAHO CODE, RELATING TO FORNICATION; REPEALING SECTION 18-6605, IDAHO CODE, RELATING TO CRIMES AGAINST NATURE AND PUNISHMENT; REPEALING SECTION 18-6606, IDAHO CODE, RELATING TO CRIMES AGAINST NATURE AND PENETRATION; AMENDING SECTION 18-6602, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REVISE PROVISIONS REGARDING INCENT, AND TO DEFINE A TERM; AMENDING CHAPTER 66, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-6602, IDAHO CODE, TO PROVIDE FOR THE CRIME OF SEXUAL ABUSE OF AN ANIMAL, TO DEFINE TERMS, TO PROVIDE A PENALTY, AND TO PROVIDE CERTAIN EXEMPTIONS; AMENDING CHAPTER 66, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-6603, IDAHO CODE, TO PROVIDE FOR THE CRIME OF SEXUAL ABUSE OF HUMAN REMAINS, TO DEFINE TERMS, TO PROVIDE A PENALTY, AND TO PROVIDE CERTAIN EXEMPTIONS; AMENDING SECTION 18-6608, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REVISE PROVISIONS REGARDING FORCIBLE PENETRATION BY USE OF A FOREIGN OBJECT, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 18-6609, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE LANGUAGE; AMENDING SECTION 16-1602, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TERMINOLOGY; AMENDING SECTION 16-2005, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 16-2005, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 18-310, IDAHO CODE, TO REMOVE A CODE REFERENCE AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 18-909, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 18-911, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 18-4502, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 18-7905, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 18-8303, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE, TO PROVIDE A CORRECT CODE REFERENCE, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 18-8304, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE, TO PROVIDE CORRECT CODE REFERENCES, TO REVISE PROVISIONS REGARDING APPLICABILITY, AND TO PROVIDE APPLICABILITY IN CERTAIN INSTANCES; AMENDING SECTION 18-8704, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDESIGNATE THE SECTION AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 19-2515, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 19-2520C, IDAHO CODE, TO REMOVE A CODE REFERENCE; AMENDING SECTION 19-3004A, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 20-509, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 20-525A, IDAHO CODE, TO REMOVE A CODE REFERENCE, TO PROVIDE A CORRECT CODE REFERENCE, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 20-1005, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE FOR CERTAIN CRIMES; AMENDING SECTION 39-1113, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO PROVIDE FOR CERTAIN CRIMES; AMENDING SECTION 72-1025, IDAHO CODE, TO REMOVE A CODE REFERENCE AND TO PROVIDE A CORRECT CODE REFERENCE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1326
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO LICENSING; AMENDING SECTION 39-1202, IDAHO CODE, TO DEFINE TERMS AND TO REMOVE A DEFINITION; AMENDING SECTION 39-1203, IDAHO CODE, TO REVISE TERMINOLOGY AND TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 39-1204, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-1205, IDAHO CODE, TO REVISE PROVISIONS REGARDING EVALUATION OF DISCLOSURE REPORTS; AMENDING SECTION 39-1207, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-1208, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-1209, IDAHO CODE, TO REVISE PROVISIONS REGARDING STANDARDS FOR CHILDREN'S AGENCIES; AMENDING SECTION 39-1210, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-1211, IDAHO CODE, TO PROVIDE THAT CERTAIN FOSTER HOMES SHALL BE LICENSED FOR ONE YEAR, TO PROVIDE RULEMAKING AUTHORITY TO THE DEPARTMENT OF HEALTH AND WELFARE, TO PROVIDE FOR LICENSING RENEWAL APPLICATIONS, TO PROVIDE FOR PROVISIONAL LICENSING, TO PROVIDE FOR CERTAIN HOME VISITS, TO PROVIDE FOR DENIAL, SUSPENSION, REVOCATION, OR NONRENEWAL OF FOSTER HOME LICENSES, TO PROVIDE FOR APPEALS, AND TO PROVIDE FOR LEGAL ACTION AGAINST A PERSON OPERATING A FOSTER HOME WITHOUT A LICENSE; REPEALING SECTION 39-1212, IDAHO CODE, RELATING TO APPLICATION OF THE ADMINISTRATIVE PROCEDURE ACT; AMENDING SECTION 39-1213, IDAHO CODE, TO REVISE PROVISIONS REGARDING LICENSING AUTHORITY; AMENDING SECTION 39-1214, IDAHO CODE, TO REVISE PROVISIONS REGARDING ELIGIBILITY FOR A LICENSE; AMENDING SECTION 39-1215, IDAHO CODE, TO REVISE PROVISIONS REGARDING EXPIRATION AND RENEWAL OF CERTAIN LICENSES; REPEALING SECTION 39-1216, IDAHO CODE, RELATING TO A PROVISIONAL LICENSE; AMENDING CHAPTER 12, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1216, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING PROVISIONAL LICENSES FOR A CHILDREN'S AGENCY,
CHILDREN'S THERAPEUTIC OUTDOOR PROGRAM, OR CHILDREN'S RESIDENTIAL CARE FACILITY LICENSE; AMENDING SECTION 39-1217, IDAHO CODE; TO REVISE PROVISIONS REGARDING VISITATION; REPEALING SECTION 39-1218, IDAHO CODE, RELATING TO DENIAL, SUSPENSION, REVOCATION, OR NONRENEWAL OF LICENSES; AMENDING CHAPTER 12, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1218, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING REMOVAL OF CHILDREN; REPEALING SECTION 39-1222, IDAHO CODE, RELATING TO AN ACTION AGAINST AN UNLICENSED FOSTER HOME; CHILDREN'S AGENCY, THERAPEUTIC OUTDOOR PROGRAM, OR RESIDENTIAL CARE FACILITY; AMENDING CHAPTER 12, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1222, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING BEHAVIOR DEVIATION, OR NONRENEWAL OF A LICENSE FOR A CHILDREN'S AGENCY, CHILDREN'S THERAPEUTIC OUTDOOR PROGRAM, OR CHILDREN'S RESIDENTIAL CARE FACILITY; REPEALING SECTION 39-1219, IDAHO CODE, RELATING TO APPEALS; AMENDING CHAPTER 12, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1219, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING APPEALS; AMENDING SECTION 39-1221, IDAHO CODE, TO REVISE PROVISIONS REGARDING REMOVAL OF CHILDREN; REPEALING SECTION 39-1222, IDAHO CODE, RELATING TO AN ACTION AGAINST AN UNLICENSED FOSTER HOME, CHILDREN'S AGENCY, THERAPEUTIC OUTDOOR PROGRAM, OR RESIDENTIAL CARE FACILITIES; AMENDING SECTION 39-1301, IDAHO CODE, TO DEFINE TERMS AND TO REVISE DEFINITIONS; AMENDING SECTION 39-1301A, IDAHO CODE, TO REVISE TERMINOLOGY AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 39-1301B, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-1303A, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-1303B, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-1303C, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-1304, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-1306, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-1307, IDAHO CODE, TO REVISE PROVISIONS REGARDING RULES AND ENFORCEMENT; AMENDING SECTION 39-1307A, IDAHO CODE, TO REVISE PROVISIONS REGARDING FOOD PURCHASING AND STORAGE; AMENDING SECTION 39-1307B, IDAHO CODE, TO REVISE PROVISIONS REGARDING MINIMUM STAFFING REQUIREMENTS; AMENDING SECTION 39-1402, IDAHO CODE, TO DEFINE TERMS AND TO REVISE DEFINITIONS; REPEALING SECTION 39-1403, IDAHO CODE, RELATING TO THE DIVISION OF HEALTH FACILITIES SURVEY AND CONSTRUCTION; AMENDING SECTION 39-1404, IDAHO CODE, TO REVISE PROVISIONS REGARDING GENERAL POWERS AND DUTIES OF A CERTAIN AGENCY; AMENDING SECTION 39-2401, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-2402, IDAHO CODE, TO DEFINE TERMS AND TO REVISE DEFINITIONS; AMENDING SECTION 39-2403, IDAHO CODE, TO REVISE TERMINOLOGY, TO REMOVE OBSOLETE LANGUAGE, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-2404, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-2405, IDAHO CODE, TO REVISE PROVISIONS REGARDING RULES AND ENFORCEMENT; AMENDING SECTION 39-2407, IDAHO CODE, TO REVISE PROVISIONS REGARDING CONFIDENTIALITY; AMENDING SECTION 39-2408, IDAHO CODE, TO REVISE PROVISIONS REGARDING INJUNCTIONS TO PREVENT OPERATION WITHOUT A LICENSE; AMENDING SECTION 39-3302, IDAHO CODE, TO DEFINE TERMS, TO REMOVE DEFINITIONS, AND TO REVISE DEFINITIONS; AMENDING SECTION 39-3303, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3305, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-3307, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3308, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3313, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3314, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-3315, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3316, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-3321, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3326, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3330, IDAHO CODE, TO REVISE PROVISIONS REGARDING A CERTAIN ADVISORY COUNCIL; AMENDING SECTION 39-3331, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE POWERS AND DUTIES OF A CERTAIN ADVISORY COUNCIL; AMENDING SECTION 39-3332, IDAHO CODE, TO REVISE PROVISIONS REGARDING MEETINGS OF A CERTAIN ADVISORY COUNCIL; AMENDING SECTION 39-3333, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3340, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3345, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3349, IDAHO CODE, TO REVISE PROVISIONS REGARDING RESPONSIBILITY FOR INSPECTIONS AND TECHNICAL ASSISTANCE; AMENDING SECTION 39-3351, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3352, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3353, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3354A, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3355, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3357, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3358, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3501, IDAHO CODE, TO REVISE TERMINOLOGY AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 39-3502, IDAHO CODE, TO DEFINE TERMS, TO REMOVE DEFINITIONS, AND TO REVISE DEFINITIONS; AMENDING SECTION 39-3504, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3505, IDAHO CODE, TO REVISE TERMINOLOGY AND TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 39-3508, IDAHO CODE, TO REVISE TERMINOLOGY; REPEALING SECTION 39-3511, IDAHO CODE, RELATING TO A CERTAIN ADVISORY COUNCIL; AMENDING SECTION 39-3513, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3516, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-3520, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-3521, IDAHO CODE, TO REVISE TERMINOLOGY;
AMENDING SECTION 39-3522, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3523, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3524, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3525, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3526, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3527, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-3554, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-4602, IDAHO CODE, TO REVISE PROVISIONS REGARDING STATUTORY PURPOSE; AMENDING SECTION 39-4605, IDAHO CODE, TO REMOVE PROVISIONS REGARDING AN APPLICATION FOR APPROVAL AND CERTIFICATION OF A DEVELOPMENTAL DISABILITIES FACILITY; AMENDING CHAPTER 46, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-4605A, IDAHO CODE, TO PROVIDE FOR DUTIES OF THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES WITH REGARD TO APPROVAL AND CERTIFICATION OF A DEVELOPMENTAL DISABILITIES FACILITY; AMENDING SECTION 39-5302, IDAHO CODE, TO DEFINE TERMS; AMENDING SECTION 39-5303, IDAHO CODE, TO REVISE TERMINOLOGY, TO PROVIDE A CORRECT CODE REFERENCE, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-5303A, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-5304, IDAHO CODE, TO REVISE TERMINOLOGY, TO PROVIDE A CORRECT CODE REFERENCE, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-5308, IDAHO CODE, TO REVISE PROVISIONS REGARDING INTERAGENCY COOPERATION; AMENDING SECTION 39-5309, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-5009, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-1392a, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 39-3301, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 39-3322, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 54-3215, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 56-101, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 56-1402, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 63-701, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 66-327, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE, AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

AMENDING SECTION 66-320, IDAHO CODE, TO REMOVE A CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 66-322, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTAIN JUDICIAL PROCEDURES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 66-324, IDAHO CODE, TO REMOVE CODE REFERENCES; AMENDING SECTION 66-326, IDAHO CODE, TO REVISE PROVISIONS REGARDING DETentions WITHOUT HEARING; REPEALING SECTION 66-327, IDAHO CODE, RELATING TO THE RESPONSIBILITY FOR COSTS OF COMMITMENT AND CARE OF PATIENTS; AMENDING CHAPTer 3, TITLE 66, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 66-327, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE RESPONSIBILITY FOR COSTS OF COMMITMENT AND CARE OF PATIENTS; AMENDING SECTION 66-329, IDAHO CODE, TO REVISE PROVISIONS REGARDING COMMITMENT ORDERS; AMENDING SECTION 66-330, IDAHO CODE, TO PROVIDE THAT THE DEPARTMENT OF HEALTH AND WELFARE SHALL DELIVER CERTAIN PATIENTS TO A DESIGNATED FACILITY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 66-337, IDAHO CODE, TO REVISE PROVISIONS REGARDING TERMINATION OF THE COMMITMENT OF AN INVOLUNTARY PATIENT; AMENDING SECTION 66-354, IDAHO CODE, TO REVISE PROVISIONS REGARDING LIABILITY OF RELATIVES; AND DECLARING AN EMERGENCY.

S 1328
BY HEALTH AND WELFARE COMMITTEE

AN ACT
RELATING TO TELEHEALTH; AMENDING SECTION 54-1733, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE VALIDITY OF PRESCRIPTION DRUG ORDERS; AMENDING SECTION 54-5703, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 54-5705, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE PROVIDER-PATIENT RELATIONSHIP; AMENDING SECTION 54-5706, IDAHO CODE, TO REVISE PROVISIONS REGARDING EVALUATION AND TREATMENT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1329
BY HEALTH AND WELFARE COMMITTEE

AN ACT
RELATING TO THE EXTENDED EMPLOYMENT SERVICES PROGRAM; REPEALING CHAPTER 63, TITLE 33, IDAHO CODE, RELATING TO THE EXTENDED EMPLOYMENT SERVICES PROGRAM; AMENDING TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 17, TITLE 56, IDAHO CODE, TO DEFINE TERMS, TO ESTABLiSH THE EXTENDED EMPLOYMENT SERVICES PROGRAM IN THE DEPARTMENT OF HEALTH AND WELFARE, TO ESTABLISH PROVISIONS REGARDING PROGRAM ELIGIBILITY AND ADMINISTRATION, TO ESTABLISH PROVISIONS REGARDING COVERED SERVICES AND INDIVIDUAL PROGRAM PLANS, AND TO ESTABLISH PROVISIONS REGARDING PROGRAM PROVIDERS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1327
BY HEALTH AND WELFARE COMMITTEE

AN ACT
RELATING TO HOSPITALIZATION OF MENTALLY ILL INDIVIDUALS; AMENDING SECTION 66-317, IDAHO CODE, TO DEFINE TERMS, TO REVISE DEFINITIONS, AND TO REMOVE A DEFINITION; AMENDING SECTION 66-318, IDAHO CODE, TO REVISE PROVISIONS REGARDING AUTHORITY TO ADMIT VOLUNTARY PATIENTS; AMENDING SECTION 66-319, IDAHO CODE, TO REMOVE A CODE REFERENCE;
S 1330
BY HEALTH AND WELFARE COMMITTEE
AN ACT
RELATING TO NATUROPATHIC DOCTOR LICENSING AND NATUROPATH REGISTRATION; AMENDING TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 59, TITLE 54, IDAHO CODE, TO DECLARE POLICY, TO DEFINE TERMS, TO PROVIDE FOR THE CREATION OF A BOARD OF NATUROPATHIC HEALTH CARE, TO PROVIDE FOR BOARD DUTIES AND POWERS, TO PROVIDE FOR VOLUNTARY NATUROPATHIC DOCTOR LICENSURE, TO ESTABLISH A SCOPE OF PRACTICE, TO PROVIDE FOR CERTAIN PRESCRIPTIVE RIGHTS, TO PROVIDE FOR REGISTRATION, TO PROVIDE FOR ISSUANCE AND REVOCATION OF LICENSES AND REGISTRATIONS, TO PROVIDE CERTAIN IMMUNITY, TO PROVIDE FOR PUBLIC HEALTH LAWS, AND TO ESTABLISH A FORMULARY COMMITTEE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1312, S 1313, S 1314, S 1315, S 1316, S 1317, S 1318, S 1319, S 1320, S 1321, S 1322, S 1323, S 1324, S 1325, S 1326, S 1327, S 1328, S 1329, and S 1330 were 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 Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5:54 p.m. until the hour of 11 a.m., Tuesday, February 15, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
President McGeachin called the Senate to order at 11 a.m. Roll call showed all members present except Senator Souza, absent and formally excused by the Chair. Prayer was offered by Chaplain Doug Armstrong. The Pledge of Allegiance was led by Aurelia Anderson, 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 February 14, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

February 15, 2022

The JUDICIARY AND RULES Committee reports that SCR 117, SCR 118, S 1310, S 1311, S 1312, S 1313, S 1314, S 1315, S 1316, S 1317, S 1318, S 1319, S 1320, S 1321, S 1322, S 1323, S 1324, S 1325, S 1326, S 1327, S 1328, S 1329, and S 1330 have been correctly printed.

LAKEY, Chairman

SCR 117 and SCR 118 were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

S 1310 and S 1311 were referred to the State Affairs Committee.

S 1312 was referred to the Agricultural Affairs Committee.

S 1313 was referred to the Resources and Environment Committee.

S 1314, S 1315, S 1316, S 1317, S 1318, and S 1319 were referred to the Education Committee.

S 1320, S 1321, S 1322, S 1323, S 1324, and S 1325 were referred to the Judiciary and Rules Committee.

S 1326, S 1327, S 1328, S 1329, and S 1330 were referred to the Health and Welfare Committee.

February 15, 2022

The AGRICULTURAL AFFAIRS Committee reports out H 455 with the recommendation that it do pass.

BURTENSHAW, Chairman

H 455 was filed for second reading.

On request by Senator Anthon, granted by unanimous consent, SCR 118 was referred to the Education Committee.

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

Messages from the House

February 14, 2022

Dear Madam President:

I transmit herewith H 510, H 536, H 537, and H 542, which have passed the House.

MAULIN, Chief Clerk

H 510, H 536, H 537, and H 542 were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that the State Affairs Committee report relative to the Gubernatorial appointment of Brian Yeagargin was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Stennett, the Gubernatorial appointment of Brian Yeagargin as a member of the Idaho Endowment Fund Investment Board 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 her 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 appointment of Mark Tschampil was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Stennett, seconded by Senator Harris, the Gubernatorial appointment of Mark Tschampil as the Administrator of the Idaho Division of Veterans Services 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 her 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 Resources and Environment Committee report relative to the Gubernatorial appointment of Mike Edmondson was before the Senate for final consideration, the question being, "Shall the report be adopted?"
On motion by Senator Patrick, seconded by
Senator Burgoyne, the Gubernatorial appointment of Mike
Edmondson as the Administrator of the Office of Species
Conservation 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 her 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 Commerce and Human
Resources Committee report relative to the Gubernatorial
appointment of Darin DeAngeli was before the Senate for final
consideration, the question being, "Shall the report be adopted?"

On motion by Senator Grow, seconded by Senator Burgoyne,
the Gubernatorial appointment of Darin DeAngeli as a member of
the Public Employee Retirement System of Idaho Board 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 her 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**

H 510, by Revenue and Taxation Committee, was
introduced, read the first time at length, and referred to the Local
Government and Taxation Committee.

H 536, H 537, and H 542, by Judiciary, Rules and
Administration Committee, were introduced, read the first time
at length, and referred to the Judiciary and Rules Committee.

The Senate advanced to the Twelfth Order of Business.

**Second Reading of Bills**

S 1292, by Finance Committee, was read the second time at
length and filed for third reading.

S 1280, by Education Committee, was read the second time
at length and filed for third reading.

H 461, by Education Committee, was read the second time
at length and filed for third reading.

S 1270, 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 Thirteenth Order of Business.

**Third Reading of Bills**

H 445 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**–Agenbroad, Anthon, Bayer, Blair (Johnson),
Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow,
Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson,
Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Stennett, Thayn,
VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrou,
Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Souza. Total - 1.

Total - 35.

Whereupon the President declared H 445 passed, title was
approved, and the bill ordered returned to the House.

S 1256 was read the third time at length, section by section,
and placed before the Senate for final consideration. Acting
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**–Agenbroad, Anthon, Bayer, Blair (Johnson),
Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow,
Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson,
Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Stennett, Thayn,
VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrou,
Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Souza. Total - 1.

Total - 35.

Whereupon the President declared S 1256 passed, title was
approved, and the bill ordered transmitted to the House.

S 1257 was read the third time at length, section by section,
and placed before the Senate for final consideration. Senator
Wintrou arose as sponsor of the bill and opened the debate. The
question being, "Shall the bill pass?"

Roll call resulted as follows:

**AYES**–Agenbroad, Anthon, Blair (Johnson), Burgoyne,
Burtenshaw, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider,
Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks,
Semmelroth, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking,


Absent and excused–Souza. Total - 1.

Total - 35.

Whereupon the President declared S 1257 passed, title was
approved, and the bill ordered transmitted to the House.

S 1258 was read the third time at length, section by section,
and placed before the Senate for final consideration. Senator
Stennett arose as sponsor of the bill and opened the debate. The
question being, "Shall the bill pass?"

Roll call resulted as follows:

**AYES**–Agenbroad, Anthon, Bayer, Blair (Johnson),
Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow,
Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson,
Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Stennett, Thayn,
VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrou,
Woodward, Zito. Total - 34.

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

Total - 35.

Whereupon the President declared S 1258 passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, S 1280 was placed at the head of the Third Reading Calendar, followed by Senate bills, followed by House bills.

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

**Miscellaneous Business**

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:51 a.m. until the hour of 11 a.m., Wednesday, February 16, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE
_________________________

THIRTY-EIGHTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 16, 2022

Senate Chamber

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

Roll call showed all members present except Senators Agenbroad, Den Hartog, Nye, and Rice, absent and formally excused by the Chair; and Senator Burgoyne, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Tyler Freeman, 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 February 15, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

Senators Rice and Den Hartog were recorded present at this order of business.

February 15, 2022

The RESOURCES AND ENVIRONMENT Committee reports out S 1264 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

VICK, Chairman

There being no objection, S 1264 was referred to the Fourteenth Order of Business, General Calendar.

February 15, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out S 1282 and S 1299 with the recommendation that they do pass.

PATRICK, Chairman

S 1282 and S 1299 were filed for second reading.

February 15, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Margaret Henbest to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025.

PATRICK, Chairman

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

February 15, 2022

The HEALTH AND WELFARE Committee reports out S 1287 with the recommendation that it do pass.

MARTIN, Chairman

S 1287 was filed for second reading.

February 15, 2022

The EDUCATION Committee reports out H 506 with the recommendation that it do pass.

THAYN, Chairman

H 506 was filed for second reading.

February 15, 2022

The EDUCATION Committee reports out S 1291 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

THAYN, Chairman

There being no objection, S 1291 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

February 14, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Randy Doman of Cottonwood, Idaho, was reappointed to the Parks and Recreation Board to serve a term commencing June 30, 2020, and expiring June 30, 2026.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,

/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Resources and Environment Committee.
February 14, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Irving Littman of Boise, Idaho, was reappointed to the Idaho Endowment Fund Investment Board to serve a term commencing April 11, 2021, and expiring April 11, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 15, 2022

Dear Madam President:

I transmit herewith H 559 and H 531, which have passed the House.

MAULIN, Chief Clerk

H 559 and H 531 were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

Senator Burgoyne was recorded present at this order of business.

The President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial reappointment of Hyatt Erstad was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Ward-Engelking, seconded by Senator Stennett, the Gubernatorial reappointment of Hyatt Erstad as a member of the Idaho Health Insurance Exchange Board 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 her 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 Commerce and Human Resources Committee report relative to the Gubernatorial appointment of Peter Sorensen was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Grow, seconded by Senator Stennett, the Gubernatorial appointment of Peter Sorensen as a member of the Idaho Health Insurance Exchange Board 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 her 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 committee report relative to the Gubernatorial reappointment of Albert Baker was placed before the Senate for final consideration at this time.

The President announced that the Resources and Environment Committee report relative to the Gubernatorial reappointment of Albert Barker was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Burtenshaw, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of Albert Barker as a member of the Idaho Water Resource Board 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 her 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 1331
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF MEDICAID IN THE ENHANCED MEDICAID PLAN FOR FISCAL YEAR 2022; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF MEDICAID IN THE ENHANCED MEDICAID PLAN FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF MEDICAID FOR THE EXPANSION MEDICAID PLAN FOR FISCAL YEAR 2022; AND DECLARING AN EMERGENCY.

S 1331 was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 559, by Resources and Conservation Committee, was introduced, read the first time at length, and referred to the Agricultural Affairs Committee.

H 531, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 455, by Agricultural Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.
Third Reading of Bills

On request by Senator Den Hartog, granted by unanimous consent, S 1254 was referred to the Fourteenth Order of Business, General Calendar.

S 1280 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?”

Roll call resulted as follows:


NAYS–None.

Absent and excused–Agenbroad, Nye. Total - 2.

Total - 35.

Whereupon the President declared S 1280 passed, title was approved, and the bill ordered transmitted to the House.

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 Stennett, by voice vote, the Senate adjourned at 11:54 a.m. until the hour of 10:30 a.m., Thursday, February 17, 2022.

JANICE MCGECHIN, President

Attest: JENNIFER NOVAK, Secretary
THIRTY-NINTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 17, 2022

SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

February 16, 2022

The RESOURCES AND ENVIRONMENT Committee reports out S 1276 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

VICK, Chairman

There being no objection, S 1276 was referred to the Fourteenth Order of Business, General Calendar.

February 16, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out H 480 with the recommendation that it do pass.

RICE, Chairman

H 480 was filed for second reading.

February 16, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Jared Zwygart to the State Tax Commission, term to expire March 8, 2027.

RICE, Chairman

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

February 16, 2022

The JUDICIARY AND RULES Committee reports out H 451, H 452, H 453, H 469, and S 1279 with the recommendation that they do pass.

LAKEY, Chairman

H 451, H 452, H 453, H 469, and S 1279 were filed for second reading.

February 16, 2022

The EDUCATION Committee reports out S 1290 with the recommendation that it do pass.

THAYN, Chairman

S 1290 was filed for second reading.

February 16, 2022

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

Cally Roach to the State Board of Education, term to expire July 1, 2023;

William G. Gilbert Jr. to the State Board of Education, term to expire July 1, 2026.

THAYN, Chairman

Senate Chamber

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

Roll call showed all members present except President Pro Tempore Winder, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Lyndsey Lewis, 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 February 16, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

February 17, 2022

The JUDICIARY AND RULES Committee reports that S 1331 has been correctly printed.

LAKEY, Chairman

S 1331 was referred to the Finance Committee.

February 16, 2022

The STATE AFFAIRS Committee reports out S 1263, S 1308, and S 1309 with the recommendation that they do pass.

LODGE, Chair

S 1263, S 1308, and S 1309 were filed for second reading.

February 16, 2022

The RESOURCES AND ENVIRONMENT Committee reports out S 1275, S 1277, and S 1278 with the recommendation that they do pass.

VICK, Chairman

S 1275, S 1277, and S 1278 were filed for second reading.
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.

February 16, 2022

The HEALTH AND WELFARE Committee reports out S 1283, S 1284, and S 1285 with the recommendation that they do pass.

MARTIN, Chairman

S 1283, S 1284, and S 1285 were filed for second reading.

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

Messages from the House

February 16, 2022

Dear Madam President:

I transmit herewith HCR 33, HCR 32, H 515, H 516, H 533, H 479, and H 526, which have passed the House.

MAULIN, Chief Clerk

HCR 33, HCR 32, H 515, H 516, H 533, H 479, and H 526 were filed for first reading.

February 16, 2022

Dear Madam President:

I return herewith S 1249, which has passed the House.

MAULIN, Chief Clerk

S 1249 was referred to the Judiciary and Rules Committee for enrolling.

February 16, 2022

Dear Madam President:

I transmit herewith Enrolled H 472 and H 450 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 472 and H 450 and ordered them returned to the House.

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

Motions and Resolutions

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

The President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial reappointment of Stephen Weeg was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Nye, seconded by Senator Guthrie, the Gubernatorial reappointment of Stephen Weeg as a member of the Idaho Health Insurance Exchange Board 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 her 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 1332

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO WITNESSES; AMENDING SECTION 9-203, IDAHO CODE, TO PROVIDE FOR CONFIDENTIAL RELATIONS AND COMMUNICATIONS FOR EMPLOYEES AND VOLUNTEERS AT A DOMESTIC OR SEXUAL VIOLENCE PROGRAM IN CERTAIN INSTANCES, TO PROVIDE CERTAIN EXEMPTIONS, TO DEFINE TERMS, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1333

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO THE FOURTH JUDICIAL DISTRICT; AMENDING SECTION 1-805, IDAHO CODE, TO REVISE THE NUMBER OF JUDGES IN THE FOURTH JUDICIAL DISTRICT AND TO REVISE PROVISIONS REGARDING RESIDENT CHAMBERS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1334

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO THE IDAHO CORRECTIONAL INDUSTRIES ACT; AMENDING SECTION 20-402, IDAHO CODE, TO DEFINE A TERM AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 20-413A, IDAHO CODE, TO AUTHORIZE TRAINING PROGRAMS WITH CERTAIN PRIVATE EMPLOYERS, TO REVISE A PROVISION REGARDING RULES, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1332, S 1333, and S 1334 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

HCR 33, by Transportation and Defense Committee, was introduced, read at length, and referred to the Transportation Committee.

HCR 32, by Transportation and Defense Committee, was introduced, read at length, and referred to the State Affairs Committee.

H 515 and H 516, by Health and Welfare Committee, were introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 533, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 479 and H 526, by Transportation and Defense Committee, were introduced, read the first time at length, and referred to the Transportation Committee.

The Senate advanced to the Twelfth Order of Business.
Second Reading of Bills

S 1282 and S 1299, by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

S 1287, by Health and Welfare Committee, was read the second time at length and filed for third reading.

H 506, by Education 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

S 1272 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Burtenshaw, Cook, Grow, Lent, Ricks. Total - 5.

Total - 35.

Whereupon the President declared S 1272 passed, title was approved, and the bill ordered transmitted to the House.

S 1274 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:


NAYS–None. Total - 1.

Whereupon the President declared S 1274 passed, title was approved, and the bill ordered transmitted to the House.

S 1228 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Whereupon the President declared S 1228 passed, title was approved, and the bill ordered transmitted to the House.

S 1253 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent 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 1253 passed, title was approved, and the bill ordered transmitted to the House.

S 1268 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:


Whereupon the President declared S 1268 passed, title was approved, and the bill ordered transmitted to the House.

S 1237 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick 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–Stennett. Total - 1.

Total - 35.

Whereupon the President declared S 1237 passed, title was approved, and the bill ordered transmitted to the House.

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 Burgoyne, by voice vote, the Senate adjourned at 12:04 p.m. until the hour of 10:30 a.m., Friday, February 18, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE
FORTIETH LEGISLATIVE DAY
FRIDAY, FEBRUARY 18, 2022

President McGeachin called the Senate to order at 10:30 a.m.
Roll call showed all members present except Senator Rice, absent and formally excused by the Chair; and Senator Ricks, absent and excused.

Prayer was offered by Senator Steve Vick.
The Pledge of Allegiance was led by Haydon Madison, 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 February 17, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees
Senator Ricks was recorded present at this order of business.

February 18, 2022

The JUDICIARY AND RULES Committee reports that S 1332, S 1333, and S 1334 have been correctly printed.

LAKEY, Chairman

S 1332, S 1333, and S 1334 were referred to the Judiciary and Rules Committee.

February 18, 2022

The JUDICIARY AND RULES Committee reports that S 1249 has been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1249 and ordered it transmitted to the House for the signature of the Speaker.

February 17, 2022

The FINANCE Committee reports out S 1331 with the recommendation that it do pass.

AGENBROAD, Chairman

S 1331 was filed for second reading.

February 17, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out S 1295 and S 1296 with the recommendation that they do pass.

PATRICK, Chairman

S 1295 and S 1296 were filed for second reading.

February 17, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out S 1298 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

PATRICK, Chairman

There being no objection, S 1298 was referred to the Fourteenth Order of Business, General Calendar.

February 17, 2022

The EDUCATION Committee reports out S 1319 and SCR 118 with the recommendation that they do pass.

THAYN, Chairman

S 1319 was filed for second reading.

SCR 118 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 18, 2022

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

Britt Raubenheimer to the Commission for the Blind and Visually Impaired, term to expire July 1, 2024;

Mark Watkins to the Commission for the Blind and Visually Impaired, term to expire July 1, 2023.

MARTIN, 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.

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

Messages from the House
February 17, 2022

Dea Madam President:

I transmit herewith H 530, H 512, H 522, H 566, and H 545, which have passed the House.

MAULIN, Chief Clerk

H 530, H 512, H 522, H 566, and H 545 were filed for first reading.
February 17, 2022

Dear Madam President:

I transmit herewith Enrolled H 445 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 445 and ordered it returned to the House.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that the State Affairs Committee report relative to the Gubernatorial appointment of Joseph Forney was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Stennett, the Gubernatorial appointment of Joseph Forney as a member of the Idaho Endowment Fund Investment Board 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 her 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 Resources and Environment Committee report relative to the Gubernatorial appointment of Brian Olmstead was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Patrick, seconded by Senator Stennett, the Gubernatorial appointment of Brian Olmstead as a member of the Idaho Water Resource Board 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 her 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 Resources and Environment Committee report relative to the Gubernatorial appointment of Dean Stevenson was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Anthon, seconded by Senator Semmelroth, the Gubernatorial appointment of Dean Stevenson as a member of the Idaho Water Resource Board 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 her 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 Resources and Environment Committee report relative to the Gubernatorial appointment of Roger Chase was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Guthrie, seconded by Senator Nye, the Gubernatorial appointment of Roger Chase as a member of the Idaho Water Resource Board 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 her 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 remaining Gubernatorial appointments retained their place on the calendar for one legislative day.

The President announced that SCR 114 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Acting Senator Blair, seconded by Senator Lee, SCR 114 was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that SCR 115 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Patrick, seconded by Senator Stennett, SCR 115 was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that HCR 29 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Nelson, seconded by Senator Agenbroad, HCR 29 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 Eleventh Order of Business.

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

H 530, by Agricultural Affairs Committee, was introduced, read the first time at length, and referred to the Agricultural Affairs Committee.

H 512, H 522, and H 566, by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 545, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

On request by Senator Anthon, granted by unanimous consent, S 1263 was referred to the Fourteenth Order of Business, General Calendar.

S 1308 and S 1309, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1275, S 1277, and S 1278, by Resources and Environment Committee, were read the second time at length and filed for third reading.

H 480, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.
H 451, H 452, H 453, and H 469, by Judiciary, Rules and Administration Committee, were read the second time at length and filed for third reading.

S 1279, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

S 1290, by Education Committee, was read the second time at length and filed for third reading.

S 1283, S 1284, and S 1285, by Health and Welfare Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

S 1244 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.


Total - 35.

Whereupon the President declared S 1244 passed, title was approved, and the bill ordered transmitted to the House.

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

General Calendar

On request by Senator Vick, granted by unanimous consent, S 1264 was referred to the Twelfth Order of Business, Second Reading Calendar.

S 1264 was filed for second reading.

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 Stennett, by voice vote, the Senate adjourned at 11:59 a.m. until the hour of 10 a.m., Monday, February 21, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

FORTY-THIRD LEGISLATIVE DAY
MONDAY, FEBRUARY 21, 2022

Senate Chamber

President McGeachin called the Senate to order at 10 a.m.
Roll call showed all members present except Senator Bayer, absent and formally excused by the Chair; and Senators Lee and Wintrow, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Shayanne Richardson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 18, 2022, 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.

Senator Lee was recorded present at this order of business.

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

Reports of Standing Committees

February 18, 2022

The STATE AFFAIRS Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Jerry Aldape to the Idaho Endowment Fund Investment Board, term to expire April 11, 2025.

LODGE, Chair

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

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

Messages from the House

February 18, 2022

Dear Madam President:

I transmit herewith H 564 and H 565, which have passed the House.

MAULIN, Chief Clerk

H 564 and H 565 were filed for first reading.

February 18, 2022

Dear Madam President:

I return herewith S 1238, which has passed the House.

MAULIN, Chief Clerk

S 1238 was referred to the Judiciary and Rules Committee for enrolling.

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

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

H 564 and H 565, 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

S 1331, by Finance Committee, was read the second time at length and filed for third reading.

S 1295 and S 1296, by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

S 1319, by Education Committee, was read the second time at length and filed for third reading.

S 1264, by Resources and Environment Committee, was read the second time at length and filed for third reading.

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, the Senate went at ease and resolved itself into the Committee for the Memorial Service.

MEMORIAL SERVICE

The Service was conducted by Memorial Service Committee Co-chairmen Senator Dave Lent and Senator David Nelson. The Invocation was delivered by Senator Den Hartog. "Amazing Grace" was performed by KeAndra Harris and Alec Martin on the Violas. The Service was coordinated by Jim Hickey, Secretary to the Secretary of the Senate, Jacob Watkins, Senate Journal Clerk and Rellie Wisdom, Administrative Assistant to the President Pro Tempore.
IN THE SENATE
A SENATE MEMORIAL

WHEREAS, the late Senator RAY RIGBY passed since the close of the First Regular Session of the Sixty-fifth Legislature to wit, June 12, 2019.

WHEREAS, the late Senator RAY RIGBY served in the interest of Fremont and Madison Counties during the Thirty-eighth through the Forty-first Legislatures.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator RAY RIGBY; and

BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the RAY RIGBY family.

On motion by Senator Ricks, seconded by Senator Stennett, the Memorial to the late Senator Ray Rigby was adopted by voice vote.

IN THE SENATE
A SENATE MEMORIAL

WHEREAS, the late Senator BETTY BENSON passed on since the close of the Second Regular Session of the Sixty-fifth Legislature to wit, January 9, 2020.

WHEREAS, the late Senator BETTY BENSON served in the interest of Latah County during the Fifty-first Legislature.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator BETTY BENSON; and

BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the BETTY BENSON family.

On motion by Senator Nelson, seconded by Senator Semmelroth, the Memorial to the late Senator Betty Benson was adopted by voice vote.

IN THE SENATE
A SENATE MEMORIAL

WHEREAS, the late Senator WILLIAM L. "WILD BILL" CROOKHAM passed on since the close of the Second Regular Session of the Sixty-fifth Legislature to wit, January 20, 2020.

WHEREAS, the late Senator WILLIAM L. "WILD BILL" CROOKHAM served in the interest of Canyon County during the Forty-first Legislature.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator WILLIAM L. "WILD BILL" CROOKHAM; and

BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the WILLIAM L. "WILD BILL" CROOKHAM family.

On motion by Senator Lodge, seconded by Senator Rice, the Memorial to the late Senator William L. "Wild Bill" Crookham was adopted by voice vote.

IN THE SENATE
A SENATE MEMORIAL

WHEREAS, the late Senator SHIRLEY MCKAGUE passed on since the close of the Second Regular Session of the Sixty-fifth Legislature to wit, May 20, 2020.

WHEREAS, the late Senator SHIRLEY MCKAGUE served in the interest of Ada County during the Fifty-ninth through the Sixty-first Legislatures.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator SHIRLEY MCKAGUE; and

BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the SHIRLEY MCKAGUE family.

On motion by President Pro Tempore Winder, seconded by Senator Stennett, the Memorial to the late Senator Shirley McKague was adopted by voice vote.

IN THE SENATE
A SENATE MEMORIAL

WHEREAS, the late Senator TERRY LEE SVERDSTEN passed on since the close of the Second Regular Session of the Sixty-fifth Legislature to wit, October 2, 2020.

WHEREAS, the late Senator TERRY LEE SVERDSTEN served in the interest of Kootenai and Benewah Counties during the Forty-sixth through the Forty-ninth Legislatures.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator TERRY LEE SVERDSTEN; and

BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the TERRY LEE SVERDSTEN family.
On motion by Senator Vick, seconded by Senator Woodward, the Memorial to the late Senator Terry Lee Sverdsten was adopted by voice vote.

**IN THE SENATE
A SENATE MEMORIAL**

WHEREAS, the late Senator CECIL INGRAM passed on since the close of the Second Regular Session of the Sixty-fifth Legislature to wit, October 29, 2020.

WHEREAS, the late Senator CECIL INGRAM served in the interest Ada County during the Fifty-second through the Fifty-seventh Legislatures.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator CECIL INGRAM; and

BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the CECIL INGRAM family.

On motion by President Pro Tempore Winder, seconded by Senator Burgoyne, the Memorial to the late Senator Cecil Ingram was adopted by voice vote.

**IN THE SENATE
A SENATE MEMORIAL**

WHEREAS, the late Senator ARTHUR LIN WHITWORTH passed on since the close of the First Regular Session of the Sixty-sixth Legislature to wit, April 10, 2021.

WHEREAS, the late Senator ARTHUR LIN WHITWORTH served in the interest of Bannock County during the Fifty-third through the First Regular Session of the Fifty-sixth Legislatures.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator ARTHUR LIN WHITWORTH; and

BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the ARTHUR LIN WHITWORTH family.

On motion by Senator Stennett, seconded by Senator Nye, the Memorial to the late Senator Arthur Lin Whitworth was adopted by voice vote.

**IN THE SENATE
A SENATE MEMORIAL**

WHEREAS, the late Senator RICHARD LEE "DICK" COMPTON served in the interest of Kootenai County during the Fifty-seventh through the Fifty-eighth Legislatures.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator RICHARD LEE "DICK" COMPTON; and

BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the RICHARD LEE "DICK" COMPTON family.

On motion by Senator Riggs, seconded by Senator Stennett, the Memorial to the late Senator Richard Lee "Dick" Compton was adopted by voice vote.

**IN THE SENATE
A SENATE MEMORIAL**

WHEREAS, the late Senator JOHN MIX II passed on since the close of the First Regular Session of the Sixty-sixth Legislature to wit, December 3, 2021.

WHEREAS, the late Senator JOHN MIX II served in the interest of Latah County during the Fortieth through the Forty-first Legislatures.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator JOHN MIX II; and

BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the JOHN MIX II family.

On motion by Senator Nelson, seconded by Acting Senator Blair, the Memorial to the late Senator John Mix II was adopted by voice vote.

**IN THE SENATE
A SENATE MEMORIAL**

WHEREAS, the late Senator DON BURTENSHAW passed on since the close of the First Regular Session of the Sixty-sixth Legislature to wit, December 24, 2021.

WHEREAS, the late Senator DON BURTENSHAW served in the interest of Butte, Clark, Custer, Fremont, Jefferson, and Lemhi Counties, during the Fifty-fourth through the Fifty-eighth Legislatures.

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Legislature of the State of Idaho draws public attention by this Memorial to the life and works of Senator DON BURTENSHAW; and
BE IT FURTHER RESOLVED that the Senate of the Second Regular Session of the Sixty-sixth Idaho Legislature extends to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby instructed to spread this Memorial upon the Journal of the Senate and to mail copies to the DON BURTENSHAW family.

On motion by Senator Burtenshaw, seconded by Senator Lodge, the Memorial to the late Senator Don Burtenshaw was adopted by voice vote.

"America the Beautiful" was performed by KeAndra Harris and Alec Martin. The Benediction was offered by Chaplain Doug Armstrong and the Memorial Service was dissolved.

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

Petitions, Resolutions, and Memorials

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 12:46 p.m. until the hour of 4:30 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 4:30 p.m., pursuant to recess, President McGeachin presiding.

Roll call showed all members present except Senator Agenbroad, absent and formally excused by the Chair; and Senators Nelson and Souza, and Acting Senator Blair, absent and excused.

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

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

Senator Nelson and Acting Senator Blair were recorded present at this order of business.

The JUDICIARY AND RULES Committee reports that S 1238 has been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1238 and ordered it transmitted to the House for the signature of the Speaker.

February 21, 2022

The STATE AFFAIRS Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Robert Donaldson to the Idaho Endowment Fund Investment Board, term to expire April 11, 2025.

LODGE, Chair

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

February 18, 2022

The STATE AFFAIRS Committee reports out HCR 32, S 1288, S 1310, and S 1311 with the recommendation that they do pass.

LODGE, Chair

HCR 32 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

S 1288, S 1310, and S 1311 were filed for second reading.

February 21, 2022

The RESOURCES AND ENVIRONMENT Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Ray Hinchcliff to the Oil and Gas Conservation Commission, term to expire July 1, 2023.

VICK, Chairman

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

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 1335

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO CODIFIER'S CORRECTIONS; AMENDING SECTION 5-241, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 6-405, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 6-703, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 6-1204, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 6-1205, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 9-334, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 14-530, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 14-531, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 87, TITLE 18, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDESIGNATE THE CHAPTER AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 19-4705, IDAHO CODE, TO REMOVE SURPLUS VERBIAGE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 26-2120, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-208, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-212, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-1004, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-1007, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 31-2015, IDAHO CODE, TO MAKE
TECHNICAL CORRECTIONS; AMENDING SECTION 31-3503B, IDAHO CODE, TO PROVIDE A CORRECT CODE; REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 31-4815, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-138, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 207, LAWS OF 2021, TO REDESIGNATE THE SECTION; AMENDING SECTION 33-205, IDAHO CODE, TO REMOVE SURPLUS VERBIAGE; AMENDING SECTION 33-1201A, IDAHO CODE, TO MAKE CODIFIER'S CORRECTIONS; AMENDING SECTION 33-2101A, IDAHO CODE, TO REMOVE A CODE REFERENCE; AMENDING SECTION 35-104, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 35-109, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 35-202, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 35-304, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-2006, IDAHO CODE, TO REMOVE SURPLUS VERBIAGE AND TO MAKE A CODIFIER'S CORRECTION; AMENDING SECTION 54-2105, IDAHO CODE, TO REMOVE SURPLUS VERBIAGE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 57-825, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 3, LAWS OF 2021, TO REDESIGNATE THE SECTION; AMENDING SECTION 63-3022, IDAHO CODE, TO MAKE CODIFIER'S CORRECTIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-450D, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-7103, IDAHO CODE, TO REMOVE SURPLUS PUNCTUATION; AMENDING SECTION 74-117, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 74-120, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 74-123, IDAHO CODE, TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1336
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO HEALTH; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 39, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE LEGISLATIVE INTENT, AND TO ESTABLISH PROVISIONS REGARDING A FACILITY RESIDENT'S RIGHT TO HAVE AN ESSENTIAL CAREGIVER VISIT UNDER CERTAIN CIRCUMSTANCES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1337
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO CAMPAIGN FINANCE; AMENDING SECTION 67-6607, IDAHO CODE, TO REVISE PROVISIONS REGARDING CAMPAIGN FINANCE REPORTING; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1338
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO CAMPAIGNS; AMENDING SECTION 34-701, IDAHO CODE, TO PROVIDE FOR CAMPAIGN CONTACT INFORMATION IN DECLARATIONS OF CANDIDACY; AMENDING SECTION 34-704, IDAHO CODE, TO REVISE PROVISIONS REGARDING DECLARATIONS OF CANDIDACY; AMENDING SECTION 34-1404, IDAHO CODE, TO PROVIDE FOR CAMPAIGN CONTACT INFORMATION AND PUBLIC ACCESS TO NOMINATING PETITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-906, IDAHO CODE, TO REVISE PROVISIONS REGARDING PUBLIC DISCLOSURE OF CAMPAIGN CONTACT INFORMATION; AMENDING SECTION 74-106, IDAHO CODE, TO REVISE PROVISIONS REGARDING PUBLIC DISCLOSURE OF CAMPAIGN CONTACT INFORMATION AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.

S 1339
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO PUBLIC RECORDS; AMENDING SECTION 74-101, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 74-102, IDAHO CODE, TO REMOVE UNNECESSARY VERBIAGE; AMENDING SECTION 74-103, IDAHO CODE, TO PROVIDE THAT PUBLIC RECORDS REQUESTS BE MADE TO CUSTODIANS OF PUBLIC RECORDS AND TO REMOVE UNNECESSARY VERBIAGE; AMENDING SECTION 74-106, IDAHO CODE, TO REMOVE UNNECESSARY VERBIAGE; AMENDING SECTION 74-112, IDAHO CODE, TO REMOVE UNNECESSARY VERBIAGE; AMENDING SECTION 74-113, IDAHO CODE, TO REMOVE UNNECESSARY VERBIAGE; AMENDING SECTION 74-114, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 74-115, IDAHO CODE, TO REMOVE UNNECESSARY VERBIAGE; AMENDING SECTION 74-118, IDAHO CODE, TO REMOVE UNNECESSARY VERBIAGE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 74-119, IDAHO CODE, TO PROVIDE THAT INFORMATION ABOUT PUBLIC RECORDS CUSTODIANS BE NOTED ON AGENCY WEBSITES; AMENDING SECTION 74-120, IDAHO CODE, TO REMOVE UNNECESSARY VERBIAGE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 74-121, IDAHO CODE, TO REMOVE UNNECESSARY VERBIAGE; AMENDING CHAPTER 1, TITLE 74, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 74-126, IDAHO CODE, TO PROVIDE THAT THE LEGISLATIVE SERVICES OFFICE IS THE CUSTODIAN FOR LEGISLATIVE RECORDS AND TO PROVIDE THAT A PUBLIC RECORDS REQUEST FOR THE LEGISLATURE SHALL BE MADE TO THE LEGISLATIVE SERVICES OFFICE; AMENDING SECTION 74-126, IDAHO CODE, TO REDESIGNATE THE SECTION; AND DECLARING AN EMERGENCY.

S 1340
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO THEFT; AMENDING SECTION 18-2402, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1335, S 1336, S 1337, S 1338, S 1339, and S 1340 were 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**

*S 1243* was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrrow 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–Agenbroad, Souza. Total - 2.

Total - 35.

Whereupon the President declared *S 1243* passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, *S 1259* and *S 1260* retained their place on the Third Reading Calendar for one legislative day.

*S 1292* was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Stennett, Van Orden (Bair), Ward-Engelking, Winder, Wintrrow, Woodward. Total - 29.


Absent and excused–Agenbroad, Souza. Total - 2.

Total - 35.

Whereupon the President declared *S 1292* passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, *S 1270* retained its place on the Third Reading Calendar for one legislative day.

*H 444* 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:


NAYS–Burgoyne. Total - 1.

Absent and excused–Agenbroad, Souza. Total - 2.

Total - 35.

Whereupon the President declared *H 444* passed, title was approved, and the bill ordered returned to the House.

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

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

**Miscellaneous Business**

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5 p.m. until the hour of 10 a.m., Tuesday, February 22, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

FORTY-FOURTH LEGISLATIVE DAY
TUESDAY, FEBRUARY 22, 2022

Senate Chamber

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

Roll call showed all members present except Senator Souza, absent and formally excused by the Chair; and Senators Bayer and Thayn, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Mark Vincent, 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 February 21, 2022, 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.

Senator Thayn was recorded present at this order of business.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

February 22, 2022

The JUDICIARY AND RULES Committee reports that S 1335, S 1336, S 1337, S 1338, S 1339, and S 1340 have been correctly printed.

LAKEY, Chairman

S 1335 was referred to the State Affairs Committee.

S 1336 was referred to the Health Affairs Committee.

S 1337, S 1338, and S 1339 were referred to the State Affairs Committee.

S 1340 was referred to the Judiciary and Rules Committee.

February 21, 2022

The JUDICIARY AND RULES Committee reports out S 1320, S 1322, S 1323, S 1324, S 1333, and S 1334 with the recommendation that they do pass.

LAKEY, Chairman

S 1320, S 1322, S 1323, S 1324, S 1333, and S 1334 were filed for second reading.

February 21, 2022

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

Mike Matthews to the Commission of Pardons and Parole, term to expire January 1, 2025.

LAKEY, Chairman

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

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

Messages from the House

February 21, 2022

Dear Madam President:

I transmit herewith H 630, H 439, H 547, H 527, H 528, H 517, H 561, H 550, H 563, H 631, and H 634, which have passed the House.

MAULIN, Chief Clerk

H 630, H 439, H 547, H 527, H 528, H 517, H 561, H 550, H 563, H 631, and H 634 were filed for first reading.

February 21, 2022

Dear Madam President:

I return herewith Enrolled S 1249, which has been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1249 was referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

Senator Bayer was recorded present at this order of business.

On request by Senator Anthon, granted by unanimous consent, HCR 32 was placed before the Senate for final consideration at this time.

The President announced that HCR 32 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Anthon, HCR 32 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 Eleventh Order of Business.

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

H 630, by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.
H 439 and H 547, by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 527 and H 528, by Transportation and Defense Committee, were introduced, read the first time at length, and referred to the Transportation Committee.

H 517, by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 561, by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 550 and H 563, by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 631, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 634, by Appropriations Committee, was 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 1288, S 1310, and S 1311, by State Affairs Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

S 1259, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winrow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Rice, Thayn, Vick, Zito. Total - 5.

Absent and excused–Souza. Total - 1.

Total - 35.

Whereupon the President declared S 1260 passed, title was approved, and the bill ordered transmitted to the House.

S 1270, having been held, 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:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winrow, Woodward. Total - 34.

NAYS–None.

Absent and excused–Souza. Total - 1.

Total - 35.

Whereupon the President declared S 1270 passed, title was approved, and the bill ordered transmitted to the House.

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 Stennett, by voice vote, the Senate adjourned at 11:08 a.m. until the hour of 10 a.m., Wednesday, February 23, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

FORTY-FIFTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 23, 2022

Senate Chamber

President McGeachin called the Senate to order at 10 a.m.
Roll call showed all members present except Senator Souza, absent and formally excused by the Chair; and President Pro Tempore Winder and Senators Lodge and Stennett, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Fischer Alt, 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 February 22, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

February 22, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1249 was delivered to the Office of the Governor at 11:15 a.m., February 22, 2022.

LAKEY, Chairman

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

February 22, 2022

The FINANCE Committee reports out H 634 with the recommendation that it do pass.

AGENBROAD, Chairman

H 634 was filed for second reading.

February 22, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Lori Wolff as the Administrator of the Division of Human Resources, term to continue at the pleasure of the Governor.

PATRICK, Chairman

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

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

February 22, 2022

The TRANSPORTATION Committee reports out HCR 33 with the recommendation that it do pass.

DEN HARTOG, Chair

HCR 33 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 22, 2022

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

Gary Osborn to the Idaho Transportation Board, term to expire January 31, 2022;

Gary L. Osborn to the Idaho Transportation Board, term to expire January 31, 2028;

John Blakley to the Aeronautics Advisory Board, term to expire January 31, 2027.

DEN HARTOG, Chair

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.

February 22, 2022

The EDUCATION Committee reports out H 533 with the recommendation that it do pass.

THAYN, Chairman

H 533 was filed for second reading.

February 22, 2022

The HEALTH AND WELFARE Committee reports out S 1304 and S 1327 with the recommendation that they do pass.

MARTIN, Chairman

S 1304 and S 1327 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

February 22, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:
I have the honor to inform you that Allan Schneider of Garden City, Idaho, was reappointed to the Commission for the Blind and Visually Impaired to serve a term commencing July 1, 2021, and expiring July 1, 2024.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,\n/s/ Brad Little\nGovernor

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

The Gubernatorial appointment was referred to the Health and Welfare Committee.

February 22, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Matthew Thomas of Weiser, Idaho, was reappointed to the Sexual Offender Management Board to serve a term commencing January 1, 2022, and expiring January 1, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,\n/s/ Brad Little\nGovernor

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

The Gubernatorial appointment was referred to the Judiciary and Rules Committee.

Senator Stennett was recorded present at this order of business.

February 23, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have signed on February 23, 2022 and am transmitting to the Secretary of State the following Senate Bill, to wit:

S 1249

Sincerely,\n/s/ Brad Little\nGovernor 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

February 22, 2022

Dear Madam President:

I transmit herewith HJM 5, H 548, H 519, H 520, H 473, H 581, H 551, H 552, H 553, H 560, H 598, H 601, and H 607, which have passed the House.

MAULIN, Chief Clerk

HJM 5, H 548, H 519, H 520, H 473, H 581, H 551, H 552, H 553, H 560, H 598, H 601, and H 607 were filed for first reading.

February 22, 2022

Dear Madam President:

I transmit herewith Enrolled HCR 29 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled HCR 29 and ordered it returned to the House.

February 22, 2022

Dear Madam President:

I return herewith Enrolled S 1238, which has been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1238 was referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

Senator Lodge was recorded present at this order of business.

At this time Senator Anthon arose on a point of personal privilege to announce that two distinguished visitors had arrived, and the President appointed Senator Martin, Chairman and Senators Burtenshaw and Stennett to escort United States Senators Michael D. Crapo and James E. Risch, into the Senate Chamber where they addressed the members of the Senate.

The President thanked Senators Crapo and Risch for their remarks and Senators Martin, Burtenshaw, and Stennett escorted Senators Crapo and Risch from the Chamber, and the Committee was discharged.

On request by Senator Anthon, granted by unanimous consent, SCR 116 was placed before the Senate for final consideration at this time.

The President announced that SCR 116 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Patrick, seconded by Senator Burgoyne, SCR 116 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 117 was placed before the Senate for final consideration at this time.
The President announced that SCR 117 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Stennett, seconded by Senator Harris, SCR 117 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 118 was placed before the Senate for final consideration at this time.

The President announced that SCR 118 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Crabtree, seconded by Senator Bayer, SCR 118 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 1341
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO BALLOTS; AMENDING SECTION 34-1203, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE RELEASE OF BALLOT COUNTS TO THE PUBLIC AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1342
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO ALCOHOLIC BEVERAGES; AMENDING SECTION 23-908, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM A CERTAIN REQUIREMENT, TO PROVIDE A REQUIREMENT FOR A LICENSE ISSUED TO A THEATER, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

S 1343
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE FETAL HEARTBEAT PREBORN CHILD PROTECTION ACT; AMENDING SECTION 18-8807, IDAHO CODE, AS AMENDED IN SECTION 6 OF SENATE BILL NO. 1309, AS ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SIXTH IDAHO LEGISLATURE, TO REVISE A PROVISION REGARDING COSTS AND ATTORNEY’S FEES AND TO REMOVE A PROVISION REGARDING AN AFFIRMATIVE DEFENSE; AMENDING SECTION 18-8703, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDENOMINATE THE SECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1344
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE RURAL VETERINARIANS LOAN REPAYMENT PROGRAM; AMENDING TITLE 25, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 41, TITLE 25, IDAHO CODE, TO DEFINE TERMS, TO ESTABLISH PROVISIONS REGARDING A RURAL VETERINARIANS LOAN REPAYMENT FUND, TO ESTABLISH PROVISIONS REGARDING A REVIEW BOARD, TO ESTABLISH PROVISIONS REGARDING GRANT AWARDS, TO ESTABLISH PROVISIONS REGARDING GRANT APPLICATIONS, TO PROVIDE A GRANT AWARD SCHEDULE AND TO PROVIDE FOR

S 1345
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO FENCES; AMENDING SECTION 35-301, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE CARELESS EXPOSURE OF BARBED WIRE; AMENDING SECTION 35-302, IDAHO CODE, TO REVISE PROVISIONS REGARDING A NOTICE TO OWNER; AMENDING SECTION 35-303, IDAHO CODE, TO REVISE PROVISIONS REGARDING AN OWNER’S LIABILITY AFTER NOTICE; AMENDING SECTION 35-305, IDAHO CODE, TO REVISE PROVISIONS REGARDING PENALTIES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1341, S 1342, S 1343, S 1344, and S 1345 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

HJM 5, by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

H 548, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 519 and H 520, by Resources and Conservation Committee, were introduced, read the first time at length, and referred to the Resources and Environment Committee.

H 473 and H 581, by Business Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 551, H 552, and H 553, by Commerce and Human Resources Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 560, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 598, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 601, by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 607, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.
The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills
S 1320, S 1322, S 1323, S 1324, S 1333, and S 1334, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills
S 1282 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:

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

Total - 35.

Whereupon the President declared S 1282 passed, title was approved, and the bill ordered transmitted to the House.

S 1299 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs 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–Souza. Total - 1.

Total - 35.

Whereupon the President declared S 1299 passed, title was approved, and the bill ordered transmitted 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 Stennett, by voice vote the Senate recessed at 11:37 a.m. until the hour of 4:30 p.m. of this day.

RECESS
AFTERNOON SESSION
The Senate reconvened at 4:30 p.m., pursuant to recess, President McGeachin presiding.

Roll call showed all members present except Senator Souza, absent and formally excused by the Chair; and Senators Agenbroad, Harris, Heider, Lee, Lodge, and Martin, absent and excused.

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

February 23, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1238 was delivered to the Office of the Governor at 3:17 p.m., February 23, 2022.

LAKEY, Chairman

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

February 23, 2022

The JUDICIARY AND RULES Committee reports out H 536, H 537, H 538, H 542, S 1321, S 1325, and S 1332 with the recommendation that they do pass.

LAKEY, Chairman

H 536, H 537, H 538, H 542, S 1321, S 1325, and S 1332 were filed for second reading.

February 23, 2022

The RESOURCES AND ENVIRONMENT Committee reports out H 507 with the recommendation that it do pass.

VICK, Chairman

H 507 was filed for second reading.

February 23, 2022

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

Mike Roach to the Parks and Recreation Board, term to expire June 30, 2025;

Randy Doman to the Parks and Recreation Board, term to expire June 30, 2026.

VICK, 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.

February 23, 2022

The HEALTH AND WELFARE Committee reports out S 1330 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

MARTIN, Chairman

There being no objection, S 1330 was referred to the Fourteenth Order of Business, General Calendar.
February 23, 2022

The HEALTH AND WELFARE Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

B.J. Stinger to the Commission for the Blind and Visually Impaired, term to expire July 1, 2024.

MARTIN, Chairman

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

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

Messages from the Governor

February 23, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have appointed Rebecca Funk of Coeur d'Alene, Idaho, 83815, to be Acting State Senator for Legislative District 4, Kootenai County, State of Idaho.

This appointment is effective Wednesday, February 23, 2022, and will continue as long as necessary.

Sincerely,
/s/ Brad Little
Governor

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL PEOPLE, that pursuant to the provisions of Section 59-917, Idaho Code, Mary Souza, State Senator, District 4, Kootenai County, State of Idaho, has nominated Rebecca Funk of Coeur d'Alene, Idaho, 83815, to perform the duties of this office temporarily as Acting State Senator, District 4.

NOW, THEREFORE, I, Brad Little, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Rebecca Funk of Coeur d'Alene, Idaho to the office of Acting State Senator, District 4, for a term commencing on Wednesday, February 23, 2022, and will continue as long as necessary.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capital in Boise, on this 23rd day of February, in the year of our Lord, two thousand and twenty-two, and of the Independence of the United States of America, the two hundred and forty-sixth year, and of the Statehood of Idaho, the one hundred thirty-second.

/s/ BY THE GOVERNOR BRAD LITTLE

/s/ SECRETARY OF STATE LAWERENCE DENNEY

The correspondence and Certificate of Appointment were ordered filed in the office of the Secretary of the Senate.

The President announced that the Oath of Office had been administered previously to Acting Senator Funk, and she was recorded present at this order of business.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 23, 2022

Dear Madam President:

I return herewith S 1255, S 1262, and S 1273, which have passed the House.

MAULIN, Chief Clerk

S 1255, S 1262, and S 1273 were referred to the Judiciary and Rules Committee for enrolling.

February 23, 2022

Dear Madam President:

I transmit herewith Enrolled H 444 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 444 and ordered it returned to the House.

Senator Lodge was recorded present at this order of business.

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 1346

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO HEALTH; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 39, IDAHO CODE, TO DEFINE A TERM, TO PROVIDE THAT A HEALTH CARE PROVIDER SHALL PROVIDE CERTAIN RECORDS UPON REQUEST, TO PROVIDE MAXIMUM FEES FOR RECORDS REQUESTS, AND TO PROVIDE THAT A REQUEST MUST BE FULFILLED WITHIN THIRTY DAYS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1346 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

S 1287 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

NAYS–Anthon, Bayer, Blair (Johnson), Cook, Crabtree, Den Hartog, Funk (Souza), Grow, Heider, Lakey, Lent, Lodge, Rice, Ricks, Thayn, Vick, Zito. Total - 17.

Absent and excused–Agenbroad, Harris, Lee, Martin. Total - 4.

Total - 35.

Whereupon the President declared that S 1287 had failed to pass the Senate and ordered the bill filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, S 1308 retained its place on the Third Reading Calendar for one legislative day.

On request by Senator Anthon, granted by unanimous consent, S 1309 retained its place on the Third Reading Calendar for Monday, February 28, 2022.

S 1275 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:


NAYS–None.

Absent and excused–Agenbroad, Harris, Lee, Martin, Nelson, Thayn. Total - 6.

Total - 35.

Whereupon the President declared S 1276 passed, title was approved, and the bill ordered transmitted to the House.

S 1277 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Agenbroad, Harris, Lee, Martin, Nelson, Thayn. Total - 6.

Total - 35.

Whereupon the President declared S 1278 passed, title was approved, and the bill ordered transmitted to the House.

S 1278 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE
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FORTY-SIXTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 24, 2022

Senate Chamber

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

Roll call showed all members present except Senator Vick, absent and formally excused by the Chair; and Senators Rice and Thayn, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Aurelia Anderson, 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 February 23, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

Senator Thayn was recorded present at this order of business.

February 24, 2022

The JUDICIARY AND RULES Committee reports that S 1341, S 1342, S 1343, S 1344, S 1345, and S 1346 have been correctly printed.

LAKEY, Chairman

S 1341, S 1342, and S 1343 were referred to the State Affairs Committee.

S 1344 and S 1345 were referred to the Agricultural Affairs Committee.

S 1346 was referred to the Health and Welfare Committee.

February 24, 2022

The AGRICULTURAL AFFAIRS Committee reports out H 559 with the recommendation that it do pass.

BURTENSHAW, Chairman

H 559 was filed for second reading.

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

Messages from the House

February 23, 2022

Dear Madam President:


MAULIN, Chief Clerk


The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the following attaches were elected to fill the offices provided for by the Constitution of the State of Idaho and by statute:

Pages:
Katelyn Berry, Boise
Mark Vincent, Eagle

Whereupon the President instructed the Senate Sergeant-at-Arms, Sarah Jane McDonald, to escort the attaches to the Desk at which time the Oath of Office was administered to the elected attaches and they were escorted from the Chamber.

The President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial reappointment of Margaret Henbest was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Burgoyne, seconded by Senator Anthon, the Gubernatorial reappointment of Margaret Henbest as a member of the Idaho Health Insurance Exchange Board 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 her 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 committee report relative to the Gubernatorial appointment confirmation of Jared Zwygart retained its place on the calendar for Friday, February 25, 2022.

The President announced that the Education Committee report relative to the Gubernatorial appointment of Cally Roach was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Stennett, seconded by President Pro Tempore Winder, the Gubernatorial appointment of Cally Roach as a member of the State Board of Education 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 her 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 Education Committee report relative to the Gubernatorial appointment of William G. Gilbert Jr. was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Wintrow, seconded by Senator Crabtree, the Gubernatorial appointment of William G. Gilbert Jr. as a member of the State Board of Education 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 her 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

H 540, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 575, by Local Government Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 476, H 477, and H 478, by Transportation and Defense Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 523, H 524, H 525, and H 571, by Transportation and Defense Committee, were introduced, read the first time at length, and referred to the Transportation Committee.

H 475, by Transportation and Defense Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 562 and H 603, by Health and Welfare Committee, were introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 532, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 661, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

H 584, by Resources and Conservation Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

HCR 34, by Resources and Conservation Committee, was introduced, read at length, and referred to the Resources and Environment Committee.

H 556, H 580, H 609, and H 612, by Business Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 463, H 554, H 589, and H 594, by Commerce and Human Resources Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 634, by Appropriations Committee, was read the second time at length and filed for third reading.

H 533, by Education Committee, was read the second time at length and filed for third reading.

S 1304 and S 1327, by Health and Welfare Committee, were read the second time at length and filed for third reading.

H 536, H 537, H 538, and H 542, by Judiciary, Rules and Administration Committee, were read the second time at length and filed for third reading.

S 1321, S 1325, and S 1332, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

H 507, by Resources and Conservation 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, Chair of the Committee of the Whole, reported out S 1291, S 1254, and S 1276, without recommendation, amended as follows:

SENATE AMENDMENT TO S 1291
AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 40, delete "hold a bachelor's degree or".

SENATE AMENDMENT TO S 1254
AMENDMENT TO SECTION 7

On page 2 of the printed bill, delete lines 38 and 39, and insert:

"(2) Each regional air quality council shall be independently created by the legislature pursuant to subsection (1) of this section and, upon creation, shall be located within the Idaho department of environmental quality."

AMENDMENT TO SECTION 8

On page 3, in line 18, delete ";"; and delete line 19, and insert: "including the study of air quality in the Treasure Valley.".

SENATE AMENDMENT TO S 1276
AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 3, delete "the board of directors" and insert: "the board of directors"; in line 9, delete "notice, including" and insert: "notice of"; in line 10, delete "may" and insert: "shall"; in line 13, delete ". . . which notice may"; and in line 14, delete "be given".
The Committee also has S 1298, S 1263, and S 1330 under consideration, reports progress, and begs leave to sit again.

LEE, Chair

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

S 1291, as amended, S 1254, as amended, and S 1276, as amended, were referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

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

Third Reading of Bills

S 1308, having been held, 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:


NAYS–Burgoyne, Burtenshaw, Cook, Grow, Heider, Lakey, Lent, Martin, Ricks, Thayn. Total - 10.

Total - 35.

Whereupon the President declared S 1308 passed, title was approved, and the bill ordered transmitted to the House.

S 1279 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:


NAYS–Burgoyne, Burtenshaw, Cook, Grow, Heider, Lakey, Lent, Martin, Ricks, Thayn. Total - 10.

Total - 35.

Whereupon the President declared S 1279 passed, title was approved, and the bill ordered transmitted to the House.

S 1295 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Funk (Souza), Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Stennett, Thayn, Van Orden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS–None.

Total - 35.

Whereupon the President declared S 1295 passed, title was approved, and the bill ordered transmitted to the House.

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

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Ninth Order of Business.
Messages from the House

February 24, 2022

Dear Madam President:

I transmit herewith Enrolled HCR 32 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled HCR 32 and ordered it returned to the House.

February 24, 2022

Dear Madam President:

I return herewith Enrolled S 1255, S 1262, and S 1273, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1255, S 1262, and S 1273 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:59 a.m. until the hour of 10 a.m., Friday, February 25, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

FORTY-SEVENTH LEGISLATIVE DAY
FRIDAY, FEBRUARY 25, 2022

Senate Chamber

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

Roll call showed all members present except Senator Vick and Acting Senator Funk, absent and formally excused by the Chair; and Senator Rice, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Katelyn Berry, 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 February 24, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

February 25, 2022

The JUDICIARY AND RULES Committee reports that Senate amendments to S 1291, S 1254, and S 1276 have been correctly printed.

LAKEY, Chairman

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

February 25, 2022

The JUDICIARY AND RULES Committee reports that S 1291, as amended, S 1254, as amended, and S 1276, as amended, have been correctly engrossed.

LAKEY, Chairman

S 1291, as amended, S 1254, as amended, and S 1276, as amended, were filed for first reading.

February 24, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1255, S 1262, and S 1273 were delivered to the Office of the Governor at 2:43 p.m., February 24, 2022.

LAKEY, Chairman

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

February 24, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out H 517, H 551, H 552, and H 553 with the recommendation that they do pass.

PATRICK, Chairman

H 517, H 551, H 552, and H 553 were filed for second reading.

February 24, 2022

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

Cynthia Fairfax to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025;

Jerry Edgington to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025.

PATRICK, 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.

February 24, 2022

The TRANSPORTATION Committee reports out H 479 and H 526 with the recommendation that they do pass.

DEN HARTOG, Chair

H 479 and H 526 were filed for second reading.

February 24, 2022

The HEALTH AND WELFARE Committee reports out H 516, S 1286, and S 1305 with the recommendation that they do pass.

MARTIN, Chairman

H 516, S 1286, and S 1305 were filed for second reading.

February 24, 2022

The HEALTH AND WELFARE Committee reports out H 515 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

MARTIN, Chairman

There being no objection, H 515 was referred to the Fourteenth Order of Business, General Calendar.

February 25, 2022

The RESOURCES AND ENVIRONMENT Committee reports out H 467 with the recommendation that it do pass.

VICK, Chairman
H 467 was filed for second reading.

February 25, 2022

The STATE AFFAIRS Committee reports out S 1335, S 1337, and S 1338 with the recommendation that they do pass.

LODGE, Chair

S 1335, S 1337, and S 1338 were filed for second reading.

February 25, 2022

The STATE AFFAIRS Committee reports out S 1239 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LODGE, Chair

There being no objection, S 1239 was referred to the Fourteenth Order of Business, General Calendar.

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

Messages from the House

February 24, 2022

Dear Madam President:

I transmit herewith H 658, HCR 35, HJM 4, H 539, H 654, and H 656, which have passed the House.

MAULIN, Chief Clerk

H 658, HCR 35, HJM 4, H 539, H 654, and H 656 were filed for first reading.

February 24, 2022

Dear Madam President:

I return herewith S 1247, which has passed the House.

MAULIN, Chief Clerk

S 1247 was referred to the Judiciary and Rules Committee for enrolling.

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 1337
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE OFFICE OF SPECIES CONSERVATION FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE OFFICE OF SPECIES CONSERVATION FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1349
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE STATE INDEPENDENT LIVING COUNCIL FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE STATE INDEPENDENT LIVING COUNCIL FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1347, S 1348, and S 1349 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

S 1291, as amended, by Education Committee, was read the first time at length and filed for second reading.

S 1254, as amended, by Transportation Committee, was read the first time at length and filed for second reading.

S 1276, as amended, by Resources and Environment Committee, was read the first time at length and filed for second reading.

H 658, by State Affairs Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

HCR 35 and HJM 4, by Judiciary, Rules and Administration Committee, were introduced, read at length, and referred to the State Affairs Committee.

H 539, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

H 654 and H 656, by Education Committee, were introduced, read the first time at length, and referred to the Education Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 559, by Resources and Conservation 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

S 1290, having been held, 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:


NAYS–Anthon, Bayer, Den Hartog, Harris, Lakey, Ricks, Zito. Total - 7.
Absent and excused–Funk (Souza), Rice, Vick. Total - 3.

Total - 35.

Whereupon the President declared **S 1290** passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, **S 1284** and **S 1285** retained their place on the Third Reading Calendar for one legislative day.

**S 1296** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick 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–Funk (Souza), Rice, Vick. Total - 3.

Total - 35.

Whereupon the President declared **S 1296** passed, title was approved, and the bill ordered transmitted to the House.

**S 1319** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nelson 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–Funk (Souza), Rice, Vick. Total - 3.

Total - 35.

Whereupon the President declared **S 1319** passed, title was approved, and the bill ordered transmitted to the House.

**S 1310** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Agenbroad 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–Funk (Souza), Rice, Vick. Total - 3.

Total - 35.

Whereupon the President declared **S 1310** passed, title was approved, and the bill ordered transmitted to the House.

**S 1311** 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–None.

Absent and excused–Funk (Souza), Rice, Vick. Total - 3.

Total - 35.

Whereupon the President declared **S 1311** passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, **S 1320** retained its place on the Third Reading Calendar for Tuesday, March 1, 2022.

**S 1322** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burgoyne 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–Funk (Souza), Rice, Vick. Total - 3.
Total - 35.

Whereupon the President declared S 1322 passed, title was approved, and the bill ordered transmitted to the House.

S 1323 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winthrop 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–Funk (Souza), Rice, Vick. Total - 3.
Total - 35.

Whereupon the President declared S 1323 passed, title was approved, and the bill ordered transmitted to the House.

S 1324 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:


NAYS–None.
Absent and excused–Funk (Souza), Rice, Vick. Total - 3.
Total - 35.

Whereupon the President declared S 1324 passed, title was approved, and the bill ordered transmitted to the House.

S 1333 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:


NAYS–None.
Absent and excused–Funk (Souza), Rice, Vick. Total - 3.
Total - 35.
WHEREAS, the Office of the United States Trade Representative and the International Trade Administration reports Taiwanese entities invested nearly $13.7 billion in 2020 in the United States, up 13.6% from 2019, supporting 19,000 American jobs; and

WHEREAS, Idaho and Taiwan signed a joint Memorandum of Education Cooperation in 2018, and Idaho's universities, colleges, and all levels of educational institutions are encouraged to build cooperative ties with counterparts in Taiwan in the areas of academics, Mandarin learning, and research exchange; and

WHEREAS, Idaho welcomes all opportunities for an even closer economic and educational relationship with Taiwan and supports increased trade and investment through a bilateral free and fair trade agreement, support of the United States-Taiwan Global Cooperation and Training Framework, and building programs for regional experts in the areas of public health, empowerment of women, energy efficiency, and e-commerce; and

WHEREAS, Idaho recognizes Taiwan's contribution to a broad range of global issues, including humanitarian assistance, disaster relief, safeguarding of cyber security, antiterrorism initiatives, and fights against transnational crime.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that the State of Idaho reaffirms its commitment to the strong and deepening relationship between the State of Idaho and Taiwan and supports Taiwan's meaningful participation in appropriate international organizations.

SCR 120
BY STATE AFFAIRS COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE DEPARTMENT OF HEALTH AND WELFARE RELATING TO MEDICAID BASIC PLAN BENEFITS AND DEVELOPMENTAL DISABILITIES AGENCIES.

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

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Department of Health and Welfare relating to Medicaid Basic Plan Benefits and Developmental Disabilities Agencies are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 16.03.09, relating to Medicaid Basic Plan Benefits, Section 772., Subsection 01.c.; and IDAPA 16.03.21, relating to Developmental Disabilities Agencies, Section 101., Subsection 04.g.; Section 302., Subsection 01.; and Section 407., adopted as pending rules under Docket Number 16-0000-2100, only, be, and the same are hereby rejected and declared null, void, and of no force and effect.

SCR 119 and SCR 120 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

February 28, 2022

The JUDICIARY AND RULES Committee reports that S 1347, S 1348, and S 1349 have been correctly printed.

LAKEY, Chairman

S 1347, S 1348, and S 1349 were referred to the Finance Committee.

February 25, 2022

The JUDICIARY AND RULES Committee reports that S 1247 has been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1247 and ordered it transmitted to the House for the signature of the Speaker.

February 25, 2022

The EDUCATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Cynthia Siddoway to the State Board of Education, term to expire July 1, 2026.

THAYN, Chairman

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

February 28, 2022

The STATE AFFAIRS Committee reports out S 1339, S 1341, and S 1342 with the recommendation that they do pass.

LODGE, Chair

S 1339, S 1341, and S 1342 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

February 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Dr. Michael Johnston of Boise, Idaho, was reappointed to the Sexual Offender Management Board to serve a term commencing March 4, 2022, and expiring January 1, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Judiciary and Rules Committee.

February 25, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on February 25, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1262 and S 1273

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

February 25, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I transmit herewith H 555, H 588, H 596, H 576, H 606, and H 646, which have passed the House.

MAULIN, Chief Clerk

H 555, H 588, H 596, H 576, H 606, and H 646 were filed for first reading.

February 25, 2022

Dear Madam President:

I return herewith S 1292 and S 1248, which have passed the House.

MAULIN, Chief Clerk

S 1292 and S 1248 were referred to the Judiciary and Rules Committee for enrolling.
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 1350
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO HOSPITAL ASSESSMENTS; AMENDING SECTION 56-1403, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE HOSPITAL ASSESSMENT FUND; AMENDING SECTION 56-1404, IDAHO CODE, TO PROVIDE THAT IDAHO MEDICAID SHALL SEEK APPROVAL BY THE CENTERS FOR MEDICARE AND MEDICAID SERVICES OF AN UPDATED UPPER PAYMENT LIMIT CALCULATION METHODOLOGY, TO PROVIDE FOR AN INCREASE IN A CERTAIN ASSESSMENT RATE, TO PROVIDE FOR AN ADDITIONAL ASSESSMENT, AND TO REVISE PROVISIONS REGARDING HOSPITAL ASSESSMENTS; AMENDING SECTION 56-1408, IDAHO CODE, TO REVISE PROVISIONS REGARDING ASSESSMENT EXEMPTIONS; AMENDING SECTION 56-1410, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPLICABILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1351
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO VOTERS; AMENDING SECTION 34-418, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE REVIEW AND REPORTING OF VOTER REGISTRATIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1352
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO ELECTIONS; AMENDING SECTION 34-1011, IDAHO CODE, TO REVISE PROVISIONS REGARDING ABSENT ELECTOR'S BALLOTS AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1353
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO HEALTH; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 39, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE LEGISLATIVE INTENT, AND TO ESTABLISH PROVISIONS REGARDING A FACILITY PATIENT'S OR RESIDENT'S RIGHT TO HAVE AN ESSENTIAL CAREGIVER VISIT UNDER CERTAIN CIRCUMSTANCES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1354
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO BARBER AND COSMETOLOGY SERVICES; AMENDING SECTION 54-5802, IDAHO CODE, TO DEFINE TERMS, TO REMOVE A DEFINITION, AND TO REVISE DEFINITIONS; AMENDING SECTION 54-5810, IDAHO CODE, TO ESTABLISH AN APPRENTICESHIP PROGRAM FOR CERTAIN HIGH SCHOOL STUDENTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1355
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO COMMERCIAL TRANSACTIONS; AMENDING CHAPTER 45, TITLE 28, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 28-45-110, IDAHO CODE, TO PROVIDE APPLICABILITY, TO PROVIDE NOTICE REQUIREMENTS IN CERTAIN INSTANCES, AND TO PROVIDE THAT THE RIGHTS OF A CREDITOR SHALL NOT BE INVALIDATED, ALTERED, OR IMPAIRED IN CERTAIN INSTANCES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1350, S 1351, S 1352, S 1353, S 1354, and S 1355 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 555 and H 588, by Commerce and Human Resources Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 596, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 576, by Local Government Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 606, by Agricultural Affairs Committee, was introduced, read the first time at length, and referred to the Agricultural Affairs Committee.

H 646, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 517, by Health and Welfare Committee, was read the second time at length and filed for third reading.

H 551, H 552, and H 553, by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

H 479 and H 526, by Transportation and Defense Committee, were read the second time at length and filed for third reading.

H 516, by Health and Welfare Committee, was read the second time at length and filed for third reading.

S 1286 and S 1305, by Health and Welfare Committee, were read the second time at length and filed for third reading.

H 467, by Resources and Conservation Committee, was read the second time at length and filed for third reading.

S 1335, S 1337, and S 1338, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1291, as amended, by Education Committee, was read the second time at length and filed for third reading.
S 1254, as amended, by Transportation Committee, was read the second time at length and filed for third reading.

S 1276, as amended, by Resources and Environment 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 Lodge, granted by unanimous consent, S 1309 retained its place on the Third Reading Calendar for Wednesday, March 2, 2022.

On request by Senator Guthrie, granted by unanimous consent, S 1285 was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Martin, granted by unanimous consent, S 1284 retained its place on the Third Reading Calendar for one legislative day.

S 1304 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:


NAYS–None.


Total - 35.

Whereupon the President declared S 1304 passed, title was approved, and the bill ordered transmitted to the House.

S 1327 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

On request by Senator Anthon, granted by unanimous consent, S 1327 retained its place on the Third Reading Calendar for one legislative day.

On request by Senator Anthon, granted by unanimous consent, S 1327 retained its place on the Third Reading Calendar for one legislative day.

S 1325 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:


NAYS–None.


Total - 35.

Whereupon the President declared S 1325 passed, title was approved, and the bill ordered transmitted to the House.

S 1332 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:


Total - 35.

Whereupon the President declared S 1332 passed, title was approved, and the bill ordered transmitted to the House.

H 446 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.


Total - 35.

Whereupon the President declared H 446 passed, title was approved, and the bill ordered returned to the House.

H 461 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.


Total - 35.

Whereupon the President declared H 461 passed, title was approved, and the bill ordered returned to the House.
H 455 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator Blair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.


Total - 35.

Whereupon the President declared H 455 passed, title was approved, and the bill ordered returned to the House.

H 506 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nelson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.


Total - 35.

Whereupon the President declared H 506 passed, title was approved, and the bill ordered returned to the House.

H 480 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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 H 480 passed, title was approved, and the bill ordered returned to the House.

H 451 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:


NAYS–None.


Total - 35.

Whereupon the President declared H 451 passed, title was approved, and the bill ordered returned to the House.

H 452 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:


NAYS–None.


Total - 35.

Whereupon the President declared H 452 passed, title was approved, and the bill ordered returned to the House.

H 453 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:


NAYS–None.


Total - 35.

Whereupon the President declared H 453 passed, title was approved, and the bill ordered returned to the House.

H 454 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Anorden arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.


Total - 35.

Whereupon the President declared H 454 passed, title was approved, and the bill ordered returned to the House.

H 455 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator Blair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.


Total - 35.

Whereupon the President declared H 455 passed, title was approved, and the bill ordered returned to the House.
Roll call resulted as follows:


NAYS–Zito. Total - 1.


Total - 35.

Whereupon the President declared H 634 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, H 533 retained its place on the Third Reading Calendar for one legislative day.

H 536 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:


NAYS–None.


Total - 35.

Whereupon the President declared H 536 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 Stennett, by voice vote the Senate recessed at 11:55 a.m. until the hour of 4 p.m. of this day.

RECESS

The Senate reconvened at 4 p.m., pursuant to recess, President McCaichan presiding.

Roll call showed all members present except Senators Thayn, Vick, and Ward-Engelking, absent and formally excused by the Chair; and Senators Agenbroad and Lodge, absent and excused.

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

February 28, 2022

The JUDICIARY AND RULES Committee reports that S 1292 and S 1248 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1292 and S 1248 and ordered them transmitted to the House for the signature of the Speaker.

February 28, 2022

The STATE AFFAIRS Committee reports out HIJM 5 with the recommendation that it do pass.

LODGE, Chair

HIJM 5 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 28, 2022

The FINANCE Committee reports out S 1347, S 1348, and S 1349 with the recommendation that they do pass.

AGENBROAD, Chairman

S 1347, S 1348, and S 1349 were filed for second reading.

February 28, 2022

The JUDICIARY AND RULES Committee reports out H 540 and H 560 with the recommendation that they do pass.

LAKEY, Chairman

H 540 and H 560 were filed for second 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 1356

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE EXTENDED EMPLOYMENT SERVICES PROGRAM; REPEALING CHAPTER 63, TITLE 33, IDAHO CODE, RELATING TO THE EXTENDED EMPLOYMENT SERVICES PROGRAM; AMENDING TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 17, TITLE 56, IDAHO CODE, TO DEFINE TERMS, TO ESTABLISH THE EXTENDED EMPLOYMENT SERVICES PROGRAM IN THE DIVISION OF MEDICAID, TO PROVIDE ELIGIBILITY CRITERIA, TO ESTABLISH PROVISIONS REGARDING COVERED SERVICES AND INDIVIDUAL PROGRAM PLANS, TO ESTABLISH PROVISIONS REGARDING EXTENDED EMPLOYMENT SERVICES PROVIDERS, AND TO PROVIDE FOR PROGRAM IMPLEMENTATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

February 28, 2022

S 1357

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO BALLOT MEASURES; AMENDING SECTION 34-1810, IDAHO CODE, TO PROVIDE FOR THE NUMBERING OF BALLOT MEASURES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
S 1358
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE FETAL HEARTBEAT PREBORN CHILD PROTECTION ACT; AMENDING SECTION 18-8807, IDAHO CODE, AS AMENDED IN SECTION 6 OF SENATE BILL NO. 1309, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SIXTH IDAHO LEGISLATURE, TO REVISE A PROVISION REGARDING COSTS AND ATTORNEY’S FEES AND TO REMOVE A PROVISION REGARDING AN AFFIRMATIVE DEFENSE; AMENDING SECTION 18-8703, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDESIGNATE THE SECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1359
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE IDAHO TRANSPORTATION DEPARTMENT FOR FISCAL YEAR 2022; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE STATE AERONAUTICS (DEDICATED) FUND FOR FISCAL YEAR 2022; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE STRATEGIC INITIATIVES PROGRAM (DEDICATED) FUND FOR FISCAL YEAR 2022; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE LOCAL FUND FOR FISCAL YEAR 2022; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE ITD GARVEE DEBT SERVICE FUND FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO TRANSPORTATION DEPARTMENT FOR THE AERONAUTICS PROGRAM FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO TRANSPORTATION DEPARTMENT FOR THE CONTRACT CONSTRUCTION AND RIGHT-OF-WAY ACQUISITION PROGRAM FOR CAPITAL OUTLAY FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO TRANSPORTATION DEPARTMENT FOR THE CONTRACT CONSTRUCTION AND RIGHT-OF-WAY ACQUISITION PROGRAM FOR TRUSTEE AND BENEFIT PAYMENTS FOR FISCAL YEAR 2022; AND DECLARING AN EMERGENCY.

S 1360
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO JUDGES; AMENDING SECTION 59-502, IDAHO CODE, TO REVISE A PROVISION REGARDING THE SALARY OF JUSTICES OF THE SUPREME COURT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1356, S 1357, S 1358, S 1359, and S 1360 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

Senator Lodge was recorded present at this order of business.

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 537 retained its place on the Third Reading Calendar for one legislative day.

H 538 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrrow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.


Total - 35.

Whereupon the President declared H 538 passed, title was approved, and the bill ordered returned to the House.

H 542 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burgoyne arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–None.


Total - 35.

Whereupon the President declared H 542 passed, title was approved, and the bill ordered returned to the House.

H 507 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Burgoyne, Semmelroth, Stennett. Total - 3.

Paired and voting included in roll call:
AYE - Vick       NAY - Burgoyne

Total - 35.

Whereupon the President declared H 507 passed, title was approved, and the bill ordered returned to the House.

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

Senator Vick was recorded present at this order of business.

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 Stennett, by voice vote, the Senate adjourned at 4:41 p.m. until the hour of 10 a.m., Tuesday, March 1, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
S 1356 was referred to the Health and Welfare Committee.
S 1357 and S 1358 were referred to the State Affairs Committee.
S 1359 was referred to the Finance Committee.
S 1360 was referred to the Judiciary and Rules Committee.

February 28, 2022

The EDUCATION Committee reports out H 654 and H 656 with the recommendation that they do pass.

THAYN, Chairman

H 654 and H 656 were filed for second reading.

March 1, 2022

The HEALTH AND WELFARE Committee reports out H 561 with the recommendation that it do pass.

MARTIN, Chairman

H 561 was filed for second reading.

March 1, 2022

The AGRICULTURAL AFFAIRS Committee reports out H 530 and S 1345 with the recommendation that they do pass.

BURTENSHAW, Chairman

H 530 and S 1345 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

February 25, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Matthew Woodington of Middleton, Idaho, was appointed to the Idaho State Racing Commission to serve a term commencing February 24, 2022, and expiring January 15, 2024.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,

/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

February 28, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:
I have the honor to inform you that Jeffery Allen of Star, Idaho, was reappointed to the Northwest Power and Conservation Council to serve a term commencing February 22, 2022, and expiring February 19, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,

/s/ Brad Little
Governor

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

The Gubernatorial reappointment was referred to the Resources and Environment Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 28, 2022

Dear Madam President:

I transmit herewith H 663, H 650, H 653, HCR 30, H 672, H 582, H 583, H 660, H 590, H 667, and H 621, which have passed the House.

MAULIN, Chief Clerk

H 663, H 650, H 653, HCR 30, H 672, H 582, H 583, H 660, H 590, H 667, and H 621 were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, HCR 33 was placed before the Senate for final consideration at this time.

The President announced that HCR 33 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Den Hartog, seconded by President Pro Tempore Winder, HCR 33 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, HJM 5 was placed before the Senate for final consideration at this time.

The President announced that HJM 5 was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Senator Harris, seconded by Senator Guthrie, HJM 5 was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, the committee report relative to Gubernatorial appointment confirmation of Jared Zwygart retained its place on the calendar for Saturday, March 5, 2022.

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

On motion by Senator Woodward, seconded by Senator Burgoyne, the Gubernatorial reappointment of Britt Raubenheimer as a member of the Commission for the Blind and Visually Impaired 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 her 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 Mark Watkins was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Ricks, seconded by Senator Burgoyne, the Gubernatorial appointment of Mark Watkins as a member of the Commission for the Blind and Visually Impaired 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 her 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 Jerry Aldape was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Nye, the Gubernatorial reappointment of Jerry Aldape as a member of the Idaho Endowment Fund Investment Board 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 her 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 appointment of Robert Donaldson was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Burgoyne, the Gubernatorial appointment of Robert Donaldson as a member of the Idaho Endowment Fund Investment Board 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 her 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 Resources and Environment Committee report relative to the Gubernatorial appointment of Ray Hinchcliff was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Harris, seconded by Senator Semmelroth, the Gubernatorial appointment of Ray Hinchcliff as a member of the Oil and Gas Conservation Commission 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.
appointment confirmation for her 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**

H 663, by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 650, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 653, by Education Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

HCR 30, by Health and Welfare Committee, was introduced, read at length, and referred to the Health and Welfare Committee.

H 672, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

H 582 and H 583, by Business Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 660, by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 590, by Commerce and Human Resources Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 667, by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 621, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

The Senate advanced to the Twelfth Order of Business.

**Second Reading of Bills**

S 1339, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

S 1341 and S 1342, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1347, S 1348, and S 1349, by Finance Committee, were read the second time at length and filed for third reading.

H 540 and H 560, by Judiciary, Rules and Administration Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

**Third Reading of Bills**

S 1284, having been held, 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:


Absent and excused—Riggs. Total - 1.

Total - 35.

Whereupon the President declared S 1284 passed, title was approved, and the bill ordered transmitted to the House.

S 1264, having been held to a date certain of March 1, 2022, was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator Blair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS—Bayer, Cook, Crabtree, Harris, Lent, Rice, Ricks, Souza, Thayn, Zito. Total - 10.

Absent and excused—Agenbroad, Riggs, Woodward. Total - 3.

Total - 35.

Whereupon the President declared S 1264 passed, title was approved, and the bill ordered transmitted to the House.

S 1320, having been held to a date certain of March 1, 2022, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick 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—Agenbroad, Riggs. Total - 2.

Total - 35.

Whereupon the President declared S 1320 passed, title was approved, and the bill ordered transmitted to the House.

Having voted on the prevailing side by which S 1264 passed the Senate, Senator Anthon served notice that he may on this or the next legislative day move for reconsideration of the vote.

S 1264 was ordered held at the Secretary's desk.

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 Stennett, by voice vote the Senate recessed at 12:10 p.m. until the hour of 4 p.m. of this day.

RECESS AFTERNOON SESSION

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

Roll call showed all members present except Senator Riggs, absent and formally excused by the Chair; and Senators Lodge and Vick, absent and excused.

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

March 1, 2022

The FINANCE Committee reports out H 661 and S 1359 with the recommendation that they do pass.

AGENBROAD, Chairman

H 661 and S 1359 were filed for second reading.

March 1, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out H 463, H 556, H 594, and H 609 with the recommendation that they do pass.

PATRICK, Chairman

H 463, H 556, H 594, and H 609 were filed for second reading.

March 1, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out H 612 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

PATRICK, Chairman

There being no objection, H 612 was referred to the Fourteenth Order of Business, General Calendar.

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

Messages from the House

March 1, 2022

Dear Madam President:

I return herewith Enrolled S 1247, S 1292, and S 1248, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1247, S 1292, and S 1248 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, S 1327 retained its place on the Third Reading Calendar for one legislative day.

S 1321, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, “Shall the bill pass?”

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.


Total - 35.

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

S 1286 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:


Absent and excused–Anthon, Riggs, Vick. Total - 3.

Total - 35.

Whereupon the President declared S 1286 passed, title was approved, and the bill ordered transmitted to the House.

S 1305 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:


Absent and excused–Anthon, Riggs. Total - 2.

Total - 35.

Whereupon the President declared S 1305 passed, title was approved, and the bill ordered transmitted to the House.
S 1335 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider 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–Riggs. Total - 1.

Total - 35.

Whereupon the President declared S 1335 passed, title was approved, and the bill ordered transmitted to the House.

S 1337 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?”

On request by Senator Anthon, granted by unanimous consent, S 1337 was referred to the Fourteenth Order of Business, General Calendar.

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

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

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5:01 p.m. until the hour of 10 a.m., Wednesday, March 2, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

FIFTY-SECOND LEGISLATIVE DAY
WEDNESDAY, MARCH 2, 2022

Senate Chamber

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

Roll call showed all members present except Senator Bayer, absent and formally excused by the Chair; and Senator Souza, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Mark Vincent, 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 1, 2022, 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 121
BY STATE AFFAIRS COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE STATE TAX COMMISSION RELATING TO TAX COMMISSION ADMINISTRATION AND ENFORCEMENT RULES.

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

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the State Tax Commission relating to Tax Commission Administration and Enforcement Rules are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 35.02.01, relating to Tax Commission Administration and Enforcement Rules, Section 327., adopted as a pending rule under Docket Number 35-0201-2101, only, be, and the same is hereby rejected and declared null, void, and of no force and effect.

SCR 121 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 2, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1247, S 1292, and S 1248 were delivered to the Office of the Governor at 8:37 a.m., March 2, 2022.

LAKEY, Chairman

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

March 1, 2022

The HEALTH AND WELFARE Committee reports out S 1353 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

MARTIN, Chairman

There being no objection, S 1353 was referred to the Fourteenth Order of Business, General Calendar.

March 2, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out H 563 and H 564 with the recommendation that they do pass.

RICE, Chairman

H 563 and H 564 were filed for second reading.

March 2, 2022

The STATE AFFAIRS Committee reports out S 1358 with the recommendation that it do pass.

LODGE, Chair

S 1358 was 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 1, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 1, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1238 and S 1255

Sincerely,
/s/ Brad Little
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.
March 2, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have appointed Dieter Bayer of Meridian, Idaho, 83642, to the office of Acting State Senator for Legislative District 21, Ada County, State of Idaho.

This appointment is effective Wednesday, March 2, 2022, and will continue as long as necessary.

Sincerely,
/s/ Brad Little
Governor

THE OFFICE OF THE GOVERNOR
EXECUTIVE DEPARTMENT
BOISE, IDAHO

CERTIFICATE OF APPOINTMENT

KNOW ALL PEOPLE that pursuant to the provisions of Section 59-917, Idaho Code, Regina Bayer, State Senator, District 21, Ada County, State of Idaho, has nominated Dieter Bayer of Meridian, Idaho, 83642, to perform the duties of this office temporarily as Acting State Senator, District 21.

NOW, THEREFORE, I, Brad Little, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Dieter Bayer of Meridian, Idaho to the office of Acting State Senator, District 21, for a term commencing on Wednesday, March 2, 2022, and will continuing as long as necessary.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho, at the Capital in Boise on this 2nd day of March, in the year of our Lord two thousand and twenty-two, and of the Independence of the United States of America, the two hundred and forty-sixth year, and of the Statehood of Idaho, the one hundred thirty-second.

/s/ BY THE GOVERNOR BRAD LITTLE

/s/ SECRETARY OF STATE LAWERENCE DENNEY

The correspondence and Certificate of Appointment were ordered filed in the office of the Secretary of the Senate.

The President announced that the Oath of Office had been administered previously to Acting Senator Bayer, and he was recorded present at this order of business.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 1, 2022

Dear Madam President:

I transmit herewith H 664, H 610, H 611, H 499, and H 620, which have passed the House.

MAULIN, Chief Clerk

H 664, H 610, H 611, H 499, and H 620 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 1361
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1362
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO PROPERTY TAXES; AMENDING SECTION 63-1001, IDAHO CODE, TO REVISE A PROVISION REGARDING THE INTEREST RATE PAYABLE ON DELINQUENT PROPERTY TAXES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1361 and S 1362 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 664, by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 610 and H 611, by Business Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 499, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 620, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 654 and H 656, by Education Committee, were read the second time at length and filed for third reading.

H 561, by Health and Welfare Committee, was read the second time at length and filed for third reading.

H 530, by Agricultural Affairs Committee, was read the second time at length and filed for third reading.

S 1345, by State Affairs Committee, was read the second time at length and filed for third reading.

H 661, by Appropriations Committee, was read the second time at length and filed for third reading.

S 1359, by Finance Committee, was read the second time at length and filed for third reading.

H 463, by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

H 556, by Business Committee, was read the second time at length and filed for third reading.
H 594, by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

H 609, by Business 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

On request by Senator Martin, granted by unanimous consent, S 1353 was referred to the Twelfth Order of Business, Second Reading Calendar.

S 1353 was filed for second reading.

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 1330, S 1239, and S 1285, without recommendation, amended as follows:

SENATE AMENDMENT TO S 1330
AMENDMENT TO THE BILL
On page 1 of the printed bill, delete lines 13 through 40; and delete pages 2 through 8, and insert:

"SECTION 1. That Title 54, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW CHAPTER, to be known and designated as Chapter 59, Title 54, Idaho Code, and to read as follows:

CHAPTER 59
NATUROPATHIC DOCTOR LICENSING AND
NATUROPATH REGISTRATION

54-5901. DECLARATION OF POLICY. (1) The legislature finds and declares that the licensing of naturopathic doctors and the registration of lay naturopaths will improve access to natural health care for Idahoans and promote the health of all Idahoans, including the underserved population. The licensing of naturopathic doctors and registration of lay naturopaths will promote the public health interest by aiding in the delivery of naturopathic medical services of high quality to the people of Idaho. To fulfill these purposes, this chapter provides for the optional licensure of naturopathic doctors as well as for the optional registration of laypersons who are naturopaths.

(2) This chapter shall not restrict unlicensed practice lawfully provided pursuant to section 54-1804(1)(l), Idaho Code.

54-5902. DEFINITIONS. As used in this chapter:

(1) "Board" means the Idaho board of naturopathic health care.

(2) "License" means a license to practice as a licensed naturopathic doctor.

(3) "Licensed naturopathic doctor" means an individual licensed as a medical doctor, doctor of osteopathy, doctor of podiatric medicine, doctor of chiropractic, doctor of dental medicine, or doctor of nursing practice who has obtained an approved naturopathic doctoral degree, as set forth in rule, and who voluntarily elects to seek and receives licensure under this chapter to practice naturopathic health care in Idaho.

(4) "Minor procedure" means the use of operative, electrical, or other methods for repair and care incidental to superficial lacerations, abrasions, superficial lesions, the removal of foreign bodies located in the superficial tissues, and the use of antisepsics and local topical anesthetics in connection with such methods.

(5) "Naturopathic health care" means the delivery of a distinct primary health care emphasizing prevention, treatment, and optimal health using therapeutic methods and substances that encourage an individual's inherent self-healing process by a naturopathic practitioner.

54-5903. BOARD OF NATUROPATHIC HEALTH CARE CREATED – MEMBER APPOINTMENT – TERMS. (1) The Idaho board of naturopathic health care is hereby created in the division of occupational and professional licenses. The board shall consist of five (5) members.

(a) For the initial board:

(i) One (1) member shall be a public member;

(ii) One (1) member shall be either a doctor of osteopathy or a doctor of medicine who is not licensed under this chapter but who is licensed pursuant to chapter 18, title 54, Idaho Code;

(iii) Two (2) members shall be eligible for licensure under this chapter; and

(iv) One (1) member shall be eligible for registration as a naturopath under this chapter.

(b) After the initial board:

(i) One (1) member shall be a public member;

(ii) One (1) member shall be either a doctor of osteopathy or a doctor of medicine who is not licensed under this chapter but who is licensed pursuant to chapter 18, title 54, Idaho Code;

(iii) Two (2) members shall be licensed under this chapter; and

(iv) One (1) member shall be registered under this chapter.

(2) The governor shall appoint all members of the board. Of the initial members, two (2) shall be appointed for four (4) year terms and three (3) shall be appointed for three (3) year terms. After the initial appointments, all terms of appointment shall be for four (4) years. Each member shall serve until a successor is appointed and qualified. No member shall serve more than two (2) consecutive full terms.

(3) The board shall, within thirty (30) days after its appointment, and at least annually thereafter, hold a meeting and elect a chair and a vice chair and may hold additional meetings at the call of the chair or at the written request of any two (2) members of the board. A majority of the board shall constitute a quorum. The vote of a majority of members present at a meeting wherein a quorum is present shall determine the action of the board. The chair and vice chair shall each serve for a two (2) year term. No chair or vice chair may serve more than two (2) consecutive terms.

(4) In the event of the death, resignation, or removal of any board member before the expiration of the term to which the member is appointed, the vacancy shall be filled for the unexpired portion of the term in the same manner as the original appointment.

(5) Board members shall serve at the pleasure of the governor.

(6) Each member of the board shall be compensated as provided in section 59-509(p), Idaho Code.
54-5904. BOARD DUTIES AND POWERS. The board shall have the authority and the responsibility to:
(1) By July 1, 2023, in accordance with this chapter and by using the American naturopathic medical certification board as the primary resource, determine the qualifications needed by each person applying for licensure pursuant to this chapter and, in addition to the requirements of this chapter, define by rule the criteria for determining the appropriate scope of practice for each individual seeking licensure; provided, however, the board may authorize a scope of practice only on an individual basis for each individual seeking licensure. The board may modify the authorized scope of practice based on its assessment of an individual's education, training, and experience;
(2) Consult with the American naturopathic medical certification board to define and set by rule any additional qualifications for licensure that are consistent with this chapter. Any such qualifications shall be in addition to those required by this chapter;
(3)Authorize prescriptive rights or surgical authority only for an applicant who demonstrates sufficient education and training in accordance with an active Idaho license in good standing pursuant to section 54-5905(1), Idaho Code. Notwithstanding the provisions of this subsection, all licensees shall be permitted by the board to practice according to the scope of practice pursuant to section 54-5906, Idaho Code;
(4) Establish, pursuant to chapter 52, title 67, Idaho Code, any such rules consistent with this chapter as are necessary for the administration of this chapter, including but not limited to rules pertaining to discipline, continuing education, and standards for professional conduct that reflect current practice standards and promote inclusion of evidence-based innovations and advances in naturopathic health care;
(5) Conduct investigations and examinations and hold hearings;
(6) Collect fees and other funds only to the extent necessary to carry out the provisions of this chapter. All fees received under the provisions of this chapter shall be paid to the division of occupational and professional licenses and deposited in the state treasury to the credit of the occupational licenses fund, and all costs and expenses incurred under the provisions of this chapter shall be a charge against and paid from said fund;
(7) Conduct legal proceedings, including those regarding contracts and litigation;
(8) Provide such other services and perform such other functions as are necessary and desirable to fulfill its purposes; and
(9) Establish rules that provide for naturopaths to practice in Idaho through registration rather than licensure. In order to protect public health, the scope of practice for a registered naturopath shall be no broader than as provided for in section 54-1804(1)(l), Idaho Code.
(a) The board shall establish a method of registration and a reasonable fee for registration and collect such fee for registration.
(b) No registration shall be granted until the board has approved a reasonable fee and a method of collecting such fee for registration.
54-5905. VOLUNTARY NATUROPATHIC DOCTOR LICENSURE – REQUIREMENTS – LIMITATIONS. (1) An applicant shall be qualified for voluntary licensure as a naturopathic doctor pursuant to this chapter if such applicant:
(a) Possesses current, valid, and unrestricted licensure in any state, district, or territory of the United States in at least one (1) of the following medical professions:
(i) Medical doctor or doctor of osteopathy;
(ii) Podiatrist;
(iii) Dentist;
(iv) Chiropractor, if such applicant possesses an accredited doctoral degree in chiropractic medicine as required pursuant to chapter 7, title 54, Idaho Code; or
(v) Nurse, if such applicant possesses a level of training and education equivalent to an advanced practice registered nurse pursuant to chapter 14, title 54, Idaho Code, and has achieved an accredited doctorate degree in nursing;
(b) Has a valid doctoral degree in naturopathy as approved by the board from an institution accredited by the United States department of education;
(c) Has not pled guilty to or been convicted of a crime that is deemed relevant in accordance with section 67-9411(1), Idaho Code, unless such applicant demonstrates that he has been sufficiently rehabilitated to warrant the public trust; and
(d) Completes any one (1) of the following:
(i) Two (2) years of experience in the practice of naturopathic health care acceptable to the board, one (1) year of which may include predoctoral practicum or internship and one (1) year of which must be postdoctoral;
(ii) Passage of an Idaho state examination proving minimum competency and skills, to be developed and approved by the board by rule and the American naturopathic medical certification board pursuant to this chapter; or
(iii) Passage of an accredited national board examination that certifies the individual has achieved minimum competency and skills in the practice of naturopathic health care as approved by the board by rule.
(2) A license issued under this chapter shall:
(a) Be issued in the name of the licensed naturopathic doctor;
(b) State the issue and expiration date; and
(c) Always be displayed in a conspicuous manner in the place of business or employment of the licensee.
(3) A licensed naturopathic doctor may also use the title "licensed doctor of natural health" or "licensed naturopathic practitioner."
(4) All applications for licensing shall be reviewed and approved by the board on an individual basis.
(5) A person who is not licensed pursuant to this chapter shall not:
(a) Hold himself out as a naturopathic doctor licensed under this chapter;
(b) Use or advertise using the title of licensed naturopathic doctor (LND), licensed naturopathic practitioner (LNP), or any variant thereof; or
(c) Use any words, abbreviations, figures, configuration of letters, titles, signs, cards, or devices tending to imply that the person is a naturopathic doctor licensed in the state of Idaho.
(6) Notwithstanding the provisions of subsection (5) of this section, a person who is a licensed naturopathic medical doctor pursuant to chapter 51, title 54, Idaho Code, may use the title "licensed naturopathic doctor."
(7) No license shall be issued by the board until the board has finalized and approved licensure requirements by rule as provided by this chapter and the legislature has approved all rules governing licensure adopted by the board.
54-5906. LICENSED NATUROPATHIC DOCTORS

SCOPE OF PRACTICE. (1) A naturopathic doctor licensed pursuant to this chapter may engage only in the scope of practice provided for in this section.

(2) A person who does not possess a current, valid, and unrestricted license pursuant to title 54, Idaho Code, that permits such person to prescribe legend drugs or to perform minor procedures shall not be authorized to do so under a license issued pursuant to this chapter.

(3) If a licensed naturopathic doctor receives licensure in Idaho to practice any profession identified in section 54-5905(1)(a), Idaho Code, then the board may allow the licensed naturopathic doctor to incorporate any additional scope of practice provided for in this section or prescriptive rights as provided for in section 54-5907, Idaho Code. However, the board shall not approve an expanded scope of practice pursuant to this subsection if such additional licensure does not authorize such scope of practice.

(4) (a) The scope of practice for a licensed naturopathic doctor shall be established by rule of the board and shall be limited to the following:

(i) Diagnosis and treatment of conditions affecting the human body, including vitamins, minerals, or other natural methods;

(ii) Diagnosis and care of patients using a system of practice that bases treatment of physiological functions and abnormal conditions on natural laws governing the human body, including utilizing physiological, psychological, and mechanical methods, electromagnetism, therapeutic exercise, homeopathic medicine, decompensation, traction, biofeedback, electrotherapy, physiotherapy, mechanotherapy, naturopathic corrections, neurofeedback, natural methods and substances that support hormonal and cellular health, phytotherapy, and food and herb therapies; and

(iii) Physical examination procedures and laboratory procedures, including ordering imaging and diagnostic tests for purposes of diagnosis.

(b) Other practices that are consistent with this chapter may be allowed pursuant to the rules of the board.

(5) Minor procedures using local anesthetics may be performed only if a licensed naturopathic doctor has had postgraduate surgical training in residency, possesses relevant local board certification, is licensed under another chapter of title 54, Idaho Code, that authorizes minor procedures, and is expressly authorized by the board to perform minor procedures.

(6) No licensed naturopathic doctor shall perform minor procedures, prescribe legend drugs, or perform any other action unless otherwise expressly authorized by this chapter and such action is pursuant to the rules of the board.

54-5907. PRESCRIPTIVE RIGHTS. (1) Licensed naturopathic doctors may be granted certain prescriptive rights as part of their scope of practice. However, prescriptive rights for licensed naturopathic doctors shall be granted and maintained only if the licensed naturopathic doctor:

(a) Currently possesses and maintains a full federal drug enforcement agency (DEA) registration that is in good standing prior to seeking prescriptive rights under his license;

(b) Has completed at least forty-five (45) credit hours of pharmacology from an institution accredited by the United States department of education; and

(c) Possesses a current, valid, and unrestricted license issued pursuant to title 54, Idaho Code, that permits such person to prescribe legend drugs.

(2) Licensed naturopathic doctors’ individual prescriptive rights pursuant to this section shall be limited to all medications, treatments, or any other item to be prescribed as outlined and approved by the board. However, the board shall not approve any medication, treatment, or any other similar item that is not approved by the formulary committee.

(3) This section shall not and is not intended to authorize group licensure for all individuals licensed under this chapter.

Each licensed naturopathic doctor must, on an individual basis, receive approval from the board to prescribe legend drugs as a licensed naturopathic doctor.

(4) The board, by rule, shall ensure that any approval of a licensed naturopathic doctor’s request to prescribe as a licensed naturopathic doctor does not exceed the prescriptive scope the licensed naturopathic doctor previously possessed prior to licensure under this chapter.

54-5908. REGISTERED NATUROPATHS. (1) Naturopaths who are not licensed naturopathic doctors may, but shall not be required to, obtain registration under the provisions of this chapter and pursuant to the rules of the board.

(2) The scope of practice for a registered naturopath under this chapter shall be limited to practices permitted pursuant to section 54-1804(1)(l), Idaho Code.

54-5909. LICENSE AND REGISTRATION ISSUANCE, REVOCATION, AND RENEWAL. (1) The board shall issue and renew licenses or issue and renew registrations to persons who have qualified for such license or registration pursuant to the provisions of this chapter.

(2) The board may deny an application for licensure or registration, revoke a license or registration, or place restrictions on a license or registration if the holder of such license or registration or applicant for licensure or registration:

(a) Is a current health care professional whose licensure is or previously has been revoked, suspended, placed on probation, reprimanded, limited, restricted, or conditioned, or if such person has been or is currently subject to disciplinary action with respect to professional licensure;

(b) Engages in conduct prohibited by this chapter;

(c) Obtains or attempts to obtain the issuance or renewal of a license or registration pursuant to this chapter by means of fraud, misrepresentation, or concealment of material facts;

(d) Has at any time failed to maintain the confidentiality of records or other information pertaining to an identifiable client, except as required or authorized by law;

(e) Engages in any conduct that constitutes an abuse or exploitation of a client arising out of the trust and confidence placed in the licensed naturopathic doctor or registered naturopath by the client;

(f) Fails to, or has previously failed to, adhere to the limitations set forth in section 54-1804(1)(l), Idaho Code;

(g) Is convicted of, or in the past was convicted of, a crime deemed relevant in accordance with section 67-9411(1), Idaho Code;

(h) Engages in conduct that violates the provisions of this chapter, the rules of the board, or the terms of any license or registration issued by the board; or

(i) Fails to comply with a board order entered in any disciplinary matter.
(3) In making a determination under subsection (2) of this section, the board shall take into consideration the rehabilitation of the applicant and other mitigating circumstances.

(4) An applicant for a license or registration under this chapter shall submit any fee established pursuant to board rules.

(5) All licenses issued under the provisions of this chapter shall be subject to annual renewal and shall expire unless renewed in the manner prescribed by the board. License renewal and reinstatement shall be in accordance with section 67-2614, Idaho Code.

54-5910. IMMUNITY OF BOARD MEMBERS AND PERSONS REPORTING INFORMATION TO BOARD. Any member or agent of the board, any member who has served on the board, or any person under oath shall not be subject to a civil action for damages as a result of reporting information in good faith, without fraud or malice, relating to alleged violations or vindictive violations of this chapter or board rules.

54-5911. OBSERVATION OF PUBLIC HEALTH LAW. Each individual licensed or registered under this chapter shall observe and be subject to all state, federal, and municipal regulations relating to the control of contagious and infectious diseases and all matters pertaining to public health. Failure to comply with these requirements shall constitute grounds for disciplinary action pursuant to the provisions of this chapter and the laws of the state of Idaho.

54-5912. FORMULARY COMMITTEE. (1) The board shall appoint a formulary committee consisting of one (1) member who is licensed under chapter 18, title 54, Idaho Code, to practice in Idaho as a pharmacist (PharmD), two (2) members who are either a doctor of osteopathy or a doctor of medicine and who are not licensed under this chapter but are licensed pursuant to Idaho Code, and two (2) members who are licensed under this chapter and possess full federal drug enforcement agency (DEA) registration in good standing.

(2) All members of the formulary committee shall possess a valid and active DEA number and be authorized to prescribe within the United States.

(3) Initially, three (3) members shall serve for three (3) years and two (2) members shall serve for two (2) years. After the initial appointments, all terms of appointment shall be for three (3) years. No member may serve for more than two (2) consecutive terms.

(4) The formulary committee shall act in an advisory role in evaluating prescriptive authority for applicants or other similar issues as called upon by the board. However, the formulary committee shall first approve the scope of prescriptive rights that individuals licensed under this chapter may use before the board approves the scope of prescriptive rights.

SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after July 1, 2022."

SENATE AMENDMENT TO S 1285
AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 20, following "area," insert: "Nothing in this section shall preclude or preempt any local, county, or municipal government from exercising its lawful authority to regulate zoning or land use."

LEE, Chair

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

The Committee also has S 1298, S 1263, H 515, H 612, and S 1337 under consideration, reports progress, and begs leave to sit again.

S 1330, as amended, S 1239, as amended, and S 1285, as amended, were referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

Senator Souza was recorded present at this order of business.

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, S 1309 and S 1327 retained their place on the Third Reading Calendar for one legislative day.

S 1338 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer (Bayer), Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Winrow, Woodward, Zito. Total - 34.

NAYS–Rice. Total - 1.

Total - 35.

Whereupon the President declared S 1338 passed, title was approved, and the bill ordered transmitted to the House.

S 1291, as amended, 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?"

Pursuant to Senate Rule 39(H), Senators Semmelroth and Thayn, and Acting Senator VanOrden disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer (Bayer), Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Woodward, Zito. Total - 28.


Total - 35.
Whereupon the President declared S 1291, as amended, passed, title was approved, and the bill ordered transmitted to the House.

S 1254, as amended, 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?"

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

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer (Bayer), Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Woodward, Zito. Total - 29.


Total - 35.

Whereupon the President declared S 1254, as amended, passed, title was approved, and the bill ordered transmitted 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 2, 2022

The JUDICIARY AND RULES Committee reports that Senate amendments to S 1330, S 1239, and S 1285 have been correctly printed.

LAKEY, Chairman

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

March 2, 2022

The JUDICIARY AND RULES Committee reports that S 1330, as amended, S 1239, as amended, and S 1285, as amended, have been correctly engrossed.

LAKEY, Chairman

S 1330, as amended, S 1239, as amended, and S 1285, as amended, 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 1330, as amended, by Health and Welfare Committee, was read the first time at length and filed for second reading.

S 1239, as amended, by State Affairs Committee, was read the first time at length and filed for second reading.

S 1285, as amended, by Health and Welfare 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 Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 12:06 p.m. until the hour of 10 a.m., Thursday, March 3, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
HCR 31 and HJM 4 were 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 Ninth Order of Business.

Messages from the House

March 2, 2022

Dear Madam President:

I transmit herewith H 608, H 679, H 665, H 671, H 640, H 635, H 686, H 687, H 616, HJM 6, H 694, H 637, and H 642, which have passed the House.

MAULIN, Chief Clerk

H 608, H 679, H 665, H 671, H 640, H 635, H 686, H 687, H 616, HJM 6, H 694, H 637, and H 642 were filed for first reading.

March 2, 2022

Dear Madam President:

I return herewith S 1274, S 1267, and S 1331, which have passed the House.

MAULIN, Chief Clerk

S 1274, S 1267, and S 1331 were referred to the Judiciary and Rules Committee for enrolling.

March 2, 2022

Dear Madam President:

I transmit herewith Enrolled H 446, H 461, H 455, H 506, H 480, H 451, H 452, H 453, H 634, H 536, H 538, H 542, and H 507 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 446, H 461, H 455, H 506, H 480, H 451, H 452, H 453, H 634, H 536, H 538, H 542, and H 507 and ordered them 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, SCR 119 was placed before the Senate for final consideration at this time.

The President announced that SCR 119 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lent, seconded by Senator Semmelroth, SCR 119 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 120 was placed before the Senate for final consideration at this time.
The President announced that SCR 120 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Riggs, seconded by Senator Wintrow, SCR 120 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 Commerce and Human Resources Committee report relative to the Gubernatorial reappointment of Jerry Edgington was placed before the Senate for final consideration at this time.

The President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial reappointment of Jerry Edgington was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Ward-Engelking, the Gubernatorial reappointment of Jerry Edgington as a member of the Idaho Health Insurance Exchange Board 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 her 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 remaining Gubernatorial appointments retained their place on the calendar for Friday, March 4, 2022.

S 1264 having been held at the desk for possible reconsideration of the vote by which it passed the Senate, and no motion for reconsideration having been received, S 1264 was ordered returned to the House.

The Senate advanced to the Eleventh Order of Business.

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

S 1363
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE WOLF DEPREDATION CONTROL BOARD FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE WOLF DEPREDATION CONTROL BOARD FOR FISCAL YEAR 2023; PROVIDING REQUIREMENTS FOR THE USE OF THE OTHER MONEY SUBACCOUNT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1364
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF FINANCE FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE DEPARTMENT OF FINANCE FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR CONTINUOUS APPROPRIATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1365
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE EXECUTIVE OFFICE OF THE GOVERNOR FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE EXECUTIVE OFFICE OF THE GOVERNOR FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; EXEMPTING THE APPROPRIATION FROM OBJECT AND PROGRAM TRANSFER LIMITATIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1366
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE STATE LIQUOR DIVISION FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE STATE LIQUOR DIVISION FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1367
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO CAMPAIGN FINANCE AND LOBBYISTS; AMENDING SECTION 67-6602, IDAHO CODE, TO DEFINE A TERM AND TO REVISE DEFINITIONS; AMENDING SECTION 67-6603, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE APPOINTMENT OF A POLITICAL TREASURER; AMENDING SECTION 67-6607, IDAHO CODE, TO REVISE PROVISIONS REGARDING REGULAR REPORTS OF CONTRIBUTIONS AND EXPENDITURES; REPEALING SECTION 67-6608, IDAHO CODE, RELATING TO SPECIAL PROVISIONS FOR CERTAIN ELECTIONS AND MEASURES; AMENDING CHAPTER 66, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-6608, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING SPECIAL REPORTS OF CONTRIBUTIONS AND EXPENDITURES; REPEALING SECTION 67-6610, IDAHO CODE, RELATING TO CONTRIBUTIONS IN EXCESS OF FIFTY DOLLARS; AMENDING CHAPTER 66, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-6610, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE IDENTIFICATION OF THE SOURCE OF CONTRIBUTIONS AND EXPENDITURES; REPEALING SECTION 67-6611, IDAHO CODE, RELATING TO INDEPENDENT EXPENDITURES; REPEALING SECTION 67-6614, IDAHO CODE, RELATING TO THE IDENTIFICATION OF THE SOURCE OF CONTRIBUTIONS AND EXPENDITURES; AMENDING SECTION 67-6614A, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE PUBLICATION OR DISTRIBUTION OF POLITICAL STATEMENTS; AMENDING SECTION 67-6616, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE EXAMINATION OF REPORTS AND TO REMOVE CODE REFERENCES; AMENDING SECTION 67-6619, IDAHO CODE, TO REVISE PROVISIONS REGARDING REPORTING BY LOBBYISTS; AMENDING SECTION 67-6622, IDAHO CODE, TO REVISE PROVISIONS REGARDING REPORTS BY THE SECRETARY OF STATE; REPEALING SECTION 67-6628, IDAHO CODE, RELATING
TO ELECTIONEERING COMMUNICATIONS; AMENDING SECTION 67-6625, IDAHO CODE, TO REMOVE A CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1368
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO OCCUPATIONAL LICENSING REFORM; AMENDING SECTION 36-2109, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-205, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 54-208, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 54-209, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 54-210, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 54-211, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 54-606, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-607, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE, TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-915, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-916, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-920, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 54-1112, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-1520, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-1605, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-1803, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 54-1806A, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2210, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-2212, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-2307, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-2307, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-2312, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-2312A, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-2916, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-3109, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-3109A, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-3115, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 54-3206, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-3405, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-4206, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO PROVIDE THAT A DISQUALIFYING CRIMINAL OFFENSE MUST BE DEEMED RELEVANT; AMENDING SECTION 54-5307, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE AND TO REVISE A PROVISION REGARDING A DISQUALIFYING CRIMINAL OFFENSE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1363, S 1364, S 1365, S 1366, S 1367, and S 1368 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 608, by Resources and Conservation Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

H 679, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

H 665 and H 671, by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 640, by Transportation and Defense Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

H 635, by Local Government Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 686 and H 687, by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.
H 616, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

HJM 6, by Ways and Means Committee, was introduced, read at length, and referred to the State Affairs Committee.

H 694, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 637, by Local Government Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 642, by Agricultural Affairs Committee, was introduced, read the first time at length, and referred to the Agricultural Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 563 and H 564, by Revenue and Taxation Committee, were read the second time at length and filed for third reading.

S 1358 and S 1353, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1330, as amended, by Health and Welfare Committee, was read the second time at length and filed for third reading.

S 1239, as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

S 1285, as amended, 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 1298 and S 1337, without recommendation, amended as follows:

SENATE AMENDMENT TO S 1298
AMENDMENT TO SECTION 1
On page 2, delete lines 1 through 11; in line 26, delete "forty-five (45)" and insert: "sixty (60)"; and in line 41, delete "July 1, 2022" and insert: "January 1, 2023".

AMENDMENT TO SECTION 2
On page 2, delete line 46, and insert: "January 1, 2023.".

SENATE AMENDMENT TO S 1337
AMENDMENT TO SECTION 1
On page 2 of the printed bill, delete lines 6 through 9, and insert: 
"(b) For the a nonelection year, any candidate who receives contributions or makes expenditures, or both, that together total five hundred dollars ($500) or more shall file a monthly report by the tenth day of the following month and each month thereafter for the remainder of the nonelection year. All other candidates shall file an'.

The Committee also has S 1263, H 515, and H 612 under consideration, reports progress, and begs leave to sit again.

LEE, Chair

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

S 1298, as amended, and S 1337, as amended, were referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

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

Third Reading of Bills

S 1309, having been held, 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:

AYES—Agenbroad, Anthon, Bayer (Bayer), Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Patrick, Rice, Ricks, Riggs, Souza, Thayn, Van Orden (Bair), Vick, Winder, Woodward, Zito. Total - 28.


Absent and excused—Nelson. Total - 1.

Total - 35.

Whereupon the President declared S 1309 passed, title was approved, and the bill ordered transmitted to the House.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Harris, that all rules of the Senate interfering with the immediate passage of S 1358 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 1358 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:


Absent and excused–Nelson, VanOrden (Bair). Total - 2.

Total - 35.

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

S 1358 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:

AYES–Agenbroad, Anthon, Bayer (Bayer), Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Woodward, Zito. Total - 28.


Absent and excused–Nelson. Total - 1.

Total - 35.

Whereupon the President declared S 1358 passed, title was approved, and the bill ordered transmitted 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

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 12:22 p.m. until the hour of 4 p.m. of this day.

RECESS

AFTERNOON SESSION

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

Roll call showed all members present except Senators Burgoyne and Rice, absent and excused.

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

March 3, 2022

The JUDICIARY AND RULES Committee reports that S 1298, as amended, and S 1337, as amended, have been correctly engrossed.

LAKEY, Chairman

S 1298, as amended, and S 1337, as amended, were filed for first reading.

March 3, 2022

The JUDICIARY AND RULES Committee reports that S 1274, S 1267, and S 1331 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1274, S 1267, and S 1331 and ordered them transmitted to the House for the signature of the Speaker.

March 3, 2022

The AGRICULTURAL AFFAIRS Committee reports out H 606 with the recommendation that it do pass.

BURTENSHAW, Chairman

H 606 was filed for second reading.

March 3, 2022

The TRANSPORTATION Committee reports out H 523, H 524, H 525, H 528, and H 539 with the recommendation that they do pass.

DEN HARTOG, Chair

H 523, H 524, H 525, H 528, and H 539 were filed for second reading.

March 3, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out S 1297, S 1354, and S 1355 with the recommendation that they do pass.

PATRICK, Chairman

S 1297, S 1354, and S 1355 were filed for second reading.

March 3, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out S 1300 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

PATRICK, Chairman

There being no objection, S 1300 was referred to the Fourteenth Order of Business, General Calendar.

March 3, 2022

The FINANCE Committee reports out H 679, H 686, H 687, and S 1361 with the recommendation that they do pass.

AGENBROD, Chairman

H 679, H 686, H 687, and S 1361 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 3, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 2, 2022 and am transmitting to the Secretary of State the following Senate Bill, to wit:

S 1247

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, the Senate advanced to the Eleventh Order of Business.

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

S 1298, as amended, by Commerce and Human Resources Committee, was read the first time at length and filed for second reading.

S 1337, as amended, by State Affairs 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

S 1327, having been held, having previously been read the third time at length and debate having previously been opened, was before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and closed the debate. The question being, "Shall the bill pass?"

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

Roll call resulted as follows:


NAYS–None.

Absent and excused–Burgoyne, Rice. Total - 2.

Total - 35.

Whereupon the President declared S 1327 passed, title was approved, and the bill ordered transmitted to the House.

S 1276, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick 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–Burgoyne, Rice. Total - 2.

Total - 35.

Whereupon the President declared S 1341 passed, title was approved, and the bill ordered transmitted to the House.

S 1341 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider 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–Burgoyne, Rice. Total - 2.

Total - 35.

Whereupon the President declared S 1341 passed, title was approved, and the bill ordered transmitted to the House.

S 1342 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?"

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

Roll call resulted as follows:


Absent and excused–Burgoyne, Rice. Total - 2.

Total - 35.

Whereupon the President declared S 1342 passed, title was approved, and the bill ordered transmitted to the House.

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

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

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 4:58 p.m. until the hour of 10 a.m., Friday, March 4, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE
____________________________
FIFTY-FOURTH LEGISLATIVE DAY
FRIDAY, MARCH 4, 2022

Senate Chamber

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

Roll call showed all members present except Senator Den Hartog, absent and formally excused by the Chair; and Senator Burtenshaw, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Lyndsey Lewis, 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 3, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

March 4, 2022

The JUDICIARY AND RULES Committee reports that S 1363, S 1364, S 1365, S 1366, S 1367, and S 1368 have been correctly printed.

LAKEY, Chairman

S 1363, S 1364, S 1365, and S 1366 were referred to the Finance Committee.

S 1367 was referred to the State Affairs Committee.

S 1368 was referred to the Commerce and Human Resources Committee.

March 3, 2022

The HEALTH AND WELFARE Committee reports out S 1350 with the recommendation that it do pass.

MARTIN, Chairman

S 1350 was filed for second reading.

March 4, 2022

The HEALTH AND WELFARE Committee reports out S 1346 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

MARTIN, Chairman

There being no objection, S 1346 was referred to the Fourteenth Order of Business, General Calendar.

March 3, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out H 550, H 576, and S 1362 with the recommendation that they do pass.

RICE, Chairman

H 550, H 576, and S 1362 were filed for second reading.

March 3, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out H 565 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

RICE, Chairman

There being no objection, H 565 was referred to the Fourteenth Order of Business, General Calendar.

March 4, 2022

The STATE AFFAIRS Committee reports out S 1351 and S 1352 with the recommendation that they do pass.

LODGE, Chair

S 1351 and S 1352 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

February 28, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Trent Nate of Boise, Idaho, was appointed to the Idaho Health Insurance Exchange Board to serve a term commencing February 16, 2022, and expiring April 10, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.
March 1, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Dean Fisher of Twin Falls, Idaho, was appointed to the Public Charter School Commission to serve a term commencing February 24, 2022, and expiring May 12, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,

/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Education Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 3, 2022

Dear Madam President:

I transmit herewith H 708, H 711, H 719, H 720, H 685, H 702, H 614, H 703, and H 681, which have passed the House.

MAULIN, Chief Clerk

H 708, H 711, H 719, H 720, H 685, H 702, H 614, H 703, and H 681 were filed for first reading.

March 3, 2022

Dear Madam President:

I transmit herewith Enrolled HCR 33 and HJM 5 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled HCR 33 and HJM 5 and ordered them returned to the House.

Senator Burtenshaw was recorded present at this order of business.

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 1369
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE OFFICE OF DRUG POLICY FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE OFFICE OF DRUG POLICY FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING REAPPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1370
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE IDAHO STATE LOTTERY FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE IDAHO STATE LOTTERY FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING CONTINUOUS APPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1371
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE IDAHO STATE HISTORICAL SOCIETY; APPROPRIATING MONEYS TO THE IDAHO STATE HISTORICAL SOCIETY FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO STATE HISTORICAL SOCIETY FOR FISCAL YEAR 2022; PROVIDING REAPPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY.

S 1372
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO LANDS; AMENDING SECTION 58-120, IDAHO CODE, TO PROVIDE FOR CERTAIN LEGAL REPRESENTATION; AMENDING SECTION 67-1406, IDAHO CODE, TO PROVIDE AN EXCEPTION TO CERTAIN LEGAL REPRESENTATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1373
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING SECTION 33-1002, IDAHO CODE, TO REVISE PROVISIONS REGARDING STATE FUNDS AND TO PROVIDE FOR DISTRIBUTION OF FUNDING FOR LITERACY INTERVENTION AND FULL-DAY KINDERGARTEN; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1374
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO EDUCATION; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1614, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING CAREER EXPLORATION COURSES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1375
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO VOTER IDENTIFICATION; AMENDING SECTION 34-408A, IDAHO CODE, TO REVISE PROVISIONS REGARDING ELECTION DAY REGISTRATION; AMENDING SECTION 34-409, IDAHO CODE, TO REVISE PROVISIONS REGARDING ELECTRONIC VOTER REGISTRATION; AMENDING SECTION 34-410, IDAHO CODE, TO REVISE PROVISIONS
REGARDING VOTER REGISTRATION BY MAIL; AMENDING SECTION 34-411, IDAHO CODE, TO REVISE PROVISIONS REGARDING VOTER REGISTRATION; AMENDING SECTION 34-1002, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPLICATIONS FOR ABSENTEE BALLOTS; AMENDING SECTION 34-1003, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE ISSUANCE OF AN ABSENTEE BALLOT; AMENDING SECTION 34-1004, IDAHO CODE, TO PROVIDE FOR ABSENTEE BALLOT RETURN ENVELOPES, TO REMOVE A PROVISION REGARDING PERFORATED BALLOTS, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 34-1005, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE RETURN OF AN ABSENTEE BALLOT AT THE POLLS; AMENDING SECTION 34-1113, IDAHO CODE, TO REVISE PROVISIONS REGARDING VOTER IDENTIFICATION AT THE POLLS; AMENDING SECTION 34-1114, IDAHO CODE, TO REVISE PROVISIONS REGARDING VOTERS WITHOUT PHOTO IDENTIFICATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1369, S 1370, S 1371, S 1372, S 1373, S 1374, S 1375, S 1376, S 1377, and S 1378 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 708, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 711, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

H 719 and H 720, by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 685, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 702, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

H 614, by Business Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 703, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 681, by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

On request by Senator Anthon, granted by unanimous consent, S 1289 was referred to the Fourteenth Order of Business, General Calendar.

H 501, by Judiciary, Rules and Administration Committee, was read the second time at length and filed for third reading.

H 532, H 548, and H 607, by State Affairs Committee, were read the second time at length and filed for third reading.

H 606, by Agricultural Affairs Committee, was read the second time at length and filed for third reading.

H 523, H 524, H 525, and H 528, by Transportation and Defense Committee, were read the second time at length and filed for third reading.

H 539, by Judiciary, Rules and Administration Committee, was read the second time at length and filed for third reading.

S 1297, by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

S 1354 and S 1355, by State Affairs Committee, were read the second time at length and filed for third reading.
H 679, H 686, and H 687, by Appropriations Committee, were read the second time at length and filed for third reading.

S 1361, by Finance Committee, was read the second time at length and filed for third reading.

S 1298, as amended, by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

S 1337, as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, H 563 was placed before the Senate for consideration at this time.

H 563 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer (Bayer), Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Winthrop, Woodward, Zito. Total - 33.

NAYS–None.


Total - 35.

Whereupon the President declared H 563 passed, title was approved, and the bill ordered transmitted to the House.

S 1347 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:


NAYS–None.


Total - 35.

Whereupon the President declared S 1347 passed, title was approved, and the bill ordered transmitted to the House.

S 1348 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

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

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer (Bayer), Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Winthrop, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared S 1348 passed, title was approved, and the bill ordered transmitted to the House.

S 1349 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–Agenbroad, Anthon, Bayer (Bayer), Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Winthrop, Woodward. Total - 34.

NAYS–None.

Absent and excused–Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared S 1349 passed, title was approved, and the bill ordered transmitted to the House.

S 1345 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–Agenbroad, Anthon, Bayer (Bayer), Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Winthrop, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared S 1345 passed, title was approved, and the bill ordered transmitted to the House.

S 1359 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

NAYS—None.

Absent and excused—Den Hartog. Total - 1.

Total - 35.

Whereupon the President declared S 1359 passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, S 1353 retained its place on the Third Reading Calendar for one legislative day.

S 1330, as amended, 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:


NAYS—Bayer (Bayer). Total - 1.


Total - 35.

Whereupon the President declared S 1330, as amended, passed, title was approved, and the bill ordered transmitted to the House.

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

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

Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, the Senate went to 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-chair Senator Wintrow providing opening remarks.

Representative Linden Bateman and Judge Patricia Young offered remarks for the Idaho Day Service. Janet Gallimore, State Historic Preservation Officer, read a poem on behalf of and written by former Governor Philip E. Batt.

The Capital High School, Capital Singers performed "Star Spangled Banner", "Gold" and "Centennial Idaho" under the direction of Marguerite Lawrence and Joie Cariaga. Piano was played by Carolyn Fletcher and the flugelhorn was played by Billy Mitchell. "Centennial Idaho" was composed by former Governor Philip E. Batt.

In honor of former Governor Philip E. Batt's 95th Birthday, "Happy Birthday" was performed by the Capital High School, Capital Singers.

Closing remarks were provided by Co-chair Senator Cook.

He extended gratitude to all who helped with the program and the Idaho Day Service was dissolved.

President McGeachin returned the Chair.

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 Stennett, by voice vote, the Senate adjourned at 12:24 p.m. until the hour of 9:30 a.m., Monday, March 7, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
S 1366, S 1365, S 1364, S 1363, and H 711 were filed for second reading.

March 4, 2022

The STATE AFFAIRS Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Irving Litman to the Idaho Endowment Fund Investment Board, term to expire April 11, 2025.

LODGE, Chair

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

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

Messages from the Governor

March 3, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Kevin Settles of Boise, Idaho, was reappointed to the Idaho Commission on Human Rights to serve a term commencing July 1, 2021, and expiring July 1, 2024.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

March 3, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Joni Stright of Boise, Idaho, was appointed to the Idaho Lottery Commission to serve a term commencing March 3, 2022, and expiring January 1, 2027.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.
The Gubernatorial appointment was referred to the State Affairs Committee.

March 4, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Darrell Bolz of Caldwell, Idaho, was reappointed to the State Public Defense Commission to serve a term commencing July 1, 2020, and expiring July 1, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

March 4, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Evelyn Johnson of Boise, Idaho, was reappointed to the Idaho Commission on Human Rights to serve a term commencing July 1, 2020, and expiring July 1, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

March 4, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Daniel Cravens of Blackfoot, Idaho, was reappointed to the Idaho Commission on Human Rights to serve a term commencing July 1, 2020, and expiring July 1, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

March 4, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Dan Dinning of Bonners Ferry, Idaho, was reappointed to the State Public Defense Commission to serve a term commencing July 1, 2021, and expiring July 1, 2024.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

March 4, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Hyrum Erickson of Rexburg, Idaho, was reappointed to the Idaho Commission on Human Rights to serve a term commencing July 1, 2020, and expiring July 1, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Judiciary and Rules Committee.

March 4, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Paul Jagosh of Boise, Idaho, was reappointed to the Idaho Commission on Human Rights to serve a term commencing July 1, 2021, and expiring July 1, 2024.
This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House
March 4, 2022

Dear Madam President:

I transmit herewith H 648, H 701, H 684, H 722, H 723, H 677, H 678, H 689, and H 690, which have passed the House.

MAULIN, Chief Clerk

H 648, H 701, H 684, H 722, H 723, H 677, H 678, H 689, and H 690 were filed for first reading.
March 4, 2022

Dear Madam President:

I return herewith Enrolled S 1274, S 1267, and S 1331, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1274, S 1267, and S 1331 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

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

S 1379
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO PURCHASING BY POLITICAL SUBDIVISIONS; AMENDING SECTION 67-2803, IDAHO CODE, TO REVISE A CERTAIN EXCLUSION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-2806, IDAHO CODE, TO REVISE PROVISIONS REGARDING PROCURING SERVICES OR PERSONAL PROPERTY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1380
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO THE RURAL VETERINARIANS LOAN REPAYMENT PROGRAM; AMENDING TITLE 25, IDAHO CODE, BY THE Addition OF A NEW CHAPTER 41, TITLE 25, IDAHO CODE, TO DEFINE TERMS, TO ESTABLISH PROVISIONS REGARDING A RURAL VETERINARIANS LOAN REPAYMENT FUND, TO ESTABLISH PROVISIONS REGARDING ADVISORY COMMITTEE, TO ESTABLISH PROVISIONS REGARDING GRANT AWARDS, TO ESTABLISH PROVISIONS REGARDING GRANT APPLICATIONS, TO PROVIDE A

GRANT AWARD SCHEDULE AND TO PROVIDE FOR AN ACTIVITY REPORT, TO ESTABLISH PROVISIONS REGARDING FRAUDULENT INFORMATION ON A GRANT APPLICATION, TO PROVIDE AUTHORITY TO THE STATE DEPARTMENT OF AGRICULTURE, AND TO PROVIDE FOR ADMINISTRATIVE APPEALS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1379 and S 1380 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 648, by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 701, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 684, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 722, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

H 723, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 677, H 678, H 689, and H 690, 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

S 1350, by State Affairs Committee, was read the second time at length and filed for third reading.

H 550, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

H 576, by Local Government Committee, was read the second time at length and filed for third reading.

S 1362, S 1351, and S 1352, by State Affairs Committee, were 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, Chair of the Committee of the Whole, reported out S 1263, H 515, S 1346, H 565, and S 1289, without recommendation, amended as follows:

SENATE AMENDMENT TO S 1263
AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 40, following "apply," insert: "Consistent with the governing documents, written notice
of the fine must be sent to the member within three (3) days of the board’s vote. Notwithstanding this exception, the board or the board’s agent shall make a reasonable effort to contact the member prior to imposition of the fine. Any member who is assessed a fine under this paragraph may petition the board for a hearing to dispute or appeal the fine within thirty (30) days after the day on which the member receives notice that the fine has been assessed."

CORRECTION TO TITLE

On page 1, delete line 3; and in line 4, delete "CERTAIN VIOLATIONS" and insert: "TO ESTABLISH PROVISIONS REGARDING FINES FOR VIOLATIONS OF COVENANTS AND RESTRICTIONS THAT INVOLVE ENDANGERMENT TO THE SAFETY OF OTHERS, DESTRUCTION OF COMMON PROPERTY, DISTURBING OF THE PEACE, OR DESTRUCTION OF ANOTHER MEMBER'S PROPERTY".

SENATE AMENDMENT TO H 515

AMENDMENT TO SECTION 1

On page 2 of the printed bill, following line 4, insert:

"(7) Notwithstanding any other provision of law, a public health district may elect to participate in the comprehensive liability plan authorized by section 6-919, Idaho Code. A public health district making such election shall be considered a state department for purposes of risk management pursuant to chapter 57, title 67, Idaho Code, and the department of administration shall treat it as such. However, participation shall be subject to compliance with loss control policies adopted by the department of administration."

AMENDMENT TO THE BILL

On page 2, delete lines 5 through 7, and insert:

"SECTION 2. That Section 39-422, Idaho Code, be, and the same is hereby amended to read as follows:

39-422. PUBLIC HEALTH DISTRICT FUND – ESTABLISHMENT – DIVISIONS – FISCAL OFFICER – EXPENDITURES. (1) There is hereby authorized and established in the state treasury a special fund to be known as the public health district fund for which the state treasurer shall be custodian. Within the public health district fund there shall be seven (7) divisions, one (1) for each of the seven (7) public health districts. Each division within the fund will be under the exclusive control of its respective district board of health and no moneys shall be withdrawn from such division of the fund unless authorized by the district board of health or its authorized agent.

(2) The procedure for the deposit and expenditure of moneys from the public health district fund will be in accordance with procedures established between all district boards and the state controller. All income and receipts received by the districts shall be deposited in the public health district fund.

(3) Claims. Except for claims eligible for payment from the retained risk account established by section 67-5776, Idaho Code, claims against the divisions of the public health district fund are not claims against the state of Idaho. Claims against an individual health district are limited to that district’s division moneys and losses eligible for payment from the retained risk account established by section 67-5776, Idaho Code.

SECTION 3. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval, and retroactively to March 1, 2022."

CORRECTION TO TITLE

On page 1, in line 4, following "EMPLOYEES" insert: ", TO PROVIDE THAT PUBLIC HEALTH DISTRICTS MAY ELECT TO PARTICIPATE IN A CERTAIN COMPREHENSIVE LIABILITY PLAN AND SHALL BE CONSIDERED A STATE DEPARTMENT FOR CERTAIN PURPOSES;", also in line 4, following "CORRECTIONS," insert: "AMENDING SECTION 39-422, IDAHO CODE, TO REVISE PROVISIONS REGARDING CLAIMS AGAINST THE DIVISIONS OF THE PUBLIC HEALTH DISTRICT FUND;", and in line 5, delete "AN EFFECTIVE DATE" and insert: "RETROACTIVE APPLICATION".

SENATE AMENDMENT TO S 1346

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 22, following "records" insert: "in accordance with 45 CFR 164.524(c)(4) regarding federal privacy regulations or the following fee schedule, whichever is less": and delete lines 37 and 38, and insert:

"(3) A request made under subsection (2) of this section shall:

(a) Specify the format, paper or electronic, in which the records are preferred to be received, provided that the records are not required to be provided in such format if they are not available in such format; and

(b) Be fulfilled within thirty (30) days.".

CORRECTION TO TITLE

On page 1, in line 5, following "REQUESTS," insert: "TO PROVIDE THAT A REQUEST SHALL SPECIFY THE FORMAT IN WHICH THE RECORDS ARE PREFERRED TO BE RECEIVED.".

SENATE AMENDMENT TO H 565

AMENDMENT TO SECTION 2

On page 3 of the printed bill, delete lines 3 and 4, and insert:

"(ii) Primarily employed for the use of construction, logging, or mining of salable minerals as defined in section 47-701A, Idaho Code; and"

AMENDMENT TO THE BILL

On page 6, following line 29, insert:

"SECTION 3. That Section 63-904, Idaho Code, be, and the same is hereby amended to read as follows:

63-904. SPECIAL PROVISIONS FOR COLLECTION OF PROPERTY TAXES ON PERSONAL PROPERTY. (1) If a personal property owner fails to make timely payment on the first one-half (1/2) provided for, the unpaid portion of the entire tax shall immediately become due and payable and a late charge as provided in section 63-201, Idaho Code, and interest as provided in section 63-1001, Idaho Code, on the unpaid portion of the first half shall be added. Interest shall be calculated from January 1 of the year following the year for which the taxes were assessed.

(2) All personal property taxes are due and payable upon demand. If no demand is made, taxes may be paid in part or in full until the tax collector issues a warrant of distraint for collection of said taxes.

(3) Whenever the county assessor notifies the tax collector of personal property that has been listed on a property roll, the tax collector may demand immediate payment of any property taxes due from the owner. Property taxes due shall be calculated using the previous year’s levies, unless current year’s levies are known."
(4) In lieu of demanding immediate payment of property
taxes due, the county tax collector may require a surety bond
adequate to secure the payment and collection of property
taxes that may be due to that county.

(5) Property taxes on transient personal property shall be
payable on demand, or in full on the due date stated on the
notice. No extensions shall be granted on transient personal property.

(6) In the event a taxpayer is unable to pay his personal
property tax due on or before December 20, he may appeal to
the county commissioners prior to the property tax becoming
delinquent. If sufficient information is given to satisfy the county
commissioners that the property taxes will be paid, the county
commissioners may grant an extension of time for the payment
of the property taxes, late charges and interest, not to exceed four
(4) months. A warrant of distraint shall not be issued until the
expiration of the extended time. No extensions shall be granted
on the second one-half (1/2) of the property tax; 
and renumber the subsequent section accordingly.

CORRECTION TO TITLE
On page 1, in line 5, following "TAX," insert: "AMENDING
SECTION 63-904, IDAHO CODE, TO REMOVE A
PROVISION REGARDING THE TAXATION OF TRANSIENT
PERSONAL PROPERTY;".

SENATE AMENDMENT TO S 1289
AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 15, following " statute,
insert: "either or both houses of".

CORRECTION TO TITLE
On page 1, in line 3, following "AUTHORIZE" insert: 
"EITHER OR BOTH HOUSES OF".

The Committee also has H 612 and S 1300 under
consideration, reports progress, and begs leave to sit again.

LEE, Chair

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

S 1263, as amended, S 1346, as amended, and S 1289, as
amended, were referred to the Judiciary and Rules Committee
for engrossing and the amendments thereto were referred to the
Judiciary and Rules Committee for printing.

H 515, as amended in the Senate, and H 565, 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

S 1353, having been held, was read the third time at
length, section by section, and placed before the Senate for final
consideration. Senator Stennett arose as sponsor of the bill and
opened the debate. The question being, "Shall the bill pass?"

On request by Senator Stennett, granted by unanimous
consent, the following typographical corrections were made to
S 1353, pursuant to Senate Rule 9(F):

On page 2, Line 13, strike an, and add an (s) to caregiver.
On page 2, Line 15, strike an, and add an (s) to caregiver.
On request by Senator Stennett, granted by unanimous
consent, the following typographical correction was made to the
subject of S 1353, pursuant to Senate Rule 10(B):

On page 1, Line 5 strike an, and add an (s) to caregiver.
On page 2, Line 13, strike an, and add an (s) to caregiver.
On page 2, Line 15, strike an, and add an (s) to caregiver.

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson),
Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow,
Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin,
Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza,
Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder,
Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Vick. Total - 1.
Total - 35.

Whereupon the President declared S 1353 passed, title was
approved as corrected, and the bill ordered transmitted to the
House.

S 1239, 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:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne,
Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris,
Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick,
Ricks, Semmelroth, Stennett, VanOrden (Bair), Ward-Engelking,


Absent and excused—Vick. Total - 1.
Total - 35.

Whereupon the President declared S 1239, as
amended, passed, title was approved, and the bill ordered transmitted to the
House.

S 1285, 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:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson),
Burtenshaw, Crabtree, Den Hartog, Guthrie, Harris, Lakey, Lee,
Lodge, Martin, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza,
Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Zito.
Total - 25.

NAYS—Burgoyne, Cook, Grow, Heider, Lent, Nelson, Nye,

Total - 35.

Whereupon the President declared S 1285, as
amended, passed, title was approved, and the bill ordered transmitted to the
House.
On request by Senator Anthon, granted by unanimous consent, S 1297 retained its place on the Third Reading Calendar.

On request by Senator Anthon, granted by unanimous consent, S 1362 was referred to the Fourteenth Order of Business, General Calendar.

S 1354 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:


Whereupon the President declared S 1354 passed, title was approved, and the bill ordered transmitted to the House.

S 1355 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrou 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.

S 1361 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward 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 1361 passed, title was approved, and the bill ordered transmitted to the House.

S 1298, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick 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 1298, as amended, passed, title was approved, and the bill ordered transmitted 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 motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 12:02 p.m. until the hour of 4 p.m. of this day.

RECESS AFTERNOON SESSION

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

Roll call showed all members present except Senator Bayer, absent and formally excused by the Chair.

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

SCR 122

BY JUDICIARY AND RULES COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE DEPARTMENT OF PARKS AND RECREATION RELATING TO RULES GOVERNING THE ADMINISTRATION OF THE IDAHO DEPARTMENT OF PARKS AND RECREATION STATE AND FEDERAL GRANT FUNDS.

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

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Department of Parks and Recreation relating to Rules Governing the Administration of the Idaho Department of Parks and Recreation State and Federal Grant Funds are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 26.01.31, relating to Rules Governing the Administration of the Idaho Department of Parks and Recreation State and Federal Grant Funds, Section 010., Subsection 06., adopted as a pending rule under Docket Number 26-0000-2100, only, be, and the same is hereby rejected and declared null, void, and of no force and effect.

SCR 123

BY JUDICIARY AND RULES COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND APPROVING PENDING RULES THAT IMPOSE A FEE ON CHARGE REVIEWED BY THE SENATE RESOURCES AND ENVIRONMENT COMMITTEE AND THE HOUSE RESOURCES AND CONSERVATION COMMITTEE WITH AN EXCEPTION.

Be It Resolved by the Legislature of the State of Idaho:
WHEREAS, the Legislature pursuant to Section 67-5224, Idaho Code, must approve certain administrative rules that impose a fee or charge by adoption of a concurrent resolution before the rules become effective; and

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, the Senate Resources and Environment Committee and the House Resources and Conservation Committee reviewed rules that impose a fee or charge adopted by the Department of Fish and Game, Forest Products Commission, Department of Lands, Department of Parks and Recreation, and Department of Water Resources; and

WHEREAS, it is the finding of the Legislature that a certain rule of the Department of Parks and Recreation is not consistent with legislative intent; 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-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that pending fee rules adopted by the Department of Fish and Game, Forest Products Commission, Department of Lands, Department of Parks and Recreation, and Department of Water Resources, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the Senate Resources and Environment Committee and the House Resources and Conservation Committee, be, and the same are hereby approved, with the exception of the following enumerated pending fee rule.

BE IT FURTHER RESOLVED that Department of Parks and Recreation, IDAPA 26.01.33, Docket No. 26-0000-2100F, Section 010., Subsection 07., only, is hereby rejected and not approved, and thereby pursuant to Sections 67-5291 and 67-5224, Idaho Code, is declared null, void, and of no force and effect.

SCR 122 and SCR 123 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 7, 2022

The JUDICIARY AND RULES Committee reports that Senate amendments to S 1263, S 1346, S 1289, H 515, and H 565 have been correctly printed.

LAKEY, Chairman

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

March 7, 2022

The JUDICIARY AND RULES Committee reports that S 1263, as amended, S 1346, as amended, and S 1289, as amended, have been correctly engrossed.

LAKEY, Chairman

S 1263, as amended, S 1346, as amended, and S 1289, as amended, were filed for first reading.

March 7, 2022

The STATE AFFAIRS Committee reports out H 511, H 521, H 566, H 646, HJM 3, HJM 6, and S 1357 with the recommendation that they do pass.

LODGE, Chair

H 511, H 521, H 566, H 646, and S 1357 were filed for second reading.

HJM 3 and HJM 6 were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 7, 2022

The FINANCE Committee reports out H 722, S 1369, S 1370, and S 1371 with the recommendation that they do pass.

AGENBROAD, Chairman

H 722, S 1369, S 1370, and S 1371 were filed for second reading.

March 7, 2022

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

Matthew Thomas to the Sexual Offender Management Board, term to expire January 1, 2025.

LAKEY, Chairman

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

March 7, 2022

The RESOURCES AND ENVIRONMENT Committee reports out H 520, H 519, and HCR 34 with the recommendation that they do pass.

VICK, Chairman

H 520 and H 519 were filed for second reading.

HCR 34 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 Eighth Order of Business.

Messages from the Governor

March 7, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 7, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:
S 1292 and S 1248

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, the Senate advanced to the Eleventh Order of Business.

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

S 1381
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO CORONAVIRUS; PROVIDING LEGISLATIVE INTENT; AMENDING TITLE 73, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 5, TITLE 73, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROHIBIT CORONAVIRUS VACCINATION REQUIREMENTS, AND TO PROVIDE FOR SEVERABILITY; PROVIDING A SUNSET; AND DECLARING AN EMERGENCY.

S 1382
BY JUDICIARY AND RULES COMMITTEE
AN ACT
RELATING TO THE JUDICIAL COUNCIL; AMENDING SECTION 1-2101, IDAHO CODE, TO REVISE PROVISIONS REGARDING MEMBERSHIP OF AND APPOINTMENTS TO THE JUDICIAL COUNCIL, TO REMOVE A PROVISION REGARDING AN ADJUNCT MEMBER, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 1-2102, IDAHO CODE, TO REVISE A PROVISION REGARDING A DUTY OF THE COUNCIL, TO PROVIDE FOR A DUTY OF THE COUNCIL, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 74-104, IDAHO CODE, TO PROVIDE FOR CERTAIN RECORDS OF THE JUDICIAL COUNCIL; AMENDING SECTION 48-1509, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1381 and S 1382 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 515, as amended in the Senate, by Health and Welfare Committee, was read the first time at length and filed for second reading.

H 565, as amended in the Senate, by Revenue and Taxation Committee, was read the first time at length and filed for second reading.

S 1263, as amended, by State Affairs Committee, was read the first time at length and filed for second reading.

S 1346, as amended, and S 1289, as amended, by Judiciary and Rules Committee, were 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

S 1297, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Souza 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–Bayer. Total - 1.

Total - 35.

Whereupon the President declared S 1297 passed, title was approved, and the bill ordered transmitted to the House.

S 1337, as amended, 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:

AYES–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintron, Woodward. Total - 29.


Absent and excused–Bayer. Total - 1.

Total - 35.

Whereupon the President declared S 1337, as amended, passed, title was approved, and the bill ordered transmitted to the House.

H 469, having been held, 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:


NAYS–None.

Absent and excused–Bayer. Total - 1.

Total - 35.

Whereupon the President declared H 469 passed, title was approved, and the bill ordered returned to the House.
Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of S 1351 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 1351 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:


NAYS–None.

Absent and excused–Bayer, Rice. Total - 2.

Total - 35.

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

S 1351 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider 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–Bayer. Total - 1.

Total - 35.

Whereupon the President declared S 1351 passed, title was approved, and the bill ordered transmitted to the House.

H 533, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Vick, Zito. Total - 3.

 paired and voting included in roll call:

AYE - Lee

NAY - Bayer

Total - 35.

Whereupon the President declared H 533 passed, title was approved, and the bill ordered returned to the House.

H 537, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn 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–Bayer. Total - 1.

Total - 35.
Whereupon the President declared **H 537** passed, title was approved, and the bill ordered returned to the House.

**H 559** 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?"

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

Roll call resulted as follows:


Absent and excused–Riggs. Total - 1.

Paired and voting included in roll call:

AYE - Lee NAY - Bayer

Total - 35.

Whereupon the President declared **H 559** passed, title was approved, and the bill ordered returned to the House.

**H 517** 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:


NAYS–None.

Absent and excused–Bayer. Total - 1.

Total - 35.

Whereupon the President declared **H 517** passed, title was approved, and the bill ordered returned to the House.

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 Stennett, by voice vote, the Senate adjourned at 5:21 p.m. until the hour of 9:30 a.m., Tuesday, March 8, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
H 642 was filed for second reading.

Senators Nelson and Ward-Engelking were recorded present at this order of business.

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

Messages from the House

March 7, 2022

Dear Madam President:


MAULIN, Chief Clerk


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

H 721, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

H 693 and H 695, by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 572, by Transportation and Defense Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 683, by Education Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

H 697 and H 700, by Ways and Means Committee, were introduced, read the first time at length, and referred to the Transportation Committee.

H 724, H 725, and H 726, by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

H 738, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 716 and H 718, by Education Committee, were introduced, read the first time at length, and referred to the Education Committee.

H 673, H 713, H 714, and H 715, by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

HCR 42, by Ways and Means Committee, was introduced, read at length, and referred to the Transportation Committee.

HCR 43, by Ways and Means Committee, was introduced, read at length, and referred to the Judiciary and Rules Committee.
HCR 38 and HCR 39, by Education Committee, were introduced, read at length, and referred to the Education Committee.

HCR 37, by Ways and Means Committee, was introduced, read at length, and referred to the Agricultural Affairs Committee.

H 629, by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 688, by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 699, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 698, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

HCR 40, by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

H 666, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

S 1366, S 1365, S 1364, and S 1363, by Finance Committee, were read the second time at length and filed for third reading.

H 711, by Appropriations Committee, was read the second time at length and filed for third reading.

H 511, H 521, H 566, and H 646, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1357, by State Affairs Committee, was read the second time at length and filed for third reading.

H 722, by Appropriations Committee, was read the second time at length and filed for third reading.

S 1369, S 1370, and S 1371, by Finance Committee, were read the second time at length and filed for third reading.

H 520 and H 519, by Resources and Conservation Committee, were read the second time at length and filed for third reading.

H 515, as amended in the Senate, by Health and Welfare Committee, was read the second time at length and filed for third reading.

H 565, as amended in the Senate, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

S 1263, as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

S 1346, as amended, and S 1289, as amended, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

On request by Senator Harris, 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, Chair of the Committee of the Whole, reported out S 1362, without recommendation, amended as follows:

SENATE AMENDMENT TO S 1362
AMENDMENT TO SECTION 2
On page 1 of the printed bill, delete line 19, and insert: "its passage and approval, and retroactively to January 1, 2022.".

CORRECTION TO TITLE
On page 1, in line 4, delete "AN EFFECTIVE DATE." and insert: "RETROACTIVE APPLICATION.".

The Committee also has H 612 and S 1300 under consideration, reports progress, and begs leave to sit again.

LEE, Chair

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

S 1362, as amended, was referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

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

Motions and Resolutions

On request by Senator Lee, granted by unanimous consent, the committee reports of the Gubernatorial appointments of Jared Zwergart and Mike Matthews retained their place on the calendar for one legislative day.

Having been held, the President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial appointment of Lori Wolff was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Patrick, seconded by Senator Burgyone, the Gubernatorial appointment of Lori Wolff as the Administrator of the Division of Human Resources 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the Transportation Committee report relative to the Gubernatorial appointment of Gary Osborn was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Nelson, seconded by Acting Senator Blair, the Gubernatorial appointment of Gary Osborn as a member of the Idaho Transportation Board 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the Transportation Committee report relative to the Gubernatorial reappointment of Gary L. Osborn was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Nelson, seconded by Acting Senator Blair, the Gubernatorial reappointment of Gary L. Osborn as a member of the Idaho Transportation Board 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the Transportation Committee report relative to the Gubernatorial reappointment of John Blakley was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Woodward, seconded by Senator Nelson, the Gubernatorial reappointment of John Blakley as a member of the Aeronautics Advisory Board 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the Resources and Environment Committee report relative to the Gubernatorial appointment of Mike Roach was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Stennett, seconded by Senator Harris, the Gubernatorial appointment of Mike Roach as a member of the Parks and Recreation Board 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the Resources and Environment Committee report relative to the Gubernatorial reappointment of Randy Doman was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Crabtree, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of Randy Doman as a member of the Parks and Recreation Board 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the Health and Welfare Committee report relative to the Gubernatorial reappointment of B.J. Stinger was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Martin, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of B.J. Stinger as a member of the Commission for the Blind and Visually Impaired 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial appointment of Cynthia Fairfax was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Wintrow, seconded by Senator Martin, the Gubernatorial appointment of Cynthia Fairfax as a member of the Idaho Health Insurance Exchange Board 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the Education Committee report relative to the Gubernatorial appointment of Cynthia Siddoway was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Burtenshaw, seconded by Senator Ward-Engelking, the Gubernatorial appointment of Cynthia Siddoway as a member of the State Board of Education 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 her 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 Irving Littman was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Stennett, the Gubernatorial reappointment of Irving Littman as a member of the Idaho Endowment Fund Investment Board 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 her 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 reappointment of Matthew Thomas was before the Senate for final consideration, the question being, "Shall the report be adopted?"
On motion by Senator Lee, seconded by Senator Winthrop, the Gubernatorial reappointment of Matthew Thomas as a member of the Sexual Offender Management Board 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that SCR 121 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Rice, seconded by Senator Grow, SCR 121 was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that HCR 31 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lent, seconded by Acting Senator Blair, HCR 31 was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that HJM 4 was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Acting Senator VanOrden, seconded by Senator Stennett, HJM 4 was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

The President announced that HJM 3 was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Senator Burgoyn, seconded by Senator Harris, HJM 3 was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

The President announced that HJM 6 was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Stennett, HJM 6 was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

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

### Reports of Standing Committees

**March 8, 2022**

The JUDICIARY AND RULES Committee reports that Senate amendments to S 1362 have been correctly printed.

LAEKY, Chairman

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

March 8, 2022

The JUDICIARY AND RULES Committee reports that S 1362, as amended, has been correctly engrossed.

LAEKY, Chairman

S 1362, as amended, was filed for first reading.

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

S 1362, as amended, by State Affairs Committee, was read the first time at length and filed for second reading.

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

#### Third Reading of Bills

H 551 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:


NAYS–None.

Absent and excused–Anthon, Rice. Total - 2.

Total - 35.

Whereupon the President declared H 551 passed, title was approved, and the bill ordered returned to the House.

H 552 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:


NAYS–None.

Absent and excused–Anthon, Rice. Total - 2.

Total - 35.

Whereupon the President declared H 552 passed, title was approved, and the bill ordered returned to the House.

H 553 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:

NAYS–None.

Absent and excused–Anthon, Rice. Total - 2.

Total - 35.

Whereupon the President declared H 553 passed, title was approved, and the bill ordered returned to the House.

H 479 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward 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–Anthon. Total - 1.

Total - 35.

Whereupon the President declared H 479 passed, title was approved, and the bill ordered returned to the House.

H 526 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?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Anthon. Total - 1.

Total - 35.

Whereupon the President declared H 516 passed, title was approved, and the bill ordered returned to the House.

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

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

Miscellaneous Business

On motion by Senator Lee, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:57 a.m. until the hour of 10 a.m., Wednesday, March 9, 2022.

JANICE MCGEACHIN, President
Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

FIFTY-NINTH LEGISLATIVE DAY
WEDNESDAY, MARCH 9, 2022

Senate Chamber

President McGeachin called the Senate to order at 10 a.m.
Roll call showed all members present except Senator Lodge, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.
The Pledge of Allegiance was led by Katelyn Berry, 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 8, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

March 8, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1274, S 1267, and S 1331 were delivered to the Office of the Governor at 1:53 p.m., March 8, 2022.

LAKEY, Chairman

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

March 8, 2022

The FINANCE Committee reports out H 721, H 724, H 725, and H 726 with the recommendation that they do pass.

AGENBROAD, Chairman

H 721, H 724, H 725, and H 726 were filed for second reading.

March 8, 2022

The HEALTH AND WELFARE Committee reports out H 562, H 598, H 603, and H 681 with the recommendation that they do pass.

MARTIN, Chairman

H 562, H 598, H 603, and H 681 were filed for second reading.

March 9, 2022

The STATE AFFAIRS Committee reports out H 476, H 477, and H 478 with the recommendation that they do pass.

LODGE, Chair

H 476, H 477, and H 478 were filed for second reading.

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

Messages from the House

March 8, 2022

Dear Madam President:

I transmit herewith HCR 45, H 731, H 675, H 705, H 734, H 710, H 744, H 747, H 735, H 707, HCR 47, HCR 41, and H 728, which have passed the House.

MAULIN, Chief Clerk

HCR 45, H 731, H 675, H 705, H 734, H 710, H 744, H 747, H 735, H 707, HCR 47, HCR 41, and H 728 were filed for first reading.

March 8, 2022

Dear Madam President:

I return herewith S 1227, S 1228, S 1232, S 1235, S 1299, S 1234, S 1244, S 1245, and S 1246, which have passed the House.

MAULIN, Chief Clerk

S 1227, S 1228, S 1232, S 1235, S 1299, S 1234, S 1244, S 1245, and S 1246 were referred to the Judiciary and Rules Committee for enrolling.

March 8, 2022

Dear Madam President:

I transmit herewith Enrolled H 563 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 563 and ordered it returned 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 1383

BY STATE AFFAIRS COMMITTEE

AN ACT
RELATING TO ALCOHOL; AMENDING SECTION 23-603, IDAHO CODE, TO REVISE PROVISIONS REGARDING DISPENSING ALCOHOL TO PERSONS UNDER TWENTY-ONE YEARS OF AGE AND TO DEFINE A TERM; AMENDING CHAPTER 6, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-617, IDAHO CODE, TO PROVIDE FOR CERTAIN PENALTIES AND TO DEFINE A TERM; AMENDING SECTION 23-901,
IDAHO CODE, TO REVISE PROVISIONS REGARDING
A DECLARATION OF POLICY AND RETAIL SALE OF
LIQUOR; AMENDING SECTION 23-902, IDAHO CODE,
TO REVISE DEFINITIONS, TO REMOVE DEFINITIONS,
AND TO DEFINE TERMS; REPEALING SECTION 23-903,
IDAHO CODE, RELATING TO LICENSE TO RETAIL
LIQUOR; AMENDING CHAPTER 9, TITLE 23, IDAHO
CODE, BY THE ADDITION OF A NEW SECTION 23-903,
IDAHO CODE, TO PROVIDE FOR RETAIL SALE OF
LIQUOR BY THE DRINK AND TO PROVIDE CERTAIN
RESTRICTIONS ON THE SALE OF LIQUOR; REPEALING
SECTION 23-903a, IDAHO CODE, RELATING TO LICENSE
TO RETAIL LIQUOR AT SKI RESORTS AND OTHER
FACILITIES; REPEALING SECTION 23-903b, IDAHO
CODE, RELATING TO LICENSES ISSUED TO CERTAIN
BUSINESS OWNERS AND OTHERS; REPEALING
SECTION 23-904, IDAHO CODE, RELATING TO LICENSE
FEES; AMENDING CHAPTER 9, TITLE 23, IDAHO
CODE, BY THE ADDITION OF A NEW SECTION 23-904,
IDAHO CODE, TO PROVIDE GRANDFATHER RIGHTS
TO CERTAIN PERSONS AND LICENSES; REPEALING
SECTION 23-905, IDAHO CODE, RELATING TO LICENSE
APPLICATIONS; AMENDING CHAPTER 9, TITLE 23,
IDAHO CODE, BY THE ADDITION OF A NEW SECTION
23-905, IDAHO CODE, TO AUTHORIZE COUNTIES AND
CITIES TO ISSUE CERTAIN LICENSES; REPEALING
SECTION 23-906, IDAHO CODE, RELATING TO LICENSES
FOR COMMON CARRIERS; AMENDING CHAPTER 9,
TITLE 23, IDAHO CODE, BY THE ADDITION OF A
NEW SECTION 23-906, IDAHO CODE, TO PROVIDE
FOR A CERTAIN REFERENDUM; REPEALING SECTION
23-907, IDAHO CODE, RELATING TO INVESTIGATION
OF APPLICATIONS; AMENDING CHAPTER 9, TITLE 23,
IDAHO CODE, BY THE ADDITION OF A NEW SECTION
23-907, IDAHO CODE, TO PROVIDE FOR A BALLOT;
REPEALING SECTION 23-908, IDAHO CODE, RELATING
TO THE FORM OF LICENSES; AMENDING CHAPTER
9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A
NEW SECTION 23-908, IDAHO CODE, TO ESTABLISH
PROVISIONS REGARDING THE EFFECT OF A CERTAIN
ELECTION ON OF A NEW SECTION 23-909, IDAHO
CODE, BY THE ADDITION OF A NEW SECTION
23-909, IDAHO CODE, TO ESTABLISH PROVISIONS
REGARDING SUBSEQUENT ELECTIONS; REPEALING
SECTION 23-910, IDAHO CODE, RELATING TO PERSONS
INELIGIBLE FOR LICENSING; AMENDING CHAPTER
9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A
NEW SECTION 23-910, IDAHO CODE, TO ESTABLISH
PROVISIONS REGARDING AN APPLICATION FOR A
MUNICIPAL LICENSE; REPEALING SECTION 23-911,
IDAHO CODE, RELATING TO RESTRICTIONS ON
MANUFACTURERS, TRANSPORTERS, OR DISTILLERS;
AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY
THE ADDITION OF A NEW SECTION 23-911, IDAHO
CODE, TO PROVIDE FOR INVESTIGATION OF LICENSE
APPLICATIONS AND TO PROVIDE A PENALTY FOR
FALSE STATEMENTS; REPEALING SECTION 23-912,
IDAHO CODE, RELATING TO RESTRICTIONS ON
PERSONS INTERESTED IN CERTAIN PREMISES;
AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY
THE ADDITION OF A NEW SECTION 23-912, IDAHO
CODE, TO ESTABLISH PROVISIONS REGARDING RULES;
REPEALING SECTION 23-913, IDAHO CODE, RELATING
to PROHIBITIONS ON LICENSEES NEAR CHURCHES
OR SCHOOLS; AMENDING CHAPTER 9, TITLE 23,
IDAHO CODE, BY THE ADDITION OF A NEW SECTION
23-913, IDAHO CODE, TO ESTABLISH PROVISIONS
REGARDING FEES; REPEALING SECTION 23-914,
IDAHO CODE, RELATING TO L IQUOR PURCHASES;
AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY
THE ADDITION OF A NEW SECTION 23-914, IDAHO
CODE, TO ESTABLISH PROVISIONS REGARDING THE
DISPOSITION OF FUNDS; REPEALING SECTION 23-915,
IDAHO CODE, RELATING TO SEIZURE OF ILLEGAL
LIQUOR; AMENDING CHAPTER 9, TITLE 23, IDAHO
CODE, BY THE ADDITION OF A NEW SECTION 23-915,
IDAHO CODE, TO PROVIDE THAT CERTAIN PERSONS
ARE NOT QUALIFIED TO BE LICENSED; REPEALING
SECTION 23-916, IDAHO CODE, RELATING TO COUNTY
AND CITY LICENSES; AMENDING CHAPTER 9, TITLE 23,
IDAHO CODE, BY THE ADDITION OF A NEW SECTION
23-916, IDAHO CODE, TO PROVIDE THAT LICENSEES
MAY NOT BE LOCATED NEAR CHURCHES OR SCHOOLS
WITHOUT CERTAIN APPROVAL AND TO PROVIDE
AN EXCEPTION; REPEALING SECTION 23-917, IDAHO
CODE, RELATING TO REFERENDUM; AMENDING
CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION
OF A NEW SECTION 23-917, IDAHO CODE, TO PROVIDE
CERTAIN RESTRICTIONS; REPEALING SECTION 23-918,
IDAHO CODE, RELATING TO THE FORM OF A BALLOT;
AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY
THE ADDITION OF A NEW SECTION 23-918, IDAHO
CODE, TO ESTABLISH PROVISIONS REGARDING RESTRICTIONS
ON PERSONS INTERESTED IN LICENSED PREMISES
AND TO PROVIDE AN EXCEPTION; REPEALING
SECTION 23-919, IDAHO CODE, RELATING TO THE
EFFECT OF AN ELECTION; AMENDING CHAPTER 9,
TITLE 23, IDAHO CODE, BY THE ADDITION OF A
NEW SECTION 23-919, IDAHO CODE, TO ESTABLISH
PROVISIONS REGARDING LICENSES; REPEALING
SECTION 23-920, IDAHO CODE, RELATING TO CERTAIN
ELECTIONS; AMENDING CHAPTER 9, TITLE 23, IDAHO
CODE, BY THE ADDITION OF A NEW SECTION 23-920,
IDAHO CODE, TO PROVIDE RESTRICTIONS ON THE
TRANSFER OF STATE LIQUOR LICENSES; REPEALING
SECTION 23-921, IDAHO CODE, RELATING TO RETAIL
SALES; AMENDING CHAPTER 9, TITLE 23, IDAHO
CODE, BY THE ADDITION OF A NEW SECTION 23-921,
IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING
SUSPENSION AND REVOCATION OF LICENSES AND
REFUSAL TO RENEW LICENSES; AMENDING CHAPTER
9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A
NEW SECTION 23-921A, IDAHO CODE, TO ESTABLISH
PROVISIONS REGARDING CERTAIN VIOLATIONS ON
LICENSED PREMISES; AMENDING CHAPTER 9, TITLE 23,
IDAHO CODE, BY THE ADDITION OF A NEW SECTION
23-922, IDAHO CODE, TO PROVIDE A PENALTY FOR
SELLING LIQUOR WITHOUT A LICENSE; AMENDING
CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION
OF A NEW SECTION 23-923, IDAHO CODE, TO PROVIDE
THAT LICENSEES MUST PURCHASE LIQUOR FROM
THE STATE LIQUOR DIVISION, TO DEFINE A TERM,
TO PROVIDE THAT ALCOHOL PURCHASED UNDER A
SPECIFIC DISCOUNT MAY NOT BE SOLD AT CERTAIN
LOCATIONS, AND TO PROVIDE PENALTIES; AMENDING
CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION
OF A NEW SECTION 23-924, IDAHO CODE, TO PROVIDE
FOR EXAMINATION AND INSPECTION OF LICENSED
PREMISES; AMENDING CHAPTER 9, TITLE 23, IDAHO
CODE, BY THE ADDITION OF A NEW SECTION 23-925,
IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING
ILLEGAL LIQUOR; REPEALING SECTION 23-926, IDAHO
CODE, RELATING TO DESTRUCTION OF STAMPS; AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-926, IDAHO CODE, TO REQUIRE A CERTAIN SIGN; REPEALING SECTION 23-927, IDAHO CODE, RELATING TO SALES HOURS; AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-927, IDAHO CODE, TO PROHIBIT CERTAIN ACTIVITIES; REPEALING SECTION 23-928, IDAHO CODE, RELATING TO SALES AWAY FROM LICENSED PREMISES; AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-929, IDAHO CODE, TO PROVIDE FOR THE APPROVAL OF APPLICATIONS FOR ALCOHOL BEVERAGE CATERING PERMITS; REPEALING SECTION 23-930, IDAHO CODE, RELATING TO EXAMINATION OF PREMISES BY OFFICERS; AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-930, IDAHO CODE, TO PROVIDE THAT CERTAIN PROVISIONS OF LAW APPLY TO ALCOHOL BEVERAGE CATERING PERMITS; REPEALING SECTION 23-931, IDAHO CODE, RELATING TO ADVERTISING; AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-931, IDAHO CODE, TO REQUIRE THE DESTRUCTION OF CERTAIN STAMPS AND TO ESTABLISH SANITARY REQUIREMENTS; REPEALING SECTION 23-932, IDAHO CODE, RELATING TO REGULATIONS; AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-932, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING HOURS OF SALE OF LIQUOR; REPEALING SECTION 23-933, IDAHO CODE, RELATING TO SUSPENSION, RENEWAL, AND REFUSAL TO RENEW LICENSES; AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-933, IDAHO CODE, TO PROVIDE FOR A CERTAIN DUTY OF PUBLIC OFFICERS; REPEALING SECTION 23-933A, IDAHO CODE, RELATING TO LICENSEES; REPEALING SECTION 23-933B, IDAHO CODE, RELATING TO PROCEDURE; REPEALING SECTION 23-934, IDAHO CODE, RELATING TO UNLICENSED ROOMS; AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-934, IDAHO CODE, TO PROVIDE MITIGATION FOR THE LOST VALUE OF CERTAIN LICENSES; REPEALING SECTION 23-934A, IDAHO CODE, RELATING TO ALCOHOL BEVERAGE CATERING PERMITS; REPEALING SECTION 23-934B, IDAHO CODE, RELATING TO A CERTAIN APPLICATION; REPEALING SECTION 23-934C, IDAHO CODE, RELATING TO REGULATORY AND PENALTY PROVISIONS; REPEALING SECTION 23-935, IDAHO CODE, RELATING TO A CERTAIN VIOLATION; REPEALING SECTION 23-936, IDAHO CODE, RELATING TO DUTY OF PUBLIC OFFICERS; REPEALING SECTION 23-937, IDAHO CODE, RELATING TO MORAL NUISANCE; REPEALING SECTION 23-938, IDAHO CODE, RELATING TO SELLING LIQUOR WITHOUT A LICENSE; REPEALING SECTION 23-939, IDAHO CODE, RELATING TO SEPARABILITY; AMENDING SECTION 23-940, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE ALCOHOL BEVERAGE CONTROL FUND; REPEALING SECTION 23-941, IDAHO CODE, RELATING TO A DECLARATION OF PUBLIC POLICY; REPEALING SECTION 23-942, IDAHO CODE, RELATING TO DEFINITIONS; AMENDING SECTION 23-943, IDAHO CODE, TO REVISE PROVISIONS REGARDING PERSONS UNDER A SPECIFIED AGE; REPEALING SECTION 23-943A, IDAHO CODE, RELATING TO IDENTIFICATION; REPEALING SECTION 23-944, IDAHO CODE, RELATING TO EXCEPTIONS; REPEALING SECTION 23-945, IDAHO CODE, RELATING TO POSTING SIGNS; REPEALING SECTION 23-946, IDAHO CODE, RELATING TO A STATEMENT MADE BY LICENSEES; REPEALING SECTION 23-947, IDAHO CODE, RELATING TO VIOLATIONS; REPEALING SECTION 23-948, IDAHO CODE, RELATING TO WATERFRONT RESORTS; AMENDING SECTION 23-949, IDAHO CODE, TO REVISE PROVISIONS REGARDING PERSONS UNABLE TO SELL LIQUOR; REPEALING SECTION 23-950, IDAHO CODE, RELATING TO RESTRICTIONS; REPEALING SECTION 23-951, IDAHO CODE, RELATING TO DISTILLED SPIRIT FUELS; REPEALING SECTION 23-952, IDAHO CODE, RELATING TO CROSS-COUNTRY SKIING FACILITIES; REPEALING SECTION 23-953, IDAHO CODE, RELATING TO RACING FACILITIES; REPEALING SECTION 23-954, IDAHO CODE, RELATING TO THEME PARKS; REPEALING SECTION 23-955, IDAHO CODE, RELATING TO SPLIT OWNERSHIP FACILITIES; REPEALING SECTION 23-956, IDAHO CODE, RELATING TO GOLF COURSE LIQUOR LICENSE CONTINUATION; REPEALING SECTION 23-957, IDAHO CODE, RELATING TO YEAR-ROUND LIQUOR LICENSES; AMENDING SECTION 18-7803, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 23-217, IDAHO CODE, TO REVISE TERMINOLOGY AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 23-309, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 23-1010, IDAHO CODE, TO REMOVE A CODE REFERENCE; AMENDING SECTION 23-1312, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 23-1406, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 67-7446, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1384

BY FINANCE COMMITTEE

AN ACT
RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2023; APPROPRIATING 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 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING REQUIREMENTS FOR PROGRAM INTEGRITY; LIMITING THE TRANSFER OF LEGISLATIVE APPROPRIATIONS; CLARIFYING RESPONSIBILITY FOR EDUCATION OF CERTAIN CHILDREN IN STATE CARE; DIRECTING AN INTERAGENCY PAYMENT FOR A JUVENILE DETENTION CLINICIANS CONTRACT; PROVIDING REQUIREMENTS REGARDING FUNDING FOR BEHAVIORAL HEALTH COMMUNITY CRISIS CENTERS;
Providing Exemptions from Program Transfer Limitations; Appropriating Additional Moneys to the Division of Mental Health Services for Fiscal Year 2023; Providing Reappropriation Authority; Appropriating Additional Moneys to the Division of Psychiatric Hospitalization for Fiscal Year 2022; and Declaring an Emergency.

S 1385
By Finance Committee
An Act
Relating to the Appropriation to the Department of Juvenile Corrections for Fiscal Year 2023; Appropriating Moneys to the Department of Juvenile Corrections for Fiscal Year 2023; Limiting the Number of Authorized Full-Time Equivalent Positions; Appropriating Additional Moneys to the Department of Juvenile Corrections for the Community, Operations, and Program Services Program for Safe Teen Reception Centers; Appropriating Additional Moneys to the Department of Juvenile Corrections for the Community, Operations, and Program Services Program for Youth Crisis Centers; Providing Reappropriation Authority; Providing Reappropriation Authority for Safe Teen Reception Centers; Providing Reappropriation Authority for Youth Crisis Centers; and Declaring an Emergency.

S 1386
By Finance Committee
An Act
Relating to the Appropriation to the Department of Fish and Game; Appropriating Moneys to the Department of Fish and Game for Fiscal Year 2023; Limiting the Number of Authorized Full-Time Equivalent Positions; Appropriating Additional Moneys to the Department of Fish and Game for Fiscal Year 2022; Transferring Moneys from the Fish and Game Fund to the Expendable Big Game Depredation Fund for Fiscal Year 2022; Providing Wolf Population Reporting Requirements; and Declaring an Emergency.

S 1387
By Finance Committee
An Act
Relating to the Appropriation to the Department of Administration for the Bond Payments Program; Appropriating Moneys to the Department of Administration for the Bond Payments Program for Fiscal Year 2023; Appropriating Additional Moneys to the Department of Administration for the Bond Payments Program for Fiscal Year 2022; and Declaring an Emergency.

S 1388
By Finance Committee
An Act
Relating to the Appropriation to the State Appellate Public Defender; Appropriating Moneys to the State Appellate Public Defender for Fiscal Year 2023; Limiting the Number of Authorized Full-Time Equivalent Positions; Providing Requirements for the Payment of Outside Counsel Costs; Providing Requirements for the Payment of Capital Representation Costs; Prescribing Defending Attorney Salary Increases; Requiring a Report for Defending Attorney Salary Increases; Appropriating Additional Moneys to the State Appellate Public Defender for Fiscal Year 2022; and Declaring an Emergency.

S 1389
By Finance Committee
An Act
Relating to the Appropriation to the Office of the Attorney General for Fiscal Year 2023; Appropriating Moneys to the Office of the Attorney General for Fiscal Year 2023; Limiting the Number of Authorized Full-Time Equivalent Positions; Exempting the Appropriation from Object and Program Transfer Limitations; Prescribing Deputy Attorneys General Salary Increases; Requiring a Report for Deputy Attorneys General Salary Increases; and Declaring an Emergency and Providing an Effective Date.

S 1383, S 1384, S 1385, S 1386, S 1387, S 1388, and S 1389 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

HCR 45, by Education Committee, was introduced, read at length, and referred to the Education Committee.

H 731, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 675 and H 705, by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 734, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 710, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

H 744, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 747, by Ways and Means Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 735, by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

H 707, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

HCR 47, by Health and Welfare Committee, was introduced, read at length, and referred to the Health and Welfare Committee.

HCR 41, by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

H 728, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.
The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

On request by Senator Anthon, granted by unanimous consent, S 1362, as amended, was referred to the Fourteenth Order of Business, General Calendar.

H 642, by Agricultural Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

S 1350 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?"

Pursuant to Senate Rule 39(H), Senators Harris, Lee, and Lodge disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:


NAYS–Bayer, Burgoyne, Martin, Nye, Patrick, Ricks, Stennett, Thayn, Vick, Wintrow, Zito. Total - 11.

Total - 35.

Whereupon the President declared S 1350 passed, title was approved, and the bill ordered transmitted to the House.

S 1366 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Agenbroad arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

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

Roll call resulted as follows:


Total - 35.

Whereupon the President declared S 1366 passed, title was approved, and the bill ordered transmitted to the House.

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

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtneshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 34.

NAYS–Zito. Total - 1.

Total - 35.

Whereupon the President declared S 1365 passed, title was approved, and the bill ordered transmitted to the House.

S 1364 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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 1364 passed, title was approved, and the bill ordered transmitted to the House.

S 1363 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?"

Roll call resulted as follows:


NAYS–Bayer, Burgoyne, Nye, Stennett, Wintrow. Total - 5.

Absent and excused–Rice. Total - 1.

Total - 35.

Whereupon the President declared S 1363 passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, S 1357 retained its place on the Third Reading Calendar for one legislative day.

S 1369 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Rice. Total - 1.

Total - 35.
Whereupon the President declared S 1369 passed, title was approved, and the bill ordered transmitted to the House.

S 1370 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward 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 1370 passed, title was approved, and the bill ordered transmitted to the House.

S 1371 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:


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

S 1263, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Heider, Lodge, Winder. Total - 3.


Total - 35.

Whereupon the President declared that S 1263, as amended, had failed to pass the Senate and ordered the bill filed in the office of the Secretary of the Senate.

S 1346, as amended, 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?"

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

Roll call resulted as follows:


Absent and excused–Semmelroth. Total - 1.

Total - 35.

Whereupon the President declared S 1346, as amended, passed, title was approved, and the bill ordered transmitted to the House.

S 1289, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Souza arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Absent and excused–Stennett, Winder. Total - 2.

Paired and voting included in roll call:

AYE - Blair (Johnson) NAY - Semmelroth Total - 35.

Whereupon the President declared S 1289, as amended, passed, title was approved, and the bill ordered transmitted to the House.

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 Burgoyne, by voice vote, the Senate adjourned at 12:13 p.m. until the hour of 10 a.m., Thursday, March 10, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE
____________________________________

SIXTIETH LEGISLATIVE DAY
THURSDAY, MARCH 10, 2022

Senate Chamber

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

Roll call showed all members present.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Mark Vincent, 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 9, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

March 10, 2022

The JUDICIARY AND RULES Committee reports that S 1383, S 1384, S 1385, S 1386, S 1387, S 1388, and S 1389 have been correctly printed.

LAKEY, Chairman

S 1383 was referred to the State Affairs Committee.

S 1384, S 1385, S 1386, S 1387, S 1388, and S 1389 were referred to the Finance Committee.

March 9, 2022

The JUDICIARY AND RULES Committee reports that S 1227, S 1228, S 1232, S 1235, S 1299, S 1234, S 1244, S 1245, and S 1246 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1227, S 1228, S 1232, S 1235, S 1299, S 1234, S 1244, S 1245, and S 1246 and ordered them transmitted to the House for the signature of the Speaker.

The FINANCE Committee reports out H 710 with the recommendation that it do pass.

AGENBROAD, Chairman

H 710 was filed for second reading.

March 9, 2022

The RESOURCES AND ENVIRONMENT Committee reports out H 584, H 608, H 672, and H 702 with the recommendation that they do pass.

VICK, Chairman

H 584, H 608, H 672, and H 702 were filed for second reading.

March 9, 2022

The RESOURCES AND ENVIRONMENT Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Jeffery Allen to the Northwest Power and Conservation Council, term to expire February 19, 2025.

VICK, Chairman

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

March 9, 2022

The HEALTH AND WELFARE Committee reports out H 664 and HCR 30 with the recommendation that they do pass.

MARTIN, Chairman

H 664 was filed for second reading.

HCR 30 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 9, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out H 637, H 678, and S 1301 with the recommendation that they do pass.

RICE, Chairman

H 637, H 678, and S 1301 were filed for second reading.

March 9, 2022

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:

Dr. Michael Johnston to the Sexual Offender Management Board, term to expire January 1, 2025;

Philip Reberger to the Idaho Judicial Council, term to expire July 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 9, 2022

The EDUCATION Committee reports out H 685, H 723, S 1373, and S 1374 with the recommendation that they do pass.

THAYN, Chairman

H 685, H 723, S 1373, and S 1374 were filed for second reading.

March 9, 2022

The EDUCATION Committee reports out H 650 and H 684 with the recommendation that they be referred to the Fourteenth Order of Business for amendment.

THAYN, Chairman

There being no objection, H 650 and H 684 were referred to the Fourteenth Order of Business, General Calendar.

March 10, 2022

The AGRICULTURAL AFFAIRS Committee reports out HCR 37 and S 1380 with the recommendation that they do pass.

BURTENSHAW, Chairman

HCR 37 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

S 1380 was 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 8, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Lee Heinrich of Cascade, Idaho, was reappointed to the Board of Tax Appeals to serve a term commencing June 30, 2021, and expiring June 30, 2024.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Local Government and Taxation Committee.

March 9, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 9, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1267 and S 1331

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 9, 2022

Dear Madam President:

I return herewith SCR 117, which has failed to pass the House.

MAULIN, Chief Clerk

SCR 117 was ordered filed in the office of the Secretary of the Senate.

March 9, 2022

Dear Madam President:

I return herewith S 1231, S 1268, S 1256, S 1257, S 1258, S 1236, S 1237, S 1295, S 1333, S 1347, S 1348, S 1349, and S 1359, which have passed the House.

MAULIN, Chief Clerk

S 1231, S 1268, S 1256, S 1257, S 1258, S 1236, S 1237, S 1295, S 1333, S 1347, S 1348, S 1349, and S 1359 were referred to the Judiciary and Rules Committee for enrolling.

March 9, 2022

Dear Madam President:

I transmit herewith Enrolled H 469, H 533, H 537, H 559, and H 517 for the signature of the President.

MAULIN, Chief Clerk
The President signed Enrolled H 469, H 533, H 537, H 559, and H 517 and ordered them returned 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 1390**

**BY FINANCE COMMITTEE**

**AN ACT**

RELATING TO THE APPROPRIATION TO THE OFFICE OF THE STATE BOARD OF EDUCATION; APPROPRIATING MONEYS TO THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FEDERAL FUND REAPPROPRIATION AUTHORITY; PROVIDING GENERAL FUND REAPPROPRIATION AUTHORITY; APPROPRIATING ADDITIONAL MONEYS TO THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2022; AND DECLARING AN EMERGENCY.

**S 1391**

**BY FINANCE COMMITTEE**

**AN ACT**

RELATING TO THE APPROPRIATION TO THE COMMISSION ON THE ARTS; APPROPRIATING MONEYS TO THE COMMISSION ON THE ARTS FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING ADDITIONAL MONEYS TO THE COMMISSION ON THE ARTS FOR FISCAL YEAR 2022; PROVIDING REAPPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY.

S 1390 and S 1391 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Twelfth Order of Business.

**Second Reading of Bills**

H 721, H 724, H 725, and H 726, by Appropriations Committee, were read the second time at length and filed for third reading.

H 562, by Health and Welfare Committee, was read the second time at length and filed for third reading.

H 598, by Judiciary, Rules and Administration Committee, was read the second time at length and filed for third reading.

H 603 and H 681, by Health and Welfare Committee, were read the second time at length and filed for third reading.

H 476, H 477, and H 478, by Transportation and Defense Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

**Third Reading of Bills**

S 1357, having been held, 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:


Total - 35.

Whereupon the President declared that S 1357 had failed to pass the Senate and ordered the bill filed in the office of the Secretary of the Senate.

H 515, 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:


Whereupon the President declared H 515, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

H 565, 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?"

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

Roll call resulted as follows:


NAYS–None.

Absent and excused–Heider. Total - 1.

Total - 35.

Whereupon the President declared H 565, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

H 467 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

NAYS–None.

Absent and excused–Heider. Total - 1.

Total - 35.

Whereupon the President declared H 467 passed, title was approved, and the bill ordered returned to the House.

H 540 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden 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 H 540 passed, title was approved, and the bill ordered returned to the House.

H 560 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:


Whereupon the President declared H 560 passed, title was approved, and the bill ordered returned to the House.

H 654 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:


Whereupon the President declared H 654 passed, title was approved, and the bill ordered returned to the House.

H 656 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?"

Roll call resulted as follows:


Whereupon the President declared H 656 passed, title was approved, and the bill ordered returned to the House.

H 561 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nelson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Anthon, Bayer, Den Hartog, Harris, Martin, Rice, Ricks, Riggs, Souza, Thayn, Vick, Zito. Total - 12.

Absent and excused–Heider. Total - 1.

Total - 35.

Whereupon the President declared H 561 passed, title was approved, and the bill ordered returned to the House.

H 530 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator Blair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Grow. Total - 1.

Absent and excused–Heider. Total - 1.

Total - 35.

Whereupon the President declared H 530 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 Stennett, by voice vote the Senate recessed at 11:39 a.m. until the hour of 4 p.m. of this day.
RECESS
AFTERNOON SESSION

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

Roll call showed all members present except Senators Bayer, Burgoyne, Den Hartog, Grow, Harris, Lakey, Lodge, Nye, Patrick, Rice, Ricks, Semmelroth, Souza, and Vick, absent and excused.

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

March 10, 2022

The JUDICIARY AND RULES Committee reports that S 1231, S 1268, S 1256, S 1257, S 1258, S 1236, S 1237, S 1295, S 1333, S 1347, S 1348, S 1349, and S 1359 have been correctly enrolled.

LAEKEY, Chairman

The President signed Enrolled S 1231, S 1268, S 1256, S 1257, S 1258, S 1236, S 1237, S 1295, S 1333, S 1347, S 1348, S 1349, and S 1359 and ordered them transmitted to the House for the signature of the Speaker.

March 10, 2022

The FINANCE Committee reports out S 1384, S 1385, S 1386, S 1387, S 1388, and S 1389 with the recommendation that they do pass.

AGENBROAD, Chairman

S 1384, S 1385, S 1386, S 1387, S 1388, and S 1389 were filed for second reading.

March 10, 2022

The JUDICIARY AND RULES Committee reports out S 1340 and S 1381 with the recommendation that they do pass.

LAEKEY, Chairman

S 1340 and S 1381 were filed for second reading.

March 10, 2022

The TRANSPORTATION Committee reports out H 527 with the recommendation that it do pass.

DEN HARTOG, Chair

H 527 was filed for second reading.

March 10, 2022

The TRANSPORTATION Committee reports out H 571 and H 640 with the recommendation that they be referred to the Fourteenth Order of Business for amendment.

DEN HARTOG, Chair

There being no objection, H 571 and H 640 were referred to the Fourteenth Order of Business, General Calendar.

March 10, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out H 588, H 590, H 611, and S 1368 with the recommendation that they do pass.

PATRICK, Chairman

H 588, H 590, H 611, and S 1368 were filed for second reading.

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

Messages from the House

March 10, 2022

Dear Madam President:

I return herewith S 1283, S 1266, S 1270, and S 1361, which have passed the House.

MAULIN, Chief Clerk

S 1283, S 1266, S 1270, and S 1361 were referred to the Judiciary and Rules Committee for enrolling.

March 10, 2022

Dear Madam President:

I transmit herewith Enrolled HCR 31, HJM 4, HJM 3, HJM 6, H 551, H 552, H 479, H 526, and H 516 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled HCR 31, HJM 4, HJM 3, HJM 6, H 551, H 552, H 479, H 526, and H 516 and ordered them returned 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 1392
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR SPECIAL PROGRAMS FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR SPECIAL PROGRAMS FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE OPPORTUNITY SCHOLARSHIP PROGRAM ACCOUNT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1393
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE PUBLIC UTILITIES COMMISSION FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE PUBLIC UTILITIES COMMISSION FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
Second Reading of Bills

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of S 1373 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 1373 be read the second time by title and 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:


NAYS–None.

Absent and excused–Burgoyne, Den Hartog, Patrick, Rice, Souza, Winder. Total - 6.

Total - 35.

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

Senators Den Hartog and Souza were recorded present at this order of business.

S 1373 was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Burgoyne, Patrick. Total - 2.

Total - 35.

Whereupon the President declared S 1373 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1374 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Burgoyne, Patrick. Total - 2.

Total - 35.
More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1374 was before the Senate for final consideration.

S 1374 was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent 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–Burgoyne, Patrick. Total - 2.

Total - 35.

Whereupon the President declared S 1374 passed, title was approved, and the bill ordered transmitted 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

H 661 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:


NAYS–Bayer, Rice, Zito. Total - 3.

Absent and excused–Burgoyne, Patrick. Total - 2.

Total - 35.

Whereupon the President declared H 661 passed, title was approved, and the bill ordered returned to the House.

H 463 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:


NAYS–None.

Absent and excused–Burgoyne, Patrick. Total - 2.
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SIXTY-FIRST LEGISLATIVE DAY
FRIDAY, MARCH 11, 2022

Senate Chamber

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

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

Prayer was offered by Senator Van T. Burtenshaw.

The Pledge of Allegiance was led by Katelyn Berry, 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 10, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

March 11, 2022

The JUDICIARY AND RULES Committee reports that S 1390, S 1391, S 1392, S 1393, S 1394, S 1395, S 1396, and S 1397 have been correctly printed.

LAKEY, Chairman

S 1390, S 1391, S 1392, S 1393, S 1394, S 1395, and S 1396 were referred to the Finance Committee.

S 1397 was referred to the Judiciary and Rules Committee.

March 10, 2022

The JUDICIARY AND RULES Committee reports that S 1283, S 1266, S 1270, and S 1361 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1283, S 1266, S 1270, and S 1361 and ordered them transmitted to the House for the signature of the Speaker.

March 10, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out H 689, H 713, and H 714 with the recommendation that they do pass.

RICE, Chairman

H 689, H 713, and H 714 were filed for second reading.

March 10, 2022

The EDUCATION Committee reports out H 716, H 731, HCR 39, and HCR 45 with the recommendation that they do pass.

THAYN, Chairman

H 716 and H 731 were filed for second reading.

HCR 39 and HCR 45 were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 10, 2022

The EDUCATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Dean Fisher to the Public Charter School Commission, term to expire May 12, 2023.

THAYN, Chairman

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

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

Messages from the Governor

March 10, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Sarah Griffin of Boise, Idaho, was reappointed to the Idaho Personnel Commission to serve a term commencing July 1, 2021, and expiring July 1, 2027.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

The Senate advanced to the Ninth Order of Business.
Messages from the House

March 10, 2022

Dear Madam President:

I transmit herewith H 742 and H 743, which have passed the House.

MAULIN, Chief Clerk

H 742 and H 743 were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, HCR 34 was placed before the Senate for final consideration at this time.

The President announced that HCR 34 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Zito, seconded by Senator Stennett, HCR 34 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 122 was placed before the Senate for final consideration at this time.

The President announced that SCR 122 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Vick, seconded by Senator Burgoyne, SCR 122 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 123 was placed before the Senate for final consideration at this time.

The President announced that SCR 123 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Vick, seconded by Senator Stennett, SCR 123 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

H 742 and H 743, 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 710, by Appropriations Committee, was read the second time at length and filed for third reading.

H 584 and H 608, by Resources and Conservation Committee, were read the second time at length and filed for third reading.

H 672 and H 702, by Ways and Means Committee, were read the second time at length and filed for third reading.

H 664, by Health and Welfare Committee, was read the second time at length and filed for third reading.

H 637, by Local Government Committee, was read the second time at length and filed for third reading.

H 678, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

S 1301, by Local Government and Taxation Committee, was read the second time at length and filed for third reading.

H 685 and H 723, by Education Committee, were read the second time at length and filed for third reading.

S 1380, by State Affairs Committee, was read the second time at length and filed for third reading.

S 1384, S 1385, S 1386, S 1387, S 1388, and S 1389, by Finance Committee, were read the second time at length and filed for third reading.

S 1340 and S 1381, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

H 527, by Transportation and Defense Committee, was read the second time at length and filed for third reading.

H 588 and H 590, by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

H 611, by Business Committee, was read the second time at length and filed for third reading.

S 1368, 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

On request by Senator Anthon, granted by unanimous consent, H 556 and H 594 retained their place on the Third Reading Calendar for one legislative day.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of S 1301 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 1301 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:


NAYS–None.

Absent and excused–Patrick, Riggs. Total - 2.
Whereupon the President declared H 564 passed, title was approved, and the bill ordered returned to the House.

H 501 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:


NAYS—None.

Absent and excused–Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared H 501 passed, title was approved, and the bill ordered returned to the House.

H 532 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:


NAYS—None.

Absent and excused–Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared H 532 passed, title was approved, and the bill ordered returned to the House.

H 548 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Total - 32.

NAYS—Crabtree, Vicker, Zito. Total - 3.

Absent and excused–Lent, Patrick, Riggs. Total - 3.

Total - 35.

Whereupon the President declared H 548 passed, title was approved, and the bill ordered returned to the House.
H 607 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:


NAYS–Bayer, Burtenshaw, Cook, Grow, Heider, Lent, Martin, Ricks, Thayn, Vick, Zito. Total - 11.

Absent and excused–Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared H 607 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, H 606 retained its place on the Third Reading Calendar for one legislative day.

H 525 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:


NAYS–None.

Absent and excused–Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared H 525 passed, title was approved, and the bill ordered returned to the House.

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 Stennett, by voice vote, the Senate adjourned at 12:01 p.m. until the hour of 9:30 a.m., Monday, March 14, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
The FINANCE Committee reports out H 742, H 743, S 1390, S 1391, S 1392, S 1393, S 1394, S 1395, and S 1396 with the recommendation that they do pass.

AGENBROAD, Chairman

H 742, H 743, S 1390, S 1391, S 1392, S 1393, S 1394, S 1395, and S 1396 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 11, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 11, 2022 and am transmitting to the Secretary of State the following Senate Bill, to wit:

S 1274

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 11, 2022

Dear Madam President:

I transmit herewith H 729, H 748, H 682, H 762, H 750, H 752, and H 753, which have passed the House.

MAULIN, Chief Clerk

H 729, H 748, H 682, H 762, H 750, H 752, and H 753 were filed for first reading.

March 11, 2022

Dear Madam President:

I return herewith Enrolled S 1227, S 1228, S 1232, S 1235, S 1299, S 1234, S 1244, S 1245, S 1246, S 1231, S 1268, S 1256, S 1257, S 1258, S 1236, S 1237, S 1295, S 1333, S 1347, S 1348, S 1349, and S 1359, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1227, S 1228, S 1232, S 1235, S 1299, S 1234, S 1244, S 1245, S 1246, S 1231, S 1268, S 1256, S 1257, S 1258, S 1236, S 1237, S 1295, S 1333, S 1347, S 1348, S 1349, and S 1359 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.
OF INDIRECT SUPPORT SERVICES, LICENSING AND CERTIFICATION, AND INDEPENDENT COUNCILS FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING REQUIREMENTS FOR PROGRAM INTEGRITY; REQUIRING MEDICAID TRACKING REPORTS; REQUIRING REPORTS ON FACILITY LICENSING AND CERTIFICATION; REQUIRING A REPORT ON THE CRIMINAL HISTORY UNIT; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR INDIRECT SUPPORT SERVICES FOR FISCAL YEAR 2022; AND DECLARING AN EMERGENCY.

S 1402
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE INDUSTRIAL COMMISSION FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE INDUSTRIAL COMMISSION FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; REQUIRING REPORTS REGARDING BUSINESS AND TECHNOLOGY MODERNIZATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1403
BY FINANCE COMMITTEE
AN ACT
RELATING TO APPROPRIATIONS FOR FISCAL YEAR 2022; REDUCING THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF CHILDREN'S PROGRAMS FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE STEM ACTION CENTER FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE COMMISSION FOR LIBRARIES FOR FISCAL YEAR 2022; PROVIDING REAPPROPRIATION AUTHORITY FOR THE OFFICE OF THE STATE BOARD OF EDUCATION; PROVIDING REAPPROPRIATION AUTHORITY FOR THE STEM ACTION CENTER; PROVIDING REAPPROPRIATION AUTHORITY FOR THE COMMISSION FOR LIBRARIES; AND DECLARING AN EMERGENCY.

S 1404
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM; APPROPRIATING ADDITIONAL MONEYS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF ADMINISTRATORS FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF TEACHERS FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE PUBLIC SCHOOLS EDUCATIONAL SUPPORT PROGRAM'S DIVISION OF OPERATIONS FOR FISCAL YEAR 2022; PROVIDING FOR ADMINISTRATIVE STAFF BONUSES; PROVIDING FOR INSTRUCTIONAL
AND PUPIL SERVICE STAFF BONUSES; PROVIDING FOR CLASSIFIED STAFF BONUSES; PROVIDING FOR ALLOCATION REPORTS AND CORRECTIONS; AND DECLARING AN EMERGENCY.

S 1398, S 1399, S 1400, S 1401, S 1402, S 1403, and S 1404 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 729, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

H 748, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

H 682, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 762, by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 750, H 752, and H 753, 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 689, H 713, and H 714, by Revenue and Taxation Committee, were read the second time at length and filed for third reading.

H 716 and H 731, by Education Committee, were 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, H 723 was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Anthon, granted by unanimous consent, S 1384, S 1385, S 1386, S 1387, S 1388 and S 1389 were placed at the top of the Third Reading Calendar.

S 1384 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

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

Roll call resulted as follows:


Total - 35.

Whereupon the President declared S 1384 passed, title was approved, and the bill ordered transmitted to the House.

Motions and Resolutions

At this time Senator Anthon arose on a point of personal privilege to announce that a distinguished visitor had arrived, and the President appointed Senator Rice Chairman, and Senators Bayer and Semmelroth to escort United States Congressman Russ Fulcher into the Senate Chamber where he addressed the members of the Senate.

The President thanked Congressman Fulcher for his remarks and Senators Rice, Bayer, and Semmelroth escorted Congressman Fulcher from the Chamber, and the Committee was discharged.

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 1380 was placed before the Senate for consideration at this time.

S 1380 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett 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 1380 passed, title was approved, and the bill ordered transmitted to the House.

S 1385 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 34.

NAYS–Zito. Total - 1.

Total - 35.

Whereupon the President declared S 1385 passed, title was approved, and the bill ordered transmitted 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 Stennett, by voice vote the Senate recessed at 12 noon until the hour of 4 p.m. of this day.

RECESS
AFTERNOON SESSION

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

Roll call showed all members present except Senators Cook, Den Hartog, Lent, Lodge, Thayn, and Ward-Engelking, and Acting Senator Blair, absent and excused.

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

March 14, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1227, S 1228, S 1232, S 1235, S 1299, S 1234, S 1244, S 1245, S 1246, S 1231, S 1268, S 1256, S 1257, S 1258, S 1236, S 1237, S 1295, S 1333, S 1347, S 1348, S 1349, and S 1359 were delivered to the Office of the Governor at 1:30 p.m., March 14, 2022.

LAKEY, Chairman

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

March 14, 2022

The STATE AFFAIRS Committee reports out S 1377, H 572, H 744, and HCR 41 with the recommendation that they do pass.

LODGE, Chair

S 1377, H 572, and H 744 were filed for second reading.

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 14, 2022

The STATE AFFAIRS Committee reports out S 1367 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LODGE, Chair

There being no objection, S 1367 was referred to the Fourteenth Order of Business, General Calendar.

March 14, 2022

The FINANCE Committee reports out H 729, H 750, H 752, and H 753 with the recommendation that they do pass.

AGENBROAD, Chairman

H 729, H 750, H 752, and H 753 were filed for second reading.

March 14, 2022

The HEALTH AND WELFARE Committee reports out HCR 47 with the recommendation that it do pass.

MARTIN, Chairman

HCR 47 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

Senators Cook, Den Hartog, Lent, and Thayn were recorded present at this order of business.

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 1405
BY STATE AFFAIRS COMMITTEE
AN ACT
RELATING TO DISFAVORED STATE INVESTMENTS; AMENDING CHAPTER 23, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2345, IDAHO CODE, TO PROVIDE FOR DISFAVORED STATE INVESTMENTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1405 was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

Acting Senator Blair was recorded present at this order of business.

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

Third Reading of Bills

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of H 713 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 713 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:


NAYS–None.


Total - 35.

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

H 713 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator
Grow 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–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 713 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 714 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Lodge. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 714 was before the Senate for final consideration.

H 714 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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–Lodge. Total - 1.

Total - 35.

Whereupon the President declared S 1386 passed, title was approved, and the bill ordered transmitted to the House.

S 1387 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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–Lodge. Total - 1.

Total - 35.

Whereupon the President declared S 1387 passed, title was approved, and the bill ordered transmitted to the House.

S 1388 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nye arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared S 1388 passed, title was approved, and the bill ordered transmitted to the House.

S 1389 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nye arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Blair (Johnson), Burgyne, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintro, Woodward. Total - 27.

Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared S 1389 passed, title was approved, and the bill ordered transmitted to the House.

H 556, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Crabtree, Harris, Heider, Lent, Ricks, Vick, Zito. Total - 8.

Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 556 passed, title was approved, and the bill ordered returned to the House.

H 594, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick 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–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 594 passed, title was approved, and the bill ordered returned to the House.

H 606, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick 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–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 606 passed, title was approved, and the bill ordered returned to the House.

H 528 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward 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–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 528 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, H 539 retained its place on the Third Reading Calendar for one legislative day.

On request by Senator Anthon, granted by unanimous consent, H 679 retained its place on the Third Reading Calendar for one legislative day.

H 686 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?"

Pursuant to Senate Rule 39(H), President Pro Tempore Winder disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:


NAYS–None.

Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 686 passed, title was approved, and the bill ordered returned to the House.

H 687 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:

NAYS–Bayer, Zito. Total - 2.

Absent and excused–Lent, Lodge. Total - 2.

Total - 35.

Whereupon the President declared H 687 passed, title was approved, and the bill ordered returned to the House.

H 550 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:


NAYS–None.

Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 550 passed, title was approved, and the bill ordered returned to the House.

H 576 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn 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–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 576 passed, title was approved, and the bill ordered returned to the House.

H 711 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:


NAYS–Bayer, Blair (Johnson), Den Hartog, Harris, Rice, Souza, Vick, Zito. Total - 8.

Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 711 passed, title was approved, and the bill ordered returned to the House.

H 511 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burgoyne 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–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 511 passed, title was approved, and the bill ordered returned to the House.

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 Harris, by voice vote, the Senate adjourned at 5:56 p.m. until the hour of 9:30 a.m., Tuesday, March 15, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SIXTY-FIFTH LEGISLATIVE DAY
TUESDAY, MARCH 15, 2022

Senate Chamber

President McGeachin called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senator Stennett, absent and formally excused by the Chair; and Senator Lee, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Mark Vincent, 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 14, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

March 15, 2022

The JUDICIARY AND RULES Committee reports that 
S 1398, S 1399, S 1400, S 1401, S 1402, S 1403, S 1404, and S 1405 have been correctly printed.

LAKEY, Chairman

S 1398 was referred to the State Affairs Committee.

S 1399 was referred to the Health and Welfare Committee.

S 1400, S 1401, S 1402, S 1403, and S 1404 were referred to the Finance Committee.

S 1405 was referred to the State Affairs Committee.

March 14, 2022

The EDUCATION Committee reports out H 718 and HCR 38 with the recommendation that they do pass.

THAYN, Chairman

H 718 was filed for second reading.

HCR 38 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 14, 2022

The JUDICIARY AND RULES Committee reports out S 1382 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LAKEY, Chairman

There being no objection, S 1382 was referred to the Fourteenth Order of Business, General Calendar.

March 15, 2022

The JUDICIARY AND RULES Committee reports out H 658 and S 1360 with the recommendation that they do pass.

LAKEY, Chairman

H 658 and S 1360 were filed for second reading.

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

Messages from the House

March 14, 2022

Dear Madam President:

I transmit herewith H 751, H 755, H 757, H 759, H 761, H 763, H 764, H 765, and H 766, which have passed the House.

MAULIN, Chief Clerk

H 751, H 755, H 757, H 759, H 761, H 763, H 764, H 765, and H 766 were filed for first reading.

March 14, 2022

Dear Madam President:

I return herewith S 1260 and S 1286, which have failed to pass the House.

MAULIN, Chief Clerk

S 1260 and S 1286 were ordered filed in the office of the Secretary of the Senate.

March 14, 2022

Dear Madam President:

I return herewith S 1254, as amended, S 1243, S 1284, S 1304, S 1309, S 1358, S 1282, S 1296, S 1275, S 1276, as amended, S 1277, S 1288, S 1332, S 1305, and S 1327, which have passed the House.

MAULIN, Chief Clerk

S 1254, as amended, S 1243, S 1284, S 1304, S 1309, S 1358, S 1282, S 1296, S 1275, S 1276, as amended, S 1277, S 1288, S 1332, S 1305, and S 1327 were referred to the Judiciary and Rules Committee for enrolling.
Dear Madam President:

I transmit herewith Enrolled H 467, H 540, H 560, H 654, H 656, H 561, H 530, H 661, and H 463 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 467, H 540, H 560, H 654, H 656, H 561, H 530, H 661, and H 463 and ordered them returned to the House.

Senator Stennett was recorded present at this order of business.

March 14, 2022

Dear Madam President:

I return herewith Enrolled S 1283, S 1266, S 1270, and S 1361, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1283, S 1266, S 1270, and S 1361 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, HCR 30 was placed before the Senate for final consideration at this time.

The President announced that HCR 30 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Wintrow, seconded by Senator Martin, HCR 30 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, HCR 37 was placed before the Senate for final consideration at this time.

The President announced that HCR 37 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Burtenshaw, seconded by Senator Semmelroth, HCR 37 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, HCR 39 was placed before the Senate for final consideration at this time.

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 Thayn, seconded by Senator Nelson, 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, HCR 45 was placed before the Senate for final consideration at this time.

The President announced that HCR 45 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lent, seconded by Senator Ward-Engelking, HCR 45 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, HCR 41 was placed before the Senate for final consideration at this time.

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

On motion by President Pro Tempore Winder, seconded by Senator Burgoyne, HCR 41 was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

Senator Lee was recorded present at this order of business.

On request by Senator Anthon, granted by unanimous consent, HCR 47 was placed before the Senate for final consideration at this time.

The President announced that HCR 47 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Riggs, seconded by Senator Martin, HCR 47 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 Eleventh Order of Business.

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

H 751, H 755, H 757, and H 759, by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

H 761, by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

H 763, H 764, H 765, and H 766, 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 1372, S 1378, and S 1379, by State Affairs Committee, were read the second time at length and filed for third reading.

H 742 and H 743, by Appropriations Committee, were read the second time at length and filed for third reading.

S 1390, S 1391, S 1392, S 1393, S 1394, S 1395, and S 1396, by Finance Committee, were read the second time at length and filed for third reading.

S 1377, by State Affairs Committee, was read the second time at length and filed for third reading.

H 572, by Transportation and Defense Committee, was read the second time at length and filed for third reading.
H 744, by State Affairs Committee, was read the second time at length and filed for third reading.

H 729, H 750, H 752, and H 753, by Appropriations Committee, were 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 Lee, granted by unanimous consent, S 1368 was placed before the Senate for consideration at this time.

S 1368 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:


NAYS–Crabtree. Total - 1.

Absent and excused–Anthon. Total - 1.

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 Lee, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of S 1390 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 1390 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:


NAYS–None.

Absent and excused–Anthon. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1391 was before the Senate for final consideration.

S 1391 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:


Absent and excused–Anthon. Total - 1.

Total - 35.

Whereupon the President declared S 1391 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Lee, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1392 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES–Agenbroad, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn,

NAYS–None.

Absent and excused–Anthon. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1392 was before the Senate for final consideration.

S 1392 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?"

Roll call resulted as follows:


Whereupon the President declared S 1392 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1393 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 1393 was before the Senate for final consideration.

S 1393 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Total - 35.

Whereupon the President declared S 1393 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1394 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 1394 was before the Senate for final consideration.

S 1394 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?"

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

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Total - 35.

Whereupon the President declared S 1394 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1395 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 1395 was before the Senate for final consideration.

S 1395 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:


NAYS–Bayer, Zito. Total - 2.

Total - 35.
Whereupon the President declared S 1395 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1396 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS—Bayer, Den Hartog, Thayn, Vick, Zito. Total - 5.

Total - 35.

Whereupon the President declared S 1396 passed, title was approved, and the bill ordered transmitted to the House.

H 539, having been held, 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:


Total - 35.

Whereupon the President declared H 539 passed, title was approved, and the bill ordered returned to the House.

H 679, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS—Bayer. Total - 1.

Total - 35.

Whereupon the President declared H 679 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 Stennett, by voice vote the Senate recessed at 11:33 a.m. until the hour of 3:30 p.m. of this day.

RECESS
AFTERNOON SESSION

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

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

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

March 15, 2022

The JUDICIARY AND RULES Committee reports that S 1254, as amended, S 1243, S 1284, S 1304, S 1309, S 1358, S 1282, S 1296, S 1275, S 1276, as amended, S 1277, S 1288, S 1332, S 1305, and S 1327 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1254, as amended, S 1243, S 1284, S 1304, S 1309, S 1358, S 1282, S 1296, S 1275, S 1276, as amended, S 1277, S 1288, S 1332, S 1305, and S 1327 and ordered them transmitted to the House for the signature of the Speaker.

March 15, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1283, S 1266, S 1270, and S 1361 were delivered to the Office of the Governor at 1:13 p.m., March 15, 2022.

LAKEY, Chairman

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

Senator Lodge was recorded present at this order of business.

March 15, 2022

The FINANCE Committee reports out H 751, H 755, H 757, H 759, H 763, H 764, H 765, H 766, S 1400, S 1401, S 1402, S 1403, and S 1404 with the recommendation that they do pass.

AGENBROAD, Chairman

H 751, H 755, H 757, H 759, H 763, H 764, H 765, H 766, S 1400, S 1401, S 1402, S 1403, and S 1404 were filed for second reading.
The TRANSPORTATION Committee reports out H 697, H 700, and HCR 42 with the recommendation that they do pass.

DEN HARTOG, Chair

H 697 and H 700 were filed for second reading.

HCR 42 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 15, 2022

The HEALTH AND WELFARE Committee reports out H 688 and S 1399 with the recommendation that they do pass.

MARTIN, Chairman

H 688 and S 1399 were filed for second reading.

March 15, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out H 554, H 555, H 580, and H 701 with the recommendation that they do pass.

PATRICK, Chairman

H 554, H 555, H 580, and H 701 were filed for second reading.

March 15, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out H 582 and H 660 with the recommendation that they be referred to the Fourteenth Order of Business for amendment.

PATRICK, Chairman

There being no objection, H 582 and H 660 were referred to the Fourteenth Order of Business, General Calendar.

Senator Rice was recorded present at this order of business.

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

Messages from the House

March 15, 2022

Dear Madam President:

I transmit herewith Enrolled HCR 34, H 609, H 564, H 501, H 532, H 548, H 607, H 523, H 524, and H 525 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled HCR 34, H 609, H 564, H 501, H 532, H 548, H 607, H 523, H 524, and H 525 and ordered them 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, S 1340 was placed before the Senate for consideration at this time.

S 1340 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:


Whereupon the President declared S 1340 passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, S 1381 was placed before the Senate for consideration at this time.

S 1381 was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

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

Roll call resulted as follows:


Total - 35.

Whereupon the President declared S 1381 passed, title was approved, and the bill ordered transmitted to the House.

H 521 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Rice arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Woodward, Zito. Total - 27.


Absent and excused—Agenbroad. Total - 1.

Total - 35.

Whereupon the President declared H 521 passed, title was approved, and the bill ordered returned to the House.

H 566 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:


Absent and excused—Agenbroad. Total - 1.

Total - 35.

Whereupon the President declared H 566 passed, title was approved, and the bill ordered returned to the House.

H 646 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burgoyne arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS—Cook, Grow, Harris, Lent, Martin, Ricks. Total - 6.

Absent and excused—Agenbroad. Total - 1.

Total - 35.

Whereupon the President declared H 646 passed, title was approved, and the bill ordered returned to the House.

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

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

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5:30 p.m. until the hour of 9:30 a.m., Wednesday, March 16, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor
March 15, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 14, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1227, S 1232, S 1234, S 1235, S 1237, S 1244, S 1245, S 1246, and S 1299

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 15, 2022

Dear Madam President:

I transmit herewith HCR 48, HCR 49, H 767, H 769, H 749, H 770, H 771, and H 758, which have passed the House.

MAULIN, Chief Clerk

HCR 48, HCR 49, H 767, H 769, H 749, H 770, H 771, and H 758 were filed for first reading.

Senator Nelson was recorded present at this order of business.

March 15, 2022

Dear Madam President:

I return herewith SCR 121, S 1253, S 1240, S 1334, S 1366, S 1365, S 1364, S 1363, S 1369, S 1370, S 1371, S 1319, SCR 114, SCR 115, and SCR 118, which have passed the House.

MAULIN, Chief Clerk

SCR 121, S 1253, S 1240, S 1334, S 1366, S 1365, S 1364, S 1363, S 1369, S 1370, S 1371, S 1319, SCR 114, SCR 115, and SCR 118 were referred to the Judiciary and Rules Committee for enrolling.

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

HCR 48 and HCR 49, by Ways and Means Committee, were introduced, read at length, and referred to the Commerce and Human Resources Committee.

H 767 and H 769, by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.
H 749, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

H 770, H 771, and H 758, 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 718, by Education Committee, was read the second time at length and filed for third reading.

H 658, by State Affairs Committee, was read the second time at length and filed for third reading.

S 1360, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

H 751, H 755, H 757, H 759, H 763, H 764, H 765, and H 766, by Appropriations Committee, were read the second time at length and filed for third reading.

S 1400, S 1401, S 1402, S 1403, and S 1404, by Finance Committee, were read the second time at length and filed for third reading.

H 697 and H 700, by Ways and Means Committee, were read the second time at length and filed for third reading.

H 688, by Health and Welfare Committee, was read the second time at length and filed for third reading.

S 1399, by State Affairs Committee, was read the second time at length and filed for third reading.

H 554 and H 555, by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

H 580, by Business Committee, was read the second time at length and filed for third reading.

H 701, by Ways and Means Committee, was read the second time at length and filed for third reading.

Senator Grow was recorded present at this order of business.

The Senate advanced to the Fourteenth Order of Business.

Senators Agenbroad, Cook, Crabtree, Den Hartog, Lent, Nye, Riggs, Ward-Engelking, and Woodward, and Acting Senator VanOrden were recorded present at this 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, Chair of the Committee of the Whole, reported out H 612, S 1362, as amended, H 650, H 571, H 640, and H 723, without recommendation, amended as follows:

SENATE AMENDMENT TO H 612

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 2, following "matters" insert: "unless the expunged disciplinary action involved the same or substantially similar conduct".

SENATE AMENDMENT TO S 1362, As Amended

AMENDMENT TO SECTION 2

On page 1 of the engrossed bill, in line 19, delete "its"; and delete line 20, and insert: "January 1, 2023.".

CORRECTION TO TITLE

On page 1, in line 4, delete "RETROACTIVE APPLICA-"; and delete line 5, and insert: "AN EFFECTIVE DATE.".

SENATE AMENDMENT TO H 650

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 12, following "Such" delete "a" and insert: "a"; also in line 12, delete "contain a membership at" and insert: "contain a membership at"; and delete lines 13 through 17, and insert: "least one-fourth (1/4) one-half (1/2) of which is persons who are not public educators or school trustees and shall include parents of a child or children attending a school or schools within the".

SENATE AMENDMENT TO H 571

AMENDMENT TO THE BILL

On page 1 of the printed bill, delete lines 6 through 16, and insert:

"SECTION 1. That Section 33-1508, Idaho Code, be, and the same is hereby amended to read as follows:

33-1508. OPERATION OF SCHOOL BUSES. (1) All school buses shall at all times be operated in conformity with law and with rules of the Idaho state police and the state board of education.

(2) No school bus shall:

(a) Cross any railroad track, or enter or cross any arterial highway without first coming to a full stop. If any such crossing, intersection or access be obscured by trees, buildings or other objects, or because of wind, storm or fog, the school bus driver shall open such windows and doors as will permit him to determine when it is safe to proceed;

(b) Be operated at any time for the transportation of pupils by any person who does not have a current commercial driver's license (CDL) as specified in section 49-105, Idaho Code, and the minimum training for bus drivers as prescribed by the state board of education;

(c) Be operated at any time in excess of its maximum occupancy as determined by the manufacturer. Occupancy at no time shall exceed three (3) persons in a seat.

(3) Notwithstanding any provision of law or rule to the contrary, a school bus may travel up to seventy (70) miles per hour on an interstate highway, provided the bus does not exceed the posted speed limit as provided in section 49-654, Idaho Code.".

CORRECTION TO TITLE

On page 1, in line 2, delete "1504" and insert: "1508"; and in line 3, delete "AND TO MAKE A TECHNICAL CORRECTION".
SENATE AMENDMENT TO H 640

AMENDMENT TO SECTION 3

On page 2 of the printed bill, delete lines 18 through 26, and insert:
"(3) "Broadband provider" means any entity that:
(a) Provides broadband services, including but not limited to a telecommunications provider, cable service provider, broadband provider, cellular provider, political subdivision that provides broadband services, electric cooperative that provides broadband services, electric utility that provides broadband services, state government entity that provides broadband services, tribal government that provides broadband services, or internet service provider; or
(b) Builds broadband infrastructure, including but not limited to a port, nonprofit organization, or private-public partnership established for the purpose of expanding broadband in the state."

AMENDMENT TO SECTION 4

On page 3, in line 37, following "ate" insert: "or in support of expanding broadband infrastructure in the state of Idaho"; and in line 44, following "department" insert: ". Consistent with the "Dig Once Policy," the department shall issue rules that will restrict speculative practices that may unduly impact and congest the department’s rights-of-way".

SENATE AMENDMENT TO H 723

AMENDMENT TO SECTION 1

On page 1 of the printed bill, following line 18, insert:
"(2) Notwithstanding the provisions of section 33-1027, Idaho Code, in fiscal years 2023 and 2024, a kindergarten student shall count as one (1.0) unweighted full-time enrollment in a single school year for purposes of calculating kindergarten support units. It is the intent of the legislature in enacting this subsection to enable enrollment to be used as a substitute factor for average daily attendance in calculating kindergarten support units pursuant to section 33-1002(4), Idaho Code. The divisor in section 33-1002(4), Idaho Code, for kindergarten support units shall remain the same and shall continue to provide support units suitable for funding half-day kindergarten programs. Nothing in this subsection shall be construed as obligating the state to fund full-day kindergarten programs.;"  
in line 19, delete "(2)" and insert: "(3)"; and in line 22, delete "(3)" and insert: "(4)".

CORRECTION TO TITLE

On page 1, in line 6, following "FACTOR," insert: "TO PROVIDE THAT A KINDERGARTEN STUDENT SHALL COUNT AS ONE FULL-TIME ENROLLMENT IN CERTAIN FISCAL YEARS, TO PROVIDE LEGISLATIVE INTENT,":

The Committee also has S 1300, H 684, S 1367, S 1382, H 582, and H 660 under consideration, reports progress, and begs leave to sit again.

LEE, Chair

On motion by Senator Lee, seconded by President Pro Tempore Winder, the report was adopted by voice vote.

S 1362, as amended, 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 612, as amended in the Senate, H 650, as amended in the Senate, H 571, as amended in the Senate, H 640, as amended in the Senate, and H 723, 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

S 1372 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–Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Woodward, Zito. Total - 29.


Total - 35.

Whereupon the President declared S 1372 passed, title was approved, and the bill ordered transmitted to the House.

S 1378 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:


NAYS–Cook, Crabtree, Lent, Zito. Total - 4.

Total - 35.

Whereupon the President declared S 1378 passed, title was approved, and the bill ordered transmitted to the House.

S 1379 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:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared S 1379 passed, title was approved, and the bill ordered transmitted to the House.

S 1377 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator
Heider 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 H 725 passed, title was approved, and the bill ordered returned to the House.

H 726 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:


NAYS–Bayer, Guthrie, Harris, Lee, Martin, Zito. Total - 6.

Absent and excused–Burgoyne. Total - 1.

Total - 35.

Whereupon the President declared H 726 passed, title was approved, and the bill ordered returned to the House.

H 710 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:


NAYS–Bayer, Blair (Johnson), Lee, Vick, Zito. Total - 5.

Absent and excused–Burgoyne. Total - 1.

Total - 35.

Whereupon the President declared H 710 passed, title was approved, and the bill ordered returned to the House.

H 742 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?"

Roll call resulted as follows:


NAYS–Bayer, Blair (Johnson), Den Hartog, Vick, Zito. Total - 5.

Absent and excused–Burgoyne. Total - 1.
The report was ordered filed in the office of the Secretary of the Senate.

March 16, 2022

The JUDICIARY AND RULES Committee reports that S 1362, as amended, as amended, has been correctly engrossed.

LAKEY, Chairman

S 1362, as amended, as amended, was filed for first reading.

March 16, 2022

The JUDICIARY AND RULES Committee reports that SCR 121, S 1253, S 1240, S 1334, S 1366, S 1365, S 1364, S 1363, S 1369, S 1370, S 1371, S 1319, SCR 114, SCR 115, and SCR 118 have been correctly enrolled.

LAKEY, Chairman

The President Pro Tempore signed Enrolled SCR 121, S 1253, S 1240, S 1334, S 1366, S 1365, S 1364, S 1363, S 1369, S 1370, S 1371, S 1319, SCR 114, SCR 115, and SCR 118 and ordered them transmitted to the House for the signature of the Speaker.

March 16, 2022

The FINANCE Committee reports out H 758, H 767, H 769, H 770, and H 771 with the recommendation that they do pass.

AGENBROAD, Chairman

H 758, H 767, H 769, H 770, and H 771 were filed for second reading.

March 16, 2022

The STATE AFFAIRS Committee reports out H 695, H 705, S 1398, and S 1405 with the recommendation that they do pass.

LODGE, Chair

H 695, H 705, S 1398, and S 1405 were filed for second reading.

March 16, 2022

The STATE AFFAIRS Committee reports out H 728 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LODGE, Chair

There being no objection, H 728 was referred to the Fourteenth Order of Business, General Calendar.

March 16, 2022

The RESOURCES AND ENVIRONMENT Committee reports out H 748 with the recommendation that it do pass.

VICK, Chairman

H 748 was filed for second reading.

March 16, 2022

The JUDICIARY AND RULES Committee reports out H 596, H 621, and H 629 with the recommendation that they do pass.

LAKEY, Chairman
H 596, H 621, and H 629 were filed for second reading.

March 16, 2022

The JUDICIARY AND RULES Committee reports out S 1397 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LAKEY, Chairman

There being no objection, S 1397 was referred to the Fourteenth Order of Business, General Calendar.

March 16, 2022

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:

Dan Dinning to the State Public Defense Commission, term to expire July 1, 2024;

Darrell Bolz to the State Public Defense Commission, term to expire July 1, 2023.

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.

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

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

H 612, as amended in the Senate, and H 650, as amended in the Senate, by Education Committee, were read the first time at length and filed for second reading.

H 571, as amended in the Senate, and H 640, as amended in the Senate, by Transportation and Defense Committee, were read the first time at length and filed for second reading.

H 723, as amended in the Senate, by Education Committee, was read the first time at length and filed for second reading.

S 1362, as amended, as amended, by State Affairs 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

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of S 1400 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 1400 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:


NAYS–None.

Absent and excused–Crabtree, Lodge. Total - 2.

Total - 35.

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

S 1400 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:


NAYS–None.

Absent and excused–Crabtree, Lodge. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared S 1400 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1401 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Crabtree, Lodge. Total - 2.

Total - 35.

More than two-thirds having voted in the affirmative, the President Pro Tempore declared the rules suspended and announced that S 1401 was before the Senate for final consideration.

S 1401 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting 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–Agenbroad, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Winthrop, Woodward. Total - 27.
Absent and excused–Crabtree. Total - 1.
Total - 35.

Whereupon the President Pro Tempore declared S 1401 passed, title was approved, and the bill ordered transmitted to the House.

President McGeachin returned to the Chair.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1402 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:
AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 34.

NAYS–None.
Absent and excused–Crabtree. Total - 1.
Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1403 was before the Senate for final consideration.

S 1403 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

NAYS–Bayer, Zito. Total - 2.
Absent and excused–Crabtree. Total - 1.
Total - 35.

Whereupon the President declared S 1403 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1404 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

NAYS–None.
Absent and excused–Crabtree. Total - 1.
Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1404 was before the Senate for final consideration.

S 1404 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senators Anthon, Harris, and Woodward disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

Absent and excused–Crabtree, Lakey. Total - 2.

Total - 35.

Whereupon the President declared S 1404 passed, title was approved, and the bill ordered transmitted to the House.

H 750 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Zito. Total - 1.

Absent and excused–Crabtree, Lakey. Total - 2.

Total - 35.

Whereupon the President declared H 750 passed, title was approved, and the bill ordered returned to the House.

H 752 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Crabtree, Lakey. Total - 2.

Total - 35.

Whereupon the President declared H 752 passed, title was approved, and the bill ordered returned to the House.

H 753 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:


NAYS–Bayer, Blair (Johnson), Zito. Total - 3.

Absent and excused–Crabtree, Lakey. Total - 2.

Total - 35.

Whereupon the President declared H 753 passed, title was approved, and the bill ordered returned to the House.

H 520 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider 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–Crabtree. Total - 1.

Total - 35.

Whereupon the President declared H 520 passed, title was approved, and the bill ordered returned to the House.

H 519 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent 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–Crabtree. Total - 1.

Total - 35.

Whereupon the President declared H 519 passed, title was approved, and the bill ordered returned to the House.

H 642 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:


NAYS–None.

Absent and excused–Crabtree. Total - 1.

Total - 35.

Whereupon the President declared H 642 passed, title was approved, and the bill ordered returned to the House.

H 562 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–Crabtree. Total - 1.

Total - 35.

Whereupon the President declared H 562 passed, title was approved, and the bill ordered returned to the House.

H 598 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:


NAYS–None.

Absent and excused–Crabtree. Total - 1.

Total - 35.

Whereupon the President declared H 598 passed, title was approved, and the bill ordered returned to the House.

H 603 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden 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–Crabtree. Total - 1.

Total - 35.

Whereupon the President declared H 603 passed, title was approved, and the bill ordered returned to the House.

H 681 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris 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–Crabtree. Total - 1.

Total - 35.

Whereupon the President declared H 681 passed, title was approved, and the bill ordered returned to the House.

H 476 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider 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–Crabtree. Total - 1.

Total - 35.

Whereupon the President declared H 476 passed, title was approved, and the bill ordered returned to the House.

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

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, the Judiciary and Rules Committee report relative to the Gubernatorial appointments of Dan Dinning and Darrell Bolz were returned to the Committee. Pursuant to Mason’s Manual Section 675 (1), the report was out of order.

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 Stennett, by voice vote, the Senate adjourned at 4:55 p.m. until the hour of 9:30 a.m., Thursday, March 17, 2022.

JANICE MCGEACHIN, President
Attest: JENNIfer NOVAK, Secretary
Messages from the Governor
March 16, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 16, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1231, S 1268, and S 1333

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 16, 2022

Dear Madam President:

I transmit herewith H 772, HCR 50, H 775, HCR 52, H 756, H 760, H 773, and H 776, which have passed the House.

MAULIN, Chief Clerk

H 772, HCR 50, H 775, HCR 52, H 756, H 760, H 773, and H 776 were filed for first reading.

March 16, 2022

Dear Madam President:

I return herewith S 1350, S 1385, S 1384, S 1386, S 1387, S 1389, S 1388, S 1335, S 1290, and S 1291, as amended, which have passed the House.

MAULIN, Chief Clerk

S 1350, S 1385, S 1384, S 1386, S 1387, S 1389, S 1388, S 1335, S 1290, and S 1291, as amended, were referred to the Judiciary and Rules Committee for enrolling.

March 16, 2022

Dear Madam President:


MAULIN, Chief Clerk

The President signed Enrolled H 713, H 714, H 556, H 594, H 606, H 528, H 686, H 687, H 550, H 576, H 711, and H 511 and ordered them returned to the House.

March 16, 2022

Dear Madam President:

I return herewith Enrolled S 1254, as amended, S 1243, S 1284, S 1304, S 1309, S 1358, S 1282, S 1296, S 1275, S 1276,
as amended, S 1277, S 1288, S 1332, S 1305, and S 1327, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1254, as amended, S 1243, S 1284, S 1304, S 1309, S 1358, S 1282, S 1296, S 1275, S 1276, as amended, S 1277, S 1288, S 1332, S 1305, and S 1327 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

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

S 1406

BY FINANCE COMMITTEE

AN ACT
RELATING TO THE APPROPRIATION TO THE OFFICE OF THE SECRETARY OF STATE; APPROPRIATING MONEYS TO THE OFFICE OF THE SECRETARY OF STATE FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING MONEYS TO THE OFFICE OF THE SECRETARY OF STATE FOR FISCAL YEAR 2022; AND DECLARING AN EMERGENCY.

S 1407

BY FINANCE COMMITTEE

AN ACT
RELATING TO THE APPROPRIATION TO THE BOARD OF TAX APPEALS FOR FISCAL YEAR 2023; APPROPRIATING MONEYS TO THE BOARD OF TAX APPEALS FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1408

BY FINANCE COMMITTEE

AN ACT
RELATING TO THE APPROPRIATION TO THE WORKFORCE DEVELOPMENT COUNCIL FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE WORKFORCE DEVELOPMENT COUNCIL FOR FISCAL YEAR 2022; AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS FOR FISCAL YEAR 2022; PROVIDING LEGISLATIVE INTENT; AND DECLARING AN EMERGENCY.

S 1406, S 1407, and S 1408 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 772, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

HCR 50, by Ways and Means Committee, was introduced, read at length, and referred to the Judiciary and Rules Committee.

H 775, by State Affairs Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

HCR 52, by Ways and Means Committee, was introduced, read at length, and referred to the State Affairs Committee.

H 756 and H 760, by Health and Welfare Committee, were introduced, read the first time at length, and referred to the Health and Welfare Committee.

H 773 and H 776, 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 575, by Local Government Committee, was read the second time at length and filed for third reading.

H 677, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

H 758, H 767, H 769, H 770, and H 771, by Appropriations Committee, were read the second time at length and filed for third reading.

H 695 and H 705, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1398 and S 1405, by State Affairs Committee, were read the second time at length and filed for third reading.

H 748, by Ways and Means Committee, was read the second time at length and filed for third reading.

H 596, H 621, and H 629, by Judiciary, Rules and Administration Committee, were read the second time at length and filed for third reading.

H 612, as amended in the Senate, by Business Committee, was read the second time at length and filed for third reading.

H 650, as amended in the Senate, by Education Committee, was read the second time at length and filed for third reading.

H 571, as amended in the Senate, and H 640, as amended in the Senate, by Transportation and Defense Committee, were read the second time at length and filed for third reading.

H 723, as amended in the Senate, by Education Committee, was read the second time at length and filed for third reading.

S 1362, as amended, as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, H 755 was placed before the Senate for consideration at this time.

H 755 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?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burchshaw, Cook, Crabtree, Den Hartog, Grow,

NAYS–Zito. Total - 1.


Total - 35.

Whereupon the President declared \textbf{H 755} passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, \textbf{H 757} was placed before the Senate for consideration at this time.

\textbf{H 757} 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?"

Roll call resulted as follows:

\textbf{AYES–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintro, Woodward, Zito. Total - 33.}

\textbf{NAYS–None.}


Total - 35.

Whereupon the President declared \textbf{H 757} passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, \textbf{H 759} was placed before the Senate for consideration at this time.

\textbf{H 759} was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

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

Roll call resulted as follows:

\textbf{AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintro, Woodward, Zito. Total - 33.}

\textbf{NAYS–None.}


Total - 35.

Whereupon the President declared \textbf{H 759} passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, \textbf{H 763} was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

\textbf{AYES–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintro, Woodward, Total - 31.}

\textbf{NAYS–Bayer, Zito. Total - 2.}


Total - 35.

Whereupon the President declared \textbf{H 763} passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, \textbf{H 764} was placed before the Senate for consideration at this time.

\textbf{H 764} was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

\textbf{AYES–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintro, Woodward. Total - 28.}

\textbf{NAYS–Bayer, Blair (Johnson), Rice, Vick, Zito. Total - 5.}


Total - 35.

Whereupon the President declared \textbf{H 764} passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, \textbf{H 765} was placed before the Senate for consideration at this time.

\textbf{H 765} was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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 \textbf{H 765} passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, \textbf{H 766} was placed before the Senate for consideration at this time.
H 766 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), President Pro Tempore Winder disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:


Whereupon the President declared H 766 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, H 590 was placed before the Senate for consideration at this time.

H 590 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?"

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

Roll call resulted as follows:


Total - 35.

Whereupon the President declared H 590 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, S 1360 retained its place on the Third Reading Calendar for one legislative day.

S 1399 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?"

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

Roll call resulted as follows:


Whereupon the President declared S 1399 passed, title was approved, and the bill ordered transmitted to the House.

H 477 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett 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 H 477 passed, title was approved, and the bill ordered returned to the House.

H 478 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett 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 H 478 passed, title was approved, and the bill ordered returned to the House.

H 572 was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Absent and excused–VanOrden (Bair). Total - 1.

Total - 35.

Whereupon the President declared H 572 passed, title was approved, and the bill ordered returned to the House.

H 584 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza,

Whereupon the President declared H 584 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 Stennett, by voice vote the Senate recessed at 11:56 a.m. until the hour of 3 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 3 p.m., pursuant to recess, President McGeachin presiding.

Roll call showed all members present except Senators Lee and Souza, absent and excused.

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

March 17, 2022

The JUDICIARY AND RULES Committee reports that S 1350, S 1385, S 1384, S 1386, S 1387, S 1389, S 1388, S 1335, S 1290, and S 1291, as amended, have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1350, S 1385, S 1384, S 1386, S 1387, S 1389, S 1388, S 1335, S 1290, and S 1291, as amended, and ordered them transmitted to the House for the signature of the Speaker.

March 17, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1254, as amended, S 1243, S 1284, S 1304, S 1309, S 1358, S 1282, S 1296, S 1275, S 1276, as amended, S 1277, S 1288, S 1332, S 1305, and S 1327 were delivered to the Office of the Governor at 1:46 p.m., March 17, 2022.

LAKEY, Chairman

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

Senator Souza was recorded present at this order of business.

March 17, 2022

The FINANCE Committee reports out H 772, H 773, and H 776 with the recommendation that they do pass.

AGENBROAD, Chairman

H 772, H 773, and H 776 were filed for second reading.

March 17, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out H 481 and H 509 with the recommendation that they do pass.

RICE, Chairman

H 481 and H 509 were filed for second reading.

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

Third Reading of Bills

H 608 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:


NAYS–None.

Absent and excused–Lee. Total - 1.

Total - 35.

Whereupon the President declared H 608 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, H 751 was placed before the Senate for consideration at this time.

H 751 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Anthon, Harris, Lee. Total - 3.

Total - 35.

Whereupon the President declared H 751 passed, title was approved, and the bill ordered returned to the House.

H 672 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:


NAYS–None.

Absent and excused–Lee. Total - 1.

Total - 35.
Whereupon the President declared H 672 passed, title was approved, and the bill ordered returned to the House.

H 702 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Sten nett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Win twrow, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Lee. Total - 1.

Total - 35.

Whereupon the President declared H 702 passed, title was approved, and the bill ordered returned to the House.

H 664 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Crabtree, Grow, Guthrie, Harris, Heider, Lodge, Martin, Nelson, Nye, Patrick, Riggs, Semmelroth, Sten nett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Win trow, Woodward. Total - 23.

NAYS–Bayer, Blair (Johnson), Cook, Den Hartog, Lakey, Lent, Rice, Ricks, Souza, Vick, Zito. Total - 11.

Absent and excused–Lee. Total - 1.

Total - 35.

Whereupon the President declared H 664 passed, title was approved, and the bill ordered returned to the House.

H 637 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:


NAYS–Bayer, Crabtree, Den Hartog, Souza, Vick. Total - 5.

Absent and excused–Lakey. Total - 1.

Total - 35.

Whereupon the President declared H 637 passed, title was approved, and the bill ordered returned to the House.

H 678 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Rice arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Sten nett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Win trow, Woodward. Total - 30.


Total - 35.

Whereupon the President declared H 678 passed, title was approved, and the bill ordered returned to the House.

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, Chair of the Committee of the Whole, reported out S 1367 and H 728, without recommendation, amended as follows:

SENATE AMENDMENT TO S 1367

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 50, delete "an" and insert: "the candidate's".

On page 3, in line 23, delete "." and insert: "; or"; and after line 23, insert:

"(vi) References to legislators and legislative candidates during the period while the legislature is in session and scheduled to meet before a primary election."

On page 5, in line 25, delete "and or" and insert "and".

AMENDMENT TO SECTION 3

On page 6, delete line 36, and insert: "on behalf of the candidate or political committee, or in the transmission of"; in line 47, following "less;" insert: "provided, however, that for each electioneering communication, the contributions reported shall include only those given for the purpose of making the electioneering communication;"

On page 7, in line 2, following "expenditure" insert: "; provided, however, that for each electioneering communication, the expenditures reported shall include only those done for the purpose of making the electioneering communication".

SENATE AMENDMENT TO H 728

AMENDMENT TO SECTION 2

On page 1 of the printed bill, delete lines 19 through 30, and insert:

"59-1399A. DIVESTMENT OF CERTAIN ASSETS RELATED TO RUSSIA. The board shall make a good faith effort to immediately sell, trade, or otherwise completely divest itself of any asset of Russian currency. Nothing in this section shall require the board to take action as described in this section unless the board determines in good faith that the action described in this section is consistent with the fiduciary responsibilities of the board described in this chapter."
The Committee also has S 1300, H 684, S 1382, H 582, H 660, and S 1397 under consideration, reports progress, and begs leave to sit again.

H 715 was filed for second reading.

LEE, Chair

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

S 1367, 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 728, as amended in the Senate, was filed for first reading as amended, and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

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, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills amended in the Senate, followed by House Appropriations bills, followed by remaining House bills.

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

Reports of Standing Committees

March 17, 2022

The JUDICIARY AND RULES Committee reports that Senate amendments to S 1367 and H 728 have been correctly printed.

LAKEY, Chairman

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

March 17, 2022

The JUDICIARY AND RULES Committee reports that S 1367, as amended, has been correctly engrossed.

LAKEY, Chairman

S 1367, as amended, was 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 1409

BY FINANCE COMMITTEE

AN ACT RELATING TO THE APPROPRIATION TO THE OFFICE OF THE STATE TREASURER; APPROPRIATING MONEYS TO THE OFFICE OF THE STATE TREASURER FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING REQUIREMENTS REGARDING PAYMENT OF BANK SERVICE FEES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
SENATE JOURNAL
OF THE
IDaho legiSlaTuRE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SIXTY-EIGHTH LEGISLATIVE DAY
FRIDAY, MARCH 18, 2022

Senate Chamber

President Pro Tempore Winder called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senators Agenbroad, Crabtree, Lodge, and Stennett, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Mark Vincent, 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 17, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

Senators Agenbroad, Crabtree, and Lodge were recorded present at this order of business.

March 18, 2022

The JUDICIARY AND RULES Committee reports that S 1406, S 1407, S 1408, and S 1409 have been correctly printed.

LAKEY, Chairman

S 1406, S 1407, S 1408, and S 1409 were referred to the Finance Committee.

March 18, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out H 499, H 583, H 589, H 610, H 703, and H 762 with the recommendation that they do pass.

PATRICK, Chairman

H 499, H 583, H 589, H 610, H 703, and H 762 were filed for second reading.

The Senate advanced to the Eighth Order of Business.

Messages from the Governor

Senator Stennett was recorded present at this order of business.

March 17, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 17, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1236, S 1256, S 1258, S 1266, S 1283, S 1349, and S 1359

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 17, 2022

Dear Mr. President:

I transmit herewith H 768, which has passed the House.

MAULIN, Chief Clerk

H 768 was filed for first reading.

March 17, 2022

Dear Mr. President:

I return herewith S 1285, as amended, S 1330, as amended, S 1353, S 1289, as amended, S 1321, S 1322, S 1323, S 1324, S 1325, S 1354, S 1355, SCR 120, and S 1301, which have passed the House.

MAULIN, Chief Clerk

S 1285, as amended, S 1330, as amended, S 1353, S 1289, as amended, S 1321, S 1322, S 1323, S 1324, S 1325, S 1354, S 1355, SCR 120, and S 1301 were referred to the Judiciary and Rules Committee for enrolling.

March 17, 2022

Dear Mr. President:

I transmit herewith Enrolled HCR 30, HCR 37, HCR 39, HCR 45, HCR 41, HCR 47, H 539, H 679, and H 565, as amended in the Senate, for the signature of the President.

MAULIN, Chief Clerk

The President Pro Tempore signed Enrolled HCR 30, HCR 37, HCR 39, HCR 45, HCR 41, HCR 47, H 539, H 679, and H 565, as amended in the Senate, and ordered them returned to the House.
Dear Mr. President:

I return herewith Enrolled SCR 121, SCR 114, SCR 115, and SCR 118, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled SCR 121, SCR 114, SCR 115, and SCR 118 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

March 17, 2022

Dear Mr. President:

I return herewith Enrolled S 1253, S 1240, S 1334, S 1366, S 1365, S 1364, S 1363, S 1369, S 1370, S 1371, and S 1319, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1253, S 1240, S 1334, S 1366, S 1365, S 1364, S 1363, S 1369, S 1370, S 1371, and S 1319 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

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

S 1410
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE DIVISION OF VETERANS SERVICES; APPROPRIATING MONEYS TO THE DIVISION OF VETERANS SERVICES FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING ADDITIONAL MONEYS TO THE DIVISION OF VETERANS SERVICES FOR FISCAL YEAR 2022; REDUCING THE APPROPRIATION TO THE DIVISION OF VETERANS SERVICES FOR THE BLACKFOOT CEMETERY FOR FISCAL YEAR 2022; PROVIDING REAPPROPRIATION AUTHORITY FOR THE FEDERAL GRANT FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE COVID-19 RELIEF FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE AMERICAN RESCUE PLAN FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE VETERANS HOME ENDOWMENT INCOME FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE VETERANS RECOGNITION INCOME FUND; AND DECLARING AN EMERGENCY.

S 1411
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE WORKFORCE DEVELOPMENT COUNCIL; APPROPRIATING MONEYS TO THE WORKFORCE DEVELOPMENT COUNCIL FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING AGENCY DIRECTION; PROVIDING REAPPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1410 and S 1411 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 768, by Appropriations Committee, was 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 673, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

H 772, H 773, and H 776, by Appropriations Committee, were read the second time at length and filed for third reading.

H 481, H 509, and H 715, by Revenue and Taxation Committee, were read the second time at length and filed for third reading.

S 1367, as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, S 1360 retained its place on the Third Reading Calendar for one legislative day.

S 1398 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:


Total - 35.

Whereupon the President Pro Tempore declared S 1398 passed, title was approved, and the bill ordered transmitted to the House.

S 1405 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick 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 Pro Tempore declared S 1405 passed, title was approved, and the bill ordered transmitted to the House.

S 1362, as amended, as amended, 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–Bayer, Cook, Crabtree, Den Hartog, Lakey, Lent, Martin, Nye, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Zito. Total - 16.


Total - 35.

Whereupon the President Pro Tempore declared that S 1362, as amended, as amended, had failed to pass the Senate and ordered the bill filed in the office of the Secretary of the Senate.

H 612, as amended in the Senate, 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:


Absent and excused–Stennett. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared H 612, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

H 650, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Absent and excused–Stennett. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared H 650, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

H 571, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Zito arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Bayer, Cook, Den Hartog, Harris, Heider, Lakey, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Zito. Total - 16.


Total - 35.

Whereupon the President Pro Tempore declared that H 571, as amended in the Senate, had failed to pass the Senate and ordered the bill returned to the House.

H 640, as amended in the Senate, 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?"

Roll call resulted as follows:


NAYS–Bayer, Vick, Zito. Total - 3.

Total - 35.

Whereupon the President Pro Tempore declared H 640, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

H 723, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn 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 Pro Tempore declared H 723, 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 658 was placed before the Senate for consideration at this time.

H 658 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:


Paired and voting included in roll call:

AYE - Lee NAY - Blair (Johnson)
AYE - Patrick NAY - Vick
AYE - Harris NAY - Nelson
AYE - Souza NAY - Semmelroth

Total - 35.

Whereupon the President Pro Tempore declared H 658 passed, title was approved, and the bill ordered returned to the House.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Lee, that all rules of the Senate interfering with the immediate passage of H 728, 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 728, 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:


NAYS–None.

Absent and excused–Blair (Johnson), Nelson, Souza, Vick. Total - 4.

Total - 35.

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

President Pro Tempore Winder called Senator Lee to the Chair.

Roll call resulted as follows:


NAYS–None.

Absent and excused–Blair (Johnson), Nelson, Souza, Vick. Total - 4.

Total - 35.

Whereupon the Acting President declared H 728, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

President Pro Tempore Winder returned to the Chair.

Moved by Senator Anthon, seconded by Senator Harris, that all rules of the Senate interfering with the immediate consideration of S 1367, as amended, be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Blair (Johnson), Nelson, Rice, Souza, Vick, Woodward. Total - 6.

Total - 35.

More than two-thirds having voted in the affirmative, the President Pro Tempore declared the rules suspended and announced that S 1367, as amended, was before the Senate for final consideration.

S 1367, as amended, 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:

AYES–Agenbroad, Anthon, Bayer, Burgoyne, Burtenshaw, Cook, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Ricks, Riggs, Semmelroth, Sten nett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Winrow. Total - 25.


Absent and excused–Blair (Johnson), Nelson, Rice, Souza, Vick, Woodward. Total - 6.

Total - 35.

Whereupon the President Pro Tempore declared S 1367, as amended, passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, H 689 was placed before the Senate for consideration at this time.

H 689 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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–Blair (Johnson), Nelson, Souza, Vick. Total - 4.

Total - 35.
Absent and excused–Blair (Johnson), Nelson, Rice, Souza, Vick, Woodward. Total - 6.

Total - 35.

Whereupon the President Pro Tempore declared H 689 passed, title was approved, and the bill ordered returned to the House.

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

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

Reports of Standing Committees

March 18, 2022

The JUDICIARY AND RULES Committee reports that S 1410 and S 1411 have been correctly printed.

LAKEY, Chairman

S 1410 and S 1411 were referred to the Finance Committee.

March 18, 2022

The JUDICIARY AND RULES Committee reports that S 1285, as amended, S 1330, as amended, S 1353, S 1289, as amended, S 1321, S 1322, S 1323, S 1324, S 1325, S 1354, S 1355, SCR 120, and S 1301 have been correctly enrolled.

LAKEY, Chairman

The President Pro Tempore signed Enrolled S 1285, as amended, S 1330, as amended, S 1353, S 1289, as amended, S 1321, S 1322, S 1323, S 1324, S 1325, S 1354, S 1355, SCR 120, and S 1301 and ordered them transmitted to the House for the signature of the Speaker.

The Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 1:07 p.m. until the hour of 9:30 a.m., Monday, March 21, 2022.

CHUCK WINDER, President Pro Tempore

Attest: JENNIFER NOVAK, Secretary
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-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that pending fee rules adopted by the Idaho State Racing Commission, Idaho State Liquor Division, Endowment Fund Investment Board, Secretary of State, Department of Administration, and Idaho State Lottery Commission, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the Senate State Affairs Committee and the House State Affairs Committee, be, and the same are hereby approved.

SCR 124 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 18, 2022

The JUDICIARY AND RULES Committee reports that Enrolled SCR 121, SCR 114, SCR 115, and SCR 118 were delivered to the Office of the Secretary of State at 1:52 p.m., March 18, 2022.

LAKEY, Chairman

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

March 18, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1253, S 1240, S 1334, S 1366, S 1365, S 1364, S 1363, S 1369, S 1370, S 1371, and S 1319 were delivered to the Office of the Governor at 1:55 p.m., March 18, 2022.

LAKEY, Chairman

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

March 18, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out HCR 48 and HCR 49 with the recommendation that they do pass.

PATRICK, Chairman

HCR 48 and HCR 49 were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 18, 2022

The STATE AFFAIRS Committee reports out H 682, H 694, H 720, and H 747 with the recommendation that they do pass.

LODGE, Chair

H 682, H 694, H 720, and H 747 were filed for second reading.

March 18, 2022

The STATE AFFAIRS Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:
Matthew Woodington to the Idaho State Racing Commission, term to expire January 15, 2024.

LODGE, Chair

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

March 18, 2022

The FINANCE Committee reports out H 768, S 1406, S 1407, S 1408, S 1409, S 1410, and S 1411 with the recommendation that they do pass.

AGENBROAD, Chairman

H 768, S 1406, S 1407, S 1408, S 1409, S 1410, and S 1411 were filed for second reading.

March 18, 2022

The JUDICIARY AND RULES Committee reports out H 699 with the recommendation that it do pass.

LAKEY, Chairman

H 699 was filed for second reading.

March 18, 2022

The JUDICIARY AND RULES Committee reports out H 616 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LAKEY, Chairman

There being no objection, H 616 was referred to the Fourteenth Order of Business, General Calendar.

March 18, 2022

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:

Dan Dinning to the State Public Defense Commission, term to expire July 1, 2024;

Darrell Bolz to the State Public Defense Commission, term to expire July 1, 2023.

LAKEY, Chairman

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

March 18, 2022

The STATE AFFAIRS Committee reports out H 707 and HCR 35 with the recommendation that they do pass.

LODGE, Chair

On request by Senator Lodge, granted by unanimous consent, H 707 was recommitted to the State Affairs Committee.

HCR 35 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 Eighth Order of Business.

Messages from the Governor

March 18, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 18, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1228, S 1257, S 1282, S 1295, S 1347, and S 1361

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 18, 2022

Dear Madam President:

I transmit herewith H 780, HCR 44, HCR 53, H 783, H 785, H 786, H 787, and H 782, which have passed the House.

MAULIN, Chief Clerk

H 780, HCR 44, HCR 53, H 783, H 785, H 786, H 787, and H 782 were filed for first reading.

March 18, 2022

Dear Madam President:

I return herewith S 1391, S 1392, S 1393, S 1394, S 1395, S 1396, SCR 122, SCR 123, S 1298, as amended, S 1381, S 1279, S 1320, and S 1340, which have passed the House.

MAULIN, Chief Clerk

S 1391, S 1392, S 1393, S 1394, S 1395, S 1396, SCR 122, SCR 123, S 1298, as amended, S 1381, S 1279, S 1320, and S 1340 were referred to the Judiciary and Rules Committee for enrolling.

March 18, 2022

Dear Madam President:


MAULIN, Chief Clerk

Dear Madam President:

I return herewith Enrolled S 1350, S 1385, S 1384, S 1386, S 1387, S 1389, S 1388, S 1335, S 1290, and S 1291, as amended, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1350, S 1385, S 1384, S 1386, S 1387, S 1389, S 1388, S 1335, S 1290, and S 1291, as amended, were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

**Motions and Resolutions**

On request by Senator Anthon, granted by unanimous consent, **HCR 38** was placed before the Senate for final consideration at this time.

The President announced that **HCR 38** was before the Senate for final consideration.

Moved by Senator Ward-Engelking, seconded by Acting Senator Blair, that **HCR 38** be adopted. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:


Whereupon the President declared **HCR 38** adopted, title was approved, and the resolution ordered returned to the House.

The President announced that **HCR 42** was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Den Hartog, seconded by Senator Woodward, **HCR 42** 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 Eleventh Order of Business.

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

**S 1412**

**BY JUDICIARY AND RULES COMMITTEE**

**AN ACT**

RELATING TO OUTFITTERS AND GUIDES; AMENDING SECTION 6-1206, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE LIABILITY OF OUTFITTERS AND GUIDES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1413**

**BY JUDICIARY AND RULES COMMITTEE**

**AN ACT**

RELATING TO CRIMES AND PUNISHMENT; AMENDING CHAPTER 13, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-1353B, IDAHO CODE, TO PROHIBIT THE USE OF ELECTRONIC COMMUNICATION TO TERRIFY, INTIMIDATE, THREATEN, OR HARASS PUBLIC OFFICERS, TO PROVIDE FOR WHERE A VIOLATION HAS BEEN COMMITTED, TO PROVIDE EXCEPTIONS, TO PROVIDE A PENALITY, AND TO DEFINE TERMS; AMENDING CHAPTER 64, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-6411, IDAHO CODE, TO PROHIBIT TARGETED PICKETING, TO PROVIDE AN EXCEPTION, AND TO PROVIDE A PENALTY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1414**

**BY JUDICIARY AND RULES COMMITTEE**

**AN ACT**

RELATING TO SEX CRIMES; AMENDING SECTION 18-8304, IDAHO CODE, AS AMENDED IN SECTION 18 OF SENATE BILL NO. 1325, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SIXTH IDAHO LEGISLATURE, TO REVISE A PROVISION REGARDING APPLICABILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1415**

**BY JUDICIARY AND RULES COMMITTEE**

**AN ACT**

RELATING TO UNDERGROUND FACILITIES; AMENDING SECTION 55-2202, IDAHO CODE, TO DEFINE TERMS; AND AMENDING CHAPTER 22, TITLE 55, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 55-2213, IDAHO CODE, TO PROVIDE FOR ADVANCED NOTIFICATION REGARDING NATURAL GAS TRANSMISSION PIPELINES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1416**

**BY FINANCE COMMITTEE**

**AN ACT**

RELATING TO THE APPROPRIATION TO THE OFFICE OF THE STATE CONTROLLER; APPROPRIATING MONEYS TO THE OFFICE OF THE STATE CONTROLLER FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR THE RECOVERY OF STATE CONTROLLER SERVICE COSTS TO THE INDIRECT COST RECOVERY FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE DATA PROCESSING SERVICES FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE AMERICAN RESCUE PLAN FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE GENERAL FUND; PROVIDING AN EXEMPTION FROM PROGRAM TRANSFER LIMITATIONS; APPROPRIATING MONEYS TO THE OFFICE OF THE STATE CONTROLLER FOR FISCAL YEAR 2022 FROM THE AMERICAN RESCUE PLAN FUND; APPROPRIATING MONEYS TO THE OFFICE OF THE STATE CONTROLLER FOR FISCAL YEAR 2022 FOR A BEHAVIORAL HEALTH REPORTING DATA SYSTEM; AND DECLARING AN EMERGENCY.

**S 1417**

**BY FINANCE COMMITTEE**

**AN ACT**

RELATING TO STATE COMMISSIONER SALARIES; AMENDING SECTION 61-215, IDAHO CODE, TO REVISE A PROVISION REGARDING THE SALARY OF PUBLIC UTILITIES COMMISSIONERS; AMENDING SECTION 63-102, IDAHO CODE, TO REVISE A PROVISION
REGARDING THE SALARY OF TAX COMMISSIONERS; AMENDING SECTION 72-503, IDAHO CODE, TO REVISE A PROVISION REGARDING THE SALARY OF INDUSTRIAL COMMISSIONERS; APPROPRIATING ADDITIONAL MONEYS TO THE PUBLIC UTILITIES COMMISSION FOR FISCAL YEAR 2023; APPROPRIATING ADDITIONAL MONEYS TO THE INDUSTRIAL COMMISSION FOR FISCAL YEAR 2023; APPROPRIATING ADDITIONAL MONEYS TO THE STATE TAX COMMISSION FOR FISCAL YEAR 2023; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1418
BY FINANCE COMMITTEE

AN ACT
RELATING TO THE APPROPRIATION TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR HEALTH EDUCATION PROGRAMS; APPROPRIATING MONEYS TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR HEALTH EDUCATION PROGRAMS FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; EXEMPTING THE APPROPRIATION FROM OBJECT TRANSFER LIMITATIONS; PROVIDING REAPPROPRIATION AUTHORITY; DIRECTING AN ADJUSTMENT FOR STUDENT TUITION AND FEES FOR FISCAL YEAR 2023; APPROPRIATING ADDITIONAL MONEYS TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR HEALTH EDUCATION PROGRAMS FOR FISCAL YEAR 2022; AND DECLARING AN EMERGENCY.

S 1419
BY FINANCE COMMITTEE

AN ACT
RELATING TO THE APPROPRIATION TO THE AGRICULTURAL RESEARCH AND COOPERATIVE EXTENSION SERVICE; APPROPRIATING MONEYS TO THE AGRICULTURAL RESEARCH AND COOPERATIVE EXTENSION SERVICE FOR FISCAL YEAR 2023; EXEMPTING THE APPROPRIATION FROM OBJECT TRANSFER LIMITATIONS; APPROPRIATING ADDITIONAL MONEYS TO THE AGRICULTURAL RESEARCH AND COOPERATIVE EXTENSION SERVICE FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE AGRICULTURAL RESEARCH AND COOPERATIVE EXTENSION SERVICE FOR FISCAL YEAR 2022; PROVIDING GENERAL FUND REAPPROPRIATION AUTHORITY; PROVIDING FEDERAL FUND REAPPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1420
BY FINANCE COMMITTEE

AN ACT
RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF CORRECTION; APPROPRIATING MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; EXEMPTING THE APPROPRIATION FROM PROGRAM TRANSFER LIMITATIONS; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2022; CREATING THE HEPATITIS C FUND; APPROPRIATING AND TRANSFER MONEYS FROM THE GENERAL FUND TO THE HEPATITIS C FUND FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE MANAGEMENT SERVICES PROGRAM FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE MANAGEMENT SERVICES PROGRAM FOR PRE-PRE-PROSECUTION DIVERSION GRANTS FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE MANAGEMENT SERVICES PROGRAM FOR AN INMATE BANKING MODULE FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE PRISONS ADMINISTRATION PROGRAM FOR TRAUMA-INFORMED TREATMENT FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE PRISONS ADMINISTRATION PROGRAM FOR A DIGITAL RADIO SYSTEM FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE CORRECTIONAL ALTERNATIVE PLACEMENT PROGRAM FOR PAYING OFF A LEASE PURCHASE AGREEMENT FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE COMMUNITY SUPERVISION PROGRAM FOR FISCAL YEAR 2022; PROVIDING REAPPROPRIATION FOR THE TREATMENT OF HEPATITIS C; PROVIDING REAPPROPRIATION AUTHORITY FOR PRE-PRE-PROSECUTION DIVERSION GRANTS; PROVIDING REAPPROPRIATION AUTHORITY FOR AN INMATE BANKING MODULE; PROVIDING REAPPROPRIATION AUTHORITY FOR TRAUMA-INFORMED TREATMENT; AND DECLARING AN EMERGENCY.

S 1412, S 1413, S 1414, S 1415, S 1416, S 1417, S 1418, S 1419, and S 1420 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 780, by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

HCR 44, by Ways and Means Committee, was introduced, read at length, and referred to the Judiciary and Rules Committee.

HCR 53, by Education Committee, was introduced, read at length, and referred to the Education Committee.

H 783, H 785, H 786, and H 787, by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

H 782, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 499, by Judiciary, Rules and Administration Committee, was read the second time at length and filed for third reading.

H 583, by Business Committee, was read the second time at length and filed for third reading.
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H 589, by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

H 610, by Business Committee, was read the second time at length and filed for third reading.

H 703, by Ways and Means Committee, was read the second time at length and filed for third reading.

H 762, by State Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

**Third Reading of Bills**

On request by Senator Anthon, granted by unanimous consent, S 1360 retained its place on the Third Reading Calendar for one legislative day.

H 758 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?"

Pursuant to Senate Rule 39(H), Senators Thayn and Ward-Engelking disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:


NAYS–Bayer, Den Hartog, Harris, Rice, Vick, Zito. Total - 6.

Whereupon the President declared H 758 passed, title was approved, and the bill ordered returned to the House.

H 767 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Rice, Riggs, Vick, Zito. Total - 5.

Whereupon the President declared H 767 passed, title was approved, and the bill ordered returned to the House.

H 769 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?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.


Total - 35.

Whereupon the President declared H 769 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, H 770 retained its place on the Third Reading Calendar for one legislative day.

H 771 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?"

Roll call resulted as follows:


Whereupon the President declared H 771 passed, title was approved, and the bill ordered returned to the House.

H 772 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?"

Roll call resulted as follows:


Whereupon the President declared H 772 passed, title was approved, and the bill ordered returned to the House.

H 773 was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden 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 H 773 passed, title was approved, and the bill ordered returned to the House.

H 776 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senators Anthon, Burgoyne, and Semmelroth disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:


NAYS–Bayer, Crabtree, Rice, Vick, Zito. Total - 5.

Total - 35.

Whereupon the President declared H 776 passed, title was approved, and the bill ordered returned to the House.

H 685 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:


Whereupon the President declared H 685 passed, title was approved, and the bill ordered returned to the House.

H 527 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ricks 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 H 527 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth 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

March 21, 2022

The JUDICIARY AND RULES Committee reports that SCR 124, S 1412, S 1413, S 1414, S 1415, S 1416, S 1417, S 1418, S 1419, and S 1420 have been correctly printed.

LAKEY, Chairman

SCR 124 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

S 1412, S 1413, and S 1414 were referred to the Judiciary and Rules Committee.

S 1415 was referred to the Resources and Environment Committee.

S 1416, S 1417, S 1418, S 1419, and S 1420 were referred to the Finance Committee.
On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 12:12 p.m. until the hour of 3:30 p.m. of this day.

RECESS AFTERNOON SESSION

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

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

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

March 21, 2022

The JUDICIARY AND RULES Committee reports that S 1391, S 1392, S 1393, S 1394, S 1395, S 1396, SCR 122, SCR 123, S 1298, as amended, S 1381, S 1279, S 1320, and S 1340 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1391, S 1392, S 1393, S 1394, S 1395, S 1396, SCR 122, SCR 123, S 1298, as amended, S 1381, S 1279, S 1320, and S 1340 and ordered them transmitted to the House for the signature of the Speaker.

March 21, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1350, S 1385, S 1384, S 1386, S 1387, S 1389, S 1388, S 1335, S 1290, and S 1291, as amended, were delivered to the Office of the Governor at 1:45 p.m., March 21, 2022.

LAKEY, Chairman

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

Senator Lent was recorded present at this order of business.

March 21, 2022

The RESOURCES AND ENVIRONMENT Committee reports out H 749 with the recommendation that it do pass.

VICK, Chairman

H 749 was filed for second reading.

March 21, 2022

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

Daniel Cravens to the Idaho Commission on Human Rights, term to expire July 1, 2023;
Evelyn Johnson to the Idaho Commission on Human Rights, term to expire July 1, 2023;
Hyrum Erickson to the Idaho Commission on Human Rights, term to expire July 1, 2023;
Kevin Settles to the Idaho Commission on Human Rights, term to expire July 1, 2024;
Paul Jagosh to the Idaho Commission on Human Rights, term to expire July 1, 2024.

LODGE, Chair

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 21, 2022

The FINANCE Committee reports out H 783, H 785, H 786, H 787, S 1416, S 1417, S 1418, S 1419, and S 1420 with the recommendation that they do pass.

AGENBROAD, Chairman

H 783, H 785, H 786, H 787, S 1416, S 1417, S 1418, S 1419, and S 1420 were filed for second reading.

RICE, Chairman

H 635 was filed for second reading.

March 21, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out H 735 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

RICE, Chairman

There being no objection, H 735 was referred to the Fourteenth Order of Business, General Calendar.

March 21, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Lee Heinrich to the Board of Tax Appeals, term to expire June 30, 2024.

RICE, Chairman

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

March 21, 2022

The JUDICIARY AND RULES Committee reports out HCR 50 with the recommendation that it do pass.

LAKEY, Chairman

HCR 50 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 Eighth Order of Business.

Messages from the Governor

March 21, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate
Dear Madam President:

I have the honor to advise you that I have signed on March 18, 2022 and am transmitting to the Secretary of State the following Senate Bill, to wit:

S 1348

Sincerely,
/s/ Brad Little
Governor of Idaho

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

March 21, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 21, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1270, S 1288, S 1296, S 1319, S 1327, S 1334, S 1364, S 1365, S 1366, S 1370, and S 1371

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, 2022

Dear Madam President:

I return herewith S 1374, which has failed to pass the House.

MAULIN, Chief Clerk

S 1374 was ordered filed in the office of the Secretary of the Senate.

March 21, 2022

Dear Madam President:

I return herewith S 1400, S 1401, S 1402, S 1404, and S 1311, which have passed the House.

MAULIN, Chief Clerk

S 1400, S 1401, S 1402, S 1404, and S 1311 were referred to the Judiciary and Rules Committee for enrolling.

March 21, 2022

Dear Madam President:


MAULIN, Chief Clerk


March 21, 2022

Dear Madam President:

I return herewith Enrolled S 1285, as amended, S 1330, as amended, S 1353, S 1289, as amended, S 1321, S 1322, S 1323, S 1324, S 1325, S 1354, S 1355, and S 1301, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1285, as amended, S 1330, as amended, S 1353, S 1289, as amended, S 1321, S 1322, S 1323, S 1324, S 1325, S 1354, S 1355, and S 1301 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

March 21, 2022

Dear Madam President:

I return herewith Enrolled SCR 120, which has been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled SCR 120 was referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

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

Third Reading of Bills

H 716 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Wintrow. Total - 1.

Total - 35.

Whereupon the President declared H 716 passed, title was approved, and the bill ordered returned to the House.

H 731 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?"

Roll call resulted as follows:

Whereupon the President declared **H 731** passed, title was approved, and the bill ordered returned to the House.

**H 744** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett arose as sponsor of the bill and opened the debate. The question being, " Shall the bill pass?"

Roll call resulted as follows:


NAYS—Burtenshaw, Cook, Grow, Harris, Heider, Lent, Martin, Ricks. Total - 8.

Total - 35.

Whereupon the President declared **H 744** 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 Twelfth Order of Business.

### Second Reading of Bills

#### Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of **S 1406** 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 1406** be read the second time by title and 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:


NAYS—None.

Absent and excused—Rice. Total - 1.

Total - 35.

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

**S 1406** was read the second time by title and 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?"

Roll call resulted as follows:


NAYS—None.

Absent and excused—Rice. Total - 1.

Total - 35.

Whereupon the President declared **S 1406** passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of **S 1407** 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 1407** was before the Senate for final consideration.

**S 1407** was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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 1407** passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of **S 1408** 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 1408** was before the Senate for final consideration.

**S 1408** was read the second time by title and 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—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Crabtree, Guthrie, Harris, Heider, Lakey, Lee, Lodge, Martin, Nelson, Nye, Riggs, Semmelroth, Souza,


Total - 35.

Whereupon the President declared S 1408 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1409 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 1409 was before the Senate for final consideration.

S 1409 was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden 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 1409 passed, title was approved, and the bill ordered transmitted to the House.

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 Burgoyne, by voice vote, the Senate adjourned at 5 p.m. until the hour of 9:30 a.m., Tuesday, March 22, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SEVENTY-SECOND LEGISLATIVE DAY
TUESDAY, MARCH 22, 2022

Senate Chamber

President McGeachin called the Senate to order at 9:30 a.m.
Roll call showed all members present except Senator Harris, absent and excused.
Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Shayanne Richardson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 21, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

March 22, 2022

The JUDICIARY AND RULES Committee reports that S 1400, S 1401, S 1402, S 1404, and S 1311 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1400, S 1401, S 1402, S 1404, and S 1311 and ordered them transmitted to the House for the signature of the Speaker.

March 22, 2022

The JUDICIARY AND RULES Committee reports that Enrolled SCR 120 was delivered to the Office of the Secretary of State at 8:07 a.m., March 22, 2022.

LAKEY, Chairman

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

March 22, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1285, as amended, S 1330, as amended, S 1353, S 1289, as amended, S 1321, S 1322, S 1323, S 1324, S 1325, S 1354, S 1355, and S 1301 were delivered to the Office of the Governor at 8:10 a.m., March 22, 2022.

LAKEY, Chairman

The report was 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 Eighth Order of Business.

Messages from the Governor

March 22, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 21, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1243, S 1275, S 1276, as amended, and S 1277

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, 2022

Dear Madam President:

I transmit herewith H 790, H 791, H 792, H 794, H 793, H 795, H 796, and H 797, which have passed the House.

MAULIN, Chief Clerk

H 790, H 791, H 792, H 794, H 793, H 795, H 796, and H 797 were filed for first reading.

March 21, 2022

Dear Madam President:

I return herewith S 1399, S 1341, S 1351, and S 1352, which have passed the House.

MAULIN, Chief Clerk

S 1399, S 1341, S 1351, and S 1352 were referred to the Judiciary and Rules Committee for enrolling.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.
Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

H 790, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 791, H 792, H 794, H 793, H 795, H 796, and H 797, 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

Senator Harris was recorded present at this order of business.

H 682, H 694, and H 720, by State Affairs Committee, were read the second time at length and filed for third reading.

H 747, by Ways and Means Committee, was read the second time at length and filed for third reading.

H 768, by Appropriations Committee, was read the second time at length and filed for third reading.

S 1410 and S 1411, by Finance Committee, were read the second time at length and filed for third reading.

H 699 and H 749, by Ways and Means Committee, were read the second time at length and filed for third reading.

H 783, H 785, H 786, and H 787, by Appropriations Committee, were read the second time at length and filed for third reading.

S 1416, S 1417, S 1418, S 1419, and S 1420, by Finance Committee, were read the second time at length and filed for third reading.

H 635, by Local Government 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 1360 and H 770 retained their place on the Third Reading Calendar for one legislative day.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of S 1410 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 1410 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:


S 1410 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1416 was before the Senate for final consideration.

S 1416 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:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Lent. Total - 1.

Total - 35.

Whereupon the President declared S 1416 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1417 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 1417 was before the Senate for final consideration.

S 1417 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Souza. Total - 1.

Total - 35.

Whereupon the President declared S 1417 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1418 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 1418 was before the Senate for final consideration.

S 1418 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1419 was before the Senate for final consideration.

S 1419 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?"

Roll call resulted as follows:


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1419 was before the Senate for final consideration.

S 1419 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?"

Roll call resulted as follows:


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that S 1420 was before the Senate for final consideration.

S 1420 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 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 1420 was before the Senate for final consideration.

S 1420 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

More than two-thirds having voted in the affirmative, the Acting President declared the rules suspended and announced that H 783 was before the Senate for final consideration.

H 783 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

Whereupon the Acting President declared H 783 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 785 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 Acting President declared the rules suspended and announced that H 785 was before the Senate for final consideration.

H 785 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

Whereupon the Acting President declared H 785 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 786 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 Acting President declared the rules suspended and announced that H 786 was before the Senate for final consideration.

**H 786** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Whereupon the Acting President declared H 786 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 787 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 Acting President declared the rules suspended and announced that H 787 was before the Senate for final consideration.

**H 787** 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?"

Roll call resulted as follows:


Whereupon the Acting President declared H 787 passed, title was approved, and the bill ordered returned to the House.

President McGeachin returned to the Chair.

**H 718** was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator Blair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

On request by Senator Anthon, granted by unanimous consent, H 718 retained its place on the Third Reading Calendar for one legislative day.

**H 700** was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Winder 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 H 700 passed, title was approved, and the bill ordered returned to the House.

**H 688** was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator Van Orden 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 H 688 passed, title was approved, and the bill ordered returned to the House.

**H 554** 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:


Whereupon the President declared H 554 passed, title was approved, and the bill ordered returned to the House.

**H 555** 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:


Whereupon the President declared H 555 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

March 22, 2022

The JUDICIARY AND RULES Committee reports that S 1399, S 1341, S 1351, and S 1352 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1399, S 1341, S 1351, and S 1352 and ordered them transmitted to the House for the signature of the Speaker.

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 12:01 p.m. until the hour of 3 p.m. of this day.

RECESS

AFTERNOON SESSION

The Senate reconvened at 3 p.m., pursuant to recess, President McGeachin presiding.

Roll call showed all members present except Senators Anthon, Den Hartog, Harris, Heider, Lee, Martin, Riggs, Stennett, Wintro, and Zito, absent and excused.

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

March 22, 2022

The FINANCE Committee reports out H 791, H 792, H 793, H 794, H 795, H 796, and H 797 with the recommendation that they do pass.

AGENBROAD, Chairman

H 791, H 792, H 793, H 794, H 795, H 796, and H 797 were filed for second reading.

March 22, 2022

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

Sarah Griffin to the Idaho Personnel Commission, term to expire July 1, 2027;

Thomas Baskin III to the Idaho Industrial Commission, term to expire January 13, 2027;

Trent Nate to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025.

PATRICK, 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 22, 2022

The EDUCATION Committee reports out H 790 and HCR 53 with the recommendation that they do pass.

THAYN, Chairman

H 790 was filed for second reading.

HCR 53 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 President Pro Tempore Winder, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 22, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have signed on March 22, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1253, S 1254, as amended, S 1284, S 1304, S 1323, S 1324, S 1325, S 1332, S 1335, S 1369, S 1384, S 1385, S 1388, and S 1389

Sincerely,

/\ 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, 2022

Senator Den Hartog was recorded present at this order of business.

Dear Madam President:

I transmit herewith H 777, H 779, and H 789, which have passed the House.

MAULIN, Chief Clerk

H 777, H 779, and H 789 were filed for first reading.

March 22, 2022

Dear Madam President:

I return herewith S 1390, which has failed to pass the House.

MAULIN, Chief Clerk

S 1390 was ordered filed in the office of the Secretary of the Senate.
Dear Madam President:


MAULIN, Chief Clerk

March 22, 2022

Dear Madam President:

The President signed Enrolled H 658, H 689, HCR 38, HCR 42, H 758, H 767, H 769, H 771, H 772, H 773, H 776, H 685, H 527, H 697, H 588, H 611, H 716, H 731, and H 744 and ordered them returned to the House.

March 22, 2022

Dear Madam President:

I return herewith Enrolled S 1391, S 1392, S 1393, S 1394, S 1395, S 1396, S 1298, as amended, S 1381, S 1279, S 1320, and S 1340, which have been signed by the Speaker.

MAULIN, Chief Clerk

March 22, 2022

Enrolled S 1391, S 1392, S 1393, S 1394, S 1395, S 1396, S 1298, as amended, S 1381, S 1279, S 1320, and S 1340 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

March 22, 2022

Dear Madam President:

I return herewith Enrolled SCR 122 and SCR 123, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled SCR 122 and SCR 123 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

Senators Harris, Heider, Lee, Martin, and Riggs were recorded present at this order of business.

On request by President Pro Tempore 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

H 777, H 779, and H 789, by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

Senator Zito was recorded present at this order of business.

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

Third Reading of Bills

H 580 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:


NAYS–None.

Absent and excused–Anthon. Total - 1.

Total - 35.

Whereupon the President declared H 580 passed, title was approved, and the bill ordered returned to the House.

H 701 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Agenbroad 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 H 701 passed, title was approved, and the bill ordered returned to the House.

H 575 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Agenbroad 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 H 575 passed, title was approved, and the bill ordered returned to the House.

H 677 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick 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 H 677 passed, title was approved, and the bill ordered returned to the House.
H 695 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider 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 H 695 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:


Total - 35.

Whereupon the President declared H 705 passed, title was approved, and the bill ordered returned to the House.

H 748 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick 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 H 748 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, H 596 retained its place on the Third Reading Calendar for one legislative day.

H 621 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward 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 H 621 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, H 629 retained its place on the Third Reading Calendar for one legislative day.

H 673 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 H 673 passed, title was approved, and the bill ordered returned to the House.

H 481 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bayer 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 H 481 passed, title was approved, and the bill ordered returned to the House.

H 509 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick 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 H 509 passed, title was approved, and the bill ordered returned to the House.

H 715 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow 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 H 715 passed, title was approved, and the bill ordered returned to the House.

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, Chair of the Committee of the Whole, reported out H 582 and H 660, without recommendation, amended as follows:

SENATE AMENDMENT TO H 582

AMENDMENT TO SECTION 1
On page 2 of the printed bill, delete lines 37 and 38, and insert:

"(i) A nonprofit organization that is chartered to build houses and that has tax-exempt status under section 501(c)(3) of the Internal Revenue Code, including a religious corporation, and such organization's volunteers, performing electrical installations for a single-family dwelling unit. An organization described in this paragraph shall designate a primary contact person with whom inspectors may communicate."

AMENDMENT TO SECTION 2
On page 5, delete lines 12 and 13, and insert:

"(k) A nonprofit organization that is chartered to build houses and that has tax-exempt status under section 501(c)(3) of the Internal Revenue Code, including a religious corporation, and such organization's volunteers, performing plumbing installations for a single-family dwelling unit. An organization described in this paragraph shall designate a primary contact person with whom inspectors may communicate."

AMENDMENT TO SECTION 3
On page 6, delete lines 20 and 21, and insert:

"(f) A nonprofit organization that is chartered to build houses and that has tax-exempt status under section 501(c)(3) of the Internal Revenue Code, including a religious corporation, and such organization's volunteers, performing HVAC installations for a single-family dwelling unit. An organization described in this paragraph shall designate a primary contact person with whom inspectors may communicate."

SENATE AMENDMENT TO H 660

AMENDMENT TO SECTION 1
On page 1 of the printed bill, in line 28, delete "and" and insert: "through rulemaking conducted pursuant to the Idaho administrative procedure act, chapter 52, title 67, Idaho Code, and approved by".

AMENDMENT TO SECTION 2
On page 2, delete lines 1 through 49; and on page 3, delete lines 1 through 36, and insert:

"SECTION 2. That Section 39-4109, Idaho Code, be, and the same is hereby amended to read as follows:

39-4109. APPLICATION OF CODES. (1) The following codes are hereby adopted for the state of Idaho division of building safety; occupational and professional licenses and shall only be applied by local governments as prescribed by section 39-4116, Idaho Code:

(a) The 2006 International Building Code shall be in effect, until such time as a subsequent version is adopted by the Idaho building code board, at which time the subsequent versions of the International Building Code as adopted and amended by the Idaho building code board through the negotiated rulemaking process as established in section 67-5221, Idaho Code, and as further provided in subsection (5) of this section and in accordance with subsections (2) and (3) of this section shall be in effect:

(i) Including appendices thereto pertaining to building accessibility;

(ii) Excluding the incorporated electrical codes, mechanical code, fuel gas code, plumbing codes, fire codes or property maintenance codes other than specifically referenced subjects or sections of the International Fire Code; and

(iii) Including the incorporated Idaho residential code, parts I, II, III and IX; Idaho energy conservation code; and rules promulgated by the board to provide equivalency with the provisions of the Americans with disabilities act accessibility guidelines and the fair housing act accessibility guidelines shall be included.

(b) The version of the International Residential Code adopted by the Idaho building code board, together with the amendments, revisions or modifications adopted by the Idaho building code board through the negotiated rulemaking process, except for parts IV, V, VI, VII and VIII, as they pertain to energy conservation, mechanical, fuel gas, plumbing and electrical requirements, shall collectively constitute and be named the Idaho residential code. The Idaho residential code shall be in effect until such time as a subsequent version is adopted by the Idaho building code board, at which time the subsequent version of the Idaho residential code, as adopted and amended by the Idaho building code board through the negotiated rulemaking process provided in this section, shall be in effect. Any amendments, revisions or modifications made to the Idaho residential code by the board shall be made by administrative rules promulgated by the board;

(c) The version of the International Energy Conservation Code adopted by the Idaho building code board, together with the amendments, deletions or additions adopted by the Idaho building code board through the negotiated rulemaking process provided in this chapter, shall be in effect. The International Energy Conservation Code, together with any amendments, revisions or modifications made by the board, shall collectively constitute and be named the Idaho energy conservation code. The Idaho energy conservation code shall be in effect until such time as a subsequent version is adopted by the Idaho building code board, at which time the subsequent versions of the Idaho energy conservation code, as adopted and amended by the Idaho building code board through the negotiated rulemaking process provided in this section, shall be in effect. Any amendments, revisions or modifications made to the Idaho energy conservation code by the board shall be made by administrative rules promulgated by the board. The 2018 Idaho energy conservation code, as amended, revised, or modified by the Idaho building code..."
board and approved by the legislature pursuant to section 39-9701, Idaho Code; and
(d) The 2006 International Existing Building Code as published by the International Code Council shall be in effect until such time as a subsequent version is adopted by the Idaho building code board, at which time the subsequent versions of the International Existing Building Code, as adopted and amended by the Idaho building code board through the negotiated rulemaking process provided in this section, shall be in effect.

(2) No amendments to the accessibility guidelines shall be made by the Idaho building code board that provide for lower standards of accessibility than those published by the International Code Council.

(3) No amendments to the Idaho residential building code shall be made by the Idaho building code board that provide for standards that are more restrictive than those published by the International Code Council.

(4) Any edition of the building codes adopted by the board will take effect on January 1 of the year following its adoption.

(5) In addition to the negotiated rulemaking process set forth in section 67-5221, Idaho Code, the board shall conduct a minimum of two (2) public hearings, not less than sixty (60) days apart. Express written notice of such public hearings shall be given to the board by each of the following entities not less than five (5) days prior to such hearing: associated general contractors of America, associated builders and contractors, association of Idaho cities, Idaho association of building officials, Idaho association of counties, Idaho association of REALTORS, Idaho building contractors association, American institute of architects Idaho chapter, Idaho fire chiefs association, Idaho society of professional engineers, Idaho state independent living council, southwest Idaho building trades, Idaho building trades, and any other entity that, through electronic or written communication received by the administrator not less than twenty (20) days prior to such scheduled meeting, requests written notification of such public hearings.

AMENDMENT TO SECTION 3

On page 3, delete lines 37 through 49; delete page 4; and on page 5, delete lines 1 through 33, and insert:

"SECTION 3. That Section 39-4116, Idaho Code, be, and the same is hereby amended to read as follows:

39-4116. LOCAL GOVERNMENT ADOPTION AND ENFORCEMENT OF BUILDING CODES. (1) Local governments enforcing building codes shall do so only in compliance with the provisions of this section. Local governments that have not previously instituted and implemented a code enforcement program prior to the effective date of this act may elect to implement a building code enforcement program by passing an ordinance evidencing the intent to do so. Local governments may contract with a public or private entity to administer their building code enforcement program.

(2) Local governments that issue building permits and perform building code enforcement activities shall, by ordinance effective January 1 of the year following the adoption by the Idaho building code board, adopt the following codes as published by the International Code Council together with any amendments or revisions set forth in section 39-4109, Idaho Code, including subsequent versions of the International Building Code as adopted and amended by the Idaho building code board through the negotiated rulemaking process provided in this chapter:

(a) International Building Code, including all rules promulgated by the board to provide equivalency with the provisions of the Americans with disabilities act accessibility guidelines and the federal fair housing act accessibility guidelines;
(b) Idaho residential code, parts I-III and IX; and
(c) 2018 Idaho energy conservation code, pursuant to chapter 97, title 39, Idaho Code.

Local governments are not required by this chapter to adopt the other referenced codes in the International Building Code. Local jurisdictions shall not adopt provisions, chapters, sections or parts of subsequent versions of the International Residential Code or residential provisions of the International Energy Conservation Code, or subsequent versions in their entirety, that have not been adopted by the Idaho building code board except as provided in subsection (4) of this section.

(3) All single family homes and multiple family dwellings up to two (2) units are hereby exempted from the provisions of the International Fire Code, the International Building Code and the Idaho residential code that require such dwellings to have automatic fire sprinkler systems installed. Nothing in this section shall prevent any person from voluntarily installing an automatic fire sprinkler system in any residential dwelling.

(4) Except as provided in this subsection, local governments may amend by ordinance the adopted codes or provisions of referenced codes to reflect local concerns, provided such amendments establish at least an equivalent level of protection to that of the adopted building code. A local jurisdiction shall not have the authority to amend any accessibility provision pursuant to section 39-4109, Idaho Code, except as provided in this subsection.

(a) A local jurisdiction shall not have the authority to amend any accessibility provision pursuant to section 39-4109, Idaho Code.
(b) A local jurisdiction shall not adopt any provision, chapter, section or part of the International Residential Code or residential provisions of the International Energy Conservation Code, or subsequent versions in their entirety, that have not been adopted or that have been expressly rejected or exempted from the adopted version of those codes by the Idaho building code board through the negotiated rulemaking process as provided in section 39-4109, Idaho Code.
(c) Local jurisdictions may amend by ordinance the following provisions of the Idaho residential code to reflect local concerns:

(i) Part I, Administrative;
(ii) Part II, Definitions;
(iii) Part III, Building Planning and Construction, Section R 301, Design Criteria; and
(iv) Part IX, Appendices.

(d) Local jurisdictions may amend by ordinance the following provisions of the Idaho energy conservation code to reflect local concerns:

(i) Chapter 1, Scope and Application; and
(ii) Chapter 2, Definitions.

(e) Local jurisdictions may amend the remainder of Part III of the Idaho residential code if they find that good cause for building or life safety exists for such an amendment to such codes and that such amendment is reasonably necessary. Amendments shall be adopted by ordinance in accordance with the provisions of chapter 9, title 50, Idaho Code, or chapter 7, title 31, Idaho Code, and provided further that such local jurisdiction shall conduct a public hearing and, provided further, that notice of the time and place of the public hearing shall be published in the official newspaper

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or paper of general circulation within the jurisdiction and written notice of each of such public hearing and the proposed language shall be given by the local jurisdiction to the local chapters of the entities identified in section 39-4109(5), Idaho Code, not less than thirty (30) days prior to such hearing. In the event that there are no local chapters of such entities identified in section 39-4109(5), Idaho Code, within the local jurisdiction holding the hearings, the notice shall be provided to the state associations of the respective entities.

(5) Local governments shall exempt agricultural buildings from the requirements of the codes enumerated in this chapter and the rules promulgated by the board. A county may issue permits for farm buildings to assure compliance with road setbacks and utility easements, provided that the cost for such permits shall not exceed the actual cost to the county of issuing the permits.

(6) Permits shall be governed by the laws in effect at the time the permit application is received.

(7) The division shall retain jurisdiction for in-plant inspections and installation standards for manufactured or mobile homes and for in-plant inspections and enforcement of construction standards for modular buildings and commercial coaches."

**CORRECTION TO TITLE**

On page 1, delete lines 7 through 16, and insert:

"EFFECTIVE DATE; AMENDING SECTION 39-4109, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES AND TO PROVIDE FOR THE 2018 IDAHO ENERGY CONSERVATION CODE; AMENDING SECTION 39-4116, IDAHO CODE, TO PROVIDE FOR THE 2018 IDAHO ENERGY CONSERVATION CODE AND TO REMOVE PROVISIONS REGARDING LOCAL JURISDICTIONS; AND Declaring AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.".

The Committee also has S 1300, H 684, S 1382, S 1397, H 616, and H 735 under consideration, reports progress, and begs leave to sit again.

LEE, Chair

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

**H 582**, as amended in the Senate, and **H 660**, 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 Sixth Order of Business.

**Reports of Standing Committees**

March 22, 2022

The JUDICIARY AND RULES Committee reports that Senate amendments to **H 582** and **H 660** have been correctly printed.

LAKEY, Chairman

The report was 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 Eleventh Order of Business.
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-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that pending fee rules adopted by the Department of Environmental Quality, as set forth in Docket No. 58-0000-2100F, pursuant to the Administrative Procedure Act and submitted through the Office of Rules Coordinator to the Legislature for review during the 2022 legislative session and reviewed by the Senate Resources and Environment Committee and the House Environment, Energy, and Technology Committee, be, and the same are hereby approved.

SCR 125 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 22, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1391, S 1392, S 1393, S 1394, S 1395, S 1396, S 1298, as amended, S 1381, S 1279, S 1320, and S 1340 were delivered to the Office of the Governor at 3:25 p.m., March 22, 2022.

LAKEY, Chairman

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

March 22, 2022

The HEALTH AND WELFARE Committee reports out H 756, H 760, and H 780 with the recommendation that they do pass.

MARTIN, Chairman

H 756, H 760, and H 780 were filed for second reading.

March 22, 2022

The FINANCE Committee reports out H 777, H 779, and H 789 with the recommendation that they do pass.

AGENBROAD, Chairman

H 777, H 779, and H 789 were filed for second reading.

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

Messages from the House

March 22, 2022

Dear Madam President:

I return herewith S 1378, S 1406, S 1407, and S 1409, which have passed the House.

MAULIN, Chief Clerk

S 1378, S 1406, S 1407, and S 1409 were referred to the Judiciary and Rules Committee for enrolling.
March 22, 2022

Dear Madam President:

I return herewith Enrolled S 1400, S 1401, S 1402, S 1404, S 1311, S 1399, S 1341, S 1351, and S 1352, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1400, S 1401, S 1402, S 1404, S 1311, S 1399, S 1341, S 1351, and S 1352 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

Second Reading of Bills

H 791, H 792, H 793, H 794, H 795, H 796, and H 797, by Appropriations Committee, were read the second time at length and filed for third reading.

H 790, by Ways and Means Committee, was read the second time at length and filed for third reading.

H 582, as amended in the Senate, by Business Committee, was read the second time at length and filed for third reading.

H 660, as amended in the Senate, by State Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of H 791 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 791 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–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Grow, Heider, Lakey, Lee, Lent, Lodge, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Woodward.

Total - 25.

NAYS–Bayer, Den Hartog, Guthrie, Harris, Martin, Rice, Souza, Vick, Wintrow, Zito. Total - 10.

Total - 35.

Whereupon the President declared H 791 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 792 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


Total - 34.

NAYS–None.

Absent and excused–Burgoyne. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 792 was before the Senate for final consideration.

H 792 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward.

Total - 32.

NAYS–Bayer, Zito. Total - 2.

Absent and excused–Burgoyne. Total - 1.

Total - 35.

Whereupon the President declared H 792 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 793 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye,
Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrou, Woodward, Zito. Total - 34.

NAYS–None.

Absent and excused–Burgoyne. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 793 was before the Senate for final consideration.

H 793 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:


NAYS–None.

Absent and excused–Burgoyne. Total - 1.

Total - 35.

Whereupon the President declared H 793 passed, title was approved, and the bill ordered returned to the House.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 795 was before the Senate for final consideration.

H 795 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Total - 35.

Whereupon the President declared H 795 passed, title was approved, and the bill ordered returned to the House.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 796 was before the Senate for final consideration.

NAYS–None.

Absent and excused–Burgoyne. Total - 1.

Total - 35.

Whereupon the President declared H 796 passed, title was approved, and the bill ordered returned to the House.
ROLL CALL


Whereupon the President declared H 796 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 797 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 H 797 was read for the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"


Whereupon the President declared H 796 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 797 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 H 797 was read for the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"


Whereupon the President declared H 797 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 797 be suspended. The question being, "Shall the rules be suspended?"


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 797 was read for the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"


Whereupon the President declared H 797 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 797 be suspended. The question being, "Shall the rules be suspended?"


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 797 was read for the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"


Whereupon the President declared H 797 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 797 be suspended. The question being, "Shall the rules be suspended?"


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 797 was read for the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Absent and excused–Stennett. Total - 1.
Total - 35.

The roll call having resulted in a tie vote, the President voted AYE and declared H 718 passed, title was approved, and the bill ordered returned to the House.

H 596, having been held, 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:
NAYS–None.

Absent and excused–Stennett. Total - 1.
Total - 35.

Whereupon the President declared H 596 passed, title was approved, and the bill ordered returned to the House.

H 629, having been held, 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:
NAYS–Crabtree, Nye, Zito. Total - 3.
Absent and excused–Stennett. Total - 1.
Total - 35.

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

H 499 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:
Absent and excused–Stennett. Total - 1.
Total - 35.

Whereupon the President declared H 499 passed, title was approved, and the bill ordered returned to the House.

H 583 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs 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–Stennett. Total - 1.
Total - 35.

Whereupon the President declared H 583 passed, title was approved, and the bill ordered returned to the House.

H 589 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:
NAYS–Bayer, Den Hartog, Rice, Ricks, Zito. Total - 5.
Absent and excused–Stennett. Total - 1.
Total - 35.

Whereupon the President declared H 589 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 23, 2022

The JUDICIARY AND RULES Committee reports that SCR 125 has been correctly printed.

LAKEY, Chairman

SCR 125 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 23, 2022

The JUDICIARY AND RULES Committee reports that S 1378, S 1406, S 1407, and S 1409 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1378, S 1406, S 1407, and S 1409 and ordered them transmitted to the House for the signature of the Speaker.

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

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

Reports of Standing Committees

On motion by Senator Anthon, seconded by Senator Lee, by voice vote the Senate recessed at 11:30 a.m. until the hour of 2:30 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 2:30 p.m., pursuant to recess, President McGeachin presiding.

Roll call showed all members present.

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

March 23, 2022

The JUDICIARY AND RULES Committee reports that Enrolled SCR 122 and SCR 123 were delivered to the Office of the Secretary of State at 10:56 a.m., March 23, 2022.

LAKEY, Chairman

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

March 23, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1400, S 1401, S 1402, S 1404, S 1311, S 1399, S 1341, S 1351, and S 1352 were delivered to the Office of the Governor at 11 a.m., March 23, 2022.

LAKEY, Chairman

The report was 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 Eighth Order of Business.

Messages from the Governor

March 23, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1305, S 1322, S 1350, S 1353, S 1363, S 1386, S 1387, S 1391, S 1392, S 1393, S 1394, and S 1396

Sincerely,

/s/ Brad Little
Governor of Idaho

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

March 23, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have signed on March 23, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1309 and S 1358

I stand in solidarity with all Idahoans who seek to protect the lives of preborn babies. That is why I signed into law last year the Fetal Heartbeat Preborn Child Protection Act, the very act this legislation now seeks to amend. It is also why I joined other pro-life governors last summer in an amicus brief requesting the U.S. Supreme Court overturn Roe v. Wade and Planned Parenthood v. Casey. I firmly believe those decisions were incorrectly decided and that federalism mandates the regulation of abortion be returned to the states.

Yet, until our nation's highest court invalidates Roe and Casey, those rulings remain the law of the land and inseparable from the very Constitution I swore an oath to uphold. While I support the pro-life policy in this legislation, I fear the novel civil enforcement mechanism will in short order be proven both unconstitutional and unwise. Deputizing private citizens to levy hefty monetary fines on the exercise of a disfavored but judicially recognized constitutional right for the purpose of evading court review undermines our constitutional form of government and weakens our collective liberties. None of the rights we treasure are off limits. How long before California, New York, and other states hostile to the First and Second Amendments use the same method to target our religious freedoms and right to bear arms?

I also have significant concerns with the unintended consequences this legislation will have on victims of sexual assault. I appreciate the exception provided for victims of rape and incest, but the challenges and delays inherent in obtaining the requisite police report render the exception meaningless for many. I am particularly concerned for those vulnerable women and children who lack the capacity or familial support to report incest and sexual assault. Ultimately, this legislation risks retraumatizing victims by affording monetary incentives to wrongdoers and family members of rapists.

I remain committed to protecting the lives of preborn babies and strongly encourage the legislature to promptly rectify any unintended consequences with this legislation to ensure the state sufficiently protects the interests of victims of sexual assault.

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 23, 2022

Dear Madam President:

I transmit herewith H 778, which has passed the House.

MAULIN, Chief Clerk
March 23, 2022

Dear Madam President:

I return herewith S 1297, which has passed the House.

MAULIN, Chief Clerk

S 1297 was referred to the Judiciary and Rules Committee for enrolling.

March 23, 2022

Dear Madam President:

I transmit herewith Enrolled H 768, H 783, H 785, H 786, H 787, H 700, H 688, H 554, H 555, H 650, as amended in the Senate, H 640, as amended in the Senate, H 723, as amended in the Senate, H 728, as amended in the Senate, and H 612, as amended in the Senate, for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 768, H 783, H 785, H 786, H 787, H 700, H 688, H 554, H 555, H 650, as amended in the Senate, H 640, as amended in the Senate, H 723, as amended in the Senate, H 728, as amended in the Senate, and H 612, as amended in the Senate, and ordered them 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, HCR 48 was placed before the Senate for final consideration at this time.

The President announced that HCR 48 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Patrick, seconded by Senator Burgoyne, HCR 48 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, HCR 49 was placed before the Senate for final consideration at this time.

The President announced that HCR 49 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Patrick, seconded by Senator Ward-Engelking, HCR 49 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, HCR 35 was placed before the Senate for final consideration at this time.

The President announced that HCR 35 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lodge, seconded by Senator Stennett, HCR 35 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 124 was placed before the Senate for final consideration at this time.

The President announced that SCR 124 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Guthrie, seconded by Senator Ward-Engelking, SCR 124 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, HCR 50 was placed before the Senate for final consideration at this time.

The President announced that HCR 50 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lakey, seconded by Senator Burgoyne, HCR 50 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, HCR 53 was placed before the Senate for final consideration at this time.

The President announced that HCR 53 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lent, seconded by Senator Nelson, HCR 53 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 Eleventh Order of Business.

S 1421

BY FINANCE COMMITTEE

AN ACT RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF ADMINISTRATION FOR THE DIVISION OF PUBLIC WORKS FOR FISCAL YEAR 2022; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE PERMANENT BUILDING FUND FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR THE DIVISION OF PUBLIC WORKS FOR FISCAL YEAR 2022; AND DECLARING AN EMERGENCY.

S 1422

BY FINANCE COMMITTEE

AN ACT RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF FISH AND GAME FOR FISCAL YEAR 2023; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF FISH AND GAME FOR FISCAL YEAR 2023; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1423

BY FINANCE COMMITTEE

AN ACT RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF AGRICULTURE; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF
AGRICULTURE FOR THE PLANT INDUSTRIES PROGRAM FOR FISCAL YEAR 2022; PROVIDING REAPPROPRIATION AUTHORITY; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF AGRICULTURE FOR THE ANIMAL INDUSTRIES PROGRAM FOR FISCAL YEAR 2023; AND DECLARING AN EMERGENCY.

S 1424  
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 FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2023; AND DECLARING AN EMERGENCY.

S 1425  
BY FINANCE COMMITTEE  
AN ACT  
RELATING TO THE APPROPRIATION TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR SPECIAL PROGRAMS FOR FISCAL YEAR 2023; APPROPRIATING ADDITIONAL MONEYS TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR SPECIAL PROGRAMS FOR FISCAL YEAR 2023; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1426  
BY FINANCE COMMITTEE  
AN ACT  
RELATING TO THE APPROPRIATION TO THE IDAHO STATE POLICE FOR FISCAL YEAR 2023; APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO STATE POLICE FOR FISCAL YEAR 2023; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1427  
BY FINANCE COMMITTEE  
AN ACT  
RELATING TO THE APPROPRIATION TO THE DIVISION OF VOCATIONAL REHABILITATION AND THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2023; REDUCING THE APPROPRIATION TO THE DIVISION OF VOCATIONAL REHABILITATION FOR FISCAL YEAR 2023; REDUCING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS FOR THE DIVISION OF VOCATIONAL REHABILITATION FOR FISCAL YEAR 2023; APPROPRIATING ADDITIONAL MONEYS TO THE DIVISION OF VOCATIONAL REHABILITATION FOR FISCAL YEAR 2023; AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS TO THE DIVISION OF VOCATIONAL REHABILITATION FOR FISCAL YEAR 2023; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS FOR FISCAL YEAR 2023; DIRECTING EXPENDITURES FOR THE EXTENDED EMPLOYMENT SERVICES PROGRAM; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1421, S 1422, S 1423, S 1424, S 1425, S 1426, and S 1427 were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 778, by Business Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

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

Reports of Standing Committees

March 23, 2022

The JUDICIARY AND RULES Committee reports that S 1421, S 1422, S 1423, S 1424, S 1425, S 1426, and S 1427 have been correctly printed.

LAKEY, Chairman

S 1421, S 1422, S 1423, S 1424, S 1425, S 1426, and S 1427 were referred to the Finance Committee.

March 23, 2022

The JUDICIARY AND RULES Committee reports that S 1297 has been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1297 and ordered it transmitted to the House for the signature of the Speaker.

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

Third Reading of Bills

H 610 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick 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--Winder. Total - 1.

Total - 35.

Whereupon the President declared H 610 passed, title was approved, and the bill ordered returned to the House.

H 703 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

NAYS–Wintrow. Total - 1.

Total - 35.

Whereupon the President declared H 703 passed, title was approved, and the bill ordered returned to the House.

H 762 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:


Whereupon the President declared H 762 passed, title was approved, and the bill ordered returned to the House.

H 682 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator 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 H 682 passed, title was approved, and the bill ordered returned to the House.

H 694 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:


Total - 35.

Whereupon the President declared H 694 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 Heider 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 H 720 passed, title was approved, and the bill ordered returned to the House.

H 747 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett 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 H 747 passed, title was approved, and the bill ordered returned to the House.

H 699 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:


Whereupon the President declared H 699 passed, title was approved, and the bill ordered returned to the House.

H 749 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

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

Roll call resulted as follows:


Whereupon the President declared H 749 passed, title was approved, and the bill ordered returned to the House.

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, Chair of the Committee of the Whole, reported out H 616 and H 735, without recommendation, amended as follows:

SENATE AMENDMENT TO H 616
AMENDMENT TO SECTION 1
On page 1 of the printed bill, delete line 34, and insert: "wise be required by law unless such report is required by the provisions of this chapter.

(4) This section shall not be interpreted to limit or restrict the functions, powers, and duties granted to the attorney general to investigate violations of state law or enforce provisions of state law."

SENATE AMENDMENT TO H 735
AMENDMENT TO SECTION 1
On page 2 of the printed bill, in line 17, delete "Further, it is the in-"; and delete lines 18 through 21, and insert: "It is also the intent of the Legislature that all administrative rules promulgated by the State Public Defense Commission shall expire on and after October 1, 2024, after the transition to the new model."

AMENDMENT TO SECTION 3
On page 4, delete lines 27 through 47, and insert: "(10) Eleven and five-tenths percent (11.5%) is continuously appropriated and shall be distributed to the revenue-sharing account, which is hereby created in the state treasury, and the moneys in the revenue-sharing account will be paid in installments each calendar quarter by the state tax commission on and after July 1, 2020, as follows:

(a) Forty-five and two-tenths percent (45.2%) shall be paid to the various cities as follows:

(i) The beginning in fiscal year 2025 and each fiscal year thereafter, four million dollars ($4,000,000) shall be transferred each quarter to the state public defense fund created in section 57-827, Idaho Code.

(ii) After the distribution required by subparagraph (i) of this paragraph, the revenue-sharing amount calculated by the state tax com-

On page 5, in line 3, delete "(ii)" and insert: "(iii)"; in line 7, delete "(iii)" and insert: "(iv)"; in line 30, delete "(iv)" and insert: "(v)"; and delete line 40, and insert: "(vi) Fifty-nine Beginning in fiscal year 2025, five million dollars ($5,000,000) shall be transferred each quarter to the state public defense fund created in section 57-827, Idaho Code. The growth percentage distributed pursuant to this subparagraph shall be recalculated each quarter beginning in fiscal year 2026 and in each fiscal year thereafter through fiscal year 2030. If the growth is positive and is calculated over the same period from the previous fiscal year, a proportional increase in the initial transfer amount of up to five percent (5%) annually shall be transferred to the state public defense fund. After fiscal year 2030, an amount equal to one-fourth (1/4) of the total amount transferred to the state public defense fund in fiscal year 2030 pursuant to this subparagraph shall be transferred quarterly to the state public defense fund;"

(3) Following the distribution required by subparagraph (i) of this paragraph, fifty-nine and eight-tenths percent (59.8%) of the amount to

On page 6, in line 1, delete "(ii) Forty" and insert: "(iii) Following the distribution required by subparagraph (i) of this paragraph, forty"; in line 10, delete "(ii)" and insert: "(iii)"; in line 14, delete "(ii)" and insert: "(iii)"; and in line 21, delete "(ii)" and insert: "(iii)".

On page 8, in line 31, delete "twenty mil-"; and delete lines 32 through 36, and insert: "thirty-four million dollars ($34,000,000) shall be distributed each year by the state tax commission to the forty-four (44) counties in the proportion that the expenditures of each county for indigent defense services during county fiscal year 2021, excluding any state funding or grants. No later than July 1, 2022, the state public defense commission shall certify to the state tax commission each county’s proportionate share of all counties’ indigent defense expenses in county fiscal year 2021, excluding any state funding or grants."

AMENDMENT TO SECTION 24
On page 11, in line 12, delete "January" and insert "March"; in line 15, delete "January" and insert "March"; in line 20, delete "January" and insert "March"; following line 20, insert: "(4) A board of county commissioners, the board of the catastrophic health care cost program, or the department of health and welfare receiving an application for assistance for services received through March 31, 2022, shall process such application pursuant to this chapter as it existed on March 1, 2022; and in line 21, delete "(4)" and insert: "(5)"

AMENDMENT TO SECTION 31
On page 11, delete lines 38 and 39, and insert: "31-35410A03, REIMBURSEMENT (1) Receipt of financial assistance pursuant to this chapter An approved application for financial assistance for services received through March 31, 2022, shall obligate an applicant"

On page 12, in line 5, delete "disbursed" and insert: "distributed"; in line 32, delete "catastrophic health care cost program" and insert: "catastrophic health care cost program state"; in line 33, delete "medically indigent" and insert: "medically indigent current expense"; and delete lines 34 through 38, and insert:

(8) If, after a hearing, the final determination of the county commissioners is to require a reimbursement amount or rate, the applicant believes excessive, the applicant may seek judicial review of the final determination of the county commissioners in the manner provided in section 31-1506, Idaho Code. The automatic lien attached to an application for services received through March 31, 2022, pursuant to this chapter as it existed on March 1, 2022, shall continue to be valid for the purposes of collecting reimbursement pursuant to this section."

AMENDMENT TO THE BILL
On page 17, following line 2, insert:

"SECTION 52. That Section 31-3558, Idaho Code, be, and the same is hereby repealed.

SECTION 53. That Section 57-811, Idaho Code, be, and the same is hereby amended to read as follows:
57-811. TAX RELIEF FUND. (1) There is hereby created in the state treasury the tax relief fund to which shall be credited all moneys remitted from sections 63-3620F and 63-3638, Idaho Code, from federal grants, donations, or any other source. Moneys in the fund are intended to fund future tax relief statutes enacted by the legislature and may be expended pursuant to appropriation. All interest earned on the investment of idle moneys in the fund shall be returned to the fund.

(2) On July 15, 2021, the state controller shall transfer one hundred eighty million dollars ($180,000,000) from the tax relief fund to the 2021 Idaho tax rebate fund.

(3) For fiscal year 2022 and each fiscal year thereafter, the state controller shall transfer one hundred ten million dollars ($110,000,000) from the tax relief fund to the general fund.

(4) In addition to any other transfers authorized under this section, for fiscal years 2023 and 2024 only, the state controller shall transfer up to thirty-four million dollars ($34,000,000) from the tax relief fund to the general fund.

(5) On July 1, 2024, any remaining moneys in the tax relief fund shall be distributed pursuant to the provisions of section 63-3638, Idaho Code; and renumber subsequent sections accordingly.

AMENDMENT TO SECTION 52
On page 20, in line 37, delete "the chair"; and delete line 38, and insert: "indigent public defense. The reduced budget amount shall be the base budget for the purpose of subsection (1)(a)(1) of this section.".

AMENDMENT TO SECTION 59
On page 26, delete lines 26 through 42.

AMENDMENT TO THE BILL
On page 26, delete lines 43 through 49, and insert:

"SECTION 62. That Section 57-811, Idaho Code, be, and the same is hereby repealed.

SECTION 63. An emergency existing therefor, which emergency is hereby declared to exist, Sections 5 through 38, 54, 59, and 61 of this act shall be in full force and effect on and after passage and approval; and Sections 1 through 4, 53, 55, 57, 58, and 60 shall be in full force and effect on and after July 1, 2022. Sections 39 through 52 shall be in full force and effect on and after July 1, 2023. Section 62 shall be in full force and effect on and after July 2, 2024. Section 56 shall be in full force and effect on and after October 1, 2024.".

CORRECTION TO TITLE
On page 1, in line 35, following "CLAIMS;" insert: "REPEALING SECTION 31-3558, IDAHO CODE, RELATING TO CERTAIN NONDISCLOSURE OF PERSONAL IDENTIFYING INFORMATION; AMENDING SECTION 57-811, IDAHO CODE, TO PROVIDE FOR THE TRANSFER OF MONEYS FROM THE TAX RELIEF FUND;"

On page 2, in line 2, delete "AND TO PROVIDE CERTAIN EXCEPTIONS;" and insert: "; REPEALING SECTION 57-811, IDAHO CODE, RELATING TO THE TAX RELIEF FUND;"

The Committee also has S 1300, H 684, S 1382, and S 1397 under consideration, reports progress, and begs leave to sit again.

LEE, Chair

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

H 616, as amended in the Senate, and H 735, 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 Sixth Order of Business.

Reports of Standing Committees

March 23, 2022

The JUDICIARY AND RULES Committee reports that Senate amendments to H 616 and H 735 have been correctly printed.

LAKEY, Chairman

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

March 23, 2022

The FINANCE Committee reports out S 1421, S 1422, S 1423, S 1424, S 1425, S 1426, and S 1427 with the recommendation that they do pass.

AGENBROAD, Chairman

S 1421, S 1422, S 1423, S 1424, S 1425, S 1426, and S 1427 were filed for second reading.

March 23, 2022

The JUDICIARY AND RULES Committee reports out H 782 with the recommendation that it do pass.

LAKEY, Chairman

H 782 was filed for second reading.

March 23, 2022

The JUDICIARY AND RULES Committee reports out S 1414 with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LAKEY, Chairman

There being no objection, S 1414 was referred to the Fourteenth Order of Business, General Calendar.

March 23, 2022

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

Jeffrey Betts to the Sexual Offender Management Board, term to expire January 1, 2025.

LAKEY, Chairman

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

March 23, 2022

The JUDICIARY AND RULES Committee reports it has had under consideration the Idaho Judicial Council appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:
Michelle R. Points to the Judicial Council, term to expire June 30, 2027.

LAKEY, Chairman

The Idaho Judicial Council appointment 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 Eleventh Order of Business.

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

**S 1428**

**BY FINANCE COMMITTEE**

AN ACT

RELATING TO APPROPRIATIONS; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE IDAHO INDIVIDUAL HIGH RISK REINSURANCE POOL FUND FOR FISCAL YEAR 2022; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE PUBLIC EDUCATION STABILIZATION FUND FOR FISCAL YEAR 2022; APPROPRIATING AND TRANSFERRING MONEYS FROM THE ARPA STATE FISCAL RECOVERY FUND TO THE IDAHO WORKFORCE HOUSING FUND FOR FISCAL YEAR 2022; APPROPRIATING ADDITIONAL MONEYS TO THE OFFICE OF THE STATE TREASURER FOR FISCAL YEAR 2022; PROVIDING REAPPROPRIATION AUTHORITY; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE PUBLIC EDUCATION STABILIZATION FUND FOR FISCAL YEAR 2023; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE BUDGET STABILIZATION FUND FOR FISCAL YEAR 2023; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE TWENTY-SEVENTH PAYROLL FUND FOR FISCAL YEAR 2023; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE STATE-DIRECTED OPIOID SETTLEMENT FUND FOR FISCAL YEAR 2023; REPEALING SECTION 8, CHAPTER 328, LAWS OF 2019, TO REMOVE A SUNSET DATE; AND DECLARING AN EMERGENCY.

S 1428 was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 616, as amended in the Senate, by Judiciary, Rules and Administration Committee, was read the first time at length and filed for second reading.

H 735, as amended in the Senate, by Revenue and Taxation Committee, was read the first time at length and filed for second reading.

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

**Reports of Standing Committees**

March 23, 2022

The JUDICIARY AND RULES Committee reports that S 1428 has been correctly printed.

LAKEY, Chairman

S 1428 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 Stennett, by voice vote, the Senate adjourned at 5:40 p.m. until the hour of 9 a.m., Thursday, March 24, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
SENATE JOURNAL
OF THE
IDAHO LEGISLATURE
SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE
________________________________________________________________________
SEVENTY-FOURTH LEGISLATIVE DAY
THURSDAY, MARCH 24, 2022

Senate Chamber

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

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Katelyn Berry, 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 23, 2022, was read and approved as corrected.

LAKEY, Chairman

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

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

Reports of Standing Committees

Senator Cook was recorded present at this order of business.

March 24, 2022

The STATE AFFAIRS Committee reports out H 778 with the recommendation that it do pass.

LODGE, Chair

H 778 was filed for second reading.

March 24, 2022

The FINANCE Committee reports out S 1428 with the recommendation that it do pass.

AGENBROAD, Chairman

S 1428 was filed for second reading.

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

Messages from the House

March 23, 2022

Dear Madam President:

I return herewith SCR 119, S 1368, S 1405, S 1408, S 1410, S 1411, S 1416, S 1417, S 1418, S 1419, and S 1420, which have passed the House.

MAULIN, Chief Clerk

SCR 119, S 1368, S 1405, S 1408, S 1410, S 1411, S 1416, S 1417, S 1418, S 1419, and S 1420 were referred to the Judiciary and Rules Committee for enrolling.

March 23, 2022

Dear Madam President:


MAULIN, Chief Clerk


March 23, 2022

Dear Madam President:

I return herewith Enrolled S 1378, S 1406, S 1407, and S 1409, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1378, S 1406, S 1407, and S 1409 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, SCR 125 was placed before the Senate for final consideration at this time.

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 Vick, seconded by Senator Stennett, SCR 125 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 Twelfth Order of Business.

Second Reading of Bills

H 756, H 760, and H 780, by Health and Welfare Committee, were read the second time at length and filed for third reading.

H 777, H 779, and H 789, by Appropriations Committee, were read the second time at length and filed for third reading.

S 1421, S 1422, S 1423, S 1424, S 1425, S 1426, and S 1427, by Finance Committee, were read the second time at length and filed for third reading.
H 782, by Ways and Means Committee, was read the second time at length and filed for third reading.

H 616, as amended in the Senate, by Judiciary, Rules and Administration Committee, was read the second time at length and filed for third reading.

H 735, as amended in the Senate, by Revenue and Taxation 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

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of S 1421 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 1421 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 1421 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:


Whereupon the President declared S 1421 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1422 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 1422 was before the Senate for final consideration.

On request by Senator Anthon, granted by unanimous consent, S 1422 retained its place on the Third Reading Calendar.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1423 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 1423 was before the Senate for final consideration.

On request by Senator Anthon, granted by unanimous consent, S 1423 was recommitted to the Finance Committee.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1424 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 1424 was before the Senate for final consideration.

S 1424 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Rice. Total - 1.

Total - 35.

Whereupon the President declared S 1424 passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1425 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 1425 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:


Absent and excused–Rice, Riggs, Winder. Total - 3.

Total - 35.

Whereupon the President declared S 1425 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1426 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 1426 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 735, as amended in the Senate, be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


Whereupon the President declared H 735, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 735, as amended in the Senate, be suspended. The question being, "Shall the rules be suspended?"
Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 777 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 H 777 was before the Senate for final consideration.

H 777 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:


Absent and excused–Lodge. Total - 1.

Total - 35.

Whereupon the President declared H 777 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 777 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 H 777 was before the Senate for final consideration.

H 777 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:


NAYS–Bayer, Vick, Zito. Total - 3.

Absent and excused–Woodward. Total - 1.

Total - 35.

Whereupon the President declared H 779 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 789 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 H 789 was before the Senate for final consideration.

H 789 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:


More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 756 was before the Senate for final consideration.

H 756 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:


Total - 35.

Whereupon the President declared H 756 passed, title was approved, and the bill ordered returned to the House.

On request by Senator Martin, granted by unanimous consent, H 760 was referred to the Fourteenth Order of Business, General Calendar.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 780 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 H 780 was before the Senate for final consideration.

H 780 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:


Total - 24.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 782 was before the Senate for final consideration.

H 782 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:


Total - 35.

Whereupon the President declared H 782 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 Eleventh Order of Business.

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

S 1429
BY FINANCE COMMITTEE
AN ACT
RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF AGRICULTURE; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF AGRICULTURE FOR THE PLANT INDUSTRIES PROGRAM FOR FISCAL YEAR 2022; PROVIDING REAPPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY.

S 1429 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 returned to the Sixth Order of Business.

Reports of Standing Committees

March 24, 2022

The JUDICIARY AND RULES Committee reports that S 1429 has been correctly printed.

LAEKY, Chairman

S 1429 was referred to the Finance Committee.

March 24, 2022

The JUDICIARY AND RULES Committee reports that SCR 119, S 1368, S 1405, S 1408, S 1410, S 1411, S 1416, S 1417, S 1418, S 1419, and S 1420 have been correctly enrolled.

LAEKY, Chairman

The President signed Enrolled SCR 119, S 1368, S 1405, S 1408, S 1410, S 1411, S 1416, S 1417, S 1418, S 1419, and S 1420 and ordered them transmitted to the House for the signature of the Speaker.

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 12:38 p.m. until the hour of 2 p.m. of this day.
RECESS
AFTERNOON SESSION

The Senate reconvened at 2 p.m., pursuant to recess, President McGeachin presiding.

Roll call showed all members present except Senators Agenbroad and Rice, absent and excused.

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

March 24, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1378, S 1406, S 1407, and S 1409 were delivered to the Office of the Governor at 10:10 a.m., March 24, 2022.

LAKEY, Chairman

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

March 24, 2022

The FINANCE Committee reports out S 1429 with the recommendation that it do pass.

AGENBROAD, Chairman

S 1429 was filed for second reading.

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

Messages from the House

March 24, 2022

Dear Madam President:

I transmit herewith H 798, H 799, H 800, H 801, H 802, H 803, H 804, H 805, H 807, and H 808, which have passed the House.

MAULIN, Chief Clerk

H 798, H 799, H 800, H 801, H 802, H 803, H 804, H 805, H 807, and H 808 were filed for first reading.

Senator Agenbroad was recorded present at this order of business.

March 24, 2022

Dear Madam President:

I return herewith Enrolled S 1297, which has been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1297 was referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

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

H 798, H 799, H 800, H 801, H 802, H 803, H 804, H 805, H 807, and H 808, by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

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

Reports of Standing Committees

AGENBROAD, Chairman

H 798, H 799, H 800, H 801, H 802, H 803, H 804, H 805, H 807, and H 808 were filed for second reading.

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

Second Reading of Bills

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of S 1428 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 1428 be read the second time by title and 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:


NAYS--None.

Absent and excused--Rice. Total - 1.

Total - 35.

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

S 1428 was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward 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 S 1428 passed, title was approved, and the bill ordered transmitted to the House.
Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of S 1429 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Rice. Total - 1.

Total - 35.

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

S 1429 was read the second time by title and 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?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Rice. Total - 1.

Total - 35.

Whereupon the President declared S 1422 passed, title was approved, and the bill ordered transmitted to the House.

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

Second Reading of Bills

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of H 778 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 778 be read the second time by title and 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:


NAYS–None.

Absent and excused–Rice. Total - 1.

Total - 35.

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

H 778 was read the second time by title and 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–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris,

NAYS–Bayer, Vick, Zito. Total - 3.

Absent and-excused–Rice. Total - 1.

Total - 35.

Whereupon the President declared H 778 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 798 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and-excused–Rice. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 799 was before the Senate for final consideration.

H 799 was read the second time by title and 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?"

Roll call resulted as follows:


NAYS–None.

Absent and-excused–Rice. Total - 1.

Total - 35.

Whereupon the President declared H 799 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 800 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and-excused–Rice. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 800 was before the Senate for final consideration.

H 800 was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward 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 800** passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of **H 801** be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


- **NAYS**—None.

- Absent and excused—Rice. Total - 1.

- Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that **H 801** was before the Senate for final consideration.

**H 801** was read the second time by title and 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:


- **NAYS**—None.

- Absent and excused—Rice. Total - 1.

- Total - 35.

Whereupon the President declared **H 802** passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of **H 803** be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


- **NAYS**—None.

- Absent and excused—Rice. Total - 1.

- Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that **H 802** was before the Senate for final consideration.

**H 802** was read the second time by title and 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:


- **NAYS**—None.

- Absent and excused—Rice. Total - 1.

- Total - 35.

Whereupon the President declared **H 803** passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Lee, that all rules of the Senate interfering with the immediate consideration
of H 804 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Rice. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 804 was before the Senate for final consideration.

H 804 was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent 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 804 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 807 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Rice. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 807 was before the Senate for final consideration.

H 807 was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward 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 807 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 808 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Rice. Total - 1.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 808 was before the Senate for final consideration.

H 808 was read the second time by title and 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:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Crabtree, Rice, Vick. Total - 3.

Total - 35.

Whereupon the President declared H 808 passed, title was approved, and the bill ordered returned to the House.

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 Stennett, by voice vote, the Senate adjourned at 3:58 p.m. until the hour of 9:30 a.m., Friday, March 25, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary
Senate Chamber

President McGeachin called the Senate to order at 9:30 a.m. Roll call showed all members present except Senator Den Hartog, absent and formally excused by the Chair.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Shayanne Richardson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 24, 2022, was read and approved as corrected.

LKEY, Chairman

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

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

Reports of Standing Committees

March 24, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1297 was delivered to the Office of the Governor at 3 p.m., March 24, 2022.

LKEY, Chairman

The report was 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 Eighth Order of Business.

Messages from the Governor

March 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 23, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1240, S 1285, as amended, S 1291, as amended, S 1298, as amended, S 1330, as amended, S 1341, S 1351, S 1352, S 1355, S 1395, S 1402, and S 1404

Sincerely,

/s/ Brad Little
Governor of Idaho

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

March 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

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

S 1400

within the time limited by law, the same having arrived in the Office of the Governor at the hour of 11 a.m. on March 23, 2022.

Since day one, I have made cybersecurity and resilience a top priority of my administration. Through the efforts of the Office of Information Technology Services we have made great progress in protecting our state’s critical infrastructure, though this work is ongoing and constantly evolving.

The executive branch shares the goals with the legislature on better communication, Service Level Agreements, and a thorough technical audit to ensure Idahoans are safe and secure. We remain committed to ensuring these goals are carried out.

The intent language in section 4 is overly restrictive and hamstring the state’s ability to effectively respond to present and emerging threats. The “notwithstanding” language attempts to sidestep Section 67-827, Idaho Code, and could, as a result, increase the state’s vulnerability to cyberattacks or weaken the response to such.

Sincerely,

/s/ Brad Little
Governor of Idaho

On request by Senator Anthon, granted by unanimous consent, S 1400 was recommitted to the Finance Committee.

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 24, 2022

Dear Madam President:

I transmit herewith H 809, H 810, H 811, and H 788, which have passed the House.

MAULIN, Chief Clerk

H 809, H 810, H 811, and H 788 were filed for first reading.
March 24, 2022

Dear Madam President:

I return herewith S 1421, S 1424, S 1425, S 1426, S 1427, and SCR 125, which have passed the House.

MAULIN, Chief Clerk

S 1421, S 1424, S 1425, S 1426, S 1427, and SCR 125 were referred to the Judiciary and Rules Committee for enrolling.

March 24, 2022

Dear Madam President:


MAULIN, Chief Clerk


March 24, 2022

Dear Madam President:

I return herewith Enrolled SCR 119, which has been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled SCR 119 was referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

March 24, 2022

Dear Madam President:

I return herewith Enrolled S 1368, S 1405, S 1408, S 1410, S 1411, S 1416, S 1417, S 1418, S 1419, and S 1420, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1368, S 1405, S 1408, S 1410, S 1411, S 1416, S 1417, S 1418, S 1419, and S 1420 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

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

H 809, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

H 810 and H 811, by Ways and Means Committee, were introduced, read the first time at length, and referred to the Finance Committee.

H 788, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

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 1360 was referred to the Fourteenth Order of Business, General Calendar.

H 770, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nye arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Vick, Zito. Total - 3.

Absent and excused–Blair (Johnson), Crabtree, Den Hartog. Total - 3.

Total - 35.

Whereupon the President declared H 770 passed, title was approved, and the bill ordered returned to the House.

H 635 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

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

Roll call resulted as follows:

AYES–Bayer, Burtenshaw, Cook, Den Hartog, Grow, Harris, Rice, Ricks, Souza, Thayn, Vick, Zito. Total - 12.


Absent and excused–Blair (Johnson), Crabtree, Riggs, Woodward. Total - 4.

Paired and voting included in roll call:

AYE - Den Hartog NAY - Semmelroth

Total - 35.

Whereupon the President declared that H 635 had failed to pass the Senate and ordered the bill returned to the House.

H 660, as amended in the Senate, 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–Agenbroad, Anthon, Bayer, Burtenshaw, Cook, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Patrick, Rice, Ricks, Souza, Thayn, Vanorden (Bair), Vick, Winder, Zito. Total - 23.

Absent and excused--Blair (Johnson), Crabtree, Den Hartog, Riggs, Woodward. Total - 5.

Total - 35.

Whereupon the President declared H 660, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

H 616, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burgoyne arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), President Pro Tempore Winder and Senators Nelson and Stennett disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:


NAYS--Anthon, Harris, Heider, Lee, Martin, Nelson, Ricks, Souza. Total - 8.

Absent and excused--Blair (Johnson), Crabtree, Den Hartog. Total - 3.

Total - 35.

Whereupon the President declared H 616, 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 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

March 25, 2022

The JUDICIARY AND RULES Committee reports that S 1421, S 1424, S 1425, S 1426, S 1427, and SCR 125 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1421, S 1424, S 1425, S 1426, S 1427, and SCR 125 and ordered them transmitted to the House for the signature of the Speaker.

March 25, 2022

The JUDICIARY AND RULES Committee reports that Enrolled SCR 119 was delivered to the Office of the Secretary of State at 11:30 a.m., March 25, 2022.

LAKEY, Chairman

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

March 25, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1368, S 1405, S 1408, S 1410, S 1411, S 1416, S 1417, S 1418, S 1419, and S 1420 were delivered to the Office of the Governor at 11:30 a.m., March 25, 2022.

LAKEY, Chairman

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

March 25, 2022

The FINANCE Committee reports out H 788 and H 809 with the recommendation that they do pass.

AGENBROAD, Chairman

H 788 and H 809 were filed for second reading.

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

Messages from the House

March 25, 2022

Dear Madam President:

I return herewith S 1428, S 1429, S 1422, and SCR 124, which have passed the House.

MAULIN, Chief Clerk

S 1428, S 1429, S 1422, and SCR 124 were referred to the Judiciary and Rules Committee for enrollment.

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 12:01 p.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 McGeachin presiding.

Roll call showed all members present except President Pro Tempore Winder, Senators Bayer, Crabtree, Den Hartog, Nelson, Ricks, Riggs, and Souza, and Acting Senator Blair, absent and excused.

Prior to recess the Senate was at the Ninth Order of Business, Messages from the House.

March 25, 2022

Dear Madam President:

I transmit herewith Enrolled H 582, as amended in the Senate, for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 582, as amended in the Senate, and ordered it 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 25, 2022

The JUDICIARY AND RULES Committee reports that S 1428, S 1429, S 1422, and SCR 124 have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1428, S 1429, S 1422, and SCR 124 and ordered them transmitted to the House for the signature of the Speaker.

March 25, 2022

The STATE AFFAIRS Committee reports out H 810 and H 811 with the recommendation that they do pass.

LODGE, Chair

H 810 and H 811 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, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 24, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1311, S 1340, S 1401, S 1406, S 1407, and S 1409

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, the Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of H 788 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 788 be read the second time by title and 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:


NAYS–None.

Absent and excused–Blair (Johnson), Crabtree, Den Hartog, Nelson, Rice, Souza. Total - 6.

Total - 35.

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

H 788 was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Zito. Total - 2.

Absent and excused–Blair (Johnson), Crabtree, Den Hartog, Nelson, Rice, Souza. Total - 6.

Total - 35.

Whereupon the President declared H 788 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 809 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:


NAYS–None.

Absent and excused–Blair (Johnson), Crabtree, Den Hartog, Nelson, Rice, Souza. Total - 6.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 809 was before the Senate for final consideration.

H 809 was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


NAYS–Bayer, Vick, Zito. Total - 3.

Absent and excused–Blair (Johnson), Crabtree, Nelson, Souza. Total - 4.
Paired and voting included in roll call:
AYE - Den Hartog  NAY - Zito

Total - 35.

Whereupon the President declared H 809 passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of H 810 be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

NAYS–None.

Absent and excused–Blair (Johnson), Crabtree, Den Hartog, Nelson, Souza. Total - 5.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that H 810 was before the Senate for final consideration.

H 810 was read the second time by title and 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:

NAYS–None.

Absent and excused–Blair (Johnson), Crabtree, Den Hartog, Nelson, Souza. Total - 5.

Total - 35.

Whereupon the President declared H 811 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 Tenth Order of Business.

Motions and Resolutions

Having been held, the President announced that the Local Government and Taxation Committee report relative to the Gubernatorial appointment of Jared Zwygart was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Grow, seconded by Senator Lee, the Gubernatorial appointment of Jared Zwygart as a member of the State Tax Commission 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the Judiciary and Rules Committee report relative to the Gubernatorial reappointment of Mike Matthews was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Anthon, seconded by Senator Burgoine, the Gubernatorial reappointment of Mike Matthews as a member of the Commission of Pardons and Parole 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 her 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 Resources and Environment Committee report relative to the Gubernatorial reappointment of Jeffery Allen was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lodge, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of Jeffery Allen as a member of the Northwest Power and Conservation 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 reappointment confirmation for her 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 reappointment of Dr. Michael Johnston was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lee, seconded by Senator Wintrow, the Gubernatorial reappointment of Dr. Michael Johnston as a member of the Sexual Offender Management Board 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 her 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 reappointment of Philip Reberger was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Burgoyne, seconded by Senator Lakey, the Gubernatorial reappointment of Philip Reberger 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 reappointment confirmation for her 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 Education Committee report relative to the Gubernatorial appointment of Dean Fisher was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Heider, seconded by Senator Ward-Engelking, the Gubernatorial appointment of Dean Fisher as a member of the Public Charter School Commission 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 her 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 committee report relative to the Gubernatorial appointment of Joni Stright retained its place on the calendar.

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

On motion by Senator Burgoyne, seconded by President Pro Tempore Winder, the Gubernatorial reappointment of Allan Schneider as a member of the Commission for the Blind and Visually Impaired 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 her 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 appointment of Matthew Woodington was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lodge, seconded by Senator Semmelroth, the Gubernatorial appointment of Matthew Woodington as a member of the Idaho State Racing Commission 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 her 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 reappointment of Dan Dinning was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Woodward, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of Dan Dinning as a member of the State Public Defense Commission 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 her 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 reappointment of Darrell Bolz was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lakey, seconded by Senator Burgoyne, the Gubernatorial reappointment of Darrell Bolz as a member of the State Public Defense Commission 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 her 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 Daniel Cravens was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Acting Senator VanOrden, seconded by Senator Stennett, the Gubernatorial reappointment of Daniel Cravens 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 her 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 Stennett, seconded by Senator Agenbroad, 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 her 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 Hyrum Erickson was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Ricks, seconded by Senator Wintrow, the Gubernatorial reappointment of Hyrum Erickson 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 her 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 Kevin Settles was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Wintrow, seconded by Senator Martin, the Gubernatorial reappointment of Kevin Settles 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 her 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 Paul Jagosh was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lodge, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of Paul Jagosh 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 her 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 Local Government and Taxation Committee report relative to the Gubernatorial appointment of Lee Heinrich was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lakey, seconded by Senator Burgoyne, the Gubernatorial appointment of Lee Heinrich as a member of the Board of Tax Appeals 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 her 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 Commerce and Human Resources Committee report relative to the Gubernatorial reappointment of Sarah Griffin was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Burgoyne, seconded by Senator Lakey, the Gubernatorial reappointment of Sarah Griffin as a member of the Idaho Personnel Commission 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 her 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 Commerce and Human Resources Committee report relative to the Gubernatorial reappointment of Thomas Baskin III was before the Senate for final consideration, the question being, "Shall the report be adopted?"

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

On motion by Senator Martin, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of Thomas Baskin III as a member of the Idaho Industrial Commission be adopted.

Pursuant to Senate Rule 39(C), a roll call vote was requested by Senator Guthrie. Senators Harris, Lee, Patrick, Rice, and Vick supported the request for a roll call vote. The question being, "Shall the motion prevail?"

Roll call resulted as follows:


NAYS–Anthon, Bayer, Burtschaw, Cook, Guthrie, Harris, Lee, Lent, Ricks, VanOrden (Bair), Vick, Woodward. Total - 12.

Absent and excused–Blair (Johnson), Crabtree, Den Hartog, Nelson, Souza. Total - 5.

Total - 35.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for her 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 Commerce and Human Resources Committee report relative to the Gubernatorial appointment of Trent Nate was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Anthon, seconded by Senator Stennett, the Gubernatorial appointment of Trent Nate as a member of the Idaho Health Insurance Exchange Board 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 her 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 reappointment of Jeffrey Betts was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lakey, seconded by Senator Burgoyne, the Gubernatorial reappointment of Jeffrey Betts as a member of the Sexual Offender Management Board 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 her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

Having been held, the President announced that the State Affairs Committee report relative to the Gubernatorial appointment of Joni Stright was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Stennett, seconded by Senator Agenbroad, the Gubernatorial appointment of Joni Stright as a member of the Idaho Lottery Commission 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 her 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 Idaho State Bar appointment of Michelle R. Points was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Burgoyne, seconded by Senator Lakey, the Idaho State Bar appointment of Michelle R. Points as a member of the Idaho Judicial Council be adopted.

Pursuant to Senate Rule 39(C), a roll call vote was requested by Senator Lee. Senators Guthrie, Harris, Martin, Rice, Thayn, and Vick supported the request for a roll call vote. The question being, "Shall the motion prevail?"

Roll call resulted as follows:


Absent and excused–Blair (Johnson), Crabtree, Den Hartog, Nelson, Souza. Total - 5.

Total - 35.

The President declared the report had failed to be adopted and directed the Secretary of the Senate to prepare a letter of the failed confirmation for her signature, attested to by the Secretary, to be transmitted to the Idaho State Bar informing them of the action of the Senate.

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

Messages from the House

March 25, 2022

Dear Madam President:

I return herewith S 1259, which have passed the House.

MAULIN, Chief Clerk

S 1259 were referred to the Judiciary and Rules Committee for enrolling.

March 25, 2022

Dear Madam President:

I transmit herewith Enrolled H 735, as amended in the Senate, and H 770 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 735, as amended in the Senate, and H 770 and ordered them returned to the House.

March 25, 2022

Dear Madam President:

I return herewith Enrolled S 1421, S 1424, S 1425, S 1426, and S 1427, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1421, S 1424, S 1425, S 1426, and S 1427 were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

March 25, 2022

Dear Madam President:

I return herewith Enrolled SCR 125, which has been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled SCR 125 was referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

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

Reports of Standing Committees

March 25, 2022

The JUDICIARY AND RULES Committee reports that S 1259 has been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled S 1259 and ordered it transmitted to the House for the signature of the Speaker.

President McGeachin called Senator Stennett to the Chair.

March 25, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1421, S 1424, S 1425, S 1426, and S 1427 were delivered to the Office of the Governor at 5:10 p.m., March 25, 2022.

LAKEY, Chairman
The report was 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 Eighth Order of Business.

**Messages from the Governor**

**March 25, 2022**

The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate  

Dear Madam President:

I have the honor to advise you that I have signed today, and am transmitting to the Secretary of State the following Senate Bills, to wit:

- **S 1289**, as amended, **S 1290, S 1321, S 1368, S 1408, S 1410, S 1411, S 1416, S 1417**,  
- **S 1418**, and **S 1419**

Sincerely,  
/s/ Brad Little  
Governor of Idaho

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

**March 25, 2022**

The Honorable Janice McGeachin  
President of the Senate  
Idaho State Senate  

Dear Madam President:

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

- **S 1354**

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**

President McGeachin returned the Chair.

**March 25, 2022**

Dear Madam President:

I transmit herewith **H 825**, which has passed the House.  

MAULIN, Chief Clerk

**H 825** was filed for first reading.

**March 25, 2022**

Dear Madam President:

I transmit herewith Enrolled **H 788, H 809, H 810, H 811, H 660**, as amended in the Senate, and **H 616**, as amended in the Senate, for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled **H 788, H 809, H 810, H 811, H 660**, as amended in the Senate, and **H 616**, as amended in the Senate, and ordered them returned to the House.

**March 25, 2022**

Dear Madam President:

I return herewith Enrolled **S 1428, S 1429, S 1422**, and **S 1259**, which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled **S 1428, S 1429, S 1422**, and **S 1259** were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

**March 25, 2022**

Dear Madam President:

I return herewith Enrolled **SCR 124**, which has been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled **SCR 124** was referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

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

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

**H 825**, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

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

**Reports of Standing Committees**

**March 25, 2022**

The FINANCE Committee reports out **H 825** with the recommendation that it do pass.

AGENBROAD, Chairman

**H 825** was filed for second reading.

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

**Second Reading of Bills**

**Motion to Suspend Rules**

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of **H 825** 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 825** be read the second time by title and 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:


NAYS–None.
Absent and excused—Agenbroad, Blair (Johnson), Crabtree, Den Hartog, Grow, Nelson, Nye, Souza, VanOrden (Bair), Ward-Engelking. Total - 10.

Total - 35.

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

**H 825** was read the second time by title and 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:


NAYS–None.

Absent and excused—Agenbroad, Blair (Johnson), Crabtree, Den Hartog, Grow, Nelson, Nye, Souza, VanOrden (Bair), Ward-Engelking. Total - 10.

Total - 35.

Whereupon the President declared **H 825** 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 Ninth Order of Business.

**Messages from the House**

**March 25, 2022**

Dear Madam President:

I transmit herewith **H 827**, which has passed the House.

MAULIN, Chief Clerk

**H 827** was filed for first reading.

**March 25, 2022**

Dear Madam President:

I return herewith **S 1403**, which has passed the House.

MAULIN, Chief Clerk

**S 1403** was referred to the Judiciary and Rules Committee for enrolling.

**March 25, 2022**

Dear Madam President:

I transmit herewith Enrolled **H 825** for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled **H 825** and ordered it returned 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**

**H 827**, by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

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

**Reports of Standing Committees**

**March 25, 2022**

The JUDICIARY AND RULES Committee reports that **S 1403** has been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled **S 1403** and ordered it transmitted to the House for the signature of the Speaker.

**March 25, 2022**

The FINANCE Committee reports out **H 827** with the recommendation that it do pass.

AGENBROAD, Chairman

**H 827** was filed for second reading.

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

**Second Reading of Bills**

**Motion to Suspend Rules**

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of **H 827** 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 827** be read the second time by title and 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:


NAYS–None.

Absent and excused–Blair (Johnson), Crabtree, Den Hartog, Nelson, Souza, VanOrden (Bair), Vick. Total - 7.

Total - 35.

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

**H 827** was read the second time by title and the third time at length, section by section, and placed before the Senate for final consideration. Senator Agenbroad arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:


Absent and excused–Blair (Johnson), Crabtree, Den Hartog, Nelson, Souza, VanOrden (Bair), Vick. Total - 7.

Total - 35.

Whereupon the President declared H 827 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 Ninth Order of Business.

Messages from the House

March 25, 2022

Dear Madam President:

I transmit herewith Enrolled H 827 for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled H 827 and ordered it returned to the House.

March 25, 2022

Dear Madam President:

I return herewith Enrolled S 1403, which has been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled S 1403 was referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

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

Reports of Standing Committees

March 25, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1428, S 1429, S 1422, and S 1259 were delivered to the Office of the Governor at 8:18 p.m., March 25, 2022.

LAKEY, Chairman

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

March 25, 2022

The JUDICIARY AND RULES Committee reports that Enrolled S 1403 was delivered to the Office of the Governor at 11:45 p.m., March 25, 2022.

LAKEY, Chairman

The report was 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 Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:49 p.m. until the hour of 11 a.m., Thursday, March 31, 2022.
Thank you, and please feel free to contact me if you have any questions.

Sincerely,
/s/ Lawerence Denney
Secretary of State

Pursuant to Section 72-1508, Idaho Code, the President Pro Tempore ordered the Final Report of the Commission for Reapportionment spread upon the pages of the Journal. (See Appendix)

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

Reports of Standing Committees

Senator Stennett was recorded present at this order of business.

March 28, 2022

The JUDICIARY AND RULES Committee reports that Enrolled SCR 125 and SCR 124 were delivered to the Office of the Secretary of State at 9:12 a.m., March 28, 2022.

LAKEY, Chairman

The report was 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 Eighth Order of Business.

Messages from the Governor

March 26, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I hereby advise you that I have returned without my approval, disapproved, and vetoed, the following Bill, to wit:

S 1301

within the time prescribed by law, the same having arrived in the Office of the Governor at the hour of 8:10 a.m. on March 22, 2022.

I recognize there may be a problem with property tax assessments for self-storage facilities, but I am reluctant to perform surgery on a wound that may only require a band aid.

This is undoubtedly a complex issue that has resulted in protracted administrative and legal challenges. Self-storage properties are inherently difficult to assess; however, I am disinclined to require county assessors to cap self-storage assessments using just the cost approach when no other commercial property type would be subject to the same standard. I am concerned this may open a Pandora's Box of other types of commercial properties seeking similar treatment. This concern is particularly heightened during a time when home prices in Idaho are skyrocketing and much of this legislative session has been focused on addressing rising property taxes, particularly for homeowners. As we all are aware, any reduction in value of one property type results in a shift of tax burden to other property tax payers.
If this is, as the proponents say, a clarification of the existing law, then I encourage the bill proponents, the county assessor, and other stakeholders to attempt to resolve the issue. If this cannot be done, it may be appropriate to clarify in rule or bring legislation in the future.

Sincerely,
/s/ Brad Little
Governor of Idaho

On request by Senator Anthon, granted by unanimous consent, S 1301 was recommitted to the Local Government and Taxation Committee.

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

March 28, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 25, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1297, S 1421, S 1424, S 1425, S 1426, and S 1427

Sincerely,
/s/ Brad Little
Governor of Idaho

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

March 28, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

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

S 1381

within the time prescribed by law, the same having arrived in the Office of the Governor at the hour of 3:25 p.m. on March 22, 2022.

I am vetoing this legislation because I am a lifelong advocate of limited government, and Senate Bill 1381 significantly expands government overreach into the private sector.

I kept Idaho open while other states were on lockdown, never issued any mask or vaccine mandates, and banned "vaccine passports." I am committed to working through the rule of law to keep Idaho the strongest state in the nation.

I have been consistent in stating my belief that businesses should be left to make decisions about the management of their operations and employees with limited interference from government. For the same reason, I sued to stop President Joe Biden's vaccine mandates three times, successfully challenging his unprecedented government overreach into the lives of American workers and the decisions of free businesses.

Throughout my time in public service, I have advocated for and championed fewer government regulations and mandates on businesses. As Governor, I have worked effectively with Idahoans and my legislative partners to make Idaho the least regulated state and to maintain the strongest economy and state budget in the nation. It is a big part of the reason we are able to provide Idahoans historic tax relief and make record investments in schools, roads, water, and other areas important to the people we serve.

Sincerely,
/s/ Brad Little
Governor of Idaho

The question being, "Shall S 1381 become law, the Governor's veto notwithstanding?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Cook, Crabtree, Den Hartog, Grow, Harris, Lakey, Lee, Lent, Martin, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Zito. Total - 21.


Total - 35.

Less than two-thirds having voted in the affirmative, the President Pro Tempore declared that S 1381 has failed to become law, the Governor's veto sustained. S 1381 and the Governor's message will be filed in the office of the Secretary of the Senate.

March 28, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1279 and S 1320

Sincerely,
/s/ Brad Little
Governor of Idaho

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

March 29, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 24, 2022 and am transmitting to the Secretary of State the following Senate Bill, to wit:

S 1399
The correspondence was ordered filed in the office of the Secretary of the Senate.

March 28, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President,

I have the honor to advise you that I have signed on March 28, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1378, S 1403, S 1405, and S 1420

Sincerely,
/s/ Brad Little
Governor of Idaho

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

March 29, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 28, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1259 and S 1428

Sincerely,
/s/ Brad Little
Governor of Idaho

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

March 30, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 29, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1422 and S 1429

Sincerely,
/s/ Brad Little
Governor of Idaho

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

March 31, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam 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:

S 1301

This vetoed legislation and my objections were hand delivered during the legislative recess on March 26, 2022, at 2:54 p.m., to Jennifer Novak, Secretary of the Senate. 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.

March 31, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam 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:

S 1381

This vetoed legislation and my objections were hand delivered during the legislative recess on March 28, 2022, at 2:34 p.m., to Jennifer Novak, Secretary of the Senate. 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.

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

Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, the President Pro Tempore appointed a committee consisting of Senator Riggs, Chairman, and Senator Semmelroth to escort the committee from the House of Representatives into the Senate Chamber. Representatives Kauffman, Troy and McCrostie informed the Senate that the House of Representatives had completed its business and was ready to adjourn Sine Die.
The President Pro Tempore thanked and discharged the committee.

On request by Senator Anthon, granted by unanimous consent, the President Pro Tempore appointed a committee consisting of Senator Guthrie, Chairman, and Senator Wintrow and Acting Senator VanOrder 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 Pro Tempore appointed a committee consisting of Senator Anthon, Chairman, and Senators Stengert and Stennett to notify the Governor that the Senate had completed its business and was ready to adjourn Sine Die. The committee was excused.

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

The President Pro Tempore 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 Pro Tempore and the members of the Senate.

The President Pro Tempore thanked and discharged the committee.

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

Miscellaneous Business


CHUCK WINDER, President Pro Tempore
Attest: JENNIFER NOVAK, Secretary

*****

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

- SECOND REGULAR SESSION -

**SIXTY-SIXTH IDAHO LEGISLATURE - 2022**

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* Attache sworn in February 24, 2022

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[ALPHABETICALLY ARRANGED]

This Topical Index alphabetically lists subject matter for **ALL** Senate bills, and **ONLY** those House bills introduced in the Senate. Nonlegislative subject matter is included and referred to by page number only.

Since the Senate Journal **only** covers the actions of House bills transmitted to the Senate, this topical index does not refer to every House bill introduced in the House. Separate indices in this volume list, in numerical order, all House bills, memorials, resolutions, and proclamations received by the Senate and show action taken by the Senate thereon. If a particular subject matter does not appear in this index, refer to the House Journal Alphabetical Index. Session law numbers for legislation passing both Senate and House, and becoming law, are included for all Senate bills within the Numerical Index Section V.

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<td>101</td>
<td>138</td>
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<tr>
<td>1343</td>
<td>State Affairs</td>
<td>S St Aff</td>
<td>FETAL HEARTBEAT PREBORN CHILD PROTECTION ACT - Amends S.B. 1309 and amends existing law to revise a provision regarding attorney's fees, to remove a provision regarding an affirmative defense, and to redesignate a section.</td>
<td>101</td>
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<td>105</td>
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<tr>
<td>1344</td>
<td>State Affairs</td>
<td>S Agric Aff</td>
<td>RURAL VETERINARIANS LOAN REPAYMENT PROGRAM - Adds to existing law to establish a loan repayment program for rural veterinarians who treat large animals.</td>
<td>101</td>
<td>-</td>
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<tr>
<td>1345</td>
<td>State Affairs</td>
<td>H Agric Aff</td>
<td>FENCES - Amends existing law to revise provisions regarding the careless exposure of barbed wire and to revise penalties.</td>
<td>101</td>
<td>143</td>
<td>143</td>
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<tr>
<td>1346</td>
<td>Judiciary and Rules</td>
<td>H Health/Wel</td>
<td>HEALTH - Adds to existing law to provide for maximum fees that health care providers may charge for medical records requests. Amended in the Senate.</td>
<td>103</td>
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<td>1347</td>
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<td>APPROPRIATIONS - OFFICE OF SPECIES CONSERVATION - Relates to the appropriation to the Office of Species Conservation for fiscal year 2023.</td>
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<td>143</td>
<td>213</td>
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<td><strong>Session Law Chapter No. 74</strong></td>
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<td>1348</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - VOCATIONAL REHABILITATION - Relates to the appropriation to the Division of Vocational Rehabilitation for fiscal year 2023.</td>
<td>110</td>
<td>143</td>
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<td><strong>Session Law Chapter No. 79</strong></td>
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<td>1349</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - STATE INDEPENDENT LIVING COUNCIL - Relates to the appropriation to the State Independent Living Council for fiscal year 2023.</td>
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<td><strong>Session Law Chapter No. 58</strong></td>
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<tr>
<td>1350</td>
<td>State Affairs</td>
<td>LAW</td>
<td>HEALTH - Amends and repeals existing law to provide for an increase in hospital assessments to fund certain Medicaid expenses.</td>
<td>115</td>
<td>164</td>
<td>238</td>
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<td><strong>Session Law Chapter No. 133</strong></td>
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<td>1351</td>
<td>State Affairs</td>
<td>LAW</td>
<td>VOTERS - Amends existing law to provide for a report to the Legislature on voter registration maintenance actions.</td>
<td>115</td>
<td>153</td>
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<td>1352</td>
<td>State Affairs</td>
<td>LAW</td>
<td>ABSENTEE BALLOTS - Amends existing law to provide for an investigation if an absentee ballot is returned to the county clerk as undeliverable.</td>
<td>115</td>
<td>153</td>
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<td>1353</td>
<td>State Affairs</td>
<td>LAW</td>
<td>HEALTH - Adds to existing law to provide that a resident in a health care facility has the right to essential caregiver visitation.</td>
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<td>1354</td>
<td>State Affairs</td>
<td>LAW</td>
<td>BARBER AND COSMETOLOGY SERVICES - Amends existing law to establish an apprenticeship program for certain high school students.</td>
<td>115</td>
<td>150</td>
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<td>1355</td>
<td>State Affairs</td>
<td>LAW</td>
<td>COMMERCIAL TRANSACTIONS - Adds to existing law to provide for restrictions on actions arising from a regulated credit transaction primarily secured by a mortgage or deed of trust on residential real property.</td>
<td>115</td>
<td>150</td>
<td>256</td>
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<td>Session Law Chapter No. 168</td>
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<tr>
<td>1356</td>
<td>State Affairs</td>
<td>S Health/Wel</td>
<td>EXTENDED EMPLOYMENT SERVICES PROGRAM - Repeals and adds to existing law to move the Extended Employment Services Program from the State Board of Education to the Department of Health and Welfare.</td>
<td>118</td>
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<td>1357</td>
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<td>S FAILED</td>
<td>ELECTIONS - Amends existing law to revise provisions regarding the numbering of ballot measures.</td>
<td>118</td>
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<td>1358</td>
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<td>LAW</td>
<td>FETAL HEARTBEAT PREBORN CHILD PROTECTION ACT - Amends S.B. 1309 and existing law to revise a provision regarding attorney's fees, to remove a provision regarding an affirmative defense, and to redesignate a section.</td>
<td>119</td>
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<td>LAW</td>
<td>APPROPRIATIONS - IDAHO TRANSPORTATION DEPARTMENT - Relates to the appropriation to the Idaho Transportation Department for fiscal year 2022.</td>
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<td>1360</td>
<td>Judiciary and</td>
<td>S 14th Ord</td>
<td>JUDGES - Amends existing law to revise a provision regarding the salary of justices of the Supreme Court.</td>
<td>119</td>
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<td>1361</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED - Relates to the appropriation to the Commission for the Blind and Visually Impaired for fiscal year 2023.</td>
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<tr>
<td>1362</td>
<td>State Affairs</td>
<td>S FAILED</td>
<td>PROPERTY TAXES - Amends existing law to revise the interest rate on the delinquent payment of property taxes.</td>
<td>127</td>
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<td>Amended in the Senate</td>
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<td>Amended in the Senate</td>
<td>192</td>
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<td>1363</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - WOLF DEPREDAITION CONTROL BOARD - Relates to the appropriation to the Wolf Depredation Control Board for fiscal year 2023.</td>
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<td>1364</td>
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<td>LAW</td>
<td>APPROPRIATIONS - DEPARTMENT OF FINANCE - Relates to the appropriation to the Department of Finance for fiscal year 2023.</td>
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<td>1365</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - EXECUTIVE OFFICE OF THE GOVERNOR - Relates to the appropriation to the Executive Office of the Governor for fiscal year 2023.</td>
<td>134</td>
<td>164</td>
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<td>Session Law Chapter No. 96</td>
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<tr>
<td>1366</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - STATE LIQUOR DIVISION - Relates to the appropriation to the State Liquor Division for fiscal year 2023.</td>
<td>134</td>
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<tr>
<td>1367</td>
<td>State Affairs</td>
<td>H St Aff</td>
<td>CAMPAIGN FINANCE AND LOBBYISTS - Amends, repeals, and adds to existing law to revise reporting requirements for lobbyists and to revise campaign finance requirements for candidates. Amended in Senate.</td>
<td>134</td>
<td>205</td>
<td>210</td>
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<tr>
<td>1368</td>
<td>Judiciary and Rules</td>
<td>LAW</td>
<td>OCCUPATIONAL LICENSING - Amends existing law to remove outdated references to moral character.</td>
<td>135</td>
<td>186</td>
<td>264</td>
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<tr>
<td>1369</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - OFFICE OF DRUG POLICY - Relates to the appropriation to the Office of Drug Policy for fiscal year 2023.</td>
<td>141</td>
<td>164</td>
<td>227</td>
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<tr>
<td>1370</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - IDAHO STATE LOTTERY - Relates to the appropriation to the Idaho State Lottery for fiscal year 2023.</td>
<td>141</td>
<td>165</td>
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<td>1371</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - IDAHO STATE HISTORICAL SOCIETY - Relates to the appropriation to the Idaho State Historical Society for fiscal year 2023.</td>
<td>141</td>
<td>165</td>
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<tr>
<td>1372</td>
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<td>H St Aff</td>
<td>LANDS - Amends existing law to provide for legal representation.</td>
<td>141</td>
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<tr>
<td>1373</td>
<td>State Affairs</td>
<td>H Educ</td>
<td>EDUCATION - Amends existing law to provide for certain state funding distributions.</td>
<td>141</td>
<td>171</td>
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<tr>
<td>1374</td>
<td>State Affairs</td>
<td>H FAILED</td>
<td>EDUCATION - Adds to existing law to provide for career exploration courses.</td>
<td>141</td>
<td>172</td>
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<tr>
<td>1375</td>
<td>State Affairs</td>
<td>S St Aff</td>
<td>ELECTIONS - Amends existing law to revise provisions regarding voter identification and registration.</td>
<td>141</td>
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<tr>
<td>1376</td>
<td>State Affairs</td>
<td>S St Aff</td>
<td>ABSENTEE BALLOTS - Amends existing law to revise provisions regarding who may return an absentee ballot.</td>
<td>142</td>
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<tr>
<td>1377</td>
<td>State Affairs</td>
<td>H St Aff</td>
<td>ELECTIONS - Amends and repeals existing law to revise provisions regarding election-related deadlines.</td>
<td>142</td>
<td>194</td>
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<tr>
<td>1378</td>
<td>State Affairs</td>
<td>LAW</td>
<td>ENDANGERED MISSING PERSON ALERT - Adds to existing law to establish endangered missing person alerts and to provide criteria for activation of an alert.</td>
<td>142</td>
<td>193</td>
<td>269</td>
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<tr>
<td>1379</td>
<td>State Affairs</td>
<td>H Com/HuRes</td>
<td>PURCHASING BY POLITICAL SUBDIVISIONS - Amends existing law to revise provisions regarding procuring services or personal property.</td>
<td>147</td>
<td>193</td>
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<tr>
<td>1380</td>
<td>State Affairs</td>
<td>H Agric Aff</td>
<td>RURAL VETERINARIANS LOAN REPAYMENT PROGRAM - Adds to existing law to establish a loan repayment program for rural veterinarians who treat large animals.</td>
<td>147</td>
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<tr>
<td>1381</td>
<td>Judiciary and Rules</td>
<td>VETOED</td>
<td>CORONAVIRUS - Adds to existing law to establish the Coronavirus Pause Act to prohibit certain actions related to coronavirus.</td>
<td>152</td>
<td>268</td>
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<td>1382</td>
<td>Judiciary and Rules</td>
<td>S 14th Ord</td>
<td>JUDICIAL COUNCIL - Amends existing law to revise provisions regarding membership of and appointments to the Judicial Council and to revise provisions regarding duties of the Judicial Council</td>
<td>152</td>
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<tr>
<td>1383</td>
<td>State Affairs</td>
<td>S St Aff</td>
<td>ALCOHOL - Amends, repeals, and adds to existing law to revise provisions regarding alcohol, including licensing</td>
<td>160</td>
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<td>1384</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - HEALTH AND WELFARE - BEHAVIORAL HEALTH SERVICES - Relates to the appropriation to the Department of Health and Welfare for fiscal years 2022 and 2023</td>
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<td>LAW</td>
<td>APPROPRIATIONS - DEPARTMENT OF JUVENILE CORRECTIONS - Relates to the appropriation to the Department of Juvenile Corrections for fiscal years 2022 and 2023</td>
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<td>LAW</td>
<td>APPROPRIATIONS - DEPARTMENT OF FISH AND GAME - Relates to the appropriation to the Department of Fish and Game for fiscal years 2022 and 2023</td>
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<td>LAW</td>
<td>APPROPRIATIONS - BOND PAYMENTS PROGRAM - Relates to the appropriation to the Department of Administration for the Bond Payments Program for fiscal years 2022 and 2023</td>
<td>163</td>
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<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - STATE APPELLATE PUBLIC DEFENDER - Relates to the appropriation to the State Appellate Public Defender for fiscal years 2022 and 2023</td>
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<td>LAW</td>
<td>APPROPRIATIONS - ATTORNEY GENERAL - Relates to the appropriation to the Office of the Attorney General for fiscal year 2023</td>
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<td>APPROPRIATIONS - OFFICE OF THE STATE BOARD OF EDUCATION - Relates to the appropriation to the Office of the State Board of Education for fiscal years 2022 and 2023</td>
<td>168</td>
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<td>LAW</td>
<td>APPROPRIATIONS - COMMISSION ON THE ARTS - Relates to the appropriation to the Commission on the Arts for fiscal years 2022 and 2023</td>
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<td>APPROPRIATIONS - SPECIAL PROGRAMS - Relates to the appropriation to the State Board of Education and the Board of Regents of the University of Idaho for Special Programs for fiscal year 2023</td>
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<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - PUBLIC UTILITIES COMMISSION - Relates to the appropriation to the Public Utilities Commission for fiscal year 2023</td>
<td>170</td>
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<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - MILITARY DIVISION - Relates to the appropriation to the Military Division for fiscal years 2022 and 2023.</td>
<td>171</td>
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<td>1395</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - MILLENNIUM FUND - Relates to the appropriation from the Idaho Millennium Income Fund for fiscal year 2023.</td>
<td>171</td>
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<td>1396</td>
<td>Finance</td>
<td>LAW</td>
<td>APPROPRIATIONS - OFFICE OF ENERGY AND MINERAL RESOURCES - Relates to the appropriation to the Office of Energy and Mineral Resources for fiscal years 2022 and 2023.</td>
<td>171</td>
<td>188</td>
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<tr>
<td>1397</td>
<td>Judiciary and Rules</td>
<td>S 14th Ord</td>
<td>IDAHO ADMINISTRATIVE PROCEDURE ACT - Amends existing law to revise provisions regarding temporary rules.</td>
<td>171</td>
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<td>196</td>
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<tr>
<td>1398</td>
<td>State Affairs</td>
<td>H Jud</td>
<td>TERRORIST CONTROL ACT - Amends existing law to provide for the crime of domestic terrorism.</td>
<td>178</td>
<td>208</td>
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<td>1399</td>
<td>State Affairs</td>
<td>LAW</td>
<td>EXTENDED EMPLOYMENT SERVICES PROGRAM - Repeals and adds to existing law to establish the Extended Employment Services program in the Department of Health and Welfare.</td>
<td>178</td>
<td>203</td>
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1417 Finance LAW

APPROPRIATIONS - PUBLIC UTILITIES COMMISSION/STATE TAX COMMISSION/INDUSTRIAL COMMISSION - Amends existing law to increase the salaries of members of the Public Utilities Commission; to increase the salaries of members of the State Tax Commission; to increase the salaries of members of the Industrial Commission; appropriates an additional $20,800 to the Public Utilities Commission for commissioner salaries; appropriates an additional $25,700 to the State Tax Commission for commissioner salaries; and appropriates an additional $20,200 to the Industrial Commission for commissioner salaries.  

Session Law Chapter No. 243

1418 Finance LAW

APPROPRIATIONS - HEALTH EDUCATION PROGRAMS - Relates to the appropriation to the State Board of Education and the Board of Regents of the University of Idaho for Health Education Programs for fiscal years 2022 and 2023.  

Session Law Chapter No. 244

1419 Finance LAW

APPROPRIATIONS - AGRICULTURAL RESEARCH AND COOPERATIVE EXTENSION SERVICE - Relates to the appropriation to the Agricultural Research and Cooperative Extension Service for fiscal years 2022 and 2023.  

Session Law Chapter No. 245

1420 Finance LAW

APPROPRIATIONS - DEPARTMENT OF CORRECTION - Relates to the appropriation to the Department of Correction for fiscal years 2022 and 2023.  

Session Law Chapter No. 300

1421 Finance LAW

APPROPRIATIONS - DEPARTMENT OF ADMINISTRATION - DIVISION OF PUBLIC WORKS - Relates to the appropriation to the Department of Administration for the Division of Public Works for fiscal year 2022.  

Session Law Chapter No. 254

1422 Finance LAW

APPROPRIATIONS - DEPARTMENT OF FISH AND GAME - Relates to the appropriation to the Department of Fish and Game for fiscal year 2023.  

Session Law Chapter No. 316

1423 Finance S Fin

APPROPRIATIONS - DEPARTMENT OF AGRICULTURE - Relates to the appropriation to the Department of Agriculture for fiscal years 2022 and 2023.  

1424 Finance LAW

APPROPRIATIONS - HEALTH AND WELFARE - BEHAVIORAL HEALTH SERVICES - Relates to the appropriation to the Department of Health and Welfare for fiscal years 2022 and 2023.  

Session Law Chapter No. 261

1425 Finance LAW

APPROPRIATIONS - SPECIAL PROGRAMS - Relates to the appropriation to the to the State Board of Education and the Board of Regents of the University of Idaho for Special Programs for fiscal year 2023.  

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<td>EQUAL RIGHTS - Proposes an amendment to Article I of the Constitution of the State of Idaho by the addition of a new Section 24 regarding the rights and responsibilities of the sexes.</td>
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**SECTION VII**

**SENATE RESOLUTIONS**

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<td>ABORTION - States findings of the Idaho Senate recognizing and designating January 22 as the Day of Tears in Idaho.</td>
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<td>114 Education</td>
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<td>EDUCATION - States findings of the Legislature and honors the life and achievements of Ed Cheff, the longtime head baseball coach for Lewis-Clark State College.</td>
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<td>SAWTOOTH NATIONAL RECREATION ACT - States findings of the Legislature and recognizes the 50th anniversary of the Sawtooth National Recreation Act and celebrates the contributions that Idahoans have made to protect and appreciate this iconic landscape in Idaho.</td>
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**ENROLLED 2022 SENATE BILLS**

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<td>601</td>
<td>Health and Welfare</td>
<td>S Health/Wel</td>
<td>RESIDENTIAL CARE AND ASSISTED LIVING - Amends existing law to provide that a residential care or assisted living facility resident shall be entitled to in-person visitation subject to certain precautions.</td>
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<td>603</td>
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<td>HOSPITAL DISTRICTS - Adds to existing law to allow for the sale, lease, or conveyance of hospital district property.</td>
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<td>LAW</td>
<td>RIGHT TO FARM - Amends existing law to revise a definition.</td>
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<td>LAW</td>
<td>IDAHO STATE LOTTERY - Amends existing law to provide that the commission may adopt certain rules and to revise provisions regarding joint lotteries.</td>
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<td>LAW</td>
<td>STOCKWATER - Amends existing law to revise provisions regarding forfeiture of stockwater rights.</td>
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<td>LAW</td>
<td>LIENS OF MECHANICS AND MATERIALMEN - Amends existing law to revise provisions regarding a claim of a lien and to provide for attorney's fees and costs in certain instances.</td>
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<td>LAW</td>
<td>COLLECTION AGENCIES - Amends existing law to revise certain requirements for collection agencies and applicants for licensure.</td>
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<td>611</td>
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<td>LAW</td>
<td>INSURANCE - Amends existing law to provide for conditions for reinsurance.</td>
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<td>LAW</td>
<td>OCCUPATIONAL LICENSING - Adds to existing law to provide a for the expungement of certain disciplinary action related to licensure.</td>
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<td>614</td>
<td>Business</td>
<td>S Com/HuRes</td>
<td>BUILDING CODES - Amends existing law to provide for adoption of the 2018 International Building Code, the 2018 International Residential Code, the 2017 National Electrical Code, and the 2017 Idaho State Plumbing Code.</td>
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<td>Judiciary, Rules and Administration</td>
<td>LAW</td>
<td>CORPORATE FILINGS - Amends existing law to establish provisions regarding filings by certain private foundations and charitable trusts.</td>
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<td>BOOKING PHOTOGRAPHS - Amends existing law to provide that a booking photograph shall not be made public in certain instances and to provide certain exceptions.</td>
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<td>621</td>
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<td>LAW</td>
<td>PUBLIC RECORDS - Amends existing law to provide that certain cybersecurity records are exempt from disclosure.</td>
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<td>629</td>
<td>Judiciary, Rules and Administration</td>
<td>LAW</td>
<td>IDAHO ADMINISTRATIVE PROCEDURE ACT - Amends and adds to existing law to revise procedures for contested cases and hearing officers.</td>
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<td>SALES AND USE TAXES - Amends existing law to clarify provisions regarding taxation of short-term rental marketplace transactions.</td>
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<td>631</td>
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<td>S St Aff</td>
<td>MASK MANDATES - Adds to existing law to establish provisions regarding the prohibition of mask mandates.</td>
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<td>APPROPRIATIONS - PUBLIC SCHOOLS - Relates to the appropriation to the Public Schools Educational Support Program's Division of Teachers and Division of Children's Programs for fiscal year 2022.</td>
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<td>CITIES - Amends existing law to revise provisions regarding city annexations.</td>
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<td>637</td>
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<td>LAW</td>
<td>COMMUNITY INFRASTRUCTURE DISTRICTS - Amends existing law to revise provisions regarding the district formation and membership of a community infrastructure district board.</td>
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<td>Transportation and Defense</td>
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<td>IDAHO BROADBAND DIG ONCE AND RIGHT-OF-WAY ACT - Adds to existing law to enact the Idaho Broadband Dig Once and Right-of-Way Act.</td>
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<td>Agricultural Affairs</td>
<td>LAW</td>
<td>SOIL CONSERVATION DISTRICTS - Amends and repeals existing law to revise provisions regarding the Soil and Water Conservation Commission and to revise provisions regarding supervisors.</td>
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<td>646</td>
<td>State Affairs</td>
<td>LAW</td>
<td>ALCOHOLIC BEVERAGES - Amends and adds to existing law to provide for the production of mead, cider, and other fermented fruit juice beverages for personal use and to provide for the use and storage of homemade beer, wine, and other fermented beverages at licensed premises in certain instances.</td>
<td>115</td>
<td>190</td>
<td>213</td>
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<tr>
<td>648</td>
<td>Revenue and Taxation</td>
<td>S Loc Gov</td>
<td>TAXATION - Amends existing law to provide that taxing districts must deduct certain sales and use tax revenue growth from the property tax budget limitations.</td>
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<td>SCHOOL DISTRICT TRUSTEES - Amends existing law to revise provisions regarding curricular materials adoption committees.</td>
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<td><strong>Amended in the Senate</strong></td>
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<tr>
<td>653</td>
<td>Education</td>
<td>S St Aff</td>
<td>SCHOOL LEVIES - Adds to existing law to provide that a ballot question for a supplemental levy must be accompanied by a disclosure about the purposes for which the levy revenues will be used and to provide that school districts must use levy revenues for the purposes identified in the disclosure.</td>
<td>123</td>
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<td>654</td>
<td>Education</td>
<td>LAW</td>
<td>EDUCATION - Amends existing law to authorize certain professionals to work as school counselors.</td>
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<td>656</td>
<td>Education</td>
<td>LAW</td>
<td>EDUCATION - Amends existing law to provide for placement on the career ladder of certain previously certified staff.</td>
<td>110</td>
<td>169</td>
<td>184</td>
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<tr>
<td>658</td>
<td>State Affairs</td>
<td>LAW</td>
<td>EXECUTION - Amends existing law to provide confidentiality for certain persons, to provide that certain persons shall not have their licensure suspended or revoked, and to provide that certain records shall be exempt from disclosure.</td>
<td>110</td>
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<td>660</td>
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<td>LAW</td>
<td>BUILDING CODES - Amends and adds to existing law to provide for the adoption of the Idaho Energy Conservation Code. Amended in the Senate.</td>
<td>123</td>
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<td>661</td>
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<td>APPROPRIATIONS - DEPARTMENT OF HEALTH AND WELFARE - Relates to the appropriation to the Department of Health and Welfare for fiscal year 2022</td>
<td>106</td>
<td>172</td>
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<td>663</td>
<td>Revenue and Taxation</td>
<td>S Loc Gov</td>
<td>PROPERTY TAXES - Amends existing law to revise provisions regarding a property tax credit for certain plant and building investments.</td>
<td>123</td>
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<tr>
<td>664</td>
<td>Health and Welfare</td>
<td>LAW</td>
<td>SPEECH AND HEARING SERVICES - Amends and adds to existing law to provide for Idaho's participation in the Audiology and Speech-Language Pathology Interstate Compact and to provide that applicants for audiology and speech-language pathology licensure shall submit fingerprints.</td>
<td>127</td>
<td>205</td>
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<tr>
<td>665</td>
<td>State Affairs</td>
<td>S St Aff</td>
<td>CONSTITUTIONAL DEFENSE COUNCIL - Amends existing law to revise a provision regarding membership of the Constitutional Defense Council.</td>
<td>135</td>
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<tr>
<td>666</td>
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<td>MINORS - Amends existing law to remove a provision regarding an affirmative defense to disseminating material harmful to minors</td>
<td>156</td>
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<td>667</td>
<td>State Affairs</td>
<td>S Com/HuRes</td>
<td>EMPLOYMENT SECURITY LAW - Adds to existing law to provide for program integrity and cross-matching requirements.</td>
<td>123</td>
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<tr>
<td>671</td>
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<td>SCHOOL TRUSTEES - Amends existing law to provide for the filling of certain school board trustee vacancies.</td>
<td>135</td>
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<tr>
<td>672</td>
<td>Ways and Means</td>
<td>LAW</td>
<td>FISH AND GAME - Amends existing law to revise provisions regarding violations and to provide for certain reporting.</td>
<td>123</td>
<td>204</td>
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<td>673</td>
<td>Revenue and Taxation</td>
<td>LAW</td>
<td>PROPERTY - Amends existing law to revise provisions regarding property that has changed in use.</td>
<td>155</td>
<td>229</td>
<td>245</td>
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<td>675</td>
<td>State Affairs</td>
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<td>GENITAL MUTILATION OF A CHILD - Amends existing law to provide for the crime of genital mutilation in certain instances and to provide certain exemptions.</td>
<td>163</td>
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<td>677</td>
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<td>LAW</td>
<td>CORPORATE ACTIVITIES TAX - Adds to existing law to prohibit the enforcement of taxation of Idaho businesses by certain out-of-state taxing entities.</td>
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<td>678</td>
<td>Revenue and Taxation</td>
<td>LAW</td>
<td>SALES TAX - Adds to existing law to provide a sales and use tax exemption for certain semiconductor projects.</td>
<td>147</td>
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<td>LAW</td>
<td>APPROPRIATIONS - MILITARY DIVISION - Relates to the appropriation to the Military Division for fiscal year 2022</td>
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<td>681</td>
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<td>HEALTH - repeals existing law relating to care of biological products.</td>
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<td>LAW</td>
<td>ELECTIONS - Adds to existing law to require notification of boundary changes for election zones, districts, and subdistricts.</td>
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<tr>
<td>683</td>
<td>Education</td>
<td>S Transp</td>
<td>MOTOR VEHICLES - Amends existing law to allow private parental driver's education</td>
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<tr>
<td>684</td>
<td>Education</td>
<td>S 14th Ord</td>
<td>EDUCATION  - Adds to existing law to provide for the protection of free speech in higher education</td>
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<td>685</td>
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<td>LAW</td>
<td>EDUCATION  - Amends existing law to revise provisions regarding the postsecondary credit scholarship.</td>
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<td>LAW</td>
<td>APPROPRIATIONS  - ENDOWMENT FUND INVESTMENT BOARD - Relates to the appropriation to the Endowment Fund Investment Board for fiscal year 2023.</td>
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<td>LAW</td>
<td>APPROPRIATIONS  - COMMISSION ON AGING - Relates to the appropriation to the Commission on Aging for fiscal years 2022 and 2023</td>
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<td>Health and</td>
<td>LAW</td>
<td>STATE-DIRECTED OPIOID SETTLEMENT FUND  - Amends existing law to revise a provision regarding use of moneys in the fund, to provide that certain recommendations to the Governor be made by a certain date, and to remove a provision regarding a sunset date.</td>
<td>156</td>
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<td>689</td>
<td>Revenue and</td>
<td>LAW</td>
<td>STATE TAX COMMISSION  - Amends existing law to revise duties of the chairman.</td>
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<td>Revenue and</td>
<td>S Loc Gov</td>
<td>TAXATION  - Adds to existing law to establish the County and City Property Tax Relief Fund from general funds.</td>
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<td>693</td>
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<td>ELECTIONS  - Amends existing law to prohibit the use of drop boxes to return absentee ballots.</td>
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<td>694</td>
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<td>LAW</td>
<td>VOTERS  - Amends existing law to revise provisions regarding listings of deceased Idaho residents to correct the election register.</td>
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<td>695</td>
<td>State Affairs</td>
<td>LAW</td>
<td>RECALL ELECTIONS  - Amends existing law to revise a provision regarding the number of signatures required on a recall petition.</td>
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<td>MOTOR VEHICLES  - Amends existing law to revise provisions regarding qualifications for Gold Star license plates.</td>
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<td>Ways and Means</td>
<td>S Com/HuRes</td>
<td>WORKER'S COMPENSATION  - Adds to existing law to provide that coronavirus vaccination-related accidents or injuries shall be compensable.</td>
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<td>699</td>
<td>Ways and Means</td>
<td>LAW</td>
<td>EVIDENCE  - Amends existing law to prohibit disclosure of communications made during a peer support counseling session for first responders and to provide exceptions.</td>
<td>156</td>
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<td>700</td>
<td>Ways and Means</td>
<td>LAW</td>
<td>TRANSPORTATION  - Amends existing law to allow for certain off-highway vehicle travel on highways with speed limits of up to 65 miles per hour.</td>
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<td>701</td>
<td>Ways and Means</td>
<td>LAW</td>
<td>IDAHO WORKFORCE HOUSING FUND  - Adds to existing law to establish the Idaho Workforce Housing Fund and to provide for the allocation of funds.</td>
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<td>702</td>
<td>Ways and Means</td>
<td>LAW</td>
<td>FISH AND GAME - Amends existing law to revise provisions regarding the amount to be transferred annually to the Expendable Big Game Depredation Fund and to revise provisions regarding payments for approved claims.</td>
<td>142</td>
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<td>703</td>
<td>Ways and Means</td>
<td>LAW</td>
<td>HOMEOWNER'S ASSOCIATION ACT - Amends, repeals, and adds to existing law to reestablish the Homeowner's Association Act.</td>
<td>142</td>
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<td>705</td>
<td>State Affairs</td>
<td>LAW</td>
<td>MARTIAL LAW - Amends existing law to provide for certain limitations during a state of extreme emergency.</td>
<td>163</td>
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<td>707</td>
<td>State Affairs</td>
<td>S St Aff</td>
<td>VOTERS - Amends existing law to revise provisions regarding voter registration.</td>
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<td>708</td>
<td>State Affairs</td>
<td>S St Aff</td>
<td>HEALTH - Amends existing law to provide that a person shall not be required to be vaccinated for coronavirus or have a vaccine passport to apply for or receive government services, to enter or remain in a government venue, or to be hired by the state or maintain employment with the state.</td>
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<td>LAW</td>
<td>APPROPRIATIONS - DIVISION OF HUMAN RESOURCES- Relates to the appropriation to the Division of Human Resources for fiscal year 2022.</td>
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<td>711</td>
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<td>LAW</td>
<td>APPROPRIATIONS - IDAHO PUBLIC TELEVISION - Relates to the appropriation to Idaho Public Television for fiscal year 2023.</td>
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<td>713</td>
<td>Revenue and Taxation</td>
<td>LAW</td>
<td>INCOME TAXES - Amends existing law to revise provisions regarding state and local tax treatment for affected business entities.</td>
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<td>180</td>
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<td>714</td>
<td>Revenue and Taxation</td>
<td>LAW</td>
<td>INCOME TAXES - Amends existing law to revise provisions regarding taxation of adjustments of certain bonus depreciation.</td>
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<td>LAW</td>
<td>INCOME TAXES - Amends existing law to revise provisions regarding filing for certain income tax refunds or credits.</td>
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<td>716</td>
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<td>LAW</td>
<td>EDUCATION - Adds to existing law to provide for the adoption of initial certification and content standards prepared by 2020-2021 work groups.</td>
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<td>LAW</td>
<td>HIGHER EDUCATION - Adds to existing law to provide that students who attend medical school through the WWAMI program or who are in an Idaho slot at the University of Utah shall commit to practicing in Idaho or reimburse the state for supporting the student's medical education.</td>
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<td>FREE EXERCISE OF RELIGION - Adds to existing law to provide requirements regarding a coronavirus vaccine and religious exemptions and to provide for a claim against an employer in certain instances.</td>
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<td>PERSONHOOD - Adds to existing law to provide that environmental elements, artificial intelligence, nonhuman animals, and inanimate objects shall not be granted personhood.</td>
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<td>APPROPRIATIONS - PUBLIC DEFENSE COMMISSION - Relates to the appropriation to the Public Defense Commission for fiscal year 2023.</td>
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<td>EDUCATION - Adds to existing law to provide that enrollment shall replace average daily attendance in funding formulas for fiscal years 2023 and 2024 and to provide for a study committee on the public school funding formula. Amended in the Senate.</td>
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<td>APPROPRIATIONS - PERSI - Relates to the appropriation to the Public Employee Retirement System of Idaho for fiscal year 2023.</td>
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<td>APPROPRIATIONS - PUBLIC CHARTER SCHOOL COMMISSION - Relates to the appropriation to the Public Charter School Commission for fiscal year 2023.</td>
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<td>APPROPRIATIONS - DIVISION OF HUMAN RESOURCES - Relates to the appropriation to the Division of Human Resources for fiscal year 2023.</td>
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<td>LAW</td>
<td>PERSI - Adds to existing law to provide for the divestment of certain assets related to Russia. Amended in the Senate.</td>
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<td>LAW</td>
<td>STATE CONTROLLER - Amends existing law to continue funding for the Business Information Infrastructure Fund.</td>
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<td>731</td>
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<td>LAW</td>
<td>EDUCATION - Amends and adds to existing law to establish provisions regarding certain dyslexia interventions.</td>
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<td>SCHOOLS - Amends existing law to revise provisions regarding school-required actions to prevent the spread of infectious disease.</td>
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<td>COUNTY INDIGENT SERVICES - Amends, repeals, and adds to existing law to revise provisions regarding county indigent services and finances. Amended in the Senate.</td>
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<td>COMMUNITY COLLEGES - Amends existing law to provide for filling vacancies on a community college board of trustees and to revise provisions regarding trustee elections.</td>
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<td>APPROPRIATIONS - DIVISION OF FINANCIAL MANAGEMENT - Relates to the appropriation to the Division of Financial Management for fiscal years 2022 and 2023.</td>
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<td>LAW</td>
<td>ALCOHOLIC BEVERAGES - Adds to existing law to provide for the donation of liquor for benevolent, charitable, or public purposes.</td>
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<td>STATE ELECTIVE OFFICERS - Amends existing law to revise provisions regarding the salaries of state elective officials.</td>
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<td>LAW</td>
<td>REAL PROPERTY - Adds to existing law to provide that certain appurtenant water rights and water entitlements and obligations shall pass with the transfer of real property.</td>
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<td>LEMHI BASIN - Adds to existing law to establish provisions regarding the Lemhi Basin Comprehensive Settlement Agreement.</td>
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<td>APPROPRIATIONS - DEPARTMENT OF PARKS AND RECREATION - Relates to the appropriation to the Department of Parks and Recreation for fiscal years 2022 and 2023.</td>
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<td>APPROPRIATIONS - DEPARTMENT OF LANDS - Relates to the appropriation to the Department of Lands for fiscal years 2022 and 2023.</td>
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<td>CRISIS STANDARDS OF CARE ACT - Adds to existing law to implement the Crisis Standards of Care Act.</td>
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<td>VOTER IDENTIFICATION - Amends, repeals, and adds to existing law to revise provisions regarding voter identification.</td>
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<tr>
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<td>BARBER AND COSMETOLOGY SERVICES - Amends existing law to provide for natural hair braiding without a license.</td>
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Pursuant to Section 72-1508 Idaho Code
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U.S. Const. amend. XIV, § 2
Figure 1
Order Establishing Commission for Reapportionment
Introduction

Idaho law\(^1\) requires the Secretary of State to establish a Commission for Reapportionment when the results of a new federal census are available. The State of Idaho received the results of the 2020 census on August 12, 2021.\(^2\) That same day, Secretary of State Lawerence Denney issued an Order Establishing Commission for Reapportionment,\(^3\) which named the following individuals\(^4\) to the Commission:

- Bart Davis, appointed\(^5\) by Chuck Winder, President Pro Tempore of the Idaho Senate;
- Tom Dayley, appointed by Scott Bedke, Speaker of the Idaho House of Representatives;
- Nels Mitchell, appointed by Fred Cornforth, Chair of the Idaho Democratic Party;
- Amber Pence, appointed by Ilana Rubel, Minority Leader of the Idaho House of Representatives;
- Eric Redman, appointed by Tom Luna, Chair of the Idaho Republican Party; and
- Dan Schmidt, appointed by Michelle Stennett, Minority Leader of the Idaho Senate.

The Commission convened on September 1, 2021, and elected Commissioners Davis and Schmidt as cochairs. During business meetings\(^6\) held in Boise in the first and second weeks of September, the Commission adopted rules\(^7\) regarding organization, procedure, and other matters, and drafted redistricting plans\(^8\) for discussion and consideration by the public. Over the next four weeks, the Commission toured the state, holding in-person public hearings at seventeen different locations,\(^9\) during which public testimony was taken on matters pertinent to redistricting, including the Commission’s draft

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\(^1\) See Idaho Const. art. III, § 2, and I.C. § 72-1501.
\(^2\) Ordinarily, the state would have received these results by April 1, but census activities were delayed by the COVID-19 pandemic.
\(^3\) See Figure 1.
\(^4\) Commissioner biographies appear in Appendix I of this report.
\(^5\) The appointing authorities — individuals who nominate members of the Commission — are designated in I.C. § 72-1502.
\(^6\) The Commission’s meeting and hearing schedule appears in Appendix II of this report, and the meeting and hearing minutes appear in Appendix III of this report.
\(^7\) The Commission’s rules appear in Appendix IV of this report.
\(^8\) See Figure 2, page 5, for these initial draft plans. Commission draft plans also appear in Appendix V of this report.
\(^9\) See I.C. § 72-1505(4).
plans and draft plans submitted by the public through the Commission’s website.\textsuperscript{10} The Commission held an eighteenth public hearing on October 12, 2021. This was a remote testimony session, during which residents from around the state testified using video conferencing technology, to accommodate individuals who wished to testify but could not or preferred not to do so in person. The Commission also accepted written public comments submitted through its website.

In the last week of October and the first week of November, the Commission held business meetings in Boise to finalize legislative and congressional redistricting plans, having taken into consideration applicable redistricting law and the testimony, written comments, and draft plans submitted by the public. Sixty-five days after convening, on November 5, 2021, the Commission adopted Plan L03 and Plan C03 as Idaho’s legislative and congressional redistricting plans, respectively. For reasons described below, on November 10, the Commission reaffirmed its adoption of Plans L03 and C03, adopted this report, and adjourned.

**Process**

To draft an initial legislative redistricting plan, the Commission divided itself into three subcommittees that focused on specific regions of the state. Each subcommittee was composed of a Democratic appointee and a Republican appointee who were familiar with the regions of the state to which they were assigned. Cochair Schmidt and Commissioner Redman formed the North Idaho Subcommittee; Cochair Davis and Commissioner Pence formed the East Idaho Subcommittee; and Commissioners Dayley and Mitchell formed the Treasure Valley Subcommittee.

The Commission assigned counties that each subcommittee would work with\textsuperscript{11} and agreed that no district should deviate more than five percent, either over or under, from the ideal district size.

\textsuperscript{10} http://redistricting.idaho.gov

\textsuperscript{11} For the North Idaho Subcommittee: Boundary, Bonner, Kootenai, Shoshone, Benewah, Clearwater, Latah, Nez Perce, Lewis, Idaho, and Adams. For the Treasure Valley Subcommittee: Ada, Canyon, and Owyhee, and later Washington, Payette, and Gem. For the East Idaho Subcommittee: all remaining counties.
unless there was a compelling reason for such deviation. The Commission also agreed to “meet in the middle” when drafting a plan for the entire state, with the understanding that the subcommittees could work with counties adjacent to their regions if necessary to get closer to the ideal district size.

Once the regional maps were finished, the Commission merged them to create Plan L01, the discussion draft that was presented to the public during the Commission’s tour of the state. The Treasure Valley Subcommittee, focused primarily on Ada, Canyon, and Owyhee Counties, also produced two draft congressional plans, C01 and C02. Plan C01 depicted congressional districts similar to what Idaho has had in the past, with Ada County divided, while Plan C02, with no counties divided, created a southwestern congressional district and united the rest of the state in another district. Both draft congressional plans were presented to the public for discussion as well. At public hearings, the Commission distributed a handout describing the legal criteria for both legislative and congressional redistricting, so that the public would have an understanding of the requirements that must be weighed in creating a valid redistricting plan.

The Commission spent the next four weeks touring the state and wrapped up its public hearing schedule with the remote testimony session on October 12. Following a business meeting on October 13, the commissioners took the next two weeks to consider the testimony and written comments they had received, as well as the proposed draft plans submitted by the public. Reconvening in Boise, the Commission published Plan L02 on October 28 and invited the public to take the next week to provide feedback. The Commission also announced an intended timeline for the next two weeks:

- By November 4, a new draft congressional plan would be posted for public consideration;
- By November 10, the Commission would make final adjustments to the legislative and

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12 This handout is included in Appendix II of this report.
13 Draft Commission plans appear in Appendix XI of this report.
congressional redistricting plans; and

- On November 10, the Commission would vote on the final plans as well as the Final Report.

On November 2, the Treasure Valley Subcommittee met with staff to incorporate changes to Plan L02, having received considerable feedback from the public. Over the next two days, the other subcommittees made adjustments to Plan L02 as well. On November 3, at a noticed business meeting, the full Commission discussed various options for congressional redistricting. Cochair Schmidt and Commissioner Mitchell supported a no-county-split plan such as Plan C036, while Cochair Davis proposed a plan that would split Ada County with a 0% population deviation. Cochair Davis’s plan would be published the next day as Plan C03, and this was ultimately the plan adopted by the majority of the Commission.

Commissioner Dayley was not feeling well on November 3 and participated in the business meeting by video conference. On the morning of November 4, he informed the other commissioners and staff that he had tested positive for COVID-19. Commissioner Mitchell, as well as three staffers, had been with Commissioner Dayley most of the day on November 2 during the Treasure Valley Subcommittee’s meeting and had therefore been potentially exposed.

At this point, the Commission had less than a month to conclude its business. Believing it necessary under the circumstances to proceed expeditiously, and having sought counsel from the Office of the Attorney General, the Commission announced on the record at the November 4 business meeting that votes on the final plans would be taken at a 3:30 p.m. special meeting the next day. An agenda for the special meeting was posted on the Commission’s website and in the State Capitol at 2:13 p.m. on November 4, more than 24 hours before the special meeting was to take place.

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14 All proposed plans submitted by the public as well as the comments accompanying the plans may be found in Appendix XII.
At the meeting on November 5, after preliminary votes to set aside certain redistricting criteria described in I.C. § 72-1506(7) and (9), the Commission voted to adopt Plans L03 and C03. The vote on the Final Report remained scheduled for November 10. Following the November 5 meeting, it was brought to the attention of the Commission that the agenda posted for the special meeting on November 5 might not have complied with the provisions of the Open Meetings Law. To cure any potential violation, the Commission repeated the votes of November 5 at the November 10 meeting and concluded its business after adopting this report and delivering it to the Secretary of State.

Figure 2
Commission Discussion Drafts

*These were the draft redistricting plans introduced by the Commission for public discussion. From left to right: Plan L01, Plan C01, Plan C02.*

**Legal Criteria for Legislative Redistricting**

The Fourteenth Amendment of the United States Constitution prohibits a state from denying “to any person within its jurisdiction the equal protection of the laws.”\(^{15}\) This clause, the Equal Protection Clause, “guarantees the opportunity for equal participation by all voters in the election of state legislators” and requires that seats in both houses of a state legislature be apportioned on a population

\(^{15}\) U.S. Const. amend. XIV, § 1.
basis.\textsuperscript{16} A person’s right to vote for state legislators is unconstitutionally impaired when the weight of that person’s vote is “in a substantial fashion diluted” compared to the votes of citizens in other parts of the state.\textsuperscript{17} For this reason, the districts from which legislators are elected must be substantially equal in population, “so that the vote of any citizen is approximately equal in weight to that of any other citizen in the [s]tate.”\textsuperscript{18}

This constitutional requirement for substantial equality does not demand an “unrealistic overemphasis on raw population figures” or a “mere nose count in the districts.”\textsuperscript{19} A state, in creating districts, may “legitimately desire to maintain the integrity of various political subdivisions” and take into account other valid considerations, such as “natural or historical boundary lines.”\textsuperscript{20} In fact, not allowing the state to consider geographical factors “may be little more than an open invitation to partisan gerrymandering.”\textsuperscript{21} However, while maintaining county or other political subdivision boundaries “can justify small deviations, it cannot be allowed to negate the fundamental principle of one person, one vote.”\textsuperscript{22} Using political subdivision boundary lines in establishing state legislative districts is “constitutionally valid, so long as the resulting apportionment [is] one based substantially on population and the equal population principle [is] not diluted in any significant way.”\textsuperscript{23}

In general, a redistricting plan with a maximum population deviation under 10% is permissible, while a plan with larger disparities in population is \textit{prima facie} unconstitutional.\textsuperscript{24} Maximum population deviation:

\begin{quote}
expresses the difference between the least populous district and most populous district in terms of the percentage those districts deviate from the ideal district size. (The ideal district size is calculated by dividing the total population by the number of districts.) For
\end{quote}

\begin{itemize}
\item \textsuperscript{16} \textit{Reynolds v. Sims}, 377 U.S. 533, 566, 568 (1964).
\item \textsuperscript{17} \textit{Reynolds}, 377 U.S. at 568.
\item \textsuperscript{18} \textit{Reynolds}, 377 U.S. at 579.
\item \textsuperscript{19} \textit{Brown v. Thomson}, 462 U.S. 835, 843 (1983).
\item \textsuperscript{20} \textit{Reynolds}, 377 U.S. at 578-579.
\item \textsuperscript{21} \textit{Reynolds}, 377 U.S. at 579.
\item \textsuperscript{22} \textit{Hellar v. Cenarrusa}, 106 Idaho 586, 590 (1984).
\item \textsuperscript{23} \textit{Reynolds}, 377 U.S. at 578.
\item \textsuperscript{24} \textit{Brown}, 462 U.S. at 842-843, and \textit{Bonneville County v. Ysursa}, 142 Idaho 464, 467 (2005).
\end{itemize}
example, if among thirty-five districts, the least populous district is four percent below the ideal, and the most populous district is four percent above the ideal, the maximum population deviation would be 4−(−4), or eight percent.25

A maximum population deviation under 10% is no safe harbor, however.26 A redistricting plan with a maximum population deviation under 10% may be found unconstitutional if the deviation “results from some unconstitutional or irrational state purpose.”27 Additionally, a redistricting plan with a maximum population deviation under 10% will be held unconstitutional if the individual right to vote in one part of the state is substantially diluted compared to the individual right to vote in another part of the state.28 In other words, a redistricting plan is unconstitutional under the Equal Protection Clause, regardless of the maximum population deviation, if the weight of a person’s vote depends substantially on where in the state that person lives. The votes of citizens in one part of the state should not be given “two times, or five times, or 10 times the weight of votes of citizens in another part of the [s]tate,” as that would dilute the vote of those living in the “disfavored areas.”29

Essentially, in considering whether a redistricting plan violates the Equal Protection Clause, it is not enough to consider the mere size of the population disparities between districts; the “consistency of application and the neutrality of effect of the nonpopulation criteria” must also be considered, to ensure that the right to vote is not being diluted for some citizens based on the area in which they live.30 Inconsistent application of nonpopulation criteria will not justify population deviation.31

The Idaho Constitution provides nonpopulation criteria for the Commission to consider in the redistricting process. A county must remain whole unless it is “reasonably determined” that counties

25 Bonneville County, 142 Idaho at 474 n.1.
27 Bonneville County, 142 Idaho at 468.
28 Bonneville County, 142 Idaho at 468.
29 Reynolds, 377 U.S. at 562.
30 Brown, 462 U.S. at 845-846.
must be divided to comply with the United States Constitution. When a county must be divided to create legislative districts, *internal divisions*, which create districts wholly contained within a county, are favored over *external divisions*, which create districts that combine part of the county with another county. A county may not “be divided and aligned with other counties to achieve ideal district size if that ideal district size may be achieved by internal division of the county.” When it is necessary to combine counties to create a district, the counties in the district must be contiguous.

Idaho statute provides additional nonpopulation redistricting criteria, some of which echo or expand on federal and state constitutional criteria. These statutory criteria are either mandatory or advisory. Under the mandatory criteria, a redistricting plan shall:

- Be based on population data reported by the United States Census Bureau. This census data shall be the exclusive permissible data;
- Preserve traditional neighborhoods and local communities of interest to the maximum extent possible;
- Create districts that are substantially equal in population;
- Avoid dividing counties;
- Include districts composed of contiguous counties when counties must be divided;
- Retain local voting precinct boundaries, unless this requirement is waived by Commission vote;
- Not divide counties to protect a political party or an incumbent; and
- Include districts that, when containing more than one county or a portion of a county, are directly connected by an interstate, a U.S. highway, or a state highway, unless this

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32 Idaho Const. art. III, § 5, and *Bingham County*, 137 Idaho at 874.
33 Idaho Const. art III, § 5, and *Bingham County*, 137 Idaho at 874.
34 *Bingham County*, 137 Idaho at 874.
35 Idaho Const. art. III, § 5.
requirement is waived by Commission vote.\textsuperscript{37}

Under the advisory criteria, a redistricting plan should:

- Avoid oddly shaped districts; and
- Keep divisions per county to a minimum.\textsuperscript{38}

When the various redistricting criteria conflict with each other, there is a hierarchy of applicable law in creating a redistricting plan.\textsuperscript{39} First, the United States Constitution — its requirement for substantially equal population — must be satisfied; following that, the requirements of the Idaho Constitution must be met; and only then may statutory criteria be considered, with mandatory criteria ranking above advisory criteria.\textsuperscript{40} “A lower ranking source of law in this hierarchy is ineffective to the extent that it conflicts with a superior source of law.”\textsuperscript{41}

The effect of this hierarchy is to place the prohibition on unnecessary county division above all criteria except equal protection. A redistricting plan must begin with the premise that the counties will not be split unless it is necessary to meet standards of equal protection. If it is necessary to go outside county boundaries to form a district, considerations in § 72-1506 come into play, such as joining communities of interest and avoiding oddly shaped districts. These are factors to be considered, but they are subordinate to the constitutional standard of voter equality and the restrictions in the Idaho Constitution upon splitting counties except to achieve that voter equality.\textsuperscript{42}

In other words, the prohibition on unnecessary county division is a threshold standard and the “baseline for consideration within the state system — trumps only by the [c]onstitutional need for equal protection.”\textsuperscript{43} To the “extent possible, counties should not be split, or the splits should be kept to the minimum possible while meeting equal protection standards.”\textsuperscript{44}

\begin{footnotes}
\item[37] I.C. § 72-1506.
\item[38] I.C. § 72-1506 (4) and (5).
\item[39] Twin Falls County, 152 Idaho at 348.
\item[40] Twin Falls County, 152 Idaho at 348-350.
\item[41] Twin Falls County, 152 Idaho at 348.
\item[42] Bingham County, 137 Idaho at 874.
\item[43] Bingham County, 137 Idaho at 876.
\item[44] Bingham County, 137 Idaho at 875.
\end{footnotes}
With this legal hierarchy in place, the Commission, in drafting potential redistricting plans and in evaluating proposed plans submitted by the public, treated as threshold standards both substantially equal population and minimum county divisions. Only after these standards were satisfied did the Commission consider and weigh the criteria provided in statute.

**Equal Protection and County Division**

While numeric equality between districts is not the only redistricting criterion the Commission is obliged to consider, it is the first and most important one. In creating legislative districts, the Commission must “make an honest and good faith effort to construct districts, in both houses of its legislature, as nearly of equal population as practicable.”\(^{45}\) This principle, known as the “one person, one vote” principle, allows small deviations from a strict population standard only if the deviations are based on “legitimate considerations incident to the effectuation of a rational state policy.”\(^{46}\)

Idaho’s total state population, as determined by the 2020 census, is 1,839,106. The ideal district size — the quotient of the total state population divided by the total number of districts, 35 — is 52,546. That number — 52,546 — must serve as the Commission’s polestar, and each deviation in each district from that number must result from service to a rational state policy, legitimately applied.

As discussed above, plans with a maximum population deviation less than 10% are generally constitutional but are unconstitutional if the deviation results from an irrational purpose or if the individual right to vote in some parts of the state is diluted as compared to others. Even a deviation meant to serve a rational state policy is impermissible if the application of the policy is inconsistent, arbitrary, or discriminatory. Nonpopulation criteria may justify deviation from the ideal district size only if they are applied consistently and neutrally.

The Commission determined that a good faith effort to achieve voter equality — the standard

\(^{45}\) *Reynolds*, 377 U.S. at 577.

\(^{46}\) *Reynolds*, 377 U.S. at 579.
mandated by the United States Supreme Court in *Reynolds* — requires staying as close as possible to the ideal district size while still effectuating state policy. The Commissioners agreed that in no instance would they craft a district that deviated more than 5% over or under the ideal district size, unless the district was an outlier and there was an extraordinarily compelling reason for the larger deviation.

The Commission’s rationale here was threefold. First, any district deviation that was over or under 5% from the ideal district size would put pressure, perhaps significant, on other districts to have a minimal deviation. Otherwise, the plan might violate the 10% guideline for constitutionality. If, for example, one district was very underpopulated, with a deviation of -7.5%, then every other district in the state would require a deviation less than +2.5%. The Commission did not believe, absent an extraordinary reason, that the people in one district deserved such preferential treatment at the expense of the people in the rest of the state.

Second, the Commission believed that a lopsided deviation might well represent an arbitrary and inconsistent application of state policy, especially if an exception were made for multiple districts, instead of one outlier district with unique geographical challenges.

Finally, the Commission suspected that a lopsided deviation, which would represent significant overpopulation or underpopulation of a district — a difference of thousands of people — could result in dilution of the individual right to vote and the diminishment of effective representation. Constituents in a heavily overpopulated district, for example, could not be said to enjoy approximately the same access to their legislators as constituents in more underpopulated districts.

The Commission’s approach ultimately yielded **Plan L03**, which has a 5.84% maximum population deviation and divides eight counties. The Commission’s detailed rationale for dividing eight counties is explained in the General Legislative Plan Findings below. However, five proposed plans

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47 Proposed plans submitted by the public and the comments accompanying those plans appear in Appendix XII of this report.
submitted by the public divided only seven counties. After closely analyzing the plans, the Commission finds that each would likely violate the Equal Protection Clause and that they are also inconsistent with other principles applicable to the redistricting process.

Figure 3
Plan L075
Two of the plans, L071 and L077, both have maximum population deviations of 12.72%, which means they are *prima facie* unconstitutional. Two more, L075 and L076, have a maximum population deviation of 9.97%, and the last one, L079, has a maximum population deviation of 10%. These last three plans have significant defects and stand on dubious equal protection grounds.

L075 and L076 are presumptively constitutional, if barely. But that is not the end of the analysis. As mentioned above, the 10% guideline is not a safe harbor; a plan with a presumptively constitutional deviation may still be found unconstitutional if the deviation results from an unconstitutional, irrational, inconsistent, or discriminatory state purpose.

The plain purpose of L075 is to achieve a seven-county-split plan. This is not a plan one would draw if equal protection were the primary purpose being served. The five northernmost districts in the state are all underpopulated to an extreme degree, with deviations of either -7.25% (Districts 1, 2, 3, and 4) or -7.24% (District 5). District 6 is also significantly underpopulated, with a -6.6% deviation. Outside of North Idaho, Districts 10 through 26, along with 28, 31, and 33, are all overpopulated, with ten districts — 11, 12, 14, 17, 18, 19, 20, 22, 23, and 33 — at the top end of the deviation range, +2.72%. Three more districts, 10, 15, and 16, have a deviation of +2.71%; one district, 24, has a deviation of +2.7%; two districts, 13 and 21, have a deviation of +2.69%; and one district, 26, has a deviation of +2.68%. There is a difference of over 5,200 people between the least and most populated districts in L075. In legislative districts, that is a significant disparity.

If the Commission adopted L075 as its redistricting plan, the Commission could not sincerely claim that it attempted, in good faith, to achieve voter equality. This becomes obvious when the district boundary lines in some of the overpopulated districts are examined. Consider the boundary line between Districts 11 and 12 in Figure 4 on the next page. The yellow line is the district boundary, while the straight horizontal line running above it is Ustick Road — a major thoroughfare and therefore an attractive prospect for a district boundary. One common theme that emerged in the public testimony
and comments submitted to the Commission is that roads, especially major roads, make for good district boundaries. But the district boundary in Figure 4 does not follow the obvious straight line. Rather, the boundary meanders about on no set course, carving out census blocks here and there, following no logic or reason except this: to ensure that the people in the white, unshaded census blocks stay in District 11, so that District 12’s population does not increase. If the boundary were cleaned up even slightly, so that the 38 people in the census blocks marked by red arrows were moved to District 12 instead of District 11, then that would raise the deviation of District 12 to +2.79%, making the maximum population deviation of \textbf{L075} 10.04% and the plan \textit{prima facie} unconstitutional.

![Figure 4](image.png)

**Figure 4**
Boundary Line between Districts 11 and 12
Plan L075

\textsuperscript{48} See \textit{e.g.} the testimony of Phil McGrane, Ada County Clerk, in the Meridian Public Hearing Minutes, September 16, which may be found in Appendix III.
In the opinion of the Commission, a sincere commitment to equal protection — a *good faith* commitment to equal protection — requires more than drawing an irregular line so that 38 people fall on one side of the line instead of the other. If a plan requires irrational boundary manipulation to fall just under the 10% guideline, then the plan is, at the very least, constitutionally suspect.

In making this analysis, the Commission does not mean to imply that anyone who submitted a seven-county-split plan did so for improper purposes. The Commission sincerely appreciates the efforts and participation of all the Idahoans who submitted maps and provided guidance to the Commission.

But if equal protection is to mean anything, it must mean more than drawing irregular lines to capture 38 people for one district instead of another. Commitment to equal protection requires aiming for 0% deviation, not 10%. Commitment to equal protection requires being able to justify deviations with a rational state policy, consistently and neutrally applied.

It is undoubtedly a rational state policy to preserve county integrity as much as possible. But that interest must be served consistently and in a way that complies with both the federal and state constitutions, and the Commission finds that L075 does neither. In addition to the equal protection problems discussed above, the plan fails to preserve county integrity. Though it does indeed divide only seven counties, it accomplishes this by dividing Bonner County — population 47,110 — into three separate legislative districts. In District 1, part of Bonner is combined with Boundary County; in District 2, part of Bonner is combined with Shoshone County and part of Kootenai County; and in District 3, part of Bonner is combined with part of Kootenai.

The reason this is problematic is that Article III, Section 5 of the Idaho Constitution provides that a county may be divided for only one reason: to comply with the United States Constitution. As the Idaho Supreme Court stated in *Twin Falls County v. Idaho Commission on Redistricting*, the word “only”
means “solely.”

“A county can be divided solely for one reason” — to comply with equal protection. Thus, a county cannot be divided, once or more than once, just to spare another county from being divided. The protection of counties is a provision of the Idaho Constitution, not the United States Constitution.

If a redistricting plan divides a county, such as Bonner, for a reason other than equal protection, then the plan is invalid under the Idaho Constitution. And there is no equal protection standard that justifies dividing Bonner County more than once. Mathematically, Bonner County is smaller than the ideal district size and should not be divided at all. As explained in General Legislative Plan Finding 4.A., the Commission found it necessary, due to the population distribution in North Idaho, to split Bonner once, but finds no equal protection justification for splitting Bonner twice. Indeed, the division of Bonner into three districts might not even be necessary to produce a map that divides only seven counties. Plan L079, another seven-county-split plan, divides Bonner into two districts, not three.

Based on the analysis above — because Plan L075 significantly underpopulates one region of the state at the expense of other regions, thus making the weight of a citizen’s vote dependent on where in the state the citizen lives, and because Bonner County is divided for reasons unrelated to equal protection — the Commission finds that Plan L075 is constitutionally unviable and should not be adopted as Idaho’s legislative redistricting plan.

Plan L076 shares many of the same problems that L075 has. Six of the North Idaho districts are, again, significantly underpopulated. Bonner County is, again, unnecessarily divided into three districts. The systematic underpopulation of North Idaho puts so much pressure on the rest of the plan that 26 districts — almost 75% of them — are overpopulated. Seven of them — 11, 12, 14, 17, 18, 19, 20, and 33 — are at the top end of the maximum population deviation. Many district boundaries are similar to

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49 *Twin Falls County*, 152 Idaho at 349.
50 *Twin Falls County*, 152 Idaho at 349 (emphasis in original).
those in L075, and similarly arbitrary; again, these boundaries seem to have been manipulated specifically to keep the maximum population deviation just under 10%. The Commission therefore finds that Plan L076 is constitutionally unviable, for the same reasons that L075 was.

Plan L079 is in some ways a more attractive plan than either L075 or L076. The district boundary lines seem cleaner and less arbitrary. Bonner County is divided into two districts, not three. But L079 has a maximum population deviation of exactly 10%.

Courts have been somewhat imprecise in describing how a maximum population deviation of exactly 10% should be viewed. The United States Supreme Court observed in Brown v. Thomson, 462 U.S. 835, 843 (1983), that plans with a maximum population deviation under 10% generally fall within the category of permissible minor deviations, while “a plan with larger disparities in population...creates a prima facie case of discrimination and therefore must be justified by the state.”51 This would imply that a deviation of exactly 10% is prima facie unconstitutional. However, at other times, the United States Supreme Court has described plans with a maximum population deviation above 10% as being prima facie unconstitutional.52

Assuming arguendo that no presumption applies to a plan with a maximum population deviation of exactly 10%, or that a plan with a maximum population deviation of exactly 10% is presumptively constitutional, the Commission nevertheless finds that Plan L079 does not satisfy equal protection standards for much the same reason that L075 and L076 did not: the significant underpopulation of the North Idaho districts at the expense of much of the rest of the state does not serve the cause of voter equality.

What all five seven-county-split plans demonstrated to the Commission is this: in order for the Commission to adopt such a plan, it would have to significantly underpopulate several North Idaho

51 Brown, 462 U.S. at 842-843.
52 See e.g. Evenwel v. Abbott, 578 U.S. 54 (2016).
districts, and furthermore, it would have to draw irregular district boundary lines to achieve a presumptively acceptable maximum population deviation. Drawing more regular boundary lines to avoid voter confusion would likely put the state in the position of having to justify a plan with a maximum population deviation of more than 10%. In light of existing precedent from both the United States Supreme Court and the Idaho Supreme Court, the Commission did not believe it could justify a seven-county-split plan.

To the Commission’s knowledge, the Idaho Supreme Court has never upheld a legislative redistricting plan with a maximum population deviation of 10% or more. In three cases — *Bingham County v. Idaho Commission for Reapportionment*, Smith v. Idaho Commission on Redistricting, and *Hellar v. Cenarrusa* — the Idaho Supreme Court invalidated plans with deviations of, respectively, 11.79%, 10.69%, and 32.94%.

However rational Idaho’s policy of maintaining county integrity might be, the Idaho Constitution itself makes clear that the policy is subordinate to the requirements of equal protection, and the Commission is skeptical of its ability to justify any plan that appears to systematically underpopulate, to a significant degree, six districts in one region of the state. In coming to this conclusion, we have found the case *Larios v. Cox* instructive. In that case, a federal court found Georgia’s legislative redistricting plan unconstitutional. The plan had a maximum population deviation of 9.98% but “intentionally and systematically” underpopulated districts in certain parts of the state while overpopulating districts in other parts of the state. The federal court took a dim view of how the plan drafters, rather than making an effort to equalize districts throughout the state, only shifted “as much population...as they thought necessary to stay within a total population deviation of 10%.” The decision was affirmed without

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57 *Larios*, 300 F.Supp.2d at 1331.
comment by the United States Supreme Court, but in a concurring opinion, Justice Stevens remarked that “regionalism is an impermissible basis for population deviations.”

Whether the underlying purpose of a seven-county-split map is a sincere effort to effectuate Idaho’s policy against county division or a discriminatory effort to give people in one region more voting power than people in the rest of the state, the effect is the same: North Idaho voters are favored and voters in other parts of the state are disfavored. Either way, the Commission does not believe these maps reflect the application of equal protection as the primary principle in redistricting.

Based on the analysis above, and for the reasons explicated in the General Legislative Plan Findings below, the Commission finds that the minimum number of counties that must be divided to comply with equal protection standards is eight.

**General Legislative Plan Findings**

Having reviewed Idaho’s 2020 population data provided by the United States Census Bureau pursuant to Public Law 94-171, having considered the law, testimony, and public comments pertinent to legislative redistricting in Idaho, and having considered the proposed legislative redistricting plans submitted by members of the public, the Commission unanimously makes the following findings:

1. **Number of Districts.** Article III, Section 4 of the Idaho Constitution provides that the “members of the legislature following the decennial census of 2020 and each legislature thereafter shall be apportioned to thirty-five legislative districts of the state.” As this is a constitutional mandate, the Commission has adopted a plan with 35 districts.

2. **Population and Ideal District Size.** The total state population, as determined by the 2020 decennial census, is 1,839,106. The ideal district size — the quotient of the total state population divided by the total number of districts — is 52,546.

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59 Proposed plans submitted by the public, and any comments accompanying such plans, may be reviewed in Appendix XII.
3. **County Divisions — Population.** Seven counties — Ada, Bannock, Bonneville, Canyon, Kootenai, Madison, and Twin Falls — have a population exceeding the ideal district size. Six of these counties must be divided to satisfy equal protection standards.

   **A. Ada County.** Ada is the state’s most populous county, with 494,967 people. Mathematically, this predicts nine internal districts, with a remainder of 22,053. Evenly dividing 22,053 people among nine districts would result in districts with a population of 54,996. This would be 2,450 above the ideal district size, for a +4.7% deviation. If Ada were divided into ten internal districts, each with a population of 49,497, then the population of each district would be 3,049 below the ideal district size, for a deviation of -5.8%. It is mathematically possible to draw only internal districts in Ada County, but either nine or ten internal districts would deviate a great deal from the ideal district size. Because lower deviations are possible with external divisions of Ada County, and because the Commission is obligated, under the Equal Protection Clause and the *Reynolds* line of cases, to make a good faith effort to achieve ideal district size, the Commission finds that Ada County should be externally split.

   **B. Bannock County.** Bannock’s population is 87,018. Mathematically, this predicts one internal district, with a remainder of 34,472. If Bannock were made into one self-contained district, the population of the district would be 34,472 above the ideal district size, for a +65.6% deviation. If Bannock were divided into two internal districts, each with a population of 43,509, then the population of each district would be 9,037 below the ideal district size, for a -17.2% deviation. It is mathematically impossible to create a

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60 To find the percentage of deviation: (1) subtract the ideal district size from the actual district size; (2) divide the difference by the ideal district size; and (3) multiply the quotient by 100. For example, if the actual district size is 55,000 and the ideal district size is 50,000, then the deviation would be 10%: 55,000 – 50,000 = 5,000; 5,000/50,000 = 0.1; 0.1 x 100 = 10.
redistricting plan that presumptively satisfies equal protection standards without externally splitting Bannock County. Therefore, Bannock County must be externally split.

C. **Bonneville County.** Bonneville’s population is 123,964. Mathematically, this predicts two internal districts, with a remainder of 18,872. Evenly dividing 18,872 people between two districts would result in districts with a population of 61,982. This would be 9,436 above the ideal district size, for a +18% deviation. If Bonneville were divided into three internal districts, each with a population of 41,321, then the population of each district would be 11,225 below the ideal district size, for a deviation of -21.4%. It is mathematically impossible to create a redistricting plan that presumptively satisfies equal protection standards without externally splitting Bonneville County. Therefore, Bonneville County must be externally split.

D. **Canyon County.** Canyon is the second most populous county in the state, with 231,105 people. Mathematically, this predicts four internal districts, with a remainder of 20,921. Evenly dividing 20,921 people among four internal districts would result in districts with a population of 57,776. This would be 5,230 above the ideal district size, for a +10% deviation. If Canyon were divided into five internal districts, each with a population of 46,221, then the population of each district would be 6,325 below the ideal district size, for a deviation of -12%. It is mathematically impossible to create a redistricting plan that presumptively satisfies equal protection standards without externally splitting Canyon County. Therefore, Canyon County must be externally split.

E. **Kootenai County.** Kootenai’s population is 171,362. Mathematically, this predicts three internal districts, with a remainder of 13,724. Evenly dividing 13,724 people among three internal districts would result in districts with a population of 57,121. This would be 4,575 above the ideal district size, for a +8.7% deviation. If Kootenai were
divided into four internal districts, each with a population of 42,841, then the population of each district would be 9,705 below the ideal district size, for a -18.5% deviation. It is mathematically impossible for a redistricting plan to presumptively satisfy equal protection standards if it includes four internal districts in Kootenai County. While it might be mathematically possible, if unlikely, for a redistricting plan to satisfy equal protection standards if it includes three internal districts in Kootenai County, the Commission finds that a +8.7% deviation is unacceptably high. Because lower deviations are possible with external divisions of Kootenai County, and because the Commission is obligated, under the Equal Protection Clause and the Reynolds line of cases, to make a good faith effort to achieve ideal district size, the Commission finds that Kootenai County should be externally split.

F. Madison County. Madison’s population is 52,913. This is only 367 above the ideal district size, for a deviation of +0.7%. This deviation is constitutionally insignificant. Madison County should be a self-contained district.

G. Twin Falls County. The population of Twin Falls is 90,046. Mathematically, this predicts one internal district, with a remainder of 37,500. If Twin Falls were made into one self-contained district, the population would be 37,500 above the ideal district size, for a deviation of +71.4%. If Twin Falls were divided into two internal districts, each with a population of 45,023, then the population of each district would be 7,523 below the ideal district size, for a deviation of -14.3%. It is mathematically impossible to create a redistricting plan that presumptively satisfies equal protection standards without externally splitting Twin Falls County. Therefore, Twin Falls County must be externally split.

4. County Divisions — Other. Two counties, Bonner and Nez Perce, must be divided to satisfy
equal protection standards, even though they do not, by themselves, have a large enough population to justify division.

A. **Bonner County.** For the following reasons, Bonner County must be divided so that part of it forms a district with Boundary County and part of it joins with a district to the south. Boundary is the state’s northernmost county, with a population of 12,056. This is too low for Boundary to be a self-contained district. To satisfy equal protection standards, Boundary must be joined with another county, and to satisfy Article III, Section 5 of the Idaho Constitution, Boundary must be joined with a contiguous county. To the north, west, and east, Boundary borders other jurisdictions — British Columbia, Washington, and Montana. The only county in Idaho that borders Boundary is Bonner, with a population of 47,110. One legislative district containing the whole of both counties would have a population of 59,166 — 6,620 above the ideal district size, for a deviation of +12.6%. It is mathematically impossible for a redistricting plan with such a district to presumptively satisfy equal protection standards. Therefore, Bonner County must be divided, part of it combining in a district with Boundary, and part of it combining with counties to the south. Like Boundary, Bonner has a limited number of potential partners in a district, as its western and eastern neighbors, Washington and Montana, are other jurisdictions.

B. **Nez Perce County.** Six contiguous northern counties — Boundary, Bonner, Kootenai, Shoshone, Benewah, and Clearwater — together have a population of 261,961. Dividing that number by the ideal district size predicts five districts for these six combined counties, and **Plan L03**, adopted by the Commission, in fact allots five districts to these six counties.

The next three counties — Latah, Nez Perce, and Lewis — have a combined
population of 85,140, which mathematically predicts 1.62 districts. A district containing all three counties would exceed the ideal district size by 32,594, for an unconstitutional deviation of +62%. Each county is too small to be a self-contained district. Nez Perce, the most populous, has a population of 42,090, which deviates -19.9% from the ideal district size; Latah has a population of 39,517, which deviates -25% from the ideal district size; and Lewis has a population of 3,533, which deviates -93.3% from the ideal district size. No district combining two counties of the three would comply with constitutional requirements: Latah and Nez Perce are contiguous, but their combined population is 81,607, which deviates +55.3% from the ideal district size; Latah and Lewis are not by themselves contiguous, and even if they were, their combined population would deviate -18.1% from the ideal district size; and Nez Perce and Lewis, while contiguous, would together deviate -13.2% from the ideal district size. Combining these two counties together would also leave Latah stranded, with no contiguous county to combine it with.

What the Commission finds in this part of the state is a Gordian knot that must be untangled or cut through. Equal protection and the command in the Idaho Constitution to keep counties whole are in tension, but the Idaho Constitution resolves the dilemma by providing that its requirements must yield to those of the United States Constitution.

To create districts of acceptable population including these counties, Latah, Nez Perce, and Lewis Counties must be combined with counties farther south. Idaho County is contiguous with both Nez Perce and Lewis, and Adams County is contiguous with Idaho County. The five counties together have a population of 106,060; dividing that by the ideal district size would predict 2.02 districts. However, the only one of these
counties adjacent to Latah is Nez Perce. Therefore, Latah can form a district with one or more of the counties farther south only if part of Nez Perce County acts as a bridge between them. Based on this analysis, the Commission finds that Nez Perce County must be split.

5. **County Joinder.** Thirty-seven counties have populations lower than the ideal district size and must be joined with contiguous counties to form districts.

6. **Traditional Neighborhoods and Local Communities of Interest.** I.C. § 72-1506(2) does not define “traditional neighborhood” or “local community of interest.” Case law also does not provide any clarity on what constitutes a “traditional neighborhood;” therefore, the Commission has applied the common understanding of the term “neighborhood”: that is, an area, typically residential, within a larger community that shares common characteristics.

   Case law does offer some guidance on what a community of interest is, including “whether the residents in the district regard themselves as a community, whether the residents in the district live in urban or rural areas, and whether the tentacles, appendages, or parts of the district share common transportation lines and media sources.”

   Public testimony focused almost exclusively on communities of interest, not neighborhoods. Based on court guidance and public testimony, the Commission finds that communities of interest include, but are not limited to, cities, tribal reservations, and, at times, neighboring cities or counties. More generally, the Commission finds that a community of interest is a group of people who share similar legislative concerns. Where possible, the Commission has attempted to keep communities of interest together. However, the strict legal hierarchy governing legislative redistricting, which

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61 *Bingham County*, 137 Idaho at 877.
62 The Commission sincerely wished to accommodate the request of the Shoshone-Bannock Tribes to combine most of the reservation in a district with Bingham County but found it impracticable for both equal protection and county integrity reasons. The Commission details the problem for possible consideration by Idaho policymakers in the Letter to Appointing Authorities, Appendix XV.
prioritizes equal population and maintaining whole counties, limits the Commission’s capacity to do so.

7. **Oddly Shaped Districts.** I.C. § 72-1506(4) does not define “oddly shaped.” Case law offers some guidance in determining what constitutes an oddly shaped district, including whether the district is distorted or elongated, has shoestring connections, disperses urban populations into rural areas, or splits up established areas, such as political subdivisions.63 Idaho’s unique shape, unusually shaped counties, uneven population distribution, and rugged topographic features limit the Commission’s ability to draw compact square or rectangular districts — i.e., districts that appear to be normally shaped. However, the Commission has avoided the hallmarks of oddly shaped districts where possible.

8. **Precincts.** Under I.C. § 72-1506(7), a redistricting plan is required to retain local precinct boundary lines, unless the Commission finds that it cannot complete its duties by fully complying with this requirement. The Commission makes this finding by a unanimous vote and describes below, in the Specific Legislative Plan Findings, where precincts have been divided and the reasons for doing so.

9. **Political Parties and Incumbents.** I.C. § 72-1506(8) prohibits dividing counties to protect political parties or incumbents. The Commission explained its rationale for dividing counties in General Legislative Plan Findings 3 and 4, and the Commission specifically notes that it has not divided any county to protect a political party or an incumbent. When adopting a plan, the Commission declined to consider public testimony or public submissions regarding partisan interests or the home addresses of incumbents. Additionally, the Commission declined to include political or incumbent data in the Maptitude software program it used for redistricting.

10. **Highway Connection.** Under I.C. § 72-1506(9), if a district contains more than one county or a portion of a county, then the counties or the portion must be directly connected by an interstate or by a federal or state highway. As with the requirement to keep voting precincts intact, this requirement may be waived if the Commission finds that it cannot complete its duties by fully complying with this

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63 *Bingham County*, 137 Idaho at 876.
requirement. The Commission makes this finding by a unanimous vote and describes below, in the Specific Legislative Plan Findings, the districts that do not comply with this requirement.

11. **Discretion.** In something as inherently political and controversial as legislative redistricting, it is common for well-informed, well-meaning people to ardently disagree. The Commission, as the decision-making body, has tried in good faith to honor public opinion where possible, but “public opinion” is not always uniform. Even when a request is popular, granting the request might not be feasible. Apportioning the legislature is a matter of discretion and judgment. In the “high-wire act that is legislative district drawing,” many people have sincere, strongly held opinions about how districts should be drawn, and many of those sincere, strongly held opinions conflict with each other. In trying to balance conflicting requests, the Commission’s discretion and judgment were most influenced by what would best serve the interests of equal protection.

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*Figure 5*

Adopted Plan L03

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64 See e.g. the Commission’s “Four Counties” analysis in Specific Legislative Plan Finding 44.A.
65 Bonneville County, 142 Idaho 472.
Specific Legislative Plan Findings

12. **Plan L03.** The Commission hereby adopts, by a unanimous vote, **Plan L03** as Idaho’s legislative redistricting plan.

13. **Data.** The population data used in drafting Plan L03 was exclusively census data. The plan was drafted using the Maptitude software program, purchased by the Commission from the Caliper Corporation.

14. **Maximum Population Deviation.** The maximum population deviation for Plan L03 is 5.84%. The least populated district, 30, has a deviation of -3.77%. The most populated district, 26, has a deviation of +2.07%. Both districts are composed entirely of whole counties: Bingham and Butte in District 30, and Blaine, Lincoln, and Jerome in District 26. These deviations are justified by the requirement, provided in the Idaho Constitution, to keep counties whole as allowed by equal protection. None of these five counties is populous enough to justify division for equal protection purposes, and the district deviations are not great enough to dilute or otherwise negatively impact the individual right to vote in any part of the state. The Commission finds that a 5.84% maximum population deviation is permissible under the Equal Protection Clause.

15. **District Deviations.** Twelve districts in Plan L03 deviate less than 1%, either plus or minus, from the ideal district size. Fourteen districts in Plan L03 deviate between 1% and 1.99%, either plus or minus, from the ideal district size. Seven districts have a deviation between 2% and 3%, either plus or minus, from the ideal district size. Only two districts deviate more than 3% from the ideal district size. Seventy-four percent of the districts in Plan L03 are within 2% of the ideal district size. These deviations arose out of the Commission’s effectuation of rational state policies, specifically those provided in

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66 At the remote testimony hearing on October 12, 2021, Lauren Bramwell, representing the ACLU of Idaho, urged the Commission to apportion incarcerated individuals to their home districts, rather than to the district in which they were confined. The Commission respects this request but finds it legally infeasible. Home addresses of incarcerated individuals are not provided in the census data, and the Commission is statutorily limited to using census data exclusively. We find that granting the ACLU of Idaho’s request would require a change in Idaho law.
Article III, Section 5 of the Idaho Constitution and I.C. § 72-1506. The Commission finds that all district deviations from the ideal district size are minor and permissible under the Equal Protection Clause.

16. **County Divisions.** The Commission has determined that the minimum number of counties that need to be divided to satisfy equal protection requirements is eight. As discussed above, evidence in the Commission’s record suggests that seven-county-split plans are discriminatory under the Equal Protection Clause, as they consistently and significantly underpopulate districts in North Idaho at the expense of voters in other parts of the state, such that the weight of a person’s vote depends on the location in the state where that person lives.

17. **District Boundaries.** The following findings for each district include a general description of the district’s boundaries. A detailed report listing the census blocks in each district may be found in Appendix VI.

![Figure 6](image)

**Figure 6**
District 1, Plan L03

18. **District 1.** This district consists of Boundary County and most of Bonner County. It has a population of 53,610, deviating +2.02% from the ideal district size.

   A. **Traditional Neighborhoods and Local Communities of Interest.** Residents of communities around and near Lake Pend Oreille, particularly residents of Sagle, testified
to the Commission about feeling connected to Sandpoint, the area’s economic hub. Many of these people felt they had been disconnected from their community of interest during the past ten years, having been included in a district that excluded Sandpoint but included Idaho County, much farther south. Based on this testimony, the Commission strove to keep these communities in the same district as Sandpoint to the extent possible. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** The western, northern, and eastern boundaries of District 1 are determined by political geography, being partly coterminous with Idaho’s borders with Washington and Montana and wholly coterminous with Idaho’s border with British Columbia. Part of the southern boundary is Bonner County’s boundary with Kootenai County. The remaining portion of the southern boundary is drawn to exclude 5,556 Bonner County residents from District 1 and apportion them to District 2. This was done to ensure that District 1 had a population that was permissible under equal protection standards.

C. **County Division, Joinder, and Contiguity.** This district contains all of Boundary County and most of Bonner County. As explained in General Legislative Plan Finding 4.A. above, the division of Bonner County was found necessary for equal protection purposes. Boundary County is too small to constitute its own district and must be combined with part of Bonner to form a district of acceptable size. Boundary County and the portion of Bonner County combined with it in District 1 are contiguous.

D. **Precinct Boundary Retention.** One Bonner County precinct, Edgemere, was divided in

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67 See e.g. Sandpoint Public Hearing Minutes, September 22, 2021, Appendix III; and Written Testimony of Susan Drumholler (September 20, 2021), Judy Meyers (September 20, 2021), and Barbara Schriber (September 20, 2021), Appendix XIII.
the creation of this district. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7). Edgemere Precinct has a population of 2,934. In apportioning more than 5,000 Bonner County residents to District 2 to comply with equal protection requirements, the Commission found it necessary to allocate 1,892 Edgemere residents to District 2.

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Bonner County for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** Boundary County and the portion of Bonner County included in this district are connected by U.S. Route 95, which is part of the United States highway system.

![Figure 7](image)

**Figure 7**
District 2, Plan L03

19. **District 2.** This district consists of a portion of Bonner County, a portion of Kootenai County, and all of Benewah, Shoshone, and Clearwater Counties. The district has a population of 52,071,
deviating -0.9% from the ideal district size. In addition to the total populations of Benewah, Shoshone, and Clearwater Counties, 5,556 Bonner County residents and 15,082 Kootenai County residents are included in this district.

A. **Traditional Neighborhoods and Local Communities of Interest.** As a geographically large, multicounty district, District 2 does not in itself constitute a neighborhood or a true community of interest. The Commission finds that equal protection standards and the Idaho Constitution’s requirement to keep counties whole where possible will at times necessitate the creation of geographically large districts that combine multiple communities of interest, as in the case of District 2. However, the Commission finds that the areas included in District 2 — primarily rural or small communities — share similar legislative concerns. The Commission further finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** The boundaries of District 2 are determined largely by political geography. The western boundaries are coterminous with part of Idaho’s border with Washington, with precincts in Kootenai County, and with Shoshone and Clearwater’s boundaries with Latah County. The eastern boundary of the district is coterminous with part of Idaho’s border with Montana. The southern boundaries of the district are coterminous with Benewah’s boundary with Latah County and with Clearwater’s boundaries with Idaho and Lewis Counties.

C. **County Division, Joinder, and Contiguity.** This district contains a portion of Bonner County, a portion of Kootenai County, and all of Benewah, Shoshone, and Clearwater Counties. The latter three counties are all too small to form self-contained districts and must be combined with other counties to form districts of acceptable size. The rationale for dividing Bonner and Kootenai was described in General Legislative Plan Findings 3.E.
and 4.A. The portion of Bonner County in District 2 is contiguous with the portion of Kootenai County, which in turn is contiguous with Benewah and Shoshone Counties. Shoshone County is contiguous with Clearwater County. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** One Bonner County precinct, Edgemere, was divided in the creation of this district, for the reason explained in Specific Legislative Plan Finding 18.D. Two Kootenai County precincts were also divided in the creation of this district. Asa Gray, Kootenai County elections manager, advised the Commission that Kootenai County intends to redraw precinct boundary lines after redistricting concludes.\(^{68}\) These precinct divisions were warranted in creating a district of acceptable size, and the Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Bonner County or Kootenai County for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is not directly connected by roads and highways that are part of the interstate system, the U.S. highway system, or the state highway system. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(9).

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\(^{68}\) See Testimony of Asa Gray, Coeur d’Alene Public Hearing Minutes, September 22, 2021, Appendix III.
A. **Traditional Neighborhoods and Local Communities of Interest.** District 3 includes the communities of Rathdrum, Hayden, Hayden Lake, and Dalton Gardens, which, as cities, are communities of interest. They are also neighboring cities, and the Commission finds that they share a community of interest and legislative interests with each other. The Commission further finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** The district boundaries include political boundaries, roads, and a railroad. The western boundary is coterminous with part of Idaho’s border with Washington. The northern boundaries and eastern boundaries follow precinct boundary lines, and the southern boundaries are the railroad and several roads.

C. **County Division, Joinder, and Contiguity.** The internal division of Kootenai County is necessary for equal protection purposes, as explained in General Legislative Plan Finding.
3.E. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. Precinct Boundary Retention. Several Kootenai County precincts were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Asa Gray, Kootenai County elections manager, advised the Commission that Kootenai County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. Political Parties and Incumbents. The Commission specifically affirms that it has neither divided Kootenai County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. Highway Connection. This district is connected by U.S. Route 95, part of the United States highway system.

Figure 9
District 4, Plan L03
52,384, which deviates -0.31% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** District 4 includes most of Coeur d’Alene as well as Fernan Lake Village. Coeur d’Alene, as a city, is a community of interest, and public testimony reflected a strong conviction that Fernan Lake Village shares a community of interest with Coeur d’Alene. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** The boundaries of this district are influenced by but do not entirely adhere to the city limits of Coeur d’Alene, which has a population of 54,628 and is therefore larger than the ideal district size. The district boundary lines consist of several roads.

C. **County Division, Joinder, and Contiguity.** The internal division of Kootenai County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.E. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Several Kootenai County precincts were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Asa Gray, Kootenai County elections manager, advised the Commission that Kootenai County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has

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69 See e.g. Testimony of Ray Watkins, Coeur d’Alene Public Hearing Minutes, September 22, 2021, Appendix III; and Written Testimony of Heidi Acuff, Mayor of Fernan Lake Village, September 22, 2021, Appendix XIII.

70 See Appendix V for key census data, including the population of Idaho cities.
neither divided Kootenai County in the creation of this district for the purpose of
protecting a political party or an incumbent nor taken any other action in the creation of
this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is connected by Interstate 90, part of the interstate
highway system, and U.S. Route 95, part of the United States highway system.

![Map of District 5, Plan L03](image)

**Figure 10**
District 5, Plan L03

A. **Traditional Neighborhoods and Local Communities of Interest.** District 5 includes
most of Post Falls, which, as a city, is a community of interest. The district also includes
five rural precincts with a total population of 8,303, which must be combined with a
nearby urban population to attain an acceptable district size. The Commission finds that
this district preserves traditional neighborhoods and local communities of interest to
the maximum extent possible.

B. **District Boundaries.** The district’s boundaries are determined largely by political and
natural geography, with the western boundary being coterminous with part of Idaho’s border with Washington, the southern boundary being Kootenai County’s border with Benewah County, and the eastern boundary being Coeur d’Alene Lake.

C. **County Division, Joinder, and Contiguity.** The internal division of Kootenai County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.E. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Several Kootenai County precincts were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Asa Gray, Kootenai County elections manager, advised the Commission that Kootenai County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Kootenai County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is connected by Interstate 90, part of the interstate highway system, and U.S. Route 95, part of the United States highway system.

23. **District 6.** This district (see Figure 11, next page) includes two whole counties, Latah and Lewis, and a portion of Nez Perce County, including Lapwai, Culdesac, Peck, and a small part of Lewiston. The district has a population of 53,431, which deviates +1.68% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** As a geographically large, multicounty district, District 6 does not, in itself, constitute a neighborhood or a
true community of interest, though it includes several communities that are communities of interest. The Commission finds that equal protection standards and the Idaho Constitution’s requirement to keep counties whole where possible will at times necessitate the creation of geographically large districts that combine multiple communities of interest, as is the case with District 6. However, the Commission finds that areas included in District 6, many of them rural or small communities, share similar legislative concerns. Public testimony is consistent with this. Latah, Nez Perce, and Lewis Counties all share a health district, and the economies of the counties are intertwined. Additionally, this is a well-balanced district in which neither urban nor rural interests would dominate. Moscow, the largest city in the district, has a population of 25,435; the remaining district residents live predominantly in small towns or rural communities. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

Figure 11
District 6, Plan L03

71 See e.g. Moscow Public Hearing Minutes, September 23, 2021, Appendix III; and Written Testimony of Gretchen Wissner, October 12, 2021, Appendix XIII.
B. **District Boundaries.** The district boundaries are determined mostly by political geography: the boundaries of Latah and Lewis Counties, along with several precincts in Nez Perce County.

C. **County Division, Joinder, and Contiguity.** The rationale for dividing Nez Perce County was provided in General Legislative Plan Finding 4.B. Latah and Lewis Counties are by themselves too small to form a district of acceptable size and must therefore be combined with other counties. Latah County is contiguous with the portion of Nez Perce County contained in this district, and that portion of Nez Perce County is contiguous with Lewis County. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** No precincts were divided in the creation of this district.\(^{72}\)

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Nez Perce County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** While the component parts of this district are connected by U.S. Route 95, which is part of the United States highway system, the connection is not direct, as it is necessary to briefly leave the district while traveling through Lewiston.

The Commission determines, by a vote of 6-0, that it cannot complete its duties for this

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\(^{72}\) This is consistent with the request of Patty Weeks, Nez Perce County Clerk, who testified to the Commission at the Lewiston hearing on September 24 and submitted written testimony through the Commission’s website on October 29, 2021. Clerk Weeks also provided shape files to Commission staff detailing the preferred precincts surrounding the City of Lewiston. See Appendix III, Minutes of Lewiston Public Hearing, September 24, 2021, and Appendix XIII.
district by fully complying with the requirements of I.C. § 7-1506(9).

Figure 12
District 7, Plan L03

A. **Traditional Neighborhoods and Local Communities of Interest.** As a geographically large, multicounty district, District 7 does not, in itself, constitute a neighborhood or a true community of interest, though it includes several communities that are communities of interest. The Commission finds that equal protection standards and the Idaho Constitution’s requirement to keep counties whole where possible will at times necessitate the creation of geographically large districts that combine multiple communities of interest, as is the case with District 7. However, the Commission finds that this district is fairly well-balanced between urban and rural interests. While Lewiston contributes 31,709 people to this district, Idaho County and Adams County, in which there are primarily small towns and rural communities, contribute 20,920. The Commission finds that this district preserves traditional neighborhoods and local
communities of interest to the maximum extent possible.

B. **District Boundaries.** The district boundaries are determined mostly by political geography: precinct boundary lines in Nez Perce County, along with the boundaries of Idaho and Adams Counties, which in parts are coterminous with portions of Idaho’s borders with Washington, Oregon, and Montana.

C. **County Division, Joinder, and Contiguity.** The rationale for dividing Nez Perce County was provided in General Legislative Plan Finding 4.B. Idaho and Adams Counties are by themselves too small to form a district of acceptable size and must therefore be combined with other counties. The portion of Nez Perce County contained in this district is contiguous with Idaho County, and Idaho County is contiguous with Adams County. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** No precincts were divided in the creation of this district.

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Nez Perce County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** While the component parts of this district are connected by U.S. Route 95, which is part of the United States highway system, the connection is not direct, as it is necessary to leave the district while traveling through the part of Nez Perce County that is not included in this district. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(9).
26. **District 8.** This district (see Figure 13, next page) consists of four counties: Valley, Boise, Elmore, and Custer. The district has a population of 52,297, which deviates -0.47% from the ideal district size.

![Figure 13](image)

**Figure 13**
District 8, Plan L03

A. **Traditional Neighborhoods and Local Communities of Interest.** As a geographically large, multicounty district, District 8 does not, in itself, constitute a neighborhood or a true community of interest, though it includes several communities that are communities of interest. The Commission finds that equal protection standards and the Idaho Constitution’s requirement to keep counties whole where possible will at times necessitate the creation of geographically large districts that combine multiple communities of interest, as is the case with District 8. However, the Commission finds that the areas included in District 8, many of them rural or small communities, share similar legislative concerns. The most populous city in the district is Mountain Home, at 15,979, or 31% — nearly a third — of the district’s residents. That is enough for a legislator to be attendant to the interests of Mountain Home, but not so great that the rest of the district will be ignored. The Commission finds that this district preserves
traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** The district boundaries are determined by political geography: the northern boundaries are the boundaries of Valley and Custer Counties, the western boundaries are the western boundaries of Valley, Boise, and Elmore Counties, the southern boundaries are the boundaries of Elmore and Custer Counties, and the eastern boundaries are the eastern boundaries of Valley, Custer, and Elmore Counties.

C. **County Division, Joinder, and Contiguity.** The component counties of this district are all too small to constitute self-contained districts and therefore must be combined with other counties. Valley County is contiguous with Boise and Custer Counties, Boise County is contiguous with all three of the other counties, Elmore is contiguous with Boise and Custer Counties, and Custer County is contiguous with all three other counties.

D. **Precinct Boundary Retention.** No precincts were divided in the creation of this district.

E. **Political Parties and Incumbents.** This district contains no divided counties. The Commission nevertheless affirms that it did not attempt to protect a political party or an incumbent in the creation of this district.

F. **Highway Connection.** This district is not directly connected by roads and highways that are part of the interstate system, the U.S. highway system, or the state highway system. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 7-1506(9).

26. **District 9.** This district (see Figure 14, next page) consists of two counties, Washington and Payette, and a portion of Canyon County, including Parma, Notus, Wilder, and Greenleaf. The district has
a population of 52,960, which deviates +0.79% from the ideal district size.

Figure 14
District 9, Plan L03

A. **Traditional Neighborhoods and Local Communities of Interest.** As a geographically large, multicounty district, District 9 does not, in itself, constitute a neighborhood or a true community of interest, though it includes several communities that are communities of interest. The Commission finds that equal protection standards and the Idaho Constitution’s requirement to keep counties whole where possible will at times necessitate the creation of geographically large districts that combine multiple communities of interest, as is the case with District 9. However, the Commission finds that the areas included in District 9, many of them rural or small communities, share similar legislative concerns. For example, the populations of Parma, Notus, Wilder, and Greenleaf are, respectively, 2096, 609, 1597, and 812. These are similar in size to companion communities elsewhere in the district, such as New Plymouth, population 1,494. Additionally, the district is well-balanced, with Canyon County contributing 17,074 residents, Payette County, 25,386, and Washington County, 10,500. Each
component county in the district is sizeable enough that its interests should be taken into consideration. Finally, on a historical note, these counties have all been combined together in the last two redistricting cycles, with a portion of Canyon County joining Payette, Washington, and Adams.\textsuperscript{73} The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. \textbf{District Boundaries.} The district boundaries are determined mostly by political geography: the western boundary is coterminous with part of Idaho’s border with Oregon, the northern boundary is Washington County’s border with Adams County, and the eastern boundary is mostly the eastern boundaries of Washington and Payette Counties. In Canyon County, the district boundaries are roads and part of Canyon County’s southern border with Owyhee County.

C. \textbf{County Division, Joinder, and Contiguity.} This district combines two counties, Washington and Payette, with 17,074 Canyon County residents. The rationale for splitting Canyon County externally was provided in General Legislative Plan Finding 3.D. Washington and Payette are, by themselves, not populous enough to constitute self-contained districts and must therefore be combined with another county or counties. Washington County is contiguous with Payette County, and Payette County is contiguous with the portion of Canyon County included in the district. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. \textbf{Precinct Boundary Retention.} Several Canyon County precincts were divided to create this district. These divisions were warranted in creating a district of acceptable

\textsuperscript{73} See Appendix XIV, Past Redistricting Plans.
population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. Political Parties and Incumbents. The Commission specifically affirms that it has neither divided Canyon County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. Highway Connection. This district is directly connected by U.S. Route 95, which is part of the United States highway system, and by Interstate 84, part of the interstate highway system.

![Figure 15](image)

**Figure 15**
District 10, Plan L03

A. Traditional Neighborhoods and Local Communities of Interest. District 10 includes 40,635 Canyon County residents, including the city of Middleton, and 12,863 Ada County residents, including the city of Star, which crosses the Ada-Canyon county line.
The district includes part of the city of Nampa and other parts of Canyon County as well.

The Commission finds that Middleton and Star are both communities of interest and that crossing the county line is necessary to keep the city of Star together. Additionally, the Commission finds that Middleton and Star, together, are a community of interest.74

Two notable proposed plans submitted to the Commission, L023 and L072,75 combined Middleton and Star in a legislative district. Plan L023 received a great deal of public support in testimony, and Plan L07276 was endorsed by the Ada and Canyon county commissioners. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 10 is bounded on the north by Payette and Gem Counties and to the east by State Highway 16, Can Ada Road, and Idaho Center Boulevard.

Southern boundaries of the district include Chinden Boulevard, Interstate 84, State Highway 44, and Ustick Road. On the west, the district is bounded by Interstate 84 and other roads.

C. **County Division, Joinder, and Contiguity.** This district combines a portion of Ada County with a contiguous portion of Canyon County. The Ada County portion has 12,863 residents, and the Canyon County portion has 40,635 residents. In General Legislative Plan Findings 3.A. and 3.D. above, the Commission explained its rationale for dividing Ada and Canyon Counties externally. With regard to this specific district, the Commission finds that the external division is further justified based on the close ties and connection between Middleton and Star, as well as Star’s status as a cross-county

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74 See e.g. testimony in Boise Public Hearing Minutes, September 16, 2021, Appendix III.
75 Plan L023 and Plan L072 may be reviewed in Appendix XII.
76 See the letters dated November 2 from the Ada County Commissioners and the Canyon County Commissioners in Appendix XIII.
city. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Several precincts in both counties were divided to create this district. These divisions were warranted in creating a district of acceptable population and to keep communities of interest together. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Ada or Canyon County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is directly connected by State Highway 44, which is part of the state highway system.

![Figure 16](image)

**Figure 16**
District 11, Plan L03

28. **District 11.** This district is an internal district in Canyon County. It has a population of 53,483,
which deviates +1.78% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** District 11 includes 83.7% of the city of Caldwell’s population, which is a community of interest. Not all of Caldwell could be included in the district, because the city’s population of 59,996 exceeds the ideal district size; however, this district includes the urban core of the city. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

B. **District Boundaries.** District 11’s boundaries are influenced by, but do not precisely conform to, Caldwell’s city limits. The district is bounded by major roads including State Highway 44, Farmway Road, Ustick Road, Tenth Avenue, Homedale Road, Montana Avenue, State Highway 55, Lake Avenue, Caldwell Boulevard, Middleton Road, Interstate 84, Linden Road, and U.S. Route 20/26.

C. **County Division, Joinder, and Contiguity.** This internal division of Canyon County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.D.

D. **Precinct Boundary Retention.** Several precincts in Canyon County were divided to create this district. These divisions were warranted in creating a district of acceptable population and to keep a community of interest together. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Canyon County in the creation of this district for the purpose of
protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is directly connected by Interstate 84, which is part of the interstate highway system.

![District 12, Plan L03](image)

**Figure 17**
District 12, Plan L03

29. **District 12.** This district is an internal district in Canyon County. It has a population of 53,363, which deviates +1.55% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** District 12 includes 46,835 residents of the city of Nampa or 46.74% of the population of the city and residents of Caldwell. The Commission finds that Nampa is a community of interest, but with 100,200 people, Nampa is too populous to be included in one district. The Commission also finds that Nampa and Caldwell, being neighboring cities that share many throughways and economic interests, are a community of interest, and that it is appropriate to combine people from the outskirts of Caldwell into a district with Nampa. The Commission finds that this district preserves traditional neighborhoods and local
communities of interest to the maximum extent possible.

B. **District Boundaries.** District 12’s boundaries include major roads, such as Interstate 84, Garrity Boulevard, Greenhurst Road, Midway Road, Orchard Avenue, and Karcher Road.

C. **County Division, Joinder, and Contiguity.** The internal division of Canyon County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.D. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Several precincts in Canyon County were divided to create this district. These divisions were warranted in creating a district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Canyon County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is directly connected by Interstate 84, which is part of the interstate highway system, and State Highway 55, which is part of the state highway system.

30. **District 13.** This district (see Figure 18, next page) is an internal district in Canyon County. It has a population of 53,581, which deviates +1.97% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** District 13 includes 42,144 residents of the city of Nampa which is 42.06% of the city’s population. As stated in Specific Legislative Plan Finding 29.A., the Commission finds that Nampa is a
community of interest, but with 100,200 people, Nampa is too populous to be included in one district. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

![Figure 18](image)

**Figure 18**
District 13, Plan L03

B. **District Boundaries.** District 13’s boundaries include the border with Ada County in the north and east, and roads such as Garrity Boulevard, Idaho Center Boulevard, and East Lewis Lane in the west and south.

C. **County Division, Joinder, and Contiguity.** The internal division of Canyon County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.D. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Several precincts in Canyon County were divided to create this district. These divisions were warranted in creating a district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).
E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Canyon County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is directly connected by Interstate 84, which is part of the interstate highway system.

![Figure 19](image)

**Figure 19**
District 14, Plan L03

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A. **Traditional Neighborhoods and Local Communities of Interest.** District 14 combines 96.35% of the residents of the city of Eagle with Gem County, including the city of Emmett. The Commission finds that Eagle and Emmett, as cities, are communities of interest in and of themselves, and that, as both are cities in the Treasure Valley, an area of the state that shares many throughways, media sources, and economic interests,
Eagle and Emmett are part of a larger Treasure Valley community of interest.

The proposed combination of Gem County with part of Ada was met with the objection of the Ada County commissioners, who decried the combination of “urban, growing communities of interest with rural, sparsely populated neighboring counties.” The Ada County commissioners encouraged instead the adoption of Plan L072, which was proposed by them.

The Commission notes at the outset of this discussion that Gem County, which contributes 19,123 people to District 14 — 36% of the district’s residents — is not so “sparsely populated.” The Commission further finds that Plan L072 would not serve the interests of Idahoans or Ada County residents for the following reasons. First, the plan has a maximum population deviation of 9.58%, considerably higher than Plan L03’s maximum population deviation of 5.84%. There is simply not the same commitment to equal protection in Plan L072 that there is in Plan L03.

Second, both Plan L072 and Plan L03 divide Ada County into 11 districts. Whatever the Ada County commissioners’ objections to combining parts of Ada County with “rural, sparsely populated neighboring counties,” their own proposed plan combines portions of Ada and Canyon Counties with Owyhee County, just as L03 does.

Third, L072 divides some Ada County cities unnecessarily, in ways that fail to preserve their urban cores. Garden City is divided into two districts, while Meridian is split among four districts. In response to requests and comments from city officials and other parties, Plan L03 recognizes communities of interest by minimizing the division of

77 See the letter from the Ada County commissioners to the Commission for Reapportionment, dated November 2, 2021, in Appendix XIII.
78 See Specific Legislative Plan Finding 40, regarding District 23.
cities and centering legislative districts around the various cities in Ada and Canyon Counties.

It is true that Plan L072 creates two external splits for Ada County, while Plan L03 creates three, but those three external splits, like all county divisions in Plan L03, were made in the interest of equal protection. To protect voter equality — to create districts close to the ideal size — we have found it necessary, in parts of the state such as this, to combine “rural, sparsely populated” areas with more urban ones. Where we have done so, we have looked to create districts with relatively balanced populations, so that urban and rural voters are coequals in the districts they share. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 14’s boundaries include most of Gem County’s boundaries and, in the Ada County portion of the district, major roads such as State Highway 16, State Highway 55, and Chinden Boulevard. In the southeastern part of the district, the Boise River provides some of the district boundary, as do the city limits of Eagle.

C. **County Division, Joinder, and Contiguity.** Gem County, with a population of 19,123, must be combined with another county or counties in order to form a district of acceptable size. The joinder with a portion of Ada County succeeds in creating such a district. Gem County is contiguous with the portion of Ada County to which it is being joined. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Some precincts in Ada County were divided to create this district. These divisions were warranted in creating a district of acceptable
population, and Phil McGrane, Ada County Clerk, advised the Commission to ignore
precinct boundary lines, as Ada County intends to redraw precinct boundary lines after
redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot
complete its duties for this district by fully complying with the requirements of I.C. § 72-
1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has
neither divided Ada County in the creation of this district for the purpose of protecting a
political party or an incumbent nor taken any other action in the creation of this district
to protect a political party or an incumbent.

F. **Highway Connection.** This district is directly connected by State Highway 16, which is
part of the state highway system.

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*Figure 20*
District 15, Plan L03

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79 See Testimony of Phil McGrane, Meridian Public Hearing Minutes, September 16, 2021, Appendix III.
52,475, which deviates -0.14% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** District 15 includes a portion of the city of Boise and a portion of the city of Meridian, which, as cities, are communities of interest. In public testimony, Treasure Valley residents expressed a strong preference for preserving the existing legislative districts to the extent possible, believing that the existing districts include well-defined neighborhoods. District 15 covers most of the same area as the existing District 15 does and has common boundaries such as Eagle Road, Chinden Boulevard, Maple Grove, and Interstate 84. Adjustments to district boundaries have been made to equalize population, as the existing District 15 deviates -12.73% from the ideal district size. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 15 is bounded on the west by Eagle Road, on the north by Chinden Boulevard, on the east by Maple Grove Road, in the southeast by Franklin Road, and in the south by Interstate 184 and Interstate 84.

C. **County Division, Joinder, and Contiguity.** The internal division of Ada County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.A. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Some precincts in Ada County were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Phil McGrane, Ada County Clerk, advised the Commission to ignore

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80 See e.g. Written Testimony of Monica Church (November 2, 2021); Julie Custer (November 2, 2021); Elizabeth McBride (November 2, 2021); and Lanette Guillory (November 4, 2021); Appendix XIII.
81 Data on the existing legislative district populations may be found in Appendix V.
precinct boundary lines, as Ada County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. Political Parties and Incumbents. The Commission specifically affirms that it has neither divided Ada County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. Highway Connection. This district is connected by Interstate 84, which is part of the interstate highway system; State Highway 55, which is part of the state highway system; and U.S. Route 20, which is part of the United States highway system.

![Figure 21](image)

Figure 21
District 16, Plan L03
A. **Traditional Neighborhoods and Local Communities of Interest.** District 16 combines Garden City with a portion of the city of Boise. Garden City and Boise, as cities, are communities of interest, and Garden City, surrounded by Boise and closely tied to it, forms a community of interest with Boise. This district closely conforms to the existing District 16, as Treasure Valley residents expressed a strong preference in public testimony to preserve the current districts as possible. District 16 retains many of the same boundaries and even much the same shape. Adjustments have been made to equalize the population, as current District 16 deviates -8.99% from the ideal district size. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 16’s boundaries include major roads such as State Street, Hill Road, Interstate 184, Maple Grove Road, and Franklin Road.

C. **County Division, Joinder, and Contiguity.** The internal division of Ada County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.A. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Several precincts in Ada County were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Phil McGrane, Ada County Clerk, advised the Commission to ignore precinct boundary lines, as Ada County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has
neither divided Ada County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is connected by U.S. Route 20, which is part of the United States highway system, and State Highway 44, which is part of the state highway system.

![Figure 22](image)

**Figure 22**
District 17, Plan L03

A. **Traditional Neighborhoods and Local Communities of Interest.** District 17 is completely made from residents of the city of Boise. Boise, as a city, is a community of interest. District 17 corresponds greatly with the existing District 17, because Treasure Valley residents expressed a strong preference in testimony to retain current districts as much as possible. Adjustments have been made to equalize the population, as the existing District 17 deviates -5.95% from the ideal district size. The Commission finds
that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 17’s boundaries include major roads such as Interstate 184, Interstate 84, Cloverdale Road, Victory Road, Main Street, Capitol Boulevard, Federal Way, and Vista Avenue. Railroad tracks form part of the boundary in the east, as does the Boise River in the northeast.

C. **County Division, Joinder, and Contiguity.** The internal division of Ada County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.A. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Some precincts in Ada County were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Phil McGrane, Ada County Clerk, advised the Commission to ignore precinct boundary lines, as Ada County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Ada County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is connected by Interstate 184 and Interstate 84, both of which are part of the interstate highway system.

35. **District 18.** This district (see Figure 23, next page) is an internal district within Ada County. It
has a population of 51,948, which deviates -1.14% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** District 18 contains a portion of the city of Boise. Boise, as a city, is a community of interest. This district corresponds closely to the existing District 18, as Treasure Valley residents expressed a strong preference for retaining existing districts to the extent possible. Many of the district boundaries remain the same. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

![Figure 23](image)

**Figure 23**
District 18, Plan L03

C. **County Division, Joinder, and Contiguity.** The internal division of Ada County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.A. The Commission finds that this district complies with the requirements of equal
protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Some precincts in Ada County were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Phil McGrane, Ada County Clerk, advised the Commission to ignore precinct boundary lines, as Ada County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Ada County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is connected by Interstate 84, which is part of the interstate highway system, and State Highway 21, which is part of the state highway system.

![Figure 24](image)

*Figure 24*
District 19, Plan L03
36. **District 19.** This district is an internal district within Ada County. It has a population of 52,334, which deviates -0.4% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** District 19 contains a portion of the city of Boise, the Hidden Springs development, and the Avimor development. Boise, as a city, is a community of interest, and Hidden Springs and Avimor are neighborhoods closely tied to Boise. District 19 closely corresponds to the existing District 19, because Treasure Valley residents expressed a strong preference for retaining current districts to the extent possible. Adjustments have been made to equalize population, as the existing district deviates -3.14% from the ideal district size. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 19’s boundaries include part of Ada County’s border with Boise County, and roads such as Parkcenter Boulevard, Warm Springs Road, State Street, and State Highway 55. The Boise River forms part of the boundary as well.

C. **County Division, Joinder, and Contiguity.** The internal division of Ada County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.A. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Some precincts in Ada County were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Phil McGrane, Ada County Clerk, advised the Commission to ignore precinct boundary lines, as Ada County intends to redraw precinct boundary lines after redistricting concludes.\(^{82}\) The Commission determines, by a vote of 6-0, that it cannot

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\(^{82}\) See Mr. McGrane’s testimony in the Meridian Public Hearing Minutes, September 16, 2021, in Appendix III.
complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Ada County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is connected State Highways 44 and 55, both of which are part of the state highway system, and Interstate 184, which is part of the interstate highway system.

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![Figure 25](image-url)

**Figure 25**
District 20, Plan L03

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A. **Traditional Neighborhoods and Local Communities of Interest.** District 20 contains 48,447 residents of the city of Meridian or 41.18% of the total population of the city. As a city, Meridian is a community of interest, though with a population of 117,635, it must
be divided among districts. Public testimony supported putting the bulk of Meridian’s population into two districts, and this district accommodates that request. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 20’s boundaries include the border between Ada and Canyon Counties in the west and several major roads: Chinden Boulevard, Eagle Road, Fairview Avenue, Meridian Road, and Ustick Road.

C. **County Division, Joinder, and Contiguity.** The internal division of Ada County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.A. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Some precincts in Ada County were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Phil McGrane, Ada County Clerk, advised the Commission to ignore precinct boundary lines, as Ada County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Ada County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

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83 See e.g. Testimony of Robert Simison, Mayor of Meridian, Meridian Public Hearing Minutes, September 16, 2021, Appendix III.
F. **Highway Connection.** This district is connected by U.S. Route 20, which is part of the United States highway system, and State Highway 55, which is part of the state highway system.

![Figure 26](image)

**Figure 26**  
District 21, Plan L03

38. **District 21.** This district is an internal district within Ada County. It has a population of 53,066, which deviates 0.99% from the ideal district size.

B. **District Boundaries.** District 21’s boundaries include the border between Ada and Canyon Counties in the west and several major roads: Ustick Road, Meridian Road, Fairview Avenue, Eagle Road, Interstate 84, Cloverdale Road, Victory Road, and Ten Mile
C. **County Division, Joinder, and Contiguity.** The internal division of Ada County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.A. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Some precincts in Ada County were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Phil McGrane, Ada County Clerk, advised the Commission to ignore precinct boundary lines, as Ada County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Ada County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is connected by Interstate 84, which is part of the interstate highway system.

39. **District 22.** This district (see Figure 27, next page) is an internal district within Ada County. It has a population of 53,342, which deviates 1.51% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** District 22 contains portions of Boise, Meridian, and Kuna. As cities, all three are communities of interest, and this district contains neighborhoods where the three cities intersect. The Commission finds that this district preserves traditional neighborhoods and local
communities of interest to the maximum extent possible.

Figure 27
District 22, Plan L03

B. **District Boundaries.** District 22’s boundaries include the border between Ada and Canyon Counties in the west and roads such as Interstate 84, Ten Mile Road, Victory Road, Cole Road, Hubbard Road, and Columbia Road.

D. **Precinct Boundary Retention.** Some precincts in Ada County were divided to create this district. These divisions were warranted in creating a district of acceptable population, and Phil McGrane, Ada County Clerk, advised the Commission to ignore precinct boundary lines, as Ada County intends to redraw precinct boundary lines after redistricting concludes. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-
E. Political Parties and Incumbents. The Commission specifically affirms that it has neither divided Ada County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. Highway Connection. This district is connected by Interstate 84, which is part of the interstate highway system, and State Highway 69, which is part of the state highway system.

Figure 28
District 23, Plan L03

40. District 23. This district (see Figure 28, next page) combines portions of Ada and Canyon Counties with Owyhee County. District 23 has a population of 53,424, which deviates 1.67% from the ideal district size. Ada contributes 28,542 residents to the district, Canyon contributes 12,969, and Owyhee contributes 11,913.
A. Traditional Neighborhoods and Local Communities of Interest. In addition to Owyhee County, District 23 contains most of Kuna and Melba. Kuna and Melba were described as a community of interest in public testimony.84 The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. District Boundaries. District 23’s boundaries are defined mostly by political geography. The western boundary is coterminous with part of Idaho’s border with Oregon, the southern boundary is coterminous with part of Idaho’s border with Nevada, the eastern boundary includes Owyhee County’s borders with Twin Falls County and Elmore County, and part of the northern boundary is Owyhee County’s border with Canyon County. Roads form most of the rest of the northern boundary.

C. County Division, Joinder, and Contiguity. Owyhee County requires joinder with another county or counties to form a district with an acceptable population. However, the options for joinder are limited, as Owyhee is contiguous with only four other counties: Canyon, Ada, Elmore, and Twin Falls. This district combines less densely populated areas of Ada and Canyon Counties with Owyhee County, because the areas included in the district, many of them rural or small communities, have similar legislative concerns. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. Precinct Boundary Retention. Some precincts in Ada and Canyon Counties were divided to create this district. These divisions were warranted in creating a district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot

84 See the Meridian Public Hearing Minutes, September 16, 2021, Appendix III.
complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Ada or Canyon County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is not directly connected by roads and highways that are part of the interstate system, the U.S. highway system, or the state highway system. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 7-1506(9).

![Figure 29](image)

**Figure 29**  
District 24, Plan L03

41. **District 24.** This district (see Figure 29, next page) combines two counties, Camas and Gooding, with a portion of Twin Falls County. District 24 has a population of 53,121, which deviates
1.09% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** Public testimony was generally supportive of this district, first proposed in Plan L01. Several people who testified or submitted written comments to the Commission expressed that Camas, Gooding, and Twin Falls Counties have similar interests. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 24’s boundaries are defined externally by the political boundaries of the constituent counties.

C. **County Division, Joinder, and Contiguity.** As discussed in General Legislative Plan Finding 3.G. above, Twin Falls County must be externally split. As neither Camas County nor Gooding County has a large enough population to be a self-contained district, the Commission found it reasonable to combine them with part of Twin Falls County in order to satisfy equal protection requirements. Camas County is contiguous with Gooding County, and Gooding County is contiguous with Twin Falls County. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Two precincts were divided in the creation of this district. These divisions were warranted in creating a district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has

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85 See e.g. the Twin Falls Public Hearing Minutes, September 30, 2021, in Appendix III; and Written Testimony of Diana Serpa, September 30, 2021, and Susan Bolton, October 5, 2021, Appendix XIII.
neither divided Twin Falls County in the creation of this district for the purpose of
protecting a political party or an incumbent nor taken any other action in the creation of
this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is directly connected by State Highway 46, which is
part of the state highway system.

![District 25, Plan L03](image)

**Figure 30**
District 25, Plan L03

42. **District 25.** This district is an internal district within Twin Falls County. District 25 has a
population of 53,600, which deviates 2.01% from the ideal district size.

B. **District Boundaries.** On the north, District 25 is bounded by the Snake River, while its
other boundaries are defined by roads: Eastland Drive, Falls Avenue, N 3200 E, Hankins
Road, Orchard Drive, N 3000 E, E 3600 N, N 2800 E., U.S. Route 93, and Grandview Drive.

C. **County Division, Joinder, and Contiguity.** The internal division of Twin Falls County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.G. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Two precincts were divided in the creation of this district. These divisions were warranted in creating a district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Twin Falls County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is directly connected by State Highway 46, which is part of the state highway system.

![Figure 31](image)

*Figure 31*
District 26, Plan L03
43. **District 26.** This district is composed of three counties: Blaine, Lincoln, and Jerome. The district’s population is 53,636, which deviates +2.07% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** Public testimony was generally supportive of this district, first proposed in Plan L01. Overall, public testimony agreed with the Commission that Blaine, Lincoln, and Jerome Counties have similar interests. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 26’s boundaries are determined by the political boundaries of the constituent counties.

C. **County Division, Joinder, and Contiguity.** These counties must each be joined with other counties, as none is large enough to form a district of acceptable population on its own. Blaine is contiguous with Lincoln County, and Lincoln County is contiguous with Jerome County.

D. **Precinct Boundary Retention.** No precincts were divided in the creation of this district.

E. **Political Parties and Incumbents.** This district contains no divided counties. The Commission nevertheless affirms that it did not attempt to protect a political party or an incumbent in the creation of this district.

F. **Highway Connection.** This district is directly connected by U.S. Routes 26 and 93, which are part of the United States highway system, and State Highway 75, which is part of the state highway system.

44. **District 27.** This district (see Figure 32, next page) is composed of three counties: Minidoka,

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86 See e.g. the Hailey Public Hearing Minutes, September 29, 2021, and the Twin Falls Public Hearing Minutes, September 30, 2021, Appendix III; and Written Testimony of Randy Patterson, Mayor of Carey (September 29, 2021), Luis Lecanda (October 1, 2021); and Cindy Jesinger (October 2, 2021), Appendix XIII.
Cassia, and Oneida. The district’s population is 50,832, which deviates -3.26% from the ideal district size.

**Figure 32**
District 27, Plan L03

A. **Traditional Neighborhoods and Local Communities of Interest.** Public testimony was generally not in favor of combining Oneida County with Minidoka and Cassia.\(^{87}\) Instead, public testimony overwhelmingly favored combining Oneida with Franklin, Bear Lake, and Caribou Counties.

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\(^{87}\) See Fort Hall Public Hearing Minutes, October 6, 2021, and Pocatello Public Hearing Minutes, October 6, 2021, Appendix III.
and dividing Bingham would require a ninth county split.

Power’s population is 7,878 — too low, on its own, to help the Four Counties reach the ideal district size.

Bannock’s population is 87,018, and as discussed in General Legislative Plan Finding 3.B., Bannock must be externally split. However, Bannock’s excess population, after providing for one internal district of ideal size, is 34,472 — too many people to be added to the Four Counties, as this would create a district with 66,629 and a deviation of +26.8%. If 20,389 people were taken from Bannock to help the Four Counties attain the ideal district size, then the remaining 14,083 people from Bannock would need to go to another district, either to the north or to the west. The Commission saw no option for where these people could go. Adding them to Bingham was not an option, as the resulting district would be too populous; adding them to Power was not enough to create a district; and adding them to Power, Minidoka, and Cassia would create a district with 68,224 people, much too populous.

Finally, Bonneville County has a population of 123,964, and Bonneville, like Bannock, must be externally split. Assuming that two internal districts of ideal district size could be created in Bonneville, that would leave 18,872 excess residents to add to the Four Counties. Mathematically, this is feasible; adding the excess Bonneville residents to the Four Counties would create a district with 51,029 people, for a -2.89% deviation.

However, using Bonneville’s external split to accommodate the Four Counties left a problem of what to do with Teton County, with a population of 11,630. Excluding Bonneville, the only counties adjacent to Teton are Madison and Fremont. Madison has enough people to be a self-contained district and therefore cannot be combined with
any other county. Fremont, with a population 13,388, is not large enough to create an ideal district when combined with Teton.

Adding counties adjacent to Fremont would not solve the problem. Jefferson County is too populous; combining it with Fremont and Teton would create a district with 55,909 people, deviating +6.4% from the ideal district size. Clark County, with only 790 people, is not populous enough, and therefore more population would have to be added from counties farther west – counties that had already been allotted to other districts.

Having failed in its own efforts to accommodate the Four Counties, the Commission found no solution in the draft plans submitted by the public. Of the maps that grouped the Four Counties together, two, **L011** and **L012**, had maximum population deviations exceeding 10%; eleven — **L014**, **L015**, **L016**, **L026**, **L042**, **L044**, **L047**, **L055**, **L056**, **L060**, and **L074** — split Bingham County; and two, **L070** and **L078**, split Bannock into four different districts.

Based on its own efforts and the maps submitted by the public, the Commission is not persuaded that there is a viable way to keep the Four Counties together and comply with both equal protection and the Idaho Constitution. While the people in Oneida County might feel more connected to their neighbors to the east, the Commission finds, based on equal protection and the Idaho constitutional requirement to keep counties whole as possible, that the most reasonable placement for Oneida County is in a district with Minidoka and Cassia Counties. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

**B. District Boundaries.** District 27’s boundaries are determined by the political
boundaries of the constituent counties.

C. **County Division, Joinder, and Contiguity.** Cassia, Minidoka, and Oneida Counties must each be joined with other counties, as none is large enough to form a district of acceptable population on its own. Minidoka is contiguous with Cassia, and Cassia is contiguous with Oneida.

D. **Precinct Boundary Retention.** No precincts were divided in the creation of this district.

E. **Political Parties and Incumbents.** This district contains no divided counties. The Commission nevertheless affirms that it did not attempt to protect a political party or an incumbent in the creation of this district.

F. **Highway Connection.** The counties in this district are directly connected by Interstate 84 and Interstate 86, both of which are part of the interstate highway system.

![Figure 33](image)

**Figure 33**
District 28, Plan L03

A. **Traditional Neighborhoods and Local Communities of Interest.** As a multicounty
district, District 28 does not in itself constitute a neighborhood or a true community of interest. The Commission finds that equal protection standards and the Idaho Constitution’s requirement to keep counties whole where possible will at times necessitate the creation of districts that combine multiple communities of interest. This is especially true in Eastern Idaho, which has thirteen counties and uneven population distribution.

One county, Madison, cannot be combined with any others, as it by itself is very close to the ideal district size. This limits how counties adjacent to Madison, including Jefferson, Clark, Fremont, and Teton, may be combined into districts.

Bonneville County, adjacent to Jefferson, Bingham, Madison, Teton, and Caribou Counties, must be split.

Bingham County, with 47,992 people, is not populous enough to be its own district, but too populous to be combined with anything other than a much smaller neighbor. This limits the number of counties that might be combined with it.

Power, Oneida, Bear Lake, and Caribou Counties all have populations under 10,000 and must be combined with other counties. Franklin is slightly more populous, with 14,194 people, but it, too, must be combined with other counties.

Bannock, with 87,018 people, must be externally split.

Essentially, the population distribution in this part of the state is such that the most populous counties — Bannock, Bingham, Bonneville, Madison, and Jefferson — are clustered together, while the less populous counties surround them. The two most populous counties, Bonneville and Bannock, may be externally split, and therefore must distribute some of their population to form districts with the counties around them. Bannock, the southernmost of the populous counties, is surrounded on three sides by
much less populous counties. Because of the nature of the population distribution in Eastern Idaho, the Commission finds it necessary to divide Bannock into three different districts, with one internal division and two external splits. One external split — for District 28 — requires that Bannock be combined with Power and Franklin Counties. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. District Boundaries. District 28’s boundaries correspond to the boundaries of Power and Franklin Counties and the northern boundary of Bannock. Interstate 15 forms part of the eastern boundary of the district, as do some precinct boundaries and census blocks. District 28 also surrounds District 29, a “doughnut hole” district that includes most of the city of Pocatello.

C. County Division, Joinder, and Contiguity. The rationale for dividing Bannock County in this way is discussed in General Legislative Plan Finding 3.B, as well as in Specific Legislative Plan Finding 45.A. Power and Franklin Counties are both too small to constitute self-contained districts and must be combined with other counties. Power County is adjacent to Bannock County, which is adjacent to Franklin County. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. Precinct Boundary Retention. Several Bannock County precincts were divided in the creation of this district. These divisions were warranted in creating a district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. Political Parties and Incumbents. The Commission specifically affirms that it has
neither divided Bannock County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** While the component parts of this district are connected by Interstate 15 and Interstate 86, both of which are part of the interstate highway system, and U.S. Route 91, which is part of the United States highway system, the connection is not direct, as it is necessary to briefly leave the district while traveling through Pocatello. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(9).

![Figure 34](image)

**Figure 34**
District 29, Plan L03

A. **Traditional Neighborhoods and Local Communities of Interest.** This district includes most of Pocatello, which, as a city, is a community of interest. Public testimony favored
keeping Pocatello together in one district. With a population of 56,320, Pocatello could not be entirely included within one district, but the Commission did the best it could to honor this request. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 29’s boundaries are influenced by but do not entirely conform to the city limits of Pocatello, which exceeds the ideal district size. The district is bounded on the north by Interstate 86 and on the west by Bannock County’s border with Power County.

C. **County Division, Joinder, and Contiguity.** The internal division of Bannock County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.B. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Several Bannock County precincts were divided in the creation of this district. These divisions were warranted in creating a district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Bannock County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** This district is connected by Interstate 86 and Interstate 15, both of which are part of the interstate highway system.

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88 See Pocatello Public Hearing Minutes, October 6, 2021, Appendix III.
47. **District 30.** This district is composed of two counties: Bingham and Butte. The district’s population is 50,566, which deviates -3.77% from the ideal district size.

B. **District Boundaries.** District 30’s boundaries are determined by the political boundaries of its constituent counties.

C. **County Division, Joinder, and Contiguity.** Neither Bingham County nor Butte County is populous enough to be a self-contained district; each must be joined with another county or counties to form a district with an acceptable population. The two counties
are contiguous with each other.

D. **Precinct Boundary Retention.** No precincts were divided in the creation of this district.

E. **Political Parties and Incumbents.** This district contains no divided counties. The Commission nevertheless affirms that it did not attempt to protect a political party or an incumbent in the creation of this district.

F. **Highway Connection.** The counties in this district are directly connected by U.S. Route 20, which is part of the United States highway system.

![Figure 36: District 31, Plan L03](image)

48. **District 31.** This district is composed of four counties: Lemhi, Clark, Jefferson, and Fremont. The district’s population is 53,043, which deviates 0.95% from the ideal district size.
some public testimony was supportive of combining these counties. The Commission finds that equal protection standards and the Idaho Constitution’s requirement to keep counties whole where possible will at times necessitate the creation of multicounty districts that combine multiple communities of interest, as is the case with District 30. However, based on the public testimony, the Commission finds that these four counties share similar economies and legislative concerns. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. District Boundaries. District 31’s boundaries are determined by the political boundaries of its constituent counties.

C. County Division, Joinder, and Contiguity. None of the counties in this district is populous enough to be a self-contained district; each must be joined with another county or counties to form a district with an acceptable population. Clark, Fremont, and Jefferson Counties are contiguous with each other, and Lemhi is contiguous with Clark.

D. Precinct Boundary Retention. No precincts were divided in the creation of this district.

E. Political Parties and Incumbents. This district contains no divided counties. The Commission nevertheless affirms that it did not attempt to protect a political party or an incumbent in the creation of this district.

F. Highway Connection. This district is not directly connected by roads and highways that are part of the interstate system, the U.S. highway system, or the state highway system. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(9).

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89 See Rexburg Public Hearing Minutes, October 7, 2021, Appendix III.
49. **District 32.** This district is an internal division of Bonneville County. The district’s population is 50,982, which deviates -2.98% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** This district contains western Bonneville County, Ammon, Iona, and a portion of Idaho Falls. The latter three, as cities, are all communities of interest, though Idaho Falls is too populous for one district. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

C. **County Division, Joinder, and Contiguity.** The internal division of Bonneville County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.C. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.
D. **Precinct Boundary Retention.** Some Bonneville County precincts were divided in the creation of this district. These divisions were warranted in creating a district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Bonneville County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. **Highway Connection.** While this district is connected by Interstate 15, which is part of the interstate highway system, and U.S. Routes 20 and 26, which are part of the United States highway system, the connection is not direct, as it is necessary to briefly leave the district while traveling through District 33. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(9).

50. **District 33.** This district (see Figure 38, next page) is an internal division of Bonneville County. The district’s population is 51,585, which deviates -1.83% from the ideal district size.

   A. **Traditional Neighborhoods and Local Communities of Interest.** This district includes most of Idaho Falls, which, as a city, is a community of interest. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

   B. **District Boundaries.** District 33 is bounded by the Snake River and several roads: 33rd N, 26th W, 17th N, 35th W, U.S. Route 20, Old Butte Road, 17th S, Bellin Road, Interstate 15, Sunnyside Road, 25th E, Lincoln Road, and Anderson Street.
C. **County Division, Joinder, and Contiguity.** The internal division of Bonneville County is necessary for equal protection purposes, as explained in General Legislative Plan Finding 3.C. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Some Bonneville County precincts were divided in the creation of this district. These divisions were warranted in creating a district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. **Political Parties and Incumbents.** The Commission specifically affirms that it has neither divided Bonneville County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.
States highway system.

**Figure 39**  
District 34, Plan L03

51. **District 34.** This district is Madison County. The district’s population is 52,913, which deviates +0.7% from the ideal district size.

A. **Traditional Neighborhoods and Local Communities of Interest.** This district includes all of Madison County, which includes communities of interest such as the city of Rexburg. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 34’s boundaries are coterminous with the boundaries of Madison County.

D. **Precinct Boundary Retention.** No precincts were divided in the creation of this district.

E. **Political Parties and Incumbents.** While no counties have been divided in the creation
of this district, the Commission nevertheless affirms that it has not taken any action to
protect a political party or an incumbent in creating this district.

F. Highway Connections. This district is connected by U.S. Route 20, which is part of the
United States highway system, and State Highway 33, which is part of the state highway
system.

![Figure 40]

**District 35, Plan L03**

52. **District 35.** This district consist of three counties — Teton, Caribou, and Bear Lake — and
portions of Bonneville and Bannock Counties. The district’s population is 50,982, for a deviation of
-2.98%.

A. **Traditional Neighborhoods and Local Communities of Interest.** As a multicounty
district, District 35 does not, in itself, constitute a neighborhood or a true community of
interest, though it includes several communities that are communities of interest. The
Commission finds that equal protection standards and the Idaho Constitution’s requirement to keep counties whole where possible will at times necessitate the creation of multicounty districts that combine multiple communities of interest, as is the case with District 35. However, the Commission finds that the areas included in District 35, primarily small and rural communities, share similar legislative concerns. The Commission finds that this district preserves traditional neighborhoods and local communities of interest to the maximum extent possible.

B. **District Boundaries.** District 35 is bounded on the east by Wyoming, to the south by Utah, and to the north by Fremont County. The district’s western boundary, for the most part, follows county boundaries and roads.

C. **County Division, Joinder, and Contiguity.** Bannock and Bonneville are divided externally for reasons described in General Legislative Plan Findings 3.B. and 3.C. and Specific Legislative Plan Finding 45.A. Based on the population distribution in Eastern Idaho and the need to combine residents of more populous counties with residents in smaller counties, the Commission finds it necessary to split Bannock and Bonneville Counties externally. The whole counties in this district are not by themselves populous enough to be a self-contained district; each must be joined with another county or counties to form a district with an acceptable population. Bear Lake County is contiguous to Caribou County, Caribou County is contiguous to the portions of Bannock and Bonneville Counties contained within this district, and Bonneville County is adjacent to Teton County. The Commission finds that this district complies with the requirements of equal protection while minimizing county divisions to the maximum extent possible.

D. **Precinct Boundary Retention.** Some Bannock and Bonneville County precincts were divided in the creation of this district. These divisions were warranted in creating a
district of acceptable population. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(7).

E. Political Parties and Incumbents. The Commission specifically affirms that it has neither divided Bannock or Bonneville County in the creation of this district for the purpose of protecting a political party or an incumbent nor taken any other action in the creation of this district to protect a political party or an incumbent.

F. Highway Connection. This district is not directly connected by roads and highways that are part of the interstate system, the U.S. highway system, or the state highway system. The Commission determines, by a vote of 6-0, that it cannot complete its duties for this district by fully complying with the requirements of I.C. § 72-1506(9).

Legal Criteria for Congressional Redistricting

The United States Constitution requires proportional representation in Congress.90 The population of congressional districts in the same state must therefore be as nearly equal as practicable.91 Even where precise mathematical equality is not possible, the state should make a good-faith effort to draw districts of equal population.92 However, a small deviation between district populations might be permissible if necessary to achieve a legitimate state objective.93

There are no fixed numerical standards under which a population deviation becomes presumptively acceptable.94 Rather, the state must “justify population differences between districts that could have been avoided by a good-faith effort to achieve absolute equality.”95 The deviation cannot be

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94 Karcher, 462 U.S. at 731.
95 Tennant, 567 U.S. at 759.
so great that it would result in vote dilution for the more populated district.\textsuperscript{96}

Courts will at times defer to state policies that are “consistent with constitutional norms, even if they require small differences in the population of congressional districts.”\textsuperscript{97} Idaho policies on congressional redistricting appear in statute. These criteria include, to the extent possible, preserving traditional neighborhoods and local communities of interest,\textsuperscript{98} avoiding oddly shaped districts,\textsuperscript{99} avoiding division of counties, whether for partisan or other reasons,\textsuperscript{100} and retaining local precinct boundary lines.\textsuperscript{101}

**General Congressional Plan Findings**

Having reviewed Idaho’s 2020 population data provided by the United States Census Bureau pursuant to Public Law 94-171, having considered the law, testimony, and public comments pertinent to congressional redistricting in Idaho, and having considered the proposed congressional redistricting plans submitted by members of the public, the Commission, by a 4-2 vote, makes the following findings:

1. **Number of Districts.** Following the 2020 census, Idaho was apportioned two seats in the United States House of Representatives, and I.C. § 34-1901 creates two congressional districts, with one member elected from each district. The Commission has therefore adopted a plan with two congressional districts.

2. **Population and Ideal District Size.** The total state population, as determined by the 2020 census, is 1,839,106. The ideal district size — the quotient of the total state population divided by the total number of districts — is 919,553. Because Idaho has an even number of people, it is possible to achieve precise numeric equality between the congressional districts.


\textsuperscript{97} *Tennant*, 567 U.S. at 760.

\textsuperscript{98} I.C. § 72-1506(2).

\textsuperscript{99} I.C. § 72-1506(4).

\textsuperscript{100} I.C. § 72-1506(5) and (8).

\textsuperscript{101} I.C. § 72-1506(7).
3. County Division. Unlike for legislative redistricting, there is no Idaho constitutional provision concerning the division of counties in congressional redistricting. I.C. § 72-1506(5) provides that, “Division of counties shall be avoided where possible.” This criterion applies to both congressional and legislative redistricting. However, the Commission finds that complete avoidance of county division is not possible. As discussed above, the state must make a good-faith effort to achieve absolute numeric equality between congressional districts. Because Idaho has an even-numbered population, and because there are only two congressional districts, it is mathematically possible to achieve precise numeric equality between the districts. To achieve such equality, Ada County, the state’s most populous county, must be split. This conforms to how the state has divided its congressional districts since 1971, and the Commission also finds that maintaining the traditional division of Ada County would be less disruptive and confusing to voters than the creation of entirely new districts.

4. Other State Criteria. In congressional redistricting, the dictates of equal protection are paramount. While courts will at times show some deference to legitimate state objectives, the Commission finds that even a small deviation between districts to effectuate state policy is not reasonable in a redistricting year when precise numeric equality can be achieved. The Commission therefore declines to try to justify any deviation based on preservation of counties or other criteria mentioned in I.C. § 72-1506. However, the Commission specifically affirms that it has not divided Ada County or taken any other action in congressional redistricting for the purpose of protecting a political party or an incumbent.

5. Precincts. Under I.C. § 72-1506(7), a redistricting plan is required to retain local precinct boundary lines. The Commission finds, by a 5-1 vote, that it cannot complete its duties by fully complying with this requirement.
6. **Plan C03.** The Commission adopts, by a 4-2 vote, **Plan C03** as Idaho’s congressional redistricting plan.

7. **Population Data.** The population data used in drafting Plan C03 was exclusively census data. The plan was drafted using the Maptitude software program, purchased by the Commission from the Caliper Corporation.
8. **Deviation.** There is no population deviation between the districts in Plan C03. Each district is the ideal district size of 919,553.

9. **District 1.** This district includes the following counties: Boundary, Bonner, Kootenai, Shoshone, Benewah, Latah, Clearwater, Nez Perce, Lewis, Idaho, Adams, Valley, Washington, Gem, Boise, Payette, Canyon, Owyhee, and part of Ada. A detailed census block equivalency report for the district is included in Appendix X.

10. **District 2.** This district includes the following counties: Lemhi, Custer, Elmore, Camas, Blaine, Lincoln, Gooding, Jerome, Minidoka, Twin Falls, Cassia, Butte, Clark, Fremont, Jefferson, Madison, Teton, Bonneville, Bingham, Power, Bannock, Caribou, Oneida, Franklin, Bear Lake, and part of Ada. A detailed census block equivalency report for the district is included in Appendix VII.

11. **Division of Ada County.** The portion of Ada County allocated to District 2 includes most of the city of Boise and some of Eagle and Meridian. The boundaries for the Ada County portion of District 2 are: in the northeast, the county line between Ada and Boise Counties up to State Highway 55; in the northwest, State Highway 55 south to State Street; in the west, State Highway 44 to Eagle Road, then Eagle Road south to Victory Road; and in the south, Victory Road, Orchard Street, Gowen Road, and Interstate 84. The southern boundary dips south from Victory Road for a brief distance to include some people in District 2 that are necessary to achieve precise numeric equality.
Minority Report on Congressional Redistricting

Cochair Schmidt and Commissioner Mitchell respectfully dissent in part from General Congressional Plan Findings 1 and 2 and further respectfully dissent from General Congressional Plan Findings 3 and 4, except to note that they agree with their colleagues that the majority of the Commission has not taken action in congressional redistricting to protect a political party or an incumbent. Additionally, Commissioner Mitchell respectfully dissents from General Congressional Plan Finding 5. Cochair Schmidt and Commissioner Mitchell would find the following:
1. **County Preservation.** Maintaining the integrity of counties is a legitimate state objective, as determined by the United States Supreme Court in *Tennant v. Jefferson County Commission*, 567 U.S. 758 (2012). Minor deviations from precise numeric equality may be justified if the deviation results from effectuating a legitimate state objective. The Commission should do its utmost not only to achieve equal protection but also to effectuate state policy. As provided in I.C. § 72-1506(5), it is state policy to avoid the division of counties whenever possible.

2. **Plan C036.** Cochair Schmidt and Commissioner Mitchell would adopt Plan C036 or a similar plan that maintains whole counties with a minimal population deviation. In Plan C036, the difference between the districts is 102 people, or 0.01%. Such a minor deviation — less than the deviation in the congressional redistricting plan upheld in *Tennant* — would not dilute the voting power of any person in the state, and in adopting Plan C036 or something like it, the Commission would be abiding by statute and serving the legitimate state objective of maintaining whole counties.

**Conclusion**

Based on the findings, reasons, and analyses described above, the Idaho Commission for Reapportionment reports to the Idaho Secretary of State that it has adopted Plan L03 as Idaho’s legislative redistricting plan, Plan C03 as Idaho’s congressional redistricting plan, and this document as its Final Report.

DATED this 10th day of November, on the Commission’s 71st day of business,

Bart Davis, Cochair  
Dan Schmidt, Cochair  
Tom Dayley, Commissioner  
Nels Mitchell, Commissioner  
Amber Pence, Commissioner  
Eric Redman, Commissioner
Acknowledgments

The Commissioners are grateful to the following for their invaluable assistance during the redistricting process:

Paul Boucher, Elizabeth Bowen, Keith Bybee, and Todd Cutler, the Commission’s nonpartisan staff;

Tyler Kelly, Mariel Wilson, and Matt Wolfe, the Commission’s partisan staff;

The Legislative Services Office, especially Terri Kondeff, Kristin Ford, Glenn Reynolds, Norma Clark, Jeff McFarland, Soren Jacobsen, Shanna Gipson, Grace King, Justin Pasin, Jennifer Kish, Dan Greer, and Janni Wheeler;

Dr. Gary Moncrief, Distinguished Professor Emeritus, Boise State University;

Brian Kane, Chief Deputy Attorney General, Office of the Idaho Attorney General;

Megan Larrondo, Deputy Attorney General, Office of the Idaho Attorney General;

Ron Beitelspacher, Former Redistricting Commissioner;

Randy Hansen, Former Redistricting Commissioner;

Our families, for their tremendous patience and understanding; and

All the Idahoans who took the time to testify at Commission hearings, submit written testimony, and submit proposed redistricting plans.
November 10, 2021

The Honorable Chuck Winder
The Honorable Scott Bedke
The Honorable Ilana Rubel
Chairman Fred Cornforth
Chairman Tom Luna

RE: Constituent Redistricting Concerns

Dear Appointing Authorities:

Thank you for the opportunity to serve on the Idaho Commission for Reapportionment. It has been our honor and privilege to fulfill this important function.

As a Commission, we held 18 hearings around the state to take public testimony on redistricting. In the testimony, certain concerns emerged as recurring themes. We wish to emphasize that, in describing these concerns, we are not recommending any specific action. Rather, our purpose is to bring the concerns to the attention of you, your parties, and your caucuses.

First, there is interest among some constituents for communities of interest, such as cities and tribal reservations, to be afforded greater protection than that currently allowed by law. Although I.C. § 72-1506(2) lists preserving communities of interest as a redistricting criterion, this statutory provision is subordinate to the mandate in the Idaho Constitution to keep counties whole. Thus, it is common for communities that cross county boundaries, such as the Fort Hall Reservation, to be divided between legislative districts. Greater legal protection for Idaho’s communities of interest would likely require an amendment to Article III, Section 5, of the Idaho Constitution.

Second, some constituents reported feeling disenfranchised in their current districts. They testified that their legislators ignored parts of the district with less population. This feeling of disenfranchisement seemed most common among rural voters. It was suggested by Dr. Gary Moncrief and others that creating 70 representative districts — or two House districts for every Senate district — might help to alleviate this feeling of disenfranchisement, because House members would then be more geographically dispersed throughout the state. But creating 70 House districts would likely require a change to Article III, Section 4, of the Idaho Constitution, which requires 35 legislative districts, failing to
distinguish between Senate and House districts.

Again, our purpose in this letter is not to provide specific recommendations on these matters but to bring them to your attention.

Thank you again for the opportunity to serve.

Sincerely,

Bart Davis, Cochair
Dan Schmidt, Cochair
Tom Dayley, Commissioner
Nels Mitchell, Commissioner
Amber Pence, Commissioner
Eric Redman, Commissioner