

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

NINETEENTH LEGISLATIVE DAY
FRIDAY, JANUARY 27, 2023

Senate Chamber

President Pro Tempore Winder called the Senate to order at 11 a.m.

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Mia Hoetker, 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, 2023, 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 Harris 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

January 27, 2023

The JUDICIARY AND RULES Committee reports that [S 1021](#), [S 1022](#), [S 1023](#), [S 1024](#), [S 1025](#), [S 1026](#), and [S 1027](#) have been correctly printed.

LAKEY, Chairman

[S 1021](#) was referred to the Resources and Environment Committee.

[S 1022](#), [S 1023](#), and [S 1024](#) were referred to the Judiciary and Rules Committee.

[S 1025](#) was referred to the State Affairs Committee.

[S 1026](#) and [S 1027](#) were referred to the Judiciary and Rules Committee.

January 27, 2023

The TRANSPORTATION Committee reports out [S 1010](#) with the recommendation that it do pass.

OKUNIEWICZ, Chairman

[S 1010](#) was filed for second reading.

January 27, 2023

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:

Janet Gallimore as the State Historic Preservation Officer, term to continue at the pleasure of the Governor;

Joe McNeal to the Idaho Commission on Human Rights, term to expire July 1, 2024.

GUTHRIE, 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.

Senator Lent 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

January 26, 2023

Dear Mr. President:

I transmit herewith [H 21](#), which has passed the House.

MCGINNIS, Chief Clerk

[H 21](#) 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 1028 **BY HEALTH AND WELFARE COMMITTEE** AN ACT

RELATING TO VULNERABLE ADULTS; AMENDING SECTION 39-5301A, IDAHO CODE, TO REVISE PROVISIONS REGARDING POLICY; AMENDING SECTION 39-5302, IDAHO CODE, TO REVISE DEFINITIONS AND TO DEFINE TERMS; AMENDING SECTION 39-5303, IDAHO CODE, TO REVISE PROVISIONS REGARDING DUTY TO REPORT; AMENDING SECTION 39-5303A, IDAHO CODE, TO REVISE PROVISIONS REGARDING A LIMITED EXEMPTION FROM THE DUTY TO REPORT; AMENDING SECTION 39-5304, IDAHO CODE, TO REVISE PROVISIONS REGARDING REPORTING REQUIREMENTS, INVESTIGATION, AND EMERGENCY ACCESS; AMENDING SECTION 39-5305, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 39-5306, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTAIN SERVICES; AMENDING SECTION 39-5307, IDAHO CODE, TO REVISE PROVISIONS REGARDING ACCESS TO RECORDS; AMENDING SECTION 39-5308, IDAHO CODE, TO REVISE PROVISIONS REGARDING INTERAGENCY COOPERATION; REPEALING SECTION 39-5309, IDAHO CODE, RELATING TO COORDINATION OF SERVICES; AMENDING CHAPTER 53, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-5309, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING AUTHORITY OF THE DEPARTMENT OF

HEALTH AND WELFARE, IMMUNITY FROM CERTAIN LIABILITY, EXCEPTIONS TO IMMUNITY, AND REPORTS MADE IN BAD FAITH, WITH MALICE, OR FALSELY; AMENDING SECTION 39-5310, IDAHO CODE, TO REVISE PROVISIONS REGARDING A REPORT TO LAW ENFORCEMENT AND TO PROVIDE A TIME LIMIT FOR CERTAIN NOTIFICATIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1029

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO JUVENILE PROCEEDINGS; AMENDING CHAPTER 16, TITLE 16, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 16-1618A, IDAHO CODE, TO PROHIBIT AN INVESTIGATION BASED UPON A CHILD'S IMMUNIZATION STATUS; AMENDING SECTION 16-2005, IDAHO CODE, TO PROVIDE THAT A COURT SHALL NOT GRANT AN ORDER TERMINATING A PARENT AND CHILD RELATIONSHIP BASED UPON A CHILD'S IMMUNIZATION STATUS; AMENDING SECTION 16-1504, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 16-1506, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 16-1513, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1030

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO IMMIGRATION; AMENDING TITLE 19, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 60, TITLE 19, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE FOR THE ENFORCEMENT OF FEDERAL IMMIGRATION LAW IN CERTAIN INSTANCES, TO PROVIDE PROCEDURES FOR FILING A COMPLAINT, AND TO AUTHORIZE THE ATTORNEY GENERAL TO OBTAIN EQUITABLE RELIEF UPON FILING OF A VALID COMPLAINT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1028](#), [S 1029](#), and [S 1030](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 21](#), 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 Wintrow, by voice vote, the Senate adjourned at 11:19 a.m. until the hour of 11:15 a.m., Monday, January 30, 2023.

CHUCK WINDER, President Pro Tempore

Attest: JENNIFER NOVAK, Secretary