

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-EIGHTH LEGISLATURE

SIXTEENTH LEGISLATIVE DAY
TUESDAY, JANUARY 21, 2025

Senate Chamber

President Bedke 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 Alexis Abenroth, 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, 2025, 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 Den Hartog, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

January 20, 2025

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:

Andrew Arulanandam as the Director of the Idaho Lottery Commission, term to continue at the pleasure of the Governor;

Andrew Arulanandam as the Director of the State Liquor Division, term to continue at the pleasure of the Governor.

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.

January 20, 2025

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:

Ashley Dowell as the Director of the Department of Juvenile Corrections, term to continue at the pleasure of the Governor;

Cory Barrier to the Sexual Offender Management Board, term to expire January 1, 2027;

Luke Malek to the State Board of Correction, term to expire January 30, 2031.

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.

January 20, 2025

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:

Lisa Paulos to the Public Charter School Commission, term to expire May 12, 2028.

LENT, 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 Den Hartog, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

January 20, 2025

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. 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, 2024, and expiring July 1, 2027.

This reappointment is subject to confirmation by the Senate, and notice of reappointment 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 Health and Welfare Committee.

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

Motions and Resolutions

On request by Senator Den Hartog, granted by unanimous consent, the committee report relative to the gubernatorial appointment of Brent Baker and Marc Brinkmeyer retained their place on the calendar for one legislative day.

Having been held, the President announced that the Judiciary and Rules Committee report relative to the gubernatorial appointment of Kirk Nelson was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator VanOrden, seconded by Senator Wintrow, the Gubernatorial appointment of Kirk Nelson 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 appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

On request by Senator Den Hartog, granted by unanimous consent, the committee report relative to the Gubernatorial reappointment of Steve Landon retained its place on the calendar for one legislative day.

The President announced that the Education Committee report relative to the Gubernatorial appointment of Kurt Liebich 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 appointment of Kurt Liebich 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 his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

On request by Senator Den Hartog, granted by unanimous consent, the committee report relative to the Gubernatorial appointment of George Lynch retained its place on the calendar for Monday, January 27, 2025.

On request by Senator Den Hartog, granted by unanimous consent, the committee report relative to the Gubernatorial appointment of Scott Madison retained its place on the calendar for one legislative day.

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

On motion by Senator Bernt, seconded by Senator Semmelroth, the Gubernatorial appointment of Thomas Mello as a member of the State Building Authority was confirmed by voice vote.

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

On request by Senator Den Hartog, 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 1011

**BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT**

RELATING TO WINTER FEEDING ADVISORY COMMITTEES; AMENDING SECTION 36-123, IDAHO CODE, TO PROVIDE FOR COMMITTEE MEMBER

REQUIREMENTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1012

**BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT**

RELATING TO THE IDAHO DEPREDATING WILDLIFE APPEALS BOARD; AMENDING TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 55, TITLE 22, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE IDAHO DEPREDATING WILDLIFE APPEALS BOARD; AMENDING SECTION 74-203, IDAHO CODE, TO PROVIDE AN EXCEPTION FOR THE IDAHO DEPREDATING WILDLIFE APPEALS BOARD FROM OPEN MEETING REQUIREMENTS; AMENDING SECTION 36-1109, IDAHO CODE, TO PROVIDE FOR THE IDAHO DEPREDATING WILDLIFE APPEALS BOARD AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1013

**BY RESOURCES AND ENVIRONMENT COMMITTEE
AN ACT**

RELATING TO FISH AND GAME; AMENDING SECTION 36-411, IDAHO CODE, TO ESTABLISH PROVISIONS RELATED TO TRAPPING EDUCATION AND LICENSING AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 36-412, IDAHO CODE, TO REVISE PROVISIONS REGARDING EDUCATION PROGRAMS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1014

**BY HEALTH AND WELFARE COMMITTEE
AN ACT**

RELATING TO HEALTH AND SAFETY; AMENDING THE HEADING FOR CHAPTER 9, TITLE 39, IDAHO CODE; REPEALING SECTION 39-902, IDAHO CODE, RELATING TO REPORT TO HEALTH OFFICER; REPEALING SECTION 39-903, IDAHO CODE, RELATING TO GERMICIDE TO BE INSTILLED IN EYES OF NEWBORN BABY; REPEALING SECTION 39-905, IDAHO CODE, RELATING TO DUTIES OF LOCAL HEALTH OFFICER; REPEALING SECTION 39-906, IDAHO CODE, RELATING TO DUTIES OF DIRECTOR; REPEALING SECTION 39-907, IDAHO CODE, RELATING TO BIRTH REPORTS NOT SHOWING COMPLIANCE; REPEALING SECTION 39-910, IDAHO CODE, RELATING TO DUTIES OF DIRECTOR IN ENFORCING ACT; AMENDING CHAPTER 9, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-902, IDAHO CODE, TO PROVIDE FOR DUTIES REGARDING REPORTABLE DISEASES IN THE BIRTH OF A CHILD; AMENDING CHAPTER 9, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-903, IDAHO CODE, TO REQUIRE THAT OCULAR ANTIBIOTIC PROPHYLAXIS BE APPLIED TO THE EYES OF NEWBORN BABIES; AMENDING SECTION 39-904, IDAHO CODE, TO CLARIFY LANGUAGE REGARDING CERTAIN STATEMENTS; AMENDING SECTION 39-909, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE PROVISIONS REGARDING CERTAIN REQUIRED TESTS; AMENDING CHAPTER 9, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-906, IDAHO CODE, TO PROVIDE FOR BLOOD SPECIMEN COLLECTION; AMENDING SECTION 39-912, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO MAKE A TECHNICAL CORRECTION; PROVIDING

THAT CERTAIN ADMINISTRATIVE RULES CONTAINED IN IDAPA 16.02.12 SHALL BE NULL, VOID, AND OF NO FORCE AND EFFECT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1015
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO HOSPITALS AND HOME HEALTH AGENCIES; REPEALING SECTIONS 39-1301, 39-1301A, 39-1301B, 39-1302, 39-1303, 39-1303a, 39-1303b, 39-1303c, 39-1304, 39-1305, 39-1306, 39-1307, 39-1307A, 39-1307B, 39-1308, 39-1312, 39-1313, AND 39-1314, IDAHO CODE, RELATING TO HOSPITAL LICENSES AND INSPECTION; AMENDING THE HEADING FOR CHAPTER 13, TITLE 39, IDAHO CODE; AMENDING CHAPTER 13, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1301, IDAHO CODE, TO DEFINE TERMS; AMENDING CHAPTER 13, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1302, IDAHO CODE, TO PROVIDE A SHORT TITLE; AMENDING CHAPTER 13, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1303, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING LICENSURE; AMENDING CHAPTER 13, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1304, IDAHO CODE, TO PROVIDE FOR THE DENIAL OR REVOCATION OF A LICENSE; AMENDING SECTION 39-1309, IDAHO CODE, TO REVISE PROVISIONS REGARDING INSPECTIONS AND TO REDESIGNATE THE SECTION; AMENDING SECTION 39-1310, IDAHO CODE, TO REVISE PROVISIONS REGARDING INFORMATION RECEIVED BY THE DEPARTMENT AND TO REDESIGNATE THE SECTION; AMENDING CHAPTER 13, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1307, IDAHO CODE, TO PROVIDE FOR A PENALTY FOR OPERATING A FACILITY WITHOUT A LICENSE; AMENDING CHAPTER 13, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1308, IDAHO CODE, TO PROVIDE FOR AN INJUNCTION TO PREVENT OPERATION WITHOUT A LICENSE; AMENDING SECTION 39-1301C, IDAHO CODE, TO REDESIGNATE THE SECTION; REPEALING CHAPTER 24, TITLE 39, IDAHO CODE, RELATING TO HOME HEALTH AGENCIES; 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 39-3501, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 39-3505, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 39-5302, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 54-3215, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 56-101, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 56-1402, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 56-1602, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 56-1703, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 63-701, IDAHO CODE, TO REVISE A DEFINITION; PROVIDING THAT CERTAIN ADMINISTRATIVE RULES CONTAINED IN IDAPA 16.03.02 SHALL BE NULL, VOID, AND OF NO FORCE AND EFFECT; PROVIDING THAT

CERTAIN ADMINISTRATIVE RULES CONTAINED IN IDAPA 16.03.07 SHALL BE NULL, VOID, AND OF NO FORCE AND EFFECT; PROVIDING THAT CERTAIN ADMINISTRATIVE RULES CONTAINED IN IDAPA 16.03.11 SHALL BE NULL, VOID, AND OF NO FORCE AND EFFECT; PROVIDING THAT CERTAIN ADMINISTRATIVE RULES CONTAINED IN IDAPA 16.03.14 SHALL BE NULL, VOID, AND OF NO FORCE AND EFFECT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1016
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO BRANDS; AMENDING SECTION 25-1121, IDAHO CODE, TO REVISE A PROVISION REGARDING CERTAIN FEES; AMENDING SECTION 25-1144, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTAIN FEES, TO PROVIDE FOR A FEE, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 25-1145, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTAIN FEES; AMENDING SECTION 25-1146, IDAHO CODE, TO REVISE A PROVISION REGARDING CERTAIN FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 25-1160, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTAIN FEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 25-1161, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE STATE BRAND ACCOUNT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 25-3303, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTAIN FEES AND TO MAKE A TECHNICAL CORRECTION; PROVIDING THAT CERTAIN ADMINISTRATIVE RULES CONTAINED IN IDAPA 11.02.01 SHALL BE NULL, VOID, AND OF NO FORCE AND EFFECT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1011](#), [S 1012](#), [S 1013](#), [S 1014](#), [S 1015](#), and [S 1016](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

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

Third Reading of Bills

[H 3](#) 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—Adams, Anthon, Bernt, Bjerke, Blaylock, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Galloway, Grow, Guthrie, Harris, Hart, Keyser, Lakey, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Semmelroth, Shippy, Taylor, Toews, VanOrden, Ward-Engelking, Wintrow, Woodward. Total - 32.

NAYS—Kohl, Zito, Zuiderveld. Total - 3.

Total - 35.

Whereupon the President declared [H 3](#) passed, title was approved, and the bill ordered returned to the House.

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

Miscellaneous Business

On motion by Senator Den Hartog, seconded by Senator Wintrow, by voice vote, the Senate adjourned at 11:30 a.m. until the hour of 11 a.m., Wednesday, January 22, 2025.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary