

# SENATE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-EIGHTH LEGISLATURE

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**FORTY-SIXTH LEGISLATIVE DAY**  
**THURSDAY, FEBRUARY 26, 2026**

Senate Chamber

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

Roll call showed all members present except Senator Bjerke, absent and formally excused by the Chair; and Senator Toews, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Isabella Froshiesar, 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 25, 2026, 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 Fifth Order of Business.

### Petitions, Resolutions, and Memorials

Senator Toews was recorded present at this order of business.

### SR 116

#### BY JUDICIARY AND RULES COMMITTEE

##### A SENATE RESOLUTION

STATING FINDINGS OF THE SENATE AND PROVIDING THAT ALL PENDING RULES OF THE IDAHO STATE TAX COMMISSION HAVE BEEN REVIEWED AND APPROVED BY THE SENATE LOCAL GOVERNMENT AND TAXATION COMMITTEE.

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

WHEREAS, pursuant to Section 67-5291, Idaho Code, standing committees of the Legislature shall review any temporary or pending rule that is germane to its committee and has been published in the Idaho Administrative Bulletin; and

WHEREAS, the Senate Local Government and Taxation Committee reviewed pending rules adopted by the Idaho State Tax Commission.

NOW, THEREFORE, BE IT RESOLVED by the members of the Senate, assembled in the Second Regular Session of the Sixty-eighth Idaho Legislature, that all pending rules adopted by the Idaho State Tax Commission, pursuant to the Administrative Procedure Act and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2026 legislative session have been reviewed and approved by the Senate Local Government and Taxation Committee.

[SR 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 26, 2026

The JUDICIARY AND RULES Committee reports that [SCR 121](#), [SJM 112](#), [SJM 113](#), [SJM 114](#), [S 1338](#), [S 1339](#), [S 1340](#), and [S 1341](#) have been correctly printed.

LAKEY, Chairman

[SCR 121](#), [SJM 112](#), [SJM 113](#), and [SJM 114](#) were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1338](#) was referred to the State Affairs Committee.

[S 1339](#) was referred to the Education Committee.

[S 1340](#) was referred to the Transportation Committee.

[S 1341](#) was referred to the State Affairs Committee.

February 26, 2026

The JUDICIARY AND RULES Committee reports that Senate amendments to [S 1241](#), [S 1270](#), [S 1271](#), and [S 1285](#) have been correctly printed.

LAKEY, Chairman

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

February 26, 2026

The JUDICIARY AND RULES Committee reports that [S 1241](#), as amended, [S 1270](#), as amended, [S 1271](#), as amended, and [S 1285](#), as amended, have been correctly engrossed.

LAKEY, Chairman

[S 1241](#), as amended, [S 1270](#), as amended, [S 1271](#), as amended, and [S 1285](#), as amended, were filed for first reading.

February 25, 2026

The RESOURCES AND ENVIRONMENT Committee reports out [H 511](#), [S 1269](#), [S 1304](#), [S 1305](#), [S 1306](#), and [S 1307](#) with the recommendation that they do pass.

BURTENSHAW, Chairman

[H 511](#), [S 1269](#), [S 1304](#), [S 1305](#), [S 1306](#), and [S 1307](#) were filed for second reading.

February 25, 2026

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:

Michael Lyden to the Oil and Gas Conservation Commission, term to expire July 1, 2028.

BURTENSHAW, 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 25, 2026

The HEALTH AND WELFARE Committee reports out [H 639](#) with the recommendation that it do pass.

VANORDEN, Chair

[H 639](#) was filed for second reading.

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

#### Messages from the House

February 25, 2026

Dear Mr. President:

I transmit herewith [H 728](#), [H 751](#), and [H 591](#), which have passed the House.

VORE, Acting Chief Clerk

[H 728](#), [H 751](#), and [H 591](#) were filed for first reading.

February 25, 2026

Dear Mr. President:

I return herewith [S 1221](#), which has passed the House.

VORE, Acting Chief Clerk

[S 1221](#) was referred to the Judiciary and Rules Committee for enrolling.

February 25, 2026

Dear Mr. President:

I transmit herewith Enrolled [H 533](#), [H 502](#), and [H 555](#) for the signature of the President.

VORE, Acting Chief Clerk

The President Pro Tempore signed Enrolled [H 533](#), [H 502](#), and [H 555](#) and ordered them returned to the House.

February 25, 2026

Dear Mr. President:

I return herewith Enrolled [SCR 115](#), which has been signed by the Speaker.

VORE, Acting Chief Clerk

Enrolled [SCR 115](#) was referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

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 1342

#### BY JUDICIARY AND RULES COMMITTEE AN ACT

RELATING TO EGGS; AMENDING TITLE 25, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 41, TITLE 25, IDAHO CODE, TO PROVIDE FOR THE HOUSEHOLD EGG PRODUCTION AND FOOD SECURITY ACT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

##### S 1343

#### BY JUDICIARY AND RULES COMMITTEE AN ACT

RELATING TO JUDGES; PROVIDING LEGISLATIVE INTENT; AMENDING SECTION 1-2001, IDAHO CODE, TO PROVIDE THAT CERTAIN JUDGES SHALL NOT BE ELIGIBLE TO SERVE AS A SENIOR JUDGE AND MAY NOT ELECT TO RECEIVE CERTAIN RETIREMENT COMPENSATION, TO PROVIDE FOR WRITTEN ACKNOWLEDGMENT, AND TO PROVIDE AN EXCEPTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

##### S 1344

#### BY JUDICIARY AND RULES COMMITTEE AN ACT

RELATING TO LEGISLATIVE AUTHORITY; AMENDING SECTION 56-202, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE DUTIES OF THE DIRECTOR OF THE STATE DEPARTMENT OF HEALTH AND WELFARE; AMENDING SECTION 56-203, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE POWERS OF THE STATE DEPARTMENT OF HEALTH AND WELFARE; AMENDING CHAPTER 10, TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 56-1011, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING A REPORT ON PROGRAMS AND AUTHORITY; AMENDING SECTION 67-3516, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPROPRIATIONS ACTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

##### S 1345

#### BY JUDICIARY AND RULES COMMITTEE AN ACT

RELATING TO TAXATION; AMENDING SECTION 63-111, IDAHO CODE, TO PROVIDE FOR SECURE ELECTRONIC COMMUNICATION AS A MEANS FOR TRANSMITTING CERTAIN COMMUNICATIONS; AMENDING SECTION 63-201, IDAHO CODE, TO DEFINE A TERM; AMENDING SECTION 63-510, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 63-2517, IDAHO CODE, TO PROVIDE FOR SECURE ELECTRONIC COMMUNICATION AS A MEANS FOR TRANSMITTING CERTAIN NOTICES; AMENDING SECTION 63-3045, IDAHO CODE, TO PROVIDE FOR SECURE ELECTRONIC COMMUNICATION AS A MEANS FOR TRANSMITTING CERTAIN NOTICES; AMENDING SECTION 63-3045B, IDAHO CODE, TO PROVIDE FOR SECURE ELECTRONIC COMMUNICATION AS A MEANS FOR TRANSMITTING

CERTAIN DOCUMENTS; AMENDING SECTION 63-3061A, IDAHO CODE, TO PROVIDE FOR SECURE ELECTRONIC COMMUNICATION AS A MEANS FOR TRANSMITTING CERTAIN NOTICES; AMENDING SECTION 63-3065A, IDAHO CODE, TO PROVIDE FOR SECURE ELECTRONIC COMMUNICATION AS A MEANS FOR TRANSMITTING CERTAIN NOTICES; AMENDING SECTION 63-3620C, IDAHO CODE, TO PROVIDE FOR SECURE ELECTRONIC COMMUNICATION AS A MEANS FOR TRANSMITTING CERTAIN NOTICES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-4003, IDAHO CODE, TO PROVIDE FOR SECURE ELECTRONIC COMMUNICATION AS A MEANS FOR TRANSMITTING TAX COLLECTION COMMUNICATIONS; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

### S 1346

#### BY JUDICIARY AND RULES COMMITTEE AN ACT

RELATING TO HUMAN GENE THERAPY PRODUCTS; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 48, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-4810, IDAHO CODE, TO ESTABLISH A MORATORIUM ON CERTAIN USES OF HUMAN GENE THERAPY PRODUCTS; AND DECLARING AN EMERGENCY.

[S 1342](#), [S 1343](#), [S 1344](#), [S 1345](#), and [S 1346](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[S 1241](#), as amended, [S 1270](#), as amended, and [S 1271](#), as amended, by Agricultural Affairs Committee, were read the first time at length and filed for second reading.

[S 1285](#), as amended, by Commerce and Human Resources Committee, was read the first time at length and filed for second reading.

[H 728](#), by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

[H 751](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 591](#), 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

[H 576](#) and [H 577](#), by Transportation and Defense Committee, were read the second time at length and filed for third reading.

[S 1325](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1273](#), [S 1274](#), and [S 1275](#), by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

[S 1319](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[H 608](#), [H 635](#), and [H 636](#), by Education Committee, were read the second time at length and filed for third reading.

[S 1313](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[H 539](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1296](#), [S 1320](#), [S 1321](#), and [S 1322](#), 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

On request by Senator Den Hartog, granted by unanimous consent, [S 1264](#), having been held, retained its place on the Third Reading Calendar for one legislative day.

[S 1276](#) 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—Adams, Anthon, Bernt, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Galloway, Grow, Guthrie, Harris, Hart, Keyser, Kohl, Lakey, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Semmelroth, Shippy, Taylor, Toews, VanOrden, Ward-Engelking, Wintrow, Woodward, Zito, Zuiderveld. Total - 33.

NAYS—None.

Absent and excused—Bjerke, Blaylock. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared [S 1276](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1291](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Semmelroth 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, Blaylock, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Galloway, Grow, Guthrie, Harris, Hart, Keyser, Kohl, Lakey, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Semmelroth, Shippy, Taylor, Toews, VanOrden, Ward-Engelking, Wintrow, Woodward, Zito, Zuiderveld. Total - 34.

NAYS—None.

Absent and excused—Bjerke. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [S 1291](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1292](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Shippy 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, Blaylock, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Galloway, Grow, Guthrie, Harris, Hart, Keyser, Kohl, Lakey, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Semmelroth, Shippy, Taylor, Toews, VanOrden, Ward-Engelking, Wintrow, Woodward, Zito, Zuiderveld. Total - 34.

NAYS—None.

Absent and excused—Bjerke. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [S 1292](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1293](#) 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—Adams, Anthon, Bernt, Blaylock, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Galloway, Grow, Guthrie, Harris, Hart, Keyser, Kohl, Lakey, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Semmelroth, Shippy, Taylor, Toews, VanOrden, Ward-Engelking, Wintrow, Woodward, Zito, Zuiderveld. Total - 34.

NAYS—None.

Absent and excused—Bjerke. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [S 1293](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Den Hartog, granted by unanimous consent, [S 1288](#) was placed before the Senate for consideration at this time.

[S 1288](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Blaylock arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bernt, Blaylock, Burtenshaw, Cook, Den Hartog, Foreman, Galloway, Grow, Guthrie, Harris, Lakey, Lent, Rabe, Ricks, Ruchti, Semmelroth, Taylor, VanOrden, Ward-Engelking, Wintrow, Woodward. Total - 22.

NAYS—Adams, Carlson, Hart, Keyser, Kohl, Lenney, Nichols, Okuniewicz, Shippy, Toews, Zito, Zuiderveld. Total - 12.

Absent and excused—Bjerke. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [S 1288](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Den Hartog, 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 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 12:28 p.m. until the hour of 10:30 a.m., Friday, February 27, 2026.

KELLY ARTHUR ANTHON, President Pro Tempore

Attest: JENNIFER NOVAK, Secretary