

MINUTES
SENATE JUDICIARY & RULES COMMITTEE

DATE: Wednesday, January 21, 2026

TIME: 1:30 P.M.

PLACE: Room WW54

MEMBERS PRESENT: Chairman Lakey, Vice Chairman Shippy, Senators Foreman, Lent, Lenney, Keyser, Wintrow, and Ruchti

**ABSENT/
EXCUSED:** Ricks

NOTE: The sign-in sheet, testimonies and other related materials will be retained with the minutes in the committee's office until the end of the session and will then be located on file with the minutes in the Legislative Services Library.

CONVENED: **Vice Chairman Shippy** called the Senate Judiciary and Rules Committee (Committee) to order at 1:30 p.m. He indicated that he would be acting as Chair while Chairman Lakey presented in another committee.

GUBERNATORIAL REAPPOINTMENT VOTE: **Vote on the Gubernatorial Reappointment of Scott Smith to the Commission of Pardons and Parole to serve a term commencing January 1, 2026 and expiring January 1, 2029.**

MOTION: **Senator Wintrow** moved to send the Gubernatorial Reappointment of **Scott Smith** to the Commission of Pardons and Parole to the floor with a recommendation that he be confirmed by the Senate. **Senator Ricks** seconded the motion. The motion carried by **voice vote**.

GUBERNATORIAL APPOINTMENT VOTE: **Vote on the Gubernatorial Appointment of Dylan Hobson to the Commission of Pardons and Parole to serve a term commencing October 16, 2025 and expiring January 1, 2027.**

MOTION: **Senator Ruchti** moved to send the Gubernatorial Appointment of **Dylan Hobson** to the Commission of Pardons and Parole to the floor with a recommendation that he be confirmed by the Senate. **Senator Foreman** seconded the motion. The motion carried by **voice vote**.

**DOCKET NO:
21-0101-2501** **Rules Governing Admission, Residency, and Maintenance Charges in Idaho State Veterans Homes and Division of Veteran's Services.** **Mark Tschampl**, Chief Administrator, Idaho Department of Veterans Services, explained this rule docket was a simple removal of rules governing domiciliary care since the discontinuation of that service.

DISCUSSION: **Senator Foreman** requested clarification on discharge of residents for possession of lethal weapons. He asked if the facility was a State facility on State property. He questioned if it would violate the Second Amendment of the U.S. Constitution and parts of the State Constitution. **Mr. Tschampl** explained this was a State-owned facility on State-owned property, but it fell under federal rules and regulations. The "no weapons on that facility" was also for the safety of the other residents.

MOTION: **Senator Foreman** moved to approve **Docket No. 21-0101-2501**. **Senator Keyser** seconded the motion. The motion carried by **voice vote**.

**DOCKET NO:
57-0101-2501**

Rules of the Sexual Offender Management Board become effective upon sine die. **Nancy Volle**, Program Manager, Idaho Sexual Offender Management Board, stated the rule accomplished 2 things. 1) It reduced regulatory burden by lessening the number of continuing education requirements for private, licensed individuals, and 2) it removed duplicative language between the rule and the incorporated by reference documents. **Ms. Volle** provided copies of the incorporated by reference documents (See Attachment 1). The purpose of those documents was to reduce continuing education hours for evaluators and treatment providers. This ensured private, licensed individuals received necessary continuing education, but did not over-burden them. On pages 51-52 of the Rule Review book, duplicative language between the incorporated by reference documents and the rule chapters was removed. These changes would have no impact on the application of the rules. They would ensure easier access for private, licensed individuals who access their standards and guidelines that were incorporated by reference. **Ms. Volle** and **Vice Chairman Shippy** thought it was important to have this pending rule become effective upon sine die, to ensure the reduction in continuing education requirements that were already in place from the temporary rule remaining in effect.

Chairman Lakey questioned if this regulation would remove the continuing education requirements that were listed, and if those requirements were found in the reference documents. **Ms. Volle** explained that they lowered the continuing education credits from forty to thirty and that this information was incorporated by reference. **Vice Chairman Shippy** explained that if the motion approved the docket with an early effective date of sine die, then that eliminated the Committee's need to dispense with the temporary rules which were being heard.

MOTION:

Senator Wintrow moved to approve **Docket No. 57-0101-2501** with an early effective date of sine die. **Senator Lent** seconded the motion. The motion carried by **voice vote**.

**PASSED THE
GAVEL**

Vice Chairman Shippy passed the gavel to Chairman Lakey.

RS 32987

Senator Wintrow, District 19, explained the legislation added two misdemeanors of sexual battery and domestic violence to the list of crimes for which collection of a DNA sample and thumbprint impression were required. The State of Idaho collected DNA for some felony crimes and some sexual offenses for public safety reasons. Last session a similar bill was not passed because it contained seven misdemeanors. **Senator Wintrow's** research showed that sexual offenses intersected with more violent crimes at a rate of 34 percent versus 5 percent of non-sexual related cases. There were sex offenders that did repeat offend. This legislation would support DNA being gathered at misdemeanor levels in the hope that it would deter more violent crimes.

MOTION:

Vice Chairman Shippy moved to introduce **RS 32987** to print. **Senator Ruchti** seconded the motion. The motion carried by **voice vote**.

ADJOURNED:

There being no further business at this time, **Chairman Lakey** adjourned the Committee at 1:50 p.m.

Senator Lakey
Chair

Sharon Pennington
Secretary