

SENATE JOURNAL OF THE IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

**TWENTY-THIRD LEGISLATIVE DAY
TUESDAY, JANUARY 30, 2024**

Senate Chamber

President Pro Tempore Winder 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 Sydney Newton, 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 29, 2024, 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 30, 2024

The JUDICIARY AND RULES Committee reports that [S 1253](#), [S 1254](#), [S 1255](#), and [S 1256](#) have been correctly printed.

LAKEY, Chairman

[S 1253](#), [S 1254](#), [S 1255](#), and [S 1256](#) were referred to the State Affairs Committee.

January 29, 2024

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:

Erik Lehtinen as the State Appellate Public Defender, term to expire August 1, 2026;

Erik Lehtinen to the State Public Defense Commission, term to expire July 1, 2024.

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 29, 2024

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:

Don Ebert to the Idaho Fish and Game Commission, term to expire June 30, 2027.

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.

January 29, 2024

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

Brad Compton to the Idaho Outfitters and Guides Licensing Board, term to expire June 1, 2026.

BURTENSHAW, Chairman

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

January 29, 2024

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:

Patrick Purdy to the Board of Environmental Quality, term to expire July 1, 2027.

VANORDEN, 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.

January 29, 2024

The EDUCATION Committee reports out [S 1239](#) with the recommendation that it do pass.

LENT, Chairman

[S 1239](#) 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

January 29, 2024

Dear Mr. President:

I transmit herewith [H 406](#), which has passed the House.

MCGINNIS, Chief Clerk

[H 406](#) was filed for first reading.

January 30, 2024

Dear Mr. President:

I transmit herewith Enrolled [H 385](#) for the signature of the President.

MCGINNIS, Chief Clerk

The President Pro Tempore signed Enrolled [H 385](#) and ordered it 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 109](#) was recommitted to the State Affairs Committee.

The President announced that the Judiciary and Rules Committee report, having been held, relative to the Gubernatorial appointment of Eric Fredericksen was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Anthon, seconded by Senator Ruchti, the Gubernatorial appointment of Eric Fredericksen as the State Public Defender 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.

The President announced that the Judiciary and Rules Committee report relative to the Gubernatorial appointment of Keely Duke was before the Senate for final consideration, the question being, "Shall the report be adopted?"

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

On motion by Senator Wintrow, seconded by Senator Lee, the Gubernatorial appointment of Keely Duke 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 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 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 1257

BY RESOURCES AND ENVIRONMENT COMMITTEE AN ACT

RELATING TO NAVIGATIONAL ENCROACHMENTS; AMENDING SECTION 58-1312, IDAHO CODE, TO DEFINE A PHRASE AND TO REVISE A PROVISION REGARDING CERTAIN DOCUMENTATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1257](#) was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 406](#), by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

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 Wintrow, by voice vote, the Senate adjourned at 11:32 a.m. until the hour of 11 a.m., Wednesday, January 31, 2024.

CHUCK WINDER, President Pro Tempore

Attest: JENNIFER NOVAK, Secretary