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IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

FIFTY-NINTH LEGISLATIVE DAY
WEDNESDAY, MARCH 6, 2024

Senate Chamber

President Bedke called the Senate to order at 10:30 a.m.

Roll call showed all members present except Senators Bjerke, Grow, and VanOrden, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Emma Harris, 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 March 5, 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

March 6, 2024

The JUDICIARY AND RULES Committee reports that [S 1405](#), [S 1406](#), [S 1407](#), [S 1408](#), [S 1409](#), [S 1410](#), [S 1411](#), and [S 1412](#) have been correctly printed.

LAKEY, Chairman

[S 1405](#), [S 1406](#), [S 1407](#), [S 1408](#), [S 1409](#), [S 1410](#), [S 1411](#), and [S 1412](#) were referred to the Finance Committee.

March 5, 2024

The LOCAL GOVERNMENT AND TAXATION Committee reports out [H 521](#) with the recommendation that it do pass.

RICKS, Chairman

[H 521](#) was filed for second reading.

March 6, 2024

The STATE AFFAIRS Committee reports out [S 1381](#) with the recommendation that it do pass.

GUTHRIE, Chairman

[S 1381](#) was filed for second reading.

March 6, 2024

The EDUCATION Committee reports out [H 581](#) with the recommendation that it do pass.

LENT, Chairman

[H 581](#) was filed for second reading.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 5, 2024

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. President:

I have the honor to inform you that Richelle Sugiyama of Boise, Idaho, was reappointed to the Treasurer's Investment Advisory Board to serve a term commencing July 1, 2022, and expiring July 1, 2026.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the State Affairs Committee.

March 5, 2024

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. President:

I have the honor to inform you that James McNamara of Boise, Idaho, was appointed to the Hazardous Waste Facility Siting License Application Review Panel to serve a term commencing February 23, 2024, and expiring February 23, 2027.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial appointment was referred to the Health and Welfare Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 5, 2024

Dear Mr. President:

I transmit herewith [H 494](#), [H 572](#), [H 656](#), [H 604](#), [H 513](#), [H 654](#), [H 663](#), [H 684](#), and [HCR 26](#), which have passed the House.

MCGINNIS, Chief Clerk

[H 494](#), [H 572](#), [H 656](#), [H 604](#), [H 513](#), [H 654](#), [H 663](#), [H 684](#), and [HCR 26](#) were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial appointment of McKenzie Kraemer was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Schroeder, seconded by Senator Hartgen, the Gubernatorial appointment of McKenzie Kraemer as a member of the Idaho Health Insurance Exchange 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.

The President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial appointment of Lisa Odom was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Toews, seconded by Senator Trakel, the Gubernatorial appointment of Lisa Odom as a member of the Idaho Health Insurance Exchange 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.

The President announced that the Judiciary and Rules Committee report relative to the Gubernatorial reappointment of John D. Hayden Jr. was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Wintrow, seconded by Senator Hartgen, the Gubernatorial reappointment of John D. Hayden Jr. as a member of the State Board of Correction 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 reappointment 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 Resources and Environment Committee report relative to the Gubernatorial appointment of Brody Harshbarger was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Burtenshaw, seconded by Senator Ruchti, the Gubernatorial appointment of Brody Harshbarger as a member of the Idaho Fish and Game Commission 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.

Senators Bjerke, Grow, and VanOrden were recorded present at this order of business.

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

[H 494](#), by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 572](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 656](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 604](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 513](#), by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 654](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 663](#) and [H 684](#), by Education Committee, were introduced, read the first time at length, and referred to the Education Committee.

[HCR 26](#), by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[S 1397](#), [S 1398](#), [S 1399](#), [S 1400](#), [S 1401](#), and [S 1402](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 673](#), [H 674](#), [H 675](#), [H 676](#), [H 677](#), [H 678](#), [H 679](#), [H 680](#), [H 681](#), and [H 682](#), by Appropriations Committee, were read the second time at length and filed for third reading.

[H 502](#) and [H 505](#), by Business Committee, were read the second time at length and filed for third reading.

[H 571](#), by Ways and Means Committee, was read the second time at length and filed for third reading.

[H 576](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[H 547](#), by Transportation and Defense Committee, was read the second time at length and filed for third reading.

[H 500](#), by Education Committee, was read the second time at length and filed for third reading.

[H 527](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[S 1379](#) and [S 1380](#), 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 Anthon, granted by unanimous consent, [S 1371](#) retained its place on the Third Reading Calendar for one legislative day.

On request by Senator Anthon, granted by unanimous consent, [S 1293](#), as amended, retained its place on the Third Reading Calendar.

On request by Senator Anthon, granted by unanimous consent, [S 1337](#), as amended, retained its place on the Third Reading Calendar for one legislative day.

[S 1382](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw 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, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 25.

NAYS—Carlson, Foreman, Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews, Trakel, Zuiderveld. Total - 10.

Total - 35.

Whereupon the President declared [S 1382](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1383](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Just 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, Cook, Den Hartog, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lent, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 24.

NAYS—Bjerke, Carlson, Foreman, Hart, Herndon, Lenney, Nichols, Okuniewicz, Toews, Trakel, Zuiderveld. Total - 11.

Total - 35.

Whereupon the President declared [S 1383](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1384](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Herndon 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, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 34.

NAYS—Trakel. Total - 1.

Total - 35.

Whereupon the President declared [S 1384](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1385](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cook 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, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Hartgen, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 29.

NAYS—Carlson, Foreman, Hart, Herndon, Trakel, Zuiderveld. Total - 6.

Total - 35.

Whereupon the President declared [S 1385](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1386](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent 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, Burtenshaw, Cook, Grow, Guthrie, Harris, Hartgen, Just, Lee, Lent, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, VanOrden, Ward-Engelking, Winder, Wintrow. Total - 21.

NAYS—Adams, Bjerke, Carlson, Den Hartog, Foreman, Hart, Herndon, Lakey, Lenney, Nichols, Okuniewicz, Toews, Trakel, Zuiderveld. Total - 14.

Total - 35.

Whereupon the President declared [S 1386](#) passed, title was approved, and the bill ordered transmitted to the House.

President Pro Tempore Winder assumed the Chair.

[S 1387](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Herndon 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, Burtenshaw, Carlson, Cook, Den Hartog, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 33.

NAYS—Foreman, Trakel. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared [S 1387](#) passed, title was approved, and the bill ordered transmitted to the House.

President Bedke returned to the Chair.

On request by Senator Anthon, granted by unanimous consent, [S 1388](#) retained its place on the Third Reading Calendar for one legislative day.

[S 1367](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee 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, Burtenshaw, Carlson, Cook, Den Hartog, Foreman, Grow, Guthrie, Harris, Hart, Hartgen, Herndon, Just, Lakey, Lee, Lenney, Lent, Nichols, Okuniewicz, Rabe, Ricks, Ruchti, Schroeder, Semmelroth, Taylor, Toews, Trakel, VanOrden, Ward-Engelking, Winder, Wintrow, Zuiderveld. Total - 35.

Whereupon the President declared [S 1367](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Fourth Order of Business.

Reading of Communications

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

On motion by Senator Anthon, seconded by Senator Wintrow, by voice vote the Senate recessed at 11:57 a.m. until the hour of 4:30 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 4:30 p.m., pursuant to recess, President Bedke presiding.

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

Prior to recess the Senate was at the Fifth Order of Business, Petitions, Resolutions, and Memorials.

SCR 118 BY STATE AFFAIRS COMMITTEE A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND ADOPTING RULES OF THE JOINT FINANCE-APPROPRIATIONS COMMITTEE FOR THE 2024 LEGISLATIVE SESSION AND THROUGHOUT THE 2024 INTERIM PERIOD.

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

WHEREAS, members of the Senate Finance Committee and the House Appropriations Committee meet as the Joint Finance-Appropriations Committee to analyze available revenue and state agency budget requests in order to set a balanced state budget each year; and

WHEREAS, meetings of the Joint Finance-Appropriations Committee have been governed by rules previously adopted by the committee.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-seventh Idaho Legislature, the Senate and the House of Representatives concurring therein, that the rules previously adopted by the Joint Finance-Appropriations Committee are hereby adopted for the Second Regular Session of the Sixty-seventh Idaho Legislature and throughout the 2024 interim period between legislative sessions and shall govern meetings of the Joint Finance-Appropriations Committee held during such time.

[SCR 118](#) 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

March 6, 2024

The STATE AFFAIRS Committee reports out [H 574](#), [H 661](#), and [S 1394](#) with the recommendation that they do pass.

GUTHRIE, Chairman

[H 574](#), [H 661](#), and [S 1394](#) were filed for second reading.

March 6, 2024

The STATE AFFAIRS Committee reports out [S 1314](#) and [S 1374](#) with the recommendation that they be referred to the Fourteenth Order of Business for amendment.

GUTHRIE, Chairman

There being no objection, [S 1314](#) and [S 1374](#) were referred to the Fourteenth Order of Business, General Calendar.

March 6, 2024

The FINANCE Committee reports out [S 1405](#), [S 1406](#), [S 1407](#), [S 1408](#), [S 1409](#), [S 1410](#), [S 1411](#), and [S 1412](#) with the recommendation that they do pass.

GROW, Chairman

[S 1405](#), [S 1406](#), [S 1407](#), [S 1408](#), [S 1409](#), [S 1410](#), [S 1411](#), and [S 1412](#) were filed for second reading.

March 6, 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:

Joseph Medeiros to the Hazardous Waste Facility Siting License Application Review Panel, term to expire February 23, 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.

