

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-EIGHTH LEGISLATURE

FORTY-SIXTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 20, 2025

Senate Chamber

President Bedke called the Senate to order at 11 a.m.

Roll call showed all members present except President Pro Tempore Anthon, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Alia Ferreira, Page.

The Senate advanced to the Third Order of Business.

President Pro Tempore Anthon was recorded present at this order of business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 19, 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 Fifth Order of Business.

Petitions, Resolutions, and Memorials

SR 108 **BY JUDICIARY AND RULES COMMITTEE** A SENATE RESOLUTION

STATING FINDINGS OF THE SENATE AND PROVIDING THAT ALL TEMPORARY AND PENDING RULES OF THE IDAHO STATE POLICE / IDAHO STATE FORENSIC LABORATORY, THE IDAHO STATE POLICE / PEACE OFFICER STANDARDS AND TRAINING COUNCIL, THE DIVISION OF VETERANS SERVICES, AND THE COMMISSION OF PARDONS AND PAROLE HAVE BEEN REVIEWED AND APPROVED BY THE SENATE JUDICIARY AND RULES 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 Judiciary and Rules Committee reviewed temporary and pending rules adopted by the Idaho State

Police / Idaho State Forensic Laboratory, the Idaho State Police / Peace Officer Standards and Training Council, the Division of Veterans Services, and the Commission of Pardons and Parole.

NOW, THEREFORE, BE IT RESOLVED by the members of the Senate, assembled in the First Regular Session of the Sixty-eighth Idaho Legislature, that all temporary and pending rules adopted by the Idaho State Police / Idaho State Forensic Laboratory, the Idaho State Police / Peace Officer Standards and Training Council, the Division of Veterans Services, and the Commission of Pardons and Parole, pursuant to the Administrative Procedure Act and submitted through the Office of the Administrative Rules Coordinator to the Legislature for review during the 2025 legislative session have been reviewed and approved by the Senate Judiciary and Rules Committee.

[SR 108](#) 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 20, 2025

The JUDICIARY AND RULES Committee reports that [SR 107](#), [S 1117](#), [S 1118](#), and [S 1119](#) have been correctly printed.

LAKEY, Chairman

[SR 107](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1117](#) and [S 1118](#) were referred to the State Affairs Committee.

[S 1119](#) was referred to the Commerce and Human Resources Committee.

February 19, 2025

The STATE AFFAIRS Committee reports it has had under consideration the Gubernatorial reappointment listed below and the Committee recommends that said reappointment be confirmed by the Senate:

Reed Hansen to the Treasurer's Investment Advisory Board, term to expire July 1, 2028.

GUTHRIE, Chairman

The Gubernatorial reappointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 19, 2025

The EDUCATION Committee reports out [S 1095](#) with the recommendation that it do pass.

LENT, Chairman

[S 1095](#) was filed for second reading.

February 19, 2025

The JUDICIARY AND RULES Committee reports out [H 37](#) with the recommendation that it do pass.

LAKEY, Chairman

[H 37](#) was filed for second reading.

February 19, 2025

The JUDICIARY AND RULES Committee reports it has had under consideration the Gubernatorial reappointments listed below and the Committee recommends that said reappointments be confirmed by the Senate:

Matthew Thomas to the Sexual Offender Management Board, term to expire January 1, 2028;

Mike Matthews to the Commission of Pardons and Parole, term to expire January 1, 2028.

LAKEY, Chairman

The Gubernatorial reappointments were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 19, 2025

The HEALTH AND WELFARE Committee reports out [H 26](#) and [S 1058](#) with the recommendation that they do pass.

VANORDEN, Chairman

[H 26](#) and [S 1058](#) were filed for second reading.

February 19, 2025

The LOCAL GOVERNMENT AND TAXATION Committee reports out [H 231](#) with the recommendation that it do pass.

RICKS, Chairman

[H 231](#) was filed for second reading.

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

Messages from the Governor

February 19, 2025

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. President:

I have the honor to inform you that Senator Jim Woodward of Sagle, Idaho, was appointed to the Idaho Endowment Fund Investment Board to serve a term commencing January 29, 2025, and expiring April 11, 2028.

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.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 19, 2025

Dear Mr. President:

I transmit herewith [H 138](#), which has passed the House.

MCGINNIS, Chief Clerk

[H 138](#) was filed for first reading.

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 1120

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO CRISIS RESPONSE FOR PERSONS WITH A NEUROCOGNITIVE DISORDER; AMENDING SECTION 56-1904, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 264, LAWS OF 2024, TO REDESIGNATE THE SECTION, TO PROVIDE CORRECT CODE REFERENCES, AND TO REVISE PROVISIONS REGARDING PLACING CERTAIN PERSONS IN PROTECTIVE CUSTODY WITHOUT A HEARING; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1120](#) was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 138](#), 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

[S 1105](#), by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[H 53](#) and [H 54](#), by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

[H 31](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[S 1052](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[S 1070](#), by Education Committee, was read the second time at length and filed for third reading.

[H 172](#), by Local Government Committee, was read the second time at length and filed for third reading.

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

General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Harris to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President called the Senate to order.

Report of the Committee of the Whole

Senator Harris, Chairman of the Committee of the Whole, reported out [H 13](#), [S 1031](#), [S 1046](#), [S 1071](#), [S 1023](#), as amended, [S 1034](#), and [S 1087](#), without recommendation, amended as follows:

SENATE AMENDMENT TO H 13 AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 9, following "HELMETS" insert: "AND SEATBELTS"; in line 10, following "STANDARDS." insert: "(1)"; and following line 20, insert:

"(2) Except as provided in section 49-672, Idaho Code, any operator or passenger in a UTV equipped with safety restraints who is sixteen (16) years of age or younger shall wear a safety restraint that is properly fastened about such operator's or passenger's body at all times while the vehicle is in motion.

(3) A citation may be issued to any occupant of a UTV who is sixteen (16) years of age or younger and who fails to wear a safety restraint while such vehicle is in motion pursuant to the requirements of subsection (2) of this section.

(4) A citation may be issued to any person who operates a UTV if any occupant of such UTV who is sixteen (16) years of age or younger fails to wear a safety restraint while such vehicle is in motion pursuant to the requirements of subsection (2) of this section.

(5) A person who is issued a citation pursuant to this section shall be subject to a fine of fifty dollars (\$50.00). A conviction under this section shall not result in violation point counts pursuant to section 49-326, Idaho Code, nor shall such a conviction be deemed to be a moving traffic violation for the purposes of establishing rates of motor vehicle insurance charged by a casualty insurer."

CORRECTION TO TITLE

On page 1, in line 4, following "DARDS" insert: ", TO REQUIRE CERTAIN SAFETY RESTRAINT USE, TO ESTABLISH A CITATION FOR CERTAIN VIOLATIONS,"

SENATE AMENDMENT TO S 1031 AMENDMENT TO SECTION 1

On page 1 of the printed bill, delete lines 12 through 21, and insert:

"(2) To do all things required for the preservation and protection of the public health and preventive health and to undertake only those actions that are necessary and reasonable for preserving and protecting public health and preventive health as supported by scientific evidence. Additionally, the board may enter into agreements with the director of the state department of health and welfare or the director of the department of environmental quality to provide services or do such other things as specified in the agreement, subject to the limitations described in this subsection."

SENATE AMENDMENT TO S 1046 AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 16, delete "a" and insert: "an age appropriate"; and delete lines 29 through 32.

SENATE AMENDMENT TO S 1071 AMENDMENT TO THE BILL

On page 7 of the printed bill, following line 3, insert:

"SECTION 2. That Section 49-2447, Idaho Code, be, and the same is hereby amended to read as follows:

49-2447. ORGAN DONATION CONTRIBUTION FUND. (1) There is hereby created in the state treasury the organ donation contribution fund, the moneys of which shall be continuously appropriated.

(2) The Idaho transportation department through the division of motor vehicles shall:

(a) Administer the moneys deposited in the organ donation contribution fund;

(b) Distribute moneys in accordance with subsection (5) of this section;

(c) Make an annual report to the house of representatives and senate health and welfare committees on revenue collected for the fund and contributions made to the fund; and

(d) Promulgate rules for the distribution of moneys from the fund that are consistent with the purposes of this section.

(3) The organ donation contribution fund shall consist of:

(a) Private contributions;

(b) Donations or grants from public or private entities;

(c) Voluntary donations collected under the provisions of this title; and

(d) Any other moneys approved for the fund by law.

(4) Idle moneys in the fund shall be invested by the treasurer pursuant to section 67-1210, Idaho Code, and moneys earned from such investment shall be credited to the fund. Interest shall be distributed at least quarterly to intermountain donor services and envision sight based on contribution ratios collected for each organization.

(5) The moneys in the organ donation contribution fund collected for intermountain donor services shall be distributed to intermountain donor services located in Salt Lake City, Utah, and shall be used to assist in maintaining and operating a statewide organ donation registry and provide organ donor awareness education in Idaho.

(6) The moneys in the organ donation contribution fund collected for envision sight shall be distributed to envision sight located in Boise, Idaho, and shall be used to assist in supporting vision screening, vision treatment, and eye health in Idaho."; and renumber the subsequent section accordingly.

CORRECTION TO TITLE

On page 1, in line 2, delete "APPLICATIONS FOR DRIVER'S LICENSES;" and insert: "THE ORGAN DONATION CONTRIBUTION FUND;"; and in line 4, following "CORRECTION;" insert: "AMENDING SECTION 49-2447, IDAHO CODE, TO PROVIDE FOR MONEYS TO BE COLLECTED FOR AND DISTRIBUTED TO ENVISION SIGHT;".

SENATE AMENDMENT TO S 1023, as amended AMENDMENT TO SECTION 4

On page 3 of the engrossed bill, delete lines 39 through 46, and insert:

"(9) The prohibition on medical interventions shall not apply to any situation where personal protective equipment, items, or clothing are required by employers in the public or private sectors based on existing traditional and accepted industry standards or federal law. These exemptions to the prohibition on medical interventions shall not apply to or include any vaccines, mask requirements, or other medical interventions introduced during the COVID-19 pandemic."

SENATE AMENDMENT TO S 1034 AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 13, following "section" insert: ", except as provided by section 39-1211A, Idaho Code".

AMENDMENT TO THE BILL

On page 2, following line 32, insert:

"SECTION 2. That Chapter 12, Title 39, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 39-1211C, and to read as follows:

39-1211C. FOSTER PARENT TRAINING. (1) Each caregiver, unless exempted, shall complete training on knowledge and skills relating to the reasonable and prudent parent standard as set forth in chapter 16, title 16, Idaho Code.

(2) The department shall make training available on an ongoing basis on the following topics: rights, roles, and responsibilities of foster parents; laws and regulations; the impact of childhood trauma; managing child behaviors; first aid and medication administration; gun safety in foster homes; and the importance of maintaining meaningful connections between the child and parents, including regular visitation." ; and renumber succeeding sections accordingly.

AMENDMENT TO SECTION 2

On page 2, in line 34, delete "Section 230., Section 232.," and insert: "Section 010., Subsections 12. and 13.; Section 102., Subsection 03.; Section 206.; Section 230.; Section 232.;".

CORRECTION TO TITLE

On page 1, in line 4, following "REQUIREMENTS," insert: "AMENDING CHAPTER 12, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1211C, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING FOSTER PARENT TRAINING;"

SENATE AMENDMENT TO S 1087

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 22, following "support a" insert: "documented".

The Committee also has H 6, S 1007, SJR 101, S 1066, S 1080, and H 41 under consideration, reports progress, and begs leave to sit again.

HARRIS, Chairman

On motion by Senator Harris, seconded by Senator Wintrow, the report was adopted by voice vote.

On request by Senator Anthon, granted by unanimous consent, S 1080 was filed for second reading.

S 1031, S 1046, S 1071, S 1023, as amended, S 1034, and S 1087 were referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

H 13 was filed for first reading as amended, and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

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

Motions and Resolutions

On request by Senator Den Hartog, granted by unanimous consent, SCR 105 was placed before the Senate for final consideration at this time.

The President announced that SCR 105 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator VanOrden, seconded by Senator Harris, SCR 105 was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

On request by Senator Den Hartog, granted by unanimous consent, SR 105 was placed before the Senate for final consideration at this time.

The President announced that SR 105 was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Bernt, seconded by Senator Blaylock, SR 105 was adopted by voice vote, title was approved, and the resolution ordered filed in the office of the Secretary of the Senate.

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

Reports of Standing Committees

February 20, 2025

The JUDICIARY AND RULES Committee reports that Senate amendments to H 13, S 1031, S 1046, S 1071, S 1023, as amended, S 1034, and S 1087 have been correctly printed.

LAKEY, Chairman

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

February 20, 2025

The JUDICIARY AND RULES Committee reports that S 1031, as amended, S 1046, as amended, S 1071, as amended, S 1023, as amended, as amended, S 1034, as amended, and S 1087, as amended, have been correctly engrossed.

LAKEY, Chairman

S 1031, as amended, S 1046, as amended, S 1071, as amended, S 1023, as amended, as amended, S 1034, as amended, and S 1087, as amended, were filed for first reading.

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

H 13, as amended in the Senate, by Transportation and Defense Committee, was read the first time at length and filed for second reading.

S 1031, as amended, by Health and Welfare Committee, was read the first time at length and filed for second reading.

S 1046, as amended, by Education Committee, was read the first time at length and filed for second reading.

S 1071, as amended, by Transportation Committee, was read the first time at length and filed for second reading.

S 1023, as amended, as amended, S 1034, as amended, and S 1087, as amended, by Health and Welfare Committee, were read the first time at length and filed for second reading.

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 12:14 p.m. until the hour of 10:30 a.m., Friday, February 21, 2025.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary