

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-EIGHTH LEGISLATURE

THIRTY-NINTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 13, 2025

Senate Chamber

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

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

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Samantha Smith, 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 12, 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

Senator Adams was recorded present at this order of business.

SR 106

BY JUDICIARY AND RULES COMMITTEE

A SENATE RESOLUTION

STATING FINDINGS OF THE SENATE AND PROVIDING THAT ALL TEMPORARY AND PENDING RULES OF THE IDAHO DEPARTMENT OF LABOR, THE INDUSTRIAL COMMISSION, THE IDAHO DEPARTMENT OF INSURANCE, AND THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES HAVE BEEN REVIEWED AND APPROVED BY THE SENATE COMMERCE AND HUMAN RESOURCES COMMITTEE, WITH EXCEPTIONS.

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 Commerce and Human Resources Committee reviewed temporary and pending rules adopted by the Idaho Department of Labor, the Industrial Commission, the Idaho

Department of Insurance, and the Division of Occupational and Professional Licenses.

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 Department of Labor, the Industrial Commission, the Idaho Department of Insurance, and the Division of Occupational and Professional Licenses, 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 Commerce and Human Resources Committee with the following exceptions that were not approved:

- (1) IDAPA 09.01.35, Idaho Department of Labor, Unemployment Insurance Tax Administration Rules, Docket No. 09-0135-2401, Section 011., Subsection 07., only; and
- (2) IDAPA 24.37.01, Division of Occupational and Professional Licenses, Rules of the Idaho Real Estate Commission, Docket No. 24-3701-2401, Section 150., Subsection 02.a., only.

BE IT FURTHER RESOLVED that the Senate Commerce and Human Resources Committee held that the following pending rule docket become effective upon sine die of the First Regular Session of the Sixty-eighth Idaho Legislature: IDAPA 24.39.10, Division of Occupational and Professional Licenses, Rules of the Idaho Electrical Board, Docket No. 24-3910-2402.

SCR 109

BY JUDICIARY AND RULES COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE INDUSTRIAL COMMISSION RELATING TO ADMINISTRATIVE RULES UNDER THE WORKER'S COMPENSATION LAW.

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

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Industrial Commission relating to Administrative Rules Under the Worker's Compensation Law are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-eighth Idaho Legislature, the Senate and the House of Representatives concurring therein, that final rule contained in IDAPA 17.01.01, Section 305., Subsection 01.a., relating to Administrative Rules Under the Worker's Compensation Law, Rules of the Industrial Commission, only, be, and the same is hereby rejected and declared null, void, and of no force and effect as of July 1, 2025.

[SR 106](#) and [SCR 109](#) were 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 13, 2025

The JUDICIARY AND RULES Committee reports that [S 1103](#) has been correctly printed.

LAKEY, Chairman

[S 1103](#) was referred to the State Affairs Committee.

February 12, 2025

The RESOURCES AND ENVIRONMENT Committee reports out [S 1011](#) and [S 1013](#) with the recommendation that they do pass.

BURTENSHAW, Chairman

[S 1011](#) and [S 1013](#) were filed for second reading.

February 12, 2025

The JUDICIARY AND RULES Committee reports out [S 1043](#) with the recommendation that it do pass.

LAKEY, Chairman

[S 1043](#) was filed for second reading.

February 12, 2025

The JUDICIARY AND RULES Committee reports it has had under consideration the recommendations of the Joint Printing Committee, pursuant to Idaho Code Section 67-905, the Committee recommends the report be adopted.

LAKEY, Chairman

The recommendations of the Joint Printing Committee and the Judiciary and Rules Committee report were referred to the Tenth Order of Business, Motions and Resolutions.

February 12, 2025

The LOCAL GOVERNMENT AND TAXATION Committee reports out [H 93](#) with the recommendation that it do pass.

RICKS, Chairman

[H 93](#) was filed for second reading.

February 12, 2025

The EDUCATION Committee reports out [H 44](#) and [S 1044](#) with the recommendation that they do pass.

LENT, Chairman

[H 44](#) and [S 1044](#) were filed for second reading.

February 12, 2025

The EDUCATION Committee reports out [S 1046](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LENT, Chairman

There being no objection, [S 1046](#) was referred to the Fourteenth Order of Business, General Calendar.

February 13, 2025

The HEALTH AND WELFARE Committee reports out [H 89](#) and [S 1051](#) with the recommendation that they do pass.

VANORDEN, Chairman

[H 89](#) and [S 1051](#) were 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 12, 2025

The Honorable Scott Bedke
President of the Senate
Idaho State Senate

Dear Mr. President:

I have the honor to inform you that Anna "Janie" Dressen of Coeur d'Alene, Idaho, was reappointed to the Commission of Pardons and Parole to serve a term commencing January 1, 2025, and expiring January 1, 2028.

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

Sincerely,
/s/ Brad Little
Governor

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

The Gubernatorial reappointment was referred to the Judiciary and Rules Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 12, 2025

Dear Mr. President:

I transmit herewith [H 38](#), [H 144](#), [H 80](#), and [H 98](#), which have passed the House.

MCGINNIS, Chief Clerk

[H 38](#), [H 144](#), [H 80](#), and [H 98](#) were filed for first reading.

February 12, 2025

Dear Mr. President:

I transmit herewith Enrolled [HCR 2](#) for the signature of the President.

MCGINNIS, Chief Clerk

The President signed Enrolled [HCR 2](#) and ordered it returned to the House.

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 1104 BY JUDICIARY AND RULES COMMITTEE AN ACT

RELATING TO ADOPTION; AMENDING SECTION 18-1511, IDAHO CODE, TO PROVIDE FOR CERTAIN COUNSELING SERVICES AND THAT CERTAIN NOTICE BE PROVIDED TO BIRTH PARENTS AND TO MAKE CODIFIER'S CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1105
BY JUDICIARY AND RULES COMMITTEE
 AN ACT

RELATING TO DON'T TREAD ON ME LICENSE PLATES AND FIREARMS SAFETY EDUCATION; AMENDING SECTION 49-420S, IDAHO CODE, TO REVISE PROVISIONS REGARDING DON'T TREAD ON ME LICENSE PLATES; AMENDING SECTION 49-402D, IDAHO CODE, TO PROVIDE FOR SPECIAL LICENSE PLATES FOR THE BENEFIT OF FIREARMS SAFETY EDUCATION PROGRAMS; AMENDING SECTION 33-1628, IDAHO CODE, TO REVISE PROVISIONS REGARDING FIREARMS SAFETY EDUCATION AND TO ESTABLISH THE IDAHO FIREARMS SAFETY EDUCATION COMMITTEE; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

[S 1104](#) and [S 1105](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 38](#), by Business Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 144](#), by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 80](#), by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

[H 98](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 55](#), by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

[S 1056](#), by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

[S 1045](#), by Education Committee, was read the second time at length and filed for third reading.

[H 32](#), by State Affairs 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

On request by Senator Shippy, granted by unanimous consent, [S 1034](#), having previously been on the Second Reading Calendar, was returned to the Twelfth Order of Business, Second Reading of Bills.

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 [S 1027](#), [S 1023](#), [S 1030](#), [S 1042](#), and [S 1025](#), without recommendation, amended as follows:

SENATE AMENDMENT TO S 1027

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 46, following "tail of" insert: "knives,".

SENATE AMENDMENT TO S 1023

AMENDMENT TO SECTION 3

On page 2 of the printed bill, delete lines 9 through 11, and insert:

"(3) "Medical intervention" means a procedure, treatment, device, drug injection, medication, or action taken to diagnose, prevent, or cure a disease or alter the health or biological function of a person."

AMENDMENT TO SECTION 4

On page 3, following line 38, insert:

"(9) The prohibition on medical interventions shall not apply to any situation where personal protective equipment, devices, items, or clothing are required by employers in the public or private sectors based on traditional and accepted industry standards, health or personal safety protocols, or federal regulations, including occupational safety and health administration rules. 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."

; and in line 39, delete "(8) (9)" and insert: "(8) (10)".

SENATE AMENDMENT TO S 1030

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 33, delete "Affiliate" and insert: "Affiliate Inactive"; and following line 38, insert:

"(c) Senior members: for each calendar year, seventy dollars (\$70.00)."

On page 2, in line 22, delete "seventy dollars (\$70.00)" and insert: "~~seventy dollars (\$70.00)~~ eighty dollars (\$80.00)".

SENATE AMENDMENT TO S 1042

AMENDMENT TO SECTION 2

On page 1 of the printed bill, delete lines 20 through 22, and insert: "days, unless the property owner or property manager advertises that the rental unit is reasonably expected to become available for rent at a future date beyond sixty (60) days, or unless the rental applicant ac-"; and delete lines 35 through 37, and insert:

"(2) Rental application fees may only be charged to each legal adult within a rental applicant household."

On page 2, in line 4, delete "shall conform to industry standards and".

SENATE AMENDMENT TO S 1025

AMENDMENT TO THE BILL

On page 1 of the printed bill, delete lines 17 through 40; on page 2, delete lines 1 through 29; and renumber succeeding sections accordingly.

AMENDMENT TO SECTION 3

On page 3, in line 18, following "board," insert: "but not including childcare,"; delete lines 28 and 29; in line 30, delete "(7) (8)" and insert: "(7)"; in line 32, delete "(8) (9)" and insert: "(8)"; in line 34, delete "(10)" and insert: "(9)"; in line 40, following

"providing" insert: "eligible"; in line 43, delete "(11)" and insert: "(10)"; and delete lines 44 through 49, and insert:

"(a) Meets one (1) of the following qualifications:

(i) Is a secondary school accredited by an accrediting body recognized by the state board of education; or

(ii) Is an elementary school that creates and maintains a student learning portfolio;

(b) Does not discriminate regarding student admission or enrollment based on a student's or a parent's religion, disability, or race;

(c) Respects the dignity of others, acknowledges the right of others to express differing opinions, and fosters and defends intellectual honesty, freedom of inquiry and instruction, and freedom of speech and association;

(d) Respects requests for reasonable accommodations, which means requests by a student's parent or legal guardian requiring the school to make its best effort to enable parents or legal guardians to exercise their rights without substantial impact to staff and resources, including employee working conditions, safety and supervision on school premises for school activities, and the efficient allocation of expenditures, while balancing the parental rights of parents and legal guardians, the educational needs of other students, the academic and behavioral impacts to a classroom, a teacher's workload, and the assurance of the safe and efficient operations of the school;"

On page 4, in line 2, following "education" insert: "to verify student enrollment and progress"; in line 12, delete "(9) (12)" and insert: "(9) (11)"; and in line 14, delete "(13)" and insert: "(12)".

AMENDMENT TO THE BILL

On page 6, delete lines 37 through 46; delete page 7; delete page 8; on page 9, delete lines 1 through 40; and renumber succeeding sections accordingly.

CORRECTION TO TITLE

On page 1, delete lines 2 through 5, and insert: "RELATING TO EDUCATION; AMENDING SECTION"; and delete lines 10 through 14, and insert: "REGARDING THE EMPOWERING PARENTS GRANT PROGRAM FUND; PROVIDING SEVER-".

HARRIS, Chairman

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

The Committee also has [H 6](#), [H 13](#), [S 1007](#), [S 1031](#), and [SJR 101](#) under consideration, reports progress, and begs leave to sit again.

[S 1027](#), as amended, [S 1023](#), as amended, [S 1030](#), as amended, [S 1042](#), as amended, and [S 1025](#), as amended, were referred to the Judiciary and Rules Committee for engrossing 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 Thirteenth Order of Business.

Third Reading of Bills

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

Reports of Standing Committees

February 13, 2025

The JUDICIARY AND RULES Committee reports that Senate amendments to [S 1027](#), [S 1023](#), [S 1030](#), [S 1042](#), and [S 1025](#) have been correctly printed.

LAKEY, Chairman

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

February 13, 2025

The JUDICIARY AND RULES Committee reports that [S 1027](#), as amended, [S 1023](#), as amended, [S 1030](#), as amended, [S 1042](#), as amended, and [S 1025](#), as amended, have been correctly engrossed.

LAKEY, Chairman

[S 1027](#), as amended, [S 1023](#), as amended, [S 1030](#), as amended, [S 1042](#), as amended, and [S 1025](#), 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

[S 1027](#), as amended, by State Affairs Committee, was read the first time at length and filed for second reading.

[S 1023](#), as amended, by Health and Welfare Committee, was read the first time at length and filed for second reading.

[S 1030](#), as amended, and [S 1042](#), as amended, by Judiciary and Rules Committee, were read the first time at length and filed for second reading.

[S 1025](#), as amended, by Education Committee, was 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 11:57 a.m. until the hour of 10:30 a.m., Friday, February 14, 2025.

SCOTT BEDKE, President

Attest: JENNIFER NOVAK, Secretary