

MINUTES
SENATE TRANSPORTATION COMMITTEE

DATE: Tuesday, March 07, 2017

TIME: 1:30 P.M.

PLACE: Room WW53

MEMBERS PRESENT: Chairman Brackett, Vice Chairman Nonini, Senators Keough, Winder, Hagedorn, Den Hartog, Lodge, Harris, and Buckner-Webb

ABSENT/ EXCUSED: None

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: **Chairman Brackett** convened the meeting of the Senate Transportation Committee (Committee) at 1:32 p.m.

MINUTES APPROVAL: **Senator Keough** moved that the Minutes of Tuesday, February 14, 2017 be approved. **Senator Lodge** seconded the motion. The motion passed by **voice vote**.

VOTE ON GUBERNATORIAL APPOINTMENT: **Chairman Brackett** asked for a motion on the new appointment of John D. Blakley of Nampa, Idaho to the Aeronautics Advisory Board to serve a term commencing February 10, 2017 and expiring January 31, 2022.

MOTION: **Senator Winder** moved that the appointment of John D. Blakley to the Aeronautics Advisory Board be confirmed. **Senator Buckner-Webb** seconded the motion. The motion passed by **voice vote**. Senator Lakey will carry the appointment on the Senate floor.

SCR 116 **Concurrent Resolution to comply with legislative intent in 2015's H312 to undertake and complete a study on specific vehicle registration and operating fees.** **Chairman Brackett** said he had asked for unanimous consent from the floor to send **SCR 116** back to Committee for a hearing. He believed the Committee should make a decision on this Concurrent Resolution that calls for a interim-committee to study fees outlined in H 312 (2015). The intent of H 312 (2015) was to study if the Legislature should impose fees on all commercial vehicles and farm equipment exceeding 60,000 pounds with an annual registration fee. Also, the study would consider the possibility of imposing a quarterly operating fee based on weight class for all miles driven on Idaho roadways.

MOTION: **Senator Winder** moved that **SCR 116** be sent back to the floor with a **do pass** recommendation. **Vice Chairman Nonini** seconded the motion. The motion passed by **voice vote**. **Chairman Brackett** would carry the bill on the Senate floor.

H 156 **Defines an 8.5 foot wide "Park Model Recreational Vehicle" to eliminate the difference between it and those that are wider.** **Chairman Brackett** invited Jack Lyman of the Idaho Housing Alliance to present **H 156**.

Mr. Lyman said Park Model Recreational Vehicles (PMRV) are designed to be parked in recreational vehicle (RV) resorts, campgrounds, or where smaller units can be lived in for recreation and seasonal use. They are referred to as park trailers which are defined as recreational vehicles in Idaho Code § 39-4202; there are three other definitions of park trailers in Titles 49, 55 and 63 with some inconsistency.

H 156 provides a single definition of PMRVs that conforms with current national standards. Idaho Code allows that PMRVs that are 8.5 feet wide must be titled, but wider models are not allowed to be titled. This legislation allows for titling of PMRVs regardless of width. Titling of PMRVs will facilitate financing because lender's can file a lien against that title as collateral for a loan. Being able to finance them will likely lead to increased production in the five factories in Idaho.

Senator Keough asked if on page 10, lines 25 to 34 means that PMRVs would qualify under this new language. **Mr. Lyman** said they would unless they are placed on permanent foundation, attached to buildings, or are substantially modified (i.e., treating them like a permanent residence).

Senator Buckner-Webb asked if the unit was not permanently attached to a foundation, it would be considered a PMRV. **Mr. Lyman** agreed it would be considered a PMRV if the owner wanted to sell it as a PMRV. To do this, however, the owner would need to first license it with the county.

TESTIMONY:

Chairman Brackett recognized Justin Baldwin, Gooding County Assessor and Legislative Committee Chair for the Idaho Association of County Assessors, to present testimony against the bill.

Mr. Baldwin stated that the County Assessors do not want PMRVs to be considered RVs. The Weiser, Idaho manufacturer told him that the homes they make are not regularly moveable as the sheet rock tends to crack if moved too many times. Idaho Code § 63-208 outlines County Assessors' primary duty which is to find and determine a market value on property. These values can be acquired from appraisals and the functional use of the property. Their opposition to **H 156** is that it comes from this background of actual and functional use. The assessors believe a PMRV should not be classified as an RV because they are not an RV. He concluded by suggesting that the definition of park models be left alone and cited an opinion of the Idaho Attorney General, which he distributed.

**CLOSING
REMARKS:**

Mr. Lyman said he disagreed with Mr. Baldwin's testimony. PMRVs are not HUD homes; they are not permanent, primary homes.

MOTION:

Vice Chairman Nonini moved to send **H 156** to the floor with a **do pass** recommendation. **Senator Keough** seconded the motion. The motion passed by **voice vote**. Senator Hagedorn was assigned to carry the bill on the Senate floor.

ADJOURNED:

With no further business before the Committee, **Chairman Brackett** adjourned the meeting at 1:58 p.m.

Senator Brackett
Chair

Gaye Bennett
Secretary