

MINUTES  
**HOUSE TRANSPORTATION & DEFENSE COMMITTEE**

**DATE:** Tuesday, January 16, 2018  
**TIME:** 1:30 P.M.  
**PLACE:** Room EW40  
**MEMBERS:** Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/  
EXCUSED:** None

**GUESTS:** Kelby Monks, Lobby Idaho, Matthew Conde, AAA, Cynthia Adrian, State Tax Commission, Don Williams, ISTC, Nick Veldhouse, IAHD, Roger Seiber, Capitol West, Siana Carsrud, Intern, Alberto Gonzales, ITD, Jonathan Parker, IAHD, Dennis Tanikuni, Idaho School Boards Association

**Chairman Palmer** called the meeting to order at 1:30 p.m.

**Chairman Palmer** introduced **Rep. Megan Blanksma**, the Committee's newest member.

**Chairman Palmer** introduced **Carlie Stoker**, Page, and **Kimberly Lowder**, Secretary, to the Committee.

**RS 25673:** **Cynthia Adrian**, Tax Commission, presented **RS 25673**. The current statute requires a taxpayer who does not file an income tax return, but qualifies for a refund for nontaxable use of tax-paid gasoline, to file that refund request on a calendar basis. The purpose of this proposed legislation is to strike the calendar year references to allow an entity to request a refund on either a calendar or fiscal year basis.

**MOTION:** **Rep. Kauffman** made a motion to introduce **RS 25673**. **Motion carried by voice vote.**

**RS 25698:** **Cynthia Adrian**, Tax Commission, presented **RS 25698**. The purpose of this proposed legislation is to clarify that a distributor can collect and remit fuel taxes when making bulk sales of gaseous special fuels (LNG). A distributor may collect fuel taxes on bulk sales of liquefied natural gas if it can determine LNG will be used for motor vehicles. If fuel taxes are not collected at the time of the bulk sale, the owner of the fuel is required to pay the fuel tax as the fuel is dispensed into licensed motor vehicles annually.

**MOTION:** **Rep. McDonald** made a motion to introduce **RS 25698**. **Motion carried by voice vote.**

**RS 25664:** **Molly McCarty**, Idaho Transportation Department, presented **RS 25664**. The purpose of this proposed legislation is to allow for overlegal permits to be displayed in either a hard copy or digital format. Currently, Idaho Code requires overlegal permits to be in hard copy and carried in vehicles. Drivers are required to produce the hard copy permits for inspection upon demand from any peace officer or other authorized agent. Because hard copies are easily lost or become illegible, customers need to obtain duplicate copies of permits in order to be compliant. This proposed legislation will allow for overlegal permits to be displayed in either a hard copy or digital format.

In answer to Committee questions, **Alberto Gonzales**, Idaho Tax Commission, stated it is possible for a person to call into ITD to verify overlegal permits; however, it can only be done during ITD's regular business hours of 8:00 a.m. to 5:00 p.m.

**MOTION:** **Rep. Harris** made a motion to introduce **RS 25664**. **Motion carried by voice vote.**  
**Chairman Palmer** stated that the Committee will be hearing the Administrative Rules in Committee sometime next week.

**ADJOURN:** There being no further business to come before the Committee, the meeting was adjourned at 1:43 p.m.

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Representative Palmer  
Chair

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Kimberly Lowder  
Secretary