

MINUTES  
**HOUSE BUSINESS COMMITTEE**

**DATE:** Monday, February 11, 2019

**TIME:** 1:30 P.M.

**PLACE:** Room EW41

**MEMBERS:** Chairman Dixon, Vice Chairman DeMordaunt, Representatives Collins, Crane, Palmer, Barbieri, Stevenson, Armstrong, Clow, Monks, Andrus, Furniss, Nichols, Raymond, Smith, Berch, Green(18)

**ABSENT/  
EXCUSED:** Vice Chairman DeMordaunt

**GUESTS:** Kris Ellis, IAHC, Senator Todd Lakey, Woody Richards, Tom Daniel, Farm Bureau

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

**RS 26848:** **Sen. Lakey** presented **RS 26848**, proposed legislation updating occupational licensing reform, improving access, mobility, and portability to licensed occupations for military families and veterans by recognizing applicable military experience, expediting applications, and endorsement of current licenses held in other states, districts, or territories.

**MOTION:** **Rep. Palmer** made a motion to introduce **RS 26848**. **Motion carried by voice vote.**

**RS 26776:** **Kris Ellis** presented **RS 26776**, proposed legislation exempting those working in facilities licensed by the Department of Health and Welfare, within the Division of Licensing and Certification, from being required to have a cosmetology license. The proposed exemption would include nurses, those delegated by a nurse, aides and volunteers who perform certain cosmetology services. Facilities licensed by the Division of Licensing and Certification include: Nursing Homes, Assisted Living Facilities, Certified Family Homes, Intermediate Care Facilities and Hospitals. The proposed legislation would codify the standard in licensed facilities.

**MOTION:** **Rep. Barbieri** made a motion to introduce **RS 26776**. **Motion carried by voice vote.**

**RS 26683C1:** **Rep. Vander Woude** presented **RS 26683C1** proposed legislation updating and amending sections relating to self-service storage facilities. The referred-to statute has not been amended since 1989, before the active use of internet and e-mail communications for business purposes. Amendments include definition updates, identifying reasonable rates for late charges and clarifying enforcement of lien language for consumers and operators. Verified or certified mail happens if email is not an option for communication.

**MOTION:** **Rep. Andrus** made a motion to introduce **RS 26683C1**. **Motion carried by voice vote.**

**RS 26798:** **Phil McGrane**, Clerk of the District Court, presented **RS 26798**, proposed legislation establishing a flat recording fee for all instruments, regardless of page count. Application of changes revealed differences in interpretation as to documents over 30 pages and whether the document was in a predictable fee category. The proposed single flat recording fee, \$27, for all documents regardless of type or page count, will remove the need for interpretation and simplify the fee structure. County revenue from recording fees will be affected.

**MOTION:** **Rep. Stevenson** made a motion to introduce **RS 26798**. **Motion carried by voice vote.**

- RS 26817:** **Kelby Monks** presented **RS 26817**, proposed legislation eliminating phantom insurance and reduced payments for benefits paid by others. The legislation provides that when a citizen purchases motor vehicle underinsurance coverage, the purchaser receives the stated benefit provided on the declarations page. This prevents an insurance company receiving a premium for underinsured coverage from taking credit for benefits paid by other insurance companies. It further limits benefits recoverable to the purchaser's actual losses or the amount of coverage purchased, whichever is less. In response to committee questions Mr. Monks explained stacking is being able to use personal insurance when other insurance is exhausted.
- MOTION:** **Rep. Collins** made a motion to introduce **RS 26817**. **Reps. Monks, Furniss and Chairman Dixon** invoked rule 38. **Motion carried by voice vote.**
- RS 26688C1:** **Rep. Furniss** presented **RS 26688C1**, proposed legislation requiring all government self-funded plans to register with the director to be amended to exempt the state, allowing the state to enter into a self-funding contract without an additional initial up-front surplus. All other government agencies must register, and counties shall register within a five year period. Reserves and surplus provides alternatives to limit the maximum liability in a registered self-funded plan using proper funding and insurance products. A waiver is given to the director of insurance for plans that are properly funded without insurance.
- MOTION:** **Rep. Collins** made a motion to introduce **RS 26688C1**. **Rep. Furniss and Chairman Dixon** invoked rule 38. **Motion carried by voice vote.**
- RS 26859:** **Rep. Armstrong** presented **RS 26859**, proposed legislation increasing required automobile minimum liability insurance from \$25,000 to \$50,000 (for one claimant); from \$50,000 to \$100,000 (for two or more claimants in the same accident); and from \$15,000 to \$50,000 for property damage (to one or more vehicles or property damaged by the at-fault driver in the same accident). Automobile liability and property insurance minimum requirements have not increased since 1983. In response to committee questions, **Bill Litster** explained the needed update.
- MOTION:** **Rep. Berch** made a motion to introduce **RS 26859**. **Motion carried by voice vote.**
- RS 26691:** **Rep. Zollinger**, presented **RS 26691**, proposed legislation providing life insurance policy holders the option to pay in advance, at his or her own expense, to receive a final and any subsequent notices by certified mail if their life insurance policies are going to lapse or cancel.
- MOTION:** **Rep. Green (18)** made a motion to introduce **RS 26691**.
- SUBSTITUTE MOTION:** **Rep. Clow** made a substitute motion to return **RS 26691** to the sponsor.
- ROLL CALL VOTE ON SUBSTITUTION:** Roll call vote was requested. **Motion carried by a vote of 9 AYE, 7 NAY, 1 Absent/ Excused. Voting in favor** of the motion: **Reps. Crane, Palmer, Stevenson, Armstrong, Clow, Monks, Furniss, Raymond, Chairman Dixon. Voting in opposition** of the motion: **Reps. Collins, Barbieri, Andrus, Nichols, Smith, Berch, Green(18). Rep. DeMordaunt was absent/ excused.**
- ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 2:33 p.m.

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Representative Dixon  
Chair

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Jayne Feik  
Secretary