

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Thursday, March 21, 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:** Rep. Green(18)

GUESTS: Anthony Polidori, Idaho Department of Finance (IDOF), Liam Stokes, Veritas Advisors, Patricia Highley, Department of Finance

Chairman Dixon called the meeting to order at 1:32 p.m.

S 1006: **Rep. Furniss** turned the time over to **Patricia Highley**, Department of Finance, who presented **S 1006**, legislation needed to adapt the statute to changes in federal statute and retain authority for the Department to continue to require certain securities issuer filings and fees affected by federal preemption and rules passed by the U.S. Securities & Exchange Commission. If the Department is unable to effect this statutory change, the Department estimates that approximately 300 issuer filings may be affected resulting in an estimated loss of revenue of up to \$20,000. Failing to make this change may also deny Idahoans of ready access to information regarding these issuers. Rep. Furniss invoked rule 38.

MOTION: **Rep. Collins** made a motion to send **S 1006** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Furniss** will sponsor the bill on the floor.

S 1007aa: **Rep. Furniss** turned the time to **Anthony Palidori**, IDOF, who presented **S 1007aa**, legislation adding a provision to allow collection agencies to collect incidental charges included in the contract between the creditor and debtor. The licensing process for collection agents, debt counselors, credit counselors, and credit repair entities will be similar to other entities licensed by the IDOF by requiring the use of a nationwide system of licensing, and allowing for reinstatement of expired applications. A Collection Agency Recovery Fund is created to allow reimbursement to persons an Idaho court awards actual damages resulting from acts constituting violations by a collection agent, debt counselor, credit counselor, or credit repair organization. To pay for the recovery fund, all licensees will have to pay a fee of two hundred fifty dollars for home office locations and one hundred dollars for each branch office, but to offset the recovery fund fee the bonding requirement for licensees is eliminated.

Liam Stokes, Idaho Collectors Association, spoke **in support** of **S 1007aa**, saying stake holders on all sides are in agreement with this legislation. It creates a more efficient, electronic application, and provides transparency.

MOTION: **Rep. Furniss** made a motion to send **S 1007aa** to the floor with a **DO PASS** recommendation.

**SUBSTITUTE
MOTION:** **Rep. Clow** made a substitute motion to **HOLD S 1007aa** for time certain, Monday March 25, 2019.

**VOTE ON
SUBSTITUTE
MOTION:**

Chairman Dixon called for a vote on the substitute motion to **HOLD S 1007aa** for time certain, Monday March 25, 2019. **Motion failed by voice vote.**

**VOTE ON
ORIGINAL
MOTION:**

Chairman Dixon called for a vote on the original motion to send **S 1007aa** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Furniss** will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 1:58 p.m.

Representative Dixon
Chair

Jayne Feik
Secretary