

MINUTES

HOUSE ENVIRONMENT, ENERGY & TECHNOLOGY COMMITTEE

DATE: Tuesday, January 14, 2020

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Vander Woude, Vice Chairman Amador (Malek), Representatives Anderson, Anderst, Horman, Moon, Scott, Armstrong, Furniss, Hartgen, Lickley, Raybould, Young, Smith, Chew, Ellis, Mason

**ABSENT/
EXCUSED:** Rep Ehardt

GUESTS: Carl Brown, Michael McCurdy, Chraine Moores, Natalie Creed, Jess Byrne, Darika Barnes, and John Tippetts, DEQ; Lisa Carlson, DEQ/AG; Eliza Walton, CVI; Liz Hatter, Veritas Advisors, LLP; Hollie Lawrence, LSO

Chairman Vander Woude called the meeting to order at 1:31 p.m.

DOCKET NO. 58-0105-1901: **Michael McCurdy**, Waste Management and Remediation Division Administrator, Department of Environmental Quality (DEQ), presented **Docket No. 58-0105-1901**. Its purpose is to ensure that the state rules remain consistent with federal regulations.

MOTION: **Rep. Anderst** made a motion to approve **Docket No. 58-0105-1901**.
For the record, no one indicated their desire to testify.

VOTE ON MOTION: **Chairman Vander Woude** called for a vote on the motion to approve **Docket No. 58-0105-1901**. **Motion carried by voice vote.**

DOCKET NO. 58-0101-1903: **Tiffany Floyd**, Air Quality Division Administrator, DEQ, presented **Docket No. 58-0101-1903**. This is in response to the Red Tape Reduction Act. Upon review of its existing rules, DEQ has determined that certain rules are outdated and/or unnecessary. Sections 590-591, 845-848, and 855-859 have been identified for deletion.
Committee members expressed concern about where all the rules were, if so many were deleted. **Ms. Floyd** explained that they were deleted because they were redundant with federal regulations. Further concern was expressed regarding only enforcing federal code and not putting rules in place for Idaho.

MOTION: **Rep. Moon** made a motion to approve **Docket No. 58-0101-1903**.
For the record, no one indicated their desire to testify.

VOTE ON MOTION: **Chairman Vander Woude** called for a vote on the motion to approve **Docket No. 58-0101-1903**. **Motion carried by voice vote.**

DOCKET NO. 58-0101-1905: **Tiffany Floyd**, Air Quality Division Administrator, DEQ, presented **Docket No. 58-0101-1905**. Its purpose is to ensure that the state rules remain consistent with federal regulations. The Rules for the Control of Air Pollution in Idaho are updated annually to maintain consistency with federal regulations implementing the Clean Air Act. **Chairman Vander Woude** asked if the committee is needlessly incorporating federal rules that will add regulations to Idaho. Ms. Floyd said DEQs rules are an effort to implement federal rules.

MOTION: **Rep. Lickley** made a motion to approve **Docket No. 58-0101-1905**.
For the record, no one indicated their desire to testify.

VOTE ON MOTION: **Chairman Vander Woude** called for a vote on the motion to approve **Docket No. 58-0101-1905. Motion carried by voice vote.**

DOCKET NO. 58-0102-1901: **Mary Anne Nelson**, Surface and Wastewater Division Administrator, DEQ, presented **Docket No. 58-0102-1901**. This revises Subsection 287.03 for consistency with recent EPA review and action regarding site-specific selenium criterion effective for Clean Water Act purposes. In 2019 the EPA disapproved the application of the site-specific criterion to North Fork Sage Creek, Pole Canyon Creek, and their tributaries. This pending rule deletes the text and notations that are now obsolete due to the EPA's action.

MOTION: **Rep. Anderst** made a motion to approve **Docket No. 58-0102-1901**.
For the record, no one indicated their desire to testify.

VOTE ON MOTION: **Chairman Vander Woude** called for a vote on the motion to approve **Docket No. 58-0102-1901. Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:59 p.m.

Representative Vander Woude
Chair

Maggie Price
Secretary