

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Monday, January 16, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
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Organizational Meeting

COMMITTEE MEMBERS

Chairman Palmer	Rep Manwaring
Vice Chairman Mitchell	Rep Shepherd
Rep Dixon (1)	Rep Crane (12)
Rep Holtzclaw	Rep Handy
Rep Monks	Rep Hill
Rep Blanksma	Rep Lanting

Rep Miller
Rep Petzke
Rep Yamamoto
Rep Gannon
Rep Burns

COMMITTEE SECRETARY

Tracey McDonnell
Room: EW60
Phone: 332-1146
Email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Monday, January 16, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representative(s) Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Dixon(1), Blanksma, Shepherd

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:32pm.

Chairman Palmer welcomed all the members and **Tracey McDonnell**, the new secretary, to the committee. He then had the Page, **Nelson Baines**, introduce himself. He assigned **Reps. Petzke and Burns** as the committee's proofreaders. Chairman Palmer announced the committee would be a paperless committee this year and would utilize the remote testimony program.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:43pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, January 18, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
RS 29919C1	Commercial License, Renewal	Rep. Manwaring
RS 29909C1	Temporary Vehicle Permits	Rep. Shepherd
RS 30004	Trucking Association Settlement Fund	Rep. Crane (12)
RS 29908C1	Commercial Drivers, Trafficking	Rep. Handy

COMMITTEE MEMBERS

Chairman Palmer

Vice Chairman Mitchell

Rep Dixon (1)

Rep Holtzclaw

Rep Monks

Rep Blanksma

Rep Manwaring

Rep Shepherd

Rep Crane (12)

Rep Handy

Rep Hill

Rep Lanting

Rep Miller

Rep Petzke

Rep Yamamoto

Rep Gannon

Rep Burns

COMMITTEE SECRETARY

Tracey McDonnell

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, January 18, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Holtzclaw, Petzke, Gannon

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:30pm.

MOTION: **Rep. Burns** made a motion to approve the minutes of the January 16, 2023 meeting. **Motion carried by voice vote.**

RS 29919C1: **Rep. Manwaring**, District 29, stated this proposed legislation will allow CDL licensees to renew their credentials online, an option that is already available for certain non-CDL drivers. It also clarifies the Idaho State Tax Commission can share residency information with the Idaho Transportation Department for the purposes of driver licensing.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 29919C1**. **Motion carried by voice vote.**

RS 29909C1: **Rep. Shepherd**, District 7, stated this proposed legislation will eliminate the need for commercial vehicles to post a printed copy of their temporary registration in the window of their vehicle.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 29909C1**. **Motion carried by voice vote.**

RS 30004: **Rep. Crane**, District 12, stated this proposed legislation repeals an obsolete section within **Idaho Code, Title 40**, which in 2000, established the American Trucking Association Settlement Fund. This Fund has been closed and is no longer in use.

MOTION: **Rep. Dixon** made a motion to introduce **RS 30004**. **Motion carried by voice vote.**

RS 29908C1: **Rep. Handy**, District 27, stated this proposed legislation will establish a lifetime disqualification from holding a CDL if a person is convicted of human trafficking.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 29908C1**. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:38pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, January 24, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
	Review of Governor's FY 2023 and FY 2024 Budget Recommendation	Alex Adams, Administrator, Division of Financial Management
	2023 Report from the Idaho Transportation Department	Scott Stokes, Director, Idaho Transportation Department
RS 30034	License Plates, Display	Rep. Shepherd
RS 30023	Captiol Building, Roads	Rep. Palmer

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer

Vice Chairman Mitchell

Rep Dixon (1)

Rep Holtzclaw

Rep Monks

Rep Blanksma

Rep Manwaring

Rep Shepherd

Rep Crane (12)

Rep Handy

Rep Hill

Rep Lanting

Rep Miller

Rep Petzke

Rep Yamamoto

Rep Gannon

Rep Burns

COMMITTEE SECRETARY

Tracey McDonnell

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

- DATE:** Tuesday, January 24, 2023
- TIME:** 1:30 P.M.
- PLACE:** Room EW40
- MEMBERS:** Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns
- ABSENT/
EXCUSED:** Representative(s) Blanksma, Crane(12), Lanting
- GUESTS:** The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.
- Chairman Palmer** called the meeting to order at 1:30pm.
- MOTION:** **Rep. Burns** made a motion to approve the minutes of the January 18, 2023 meeting. **Motion carried by voice vote.**
- Alex Adams**, Administrator, Division of Financial Management, presented **Governor Little's** Fiscal Year 2023-2024 budget recommendations. The presentation included how the budget was developed, safeguards to provide a cushion in the event less revenue is collected, and payoff of a portion of the GARVEE (Grant Anticipation Revenue Vehicle) bond debt, ahead of schedule, which frees up over \$6 million per year to put towards other transportation projects.
- Scott Stokes**, Director, Idaho Transportation Department, presented the Department's annual report to the committee. He stated the Department is responsible for operating, preserving, restoring, and improving over 12,000 lane miles of the state's highway system, 1,800 bridges, operating the DMV (Division of Motor Vehicles), assisting over 60 community airports, and operating and maintaining 32 backcountry airstrips.
- Mr. Stokes** addressed **Governor Little's** Leading Idaho initiative, which includes additional investments in Idaho's transportation systems. He also discussed the Department's ongoing budget initiatives, including priority corridor projects, restoring and preserving pavements on the state's highways, and replacing and rehabilitating bridges. He spoke of the acceleration of four major bond-funded highway construction projects, and the new on-line DMV program, which has resulted in a 50% reduction of in-person visits to DMV offices.
- RS 30034:** **Chairman Palmer** announced the bill sponsor requested **RS 30034** be withdrawn from the agenda.
- Chairman Palmer** turned the gavel over to **Vice Chairman Mitchell**.
- RS 30023:** **Rep. Palmer**, District 20, stated this proposed legislation would add a section to **Idaho Code, Title 16, Chapter 16**, authorizing the Director of Administration, in cooperation with the Idaho State Capitol Commission, to control the use of the roadways adjoining the capitol building.
- MOTION:** **Rep. Monks** made a motion to introduce **RS 30023**. **Motion carried by voice vote.**

Vice Chairman Mitchell turned the gavel over to **Chairman Palmer**.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 2:09pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Thursday, January 26, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
H 9	Commercial License, Renewal	Rep. Manwaring
H 8	Temporary Vehicle Permits	Rep. Shepherd
H 10	Trucking Association Settlement Fund	Rep. Crane (12)
H 7	Commercial Drivers, Trafficking	Rep. Handy
RS 30074	Traffic Lanes, Congestion, Funding	Rep. Dixon (1)

Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer

Vice Chairman Mitchell

Rep Dixon (1)

Rep Holtzclaw

Rep Monks

Rep Blanksma

Rep Manwaring

Rep Shepherd

Rep Crane (12)

Rep Handy

Rep Hill

Rep Lanting

Rep Miller

Rep Petzke

Rep Yamamoto

Rep Gannon

Rep Burns

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, January 26, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Crane(12), Gannon

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:30pm.

H 9: **Rep. Manwaring**, District 29, stated **H 9** aligns with Idaho Transportation Department's ongoing efforts to offer all services online by allowing CDL licensees to renew their credentials online, an option that is already available for certain non-CDL drivers. It also clarifies the Idaho State Tax Commission can share residency information with the Department for the purposes of driver licensing.

In response to a committee question asking if this is for all commercial classes of licenses, **Rep. Manwaring** answered yes.

MOTION: **Rep. Blanksma** made a motion to send **H 9** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Manwaring** will sponsor the bill on the floor.

H 8: **Rep. Shepherd**, District 7, stated **H 8** is a red tape reduction bill with two parts. The first part will eliminate the need for commercial vehicles to have posted a printed copy of the temporary registration in the window of the vehicle. The second part removes the unnecessarily restrictive provisions to purchase a 30 day unladen permit, because there is no longer a need for that requirement.

MOTION: **Rep. Blanksma** made a motion to send **H 8** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Shepherd** will sponsor the bill on the floor.

H 10: **Chairman Palmer** announced, due to the absence of the bill sponsor, **H 10** will be held until the next committee meeting, Monday, January 30, 2023.

H 7: **Rep. Handy**, District 27, stated **H 7** will align Idaho Code with the recently changed federal statutes relating to CDL disqualifications by ensuring Idaho has the authority to apply the same penalty, and there are no legal loopholes created to avoid the penalty. He indicated, **H 7** establishes a lifetime disqualification from holding a CDL if a person is convicted of human trafficking.

MOTION: **Rep. Petzke** made a motion to send **H 7** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Handy** will sponsor the bill on the floor.

RS 30074: **Rep. Dixon**, District 1, stated this proposed legislation reaffirms the use of funding within the Transportation Expansion and Congestion Mitigation Program is limited to the purposes for which it was allocated; expansion of travel lanes and congestion mitigation projects.

MOTION: Rep. Shepherd made a motion to introduce **RS 30074**.

SUBSTITUTE MOTION: Rep. Monks made a substitute motion to introduce **RS 30074** and amend the language in the legislation to include road and bridge maintenance, traffic flow, and travel times. The changes are found on page one, Section 1, 40-720.(3)(b), beginning on line 28, and read as follows: Any moneys funding the transportation expansion and congestion mitigation program shall be limited to road and bridge maintenance, the expansion of travel lanes and congestion mitigation for the primary benefit of motor vehicles to improve traffic flow and traffic travel lanes.

VOTE ON SUBSTITUTE MOTION: Chairman Palmer called for a vote on the substitute motion to introduce **RS 30074** with changes. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:44pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Monday, January 30, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
RS 30072	Transportation Policy	Rep. Manwaring
RS 30107	Driving, Daylight Hours	Rep. Durrant
RS 30028	Disabled Veterans, Plates, Placards	Rep. Nelsen
H 10	Trucking Association Settlement Fund	Rep. Crane (12)
H 25	Capitol Building Roads	Rep. Palmer

Public Testimony Will Be Taken by Registering Through the Following Link:
[***Register to Testify***](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer
Vice Chairman Mitchell
Rep Dixon (1)
Rep Holtzclaw
Rep Monks
Rep Blanksma

Rep Manwaring
Rep Shepherd
Rep Crane (12)
Rep Handy
Rep Hill
Rep Lanting

Rep Miller
Rep Petzke
Rep Yamamoto
Rep Gannon
Rep Burns

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Monday, January 30, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** None

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:30pm.

MOTION: **Rep. Burns** made a motion to approve the minutes of the January 24, 2023 meeting. **Motion carried by voice vote.**

RS 30072: **Rep. Manwaring**, District 29, stated this proposed legislation amends **Idaho Code, Section 40-708**, to provide for more specific policy for the state highway accounts and levies. It states revenue from the highway users and authorized levies shall be spent exclusively for the maintenance, construction, and development of bridges and highways that benefit primarily motor vehicles in the local highway jurisdictions.

MOTION: **Rep. Shepherd** made a motion to introduce **RS 30072**. **Motion carried by voice vote.**

RS 30107: **Rep. Durrant**, District 23, stated this proposed legislation amends **Idaho Code, Section 49-307**, to clarify "daylight hours" means the period of time between 5:00am and 10:00pm local time, rather than the current restriction of 30 minutes before sunrise to 30 minutes after sunset.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 30107**. **Motion carried by voice vote.**

RS 30028: **Rep. Nelsen**, District 26, stated this proposed legislation will streamline and simplify the process for disabled veterans to only have to file one time to receive a disabled veteran license plate and a placard for a second vehicle.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 30028**. **Motion carried by voice vote.**

H 10: **Rep. Crane**, District 12, stated this legislation repeals an obsolete section within **Idaho Code, Section 40**, which in 2000, established the American Trucking Association Settlement Fund. Rep. Crane yielded the podium to **Josh Scholer**. **Josh Scholer**, Division of Financial Management, stated this Fund is no longer being used and has maintained a zero balance in the account for the past 17 years.

MOTION: **Rep. Blanksma** made a motion to send **H 10** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Crane (12)** will sponsor the bill on the floor.

Chairman Palmer turned over the gavel to **Vice Chairman Mitchell**.

H 25: **Rep. Palmer**, District 20, stated this legislation adds a new section to **Idaho Code, Title 67, Chapter 16**, to provide the Director, Department of Administration, in cooperation with the Idaho State Capitol Commission, the Governor, and the presiding officers of the Legislature, control of the use of roadways adjacent to the Capitol building. He explained, currently the state is limited in its abilities to respond to activities on streets adjacent to the Capitol, so this legislation would enable the Department the ability to provide for the safety of people in and around the building, as well as the security of the Capitol building and grounds. Rep. Palmer stated the Department would coordinate with the Speaker, the Pro Tem, and the Governor for approval of permanent alterations to roadways adjacent to the Capitol, with the best interests of the state in mind. He remarked, the Commission would adopt policies and procedures for implementation of the approval of the use of the streets and commented there are no changes to the statutory obligations for maintenance and for the operation of law enforcement of the roadways.

In response to a committee question regarding impact to the parking meters around the Capitol building, **Rep. Palmer** stated there could be impacts, but until the decisions are finalized, it's too soon to say. He remarked, if the state thinks it's in the best interest to do something different, it would be up to the Commission to make that decision.

MOTION: **Rep. Blanksma** made a motion to send **H 25** to the floor with a **DO PASS** recommendation.

Heidi Smith, representing herself from District 9, spoke **in opposition** to **H 25**, stating this is another example of government overreach without any examples of why this is needed.

Rep. Palmer stood and closed. He explained the Capitol building is unique being inside the city limits with protections to a certain degree. This legislation will add an additional layer of protection to the building, its grounds, and the people in and around the building.

VOTE ON MOTION: **Vice Chairman Mitchell** called for a vote on the motion to send **H 25** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Palmer** will sponsor the bill on the floor.

Vice Chairman Mitchell turned over the gavel to **Chairman Palmer**.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:56pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Thursday, February 02, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
RS 30179	Driver's Education, Parents	Rep. Mendive
RS 30198	Traffic Lanes, Congestion, Funding	Rep. Dixon (1)
RS 30166	Vehicle Titles, Fees	Rep. Petzke
RS 30133	Vehicles, Biennial Registration	Rep. Hill

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer

Vice Chairman Mitchell

Rep Dixon (1)

Rep Holtzclaw

Rep Monks

Rep Blanksma

Rep Manwaring

Rep Shepherd

Rep Crane (12)

Rep Handy

Rep Hill

Rep Lanting

Rep Miller

Rep Petzke

Rep Yamamoto

Rep Gannon

Rep Burns

COMMITTEE SECRETARY

Tracey McDonnell

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, February 02, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Hill, Gannon

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:30pm.

MOTION: **Rep. Burns** made a motion to approve the minutes of the January 26 and 30, 2023 meetings. **Motion carried by voice vote.**

RS 30179: **Rep. Mendive**, District 5, stated this proposed legislation would allow qualified parents and legal guardians to be private educators for Class D driver's training instruction permits. He remarked, this would benefit citizens from rural areas who must travel long distances to take their children to required public or private driver's education instructors and would provide equal opportunity for children of all income levels to test for a driver's license by reducing the need to pay expensive fees for private education.

MOTION: **Rep. Shepherd** made a motion to introduce **RS 30179**.

In response to a question from **Rep. Lanting** regarding why would anyone invest time and money in getting certified to be a driver's education trainer if parents would be allowed to do it without any instruction, **Rep. Mendive** replied this would be an additional tool for parents, especially in rural areas where driver's education training isn't available. He commented, nobody would be more concerned about a child's safety than their parent.

**VOTE ON
MOTION:** **Chairman Palmer** called for a vote on the motion to introduce **RS 30179**. **Motion carried by voice vote.** **Rep. Lanting** requested to be recorded as voting **NAY**.

RS 30198: **Rep. Dixon**, District 1, stated this proposed legislation is a replacement for **RS 30074C1**, due to some errors in the mechanics of the bill. He stated those errors have been corrected on page 2, line 24 in **RS 30198**, which correctly identifies where the dollars are coming from and how they are to be spent. He explained this will not affect the Idaho Transportation Department, but rather is directed at local units of government.

MOTION: **Rep. Monks** made a motion to introduce **RS 30198**. **Motion carried by voice vote.**

RS 30166: **Rep. Petzke**, District 21, stated this proposed legislation would allow an administrative fee to be set by a Board of County Commissioners to cover costs at the county level associated with the title transactions instead of having property taxes cover the shortfall.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 30166**. **Motion carried by voice vote.**

RS 30133: **Chairman Palmer** announced, due to the absence of the bill sponsor, **RS 30133** will be held until the next committee meeting, Monday, February 6, 2023.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:43pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Monday, February 06, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
RS 30133	Vehicles, Biennial Registration	Rep. Hill
H 56	Driving, Daylight Hours	Rep. Durrant
H 57	Disabled Veterans, Plates and Placards	Rep. Nelsen

Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer Rep Manwaring
Vice Chairman Mitchell Rep Shepherd
Rep Dixon (1) Rep Crane (12)
Rep Holtzclaw Rep Handy
Rep Monks Rep Hill
Rep Blanksma Rep Lanting

COMMITTEE SECRETARY

Tracey McDonnell
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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Monday, February 06, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw (Yorgason), Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Blanksma, Manwaring, Petzke, Gannon

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:37pm.

**UNANIMOUS
CONSENT
REQUEST:** **Chairman Palmer** made a unanimous consent request to rearrange the order of the agenda. There being no objection, the request was granted.

H 57: **Rep. Nelsen**, District 26, stated this legislation will streamline and simplify the process for disabled veterans to only have to file one time to receive a disabled veteran's license plate and a placard for the second vehicle.

MOTION: **Rep. Dixon (1)** made a motion to send **H 57** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Nelsen** will sponsor the bill on the floor.

H 56: **Rep. Durrant**, District 23, stated this legislation clarifies "daylight hours" means the period of time between 5:00am and 10:00pm local time, rather than the current restriction of 30 minutes before sunrise and 30 minutes after sunset.

MOTION: **Rep. Dixon (1)** made a motion to send **H 56** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Durrant** will sponsor the bill on the floor.

RS 30133: **Rep. Hill**, District 14, stated this proposed legislation amends **Idaho Code, Section 49-402B**, to revise provisions regarding vehicles under 60,000 pounds, not on the International Registration Plan (IRP), to be eligible for biennial registration.

In response to confusion among committee members regarding the language in the legislation, **Rep. Hill** yielded the podium to **Brian Goeke**, Idaho Transportation Department, Division of Motor Vehicles. Mr. Goeke stated although the language appears to read contrary to what the legislation is proposing, lines 17 and 18 refer to being on the IRP, which makes a vehicle ineligible for biennial registration.

MOTION: **Rep. Dixon (1)** made a motion to introduce **RS 30133.** **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:45pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, February 08, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
RS 30231	License Plates, Amateur Radio	Rep. Mitchell
H 85	Vehicle Titles, Fees	Rep. Petzke
H 86	Driver's Education, Parents	Rep. Mendive
H 87	Transportation Funds, Congestion	Rep. Dixon (1)

Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer	Rep Manwaring	Rep Miller
Vice Chairman Mitchell	Rep Shepherd	Rep Petzke
Rep Dixon (1)	Rep Crane (12)	Rep Yamamoto
Rep Holtzclaw (Yorgason)	Rep Handy	Rep Gannon
Rep Monks	Rep Hill	Rep Burns
Rep Blanksma	Rep Lanting	

COMMITTEE SECRETARY

Tracey McDonnell
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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, February 08, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw (Yorgason), Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Miller

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:30pm.

MOTION: **Rep. Mitchell** made a motion to approve the minutes of the February 2 and 6, 2023 meetings. **Motion carried by voice vote.**

RS 30231: **Rep. Mitchell**, District 6, stated this proposed legislation will allow for a re-design of the amateur license plate. He explained, amateur radios are used in emergency situations, so being able to quickly identify radio operators will be beneficial in those situations.

MOTION: **Rep. Gannon** made a motion to introduce **RS 30231**. **Motion carried by voice vote.**

H 85: **Rep. Petzke**, District 21, stated **H 85** addresses declining revenues in local motor vehicle offices due to the 2021 upgrade to Idaho Transportation Department (ITD) software to modernize the system. Currently, motor vehicle offices are designed to be funded by fees generated by the services provided, mainly for registration renewals and title processing. He continued, with the new system, ITD centralized many renewal transactions, which reduced many motor vehicle offices' revenues related to those transactions. Without this legislation, property taxes would need to be increased to cover the lost revenues.

In response to committee questions regarding the fees, **Rep. Petzke** yielded the podium to **Brian Stender**, Canyon County Assessor. Mr. Stender explained, a working group was established to address this issue, and with consensus, agreed to focus on title fee transactions, because they are typically longer transactions in the motor vehicle office. The \$3.00 share of the title fee hasn't changed in over 30 years, but the cost of services has increased significantly, so this would allow the various boards of county commissioners to establish fees at the local level. He further explained, there is already a built-in fee cap because administrative fees cannot generate a profit, so administrative fees cannot be more than the cost of the services provided.

MOTION: **Rep. Yamamoto** made a motion to send **H 85** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Petzke** will sponsor the bill on the floor.

H 86: **Rep. Mendive**, District 5, stated **H 86** would allow qualifying parents and legal guardians to be private educators for Class D driver's training instructional permits for their student drivers under the age of 17. Currently, Idaho law does not permit this, so student drivers must either take a driver's education class in school (if it's offered), or privately, which costs \$250.00 and higher, depending on who's teaching the course. He explained, **H 86** would authorize the parent or legal guardian discretion as to the classroom training, but 92 hours over a period of 6 months would be required, including no less than 50 hours of street or highway driving, and no less than 10 hours of driving after sunset or before sunrise. The parent or legal guardian must maintain a log and submit the log to the driver's license office, then the student driver must successfully pass all the tests. He concluded, this bill provides an additional tool for people in rural areas where finding driver's education training can be difficult and costly.

MOTION: **Rep. Blanksma** made a motion to send **H 86** to the floor with a **DO PASS** recommendation.

In response to a committee question regarding online training, **Rep. Mendive** stated there are online driver's training courses available if the parent or legal guardian wanted to include that in their training.

In response to a committee question regarding the definition of legal guardian, **Rep. Mendive** remarked the bill states a parent or legal guardian is any family member who is 21 years of age or older.

Bonnie Voves, representing herself, spoke **in support** of this bill. She stated she has been working with legislators on this bill for seven years as a result of personal experience teaching her own son to drive in Alaska, but not being able to complete the training after moving to Idaho due to differences in Idaho law. She remarked, this bill will simply add parents as teachers.

Kelly Duran, representing the Fallen Riders Fund, **Lori Solders**, representing Idaho Coalition for Motorcycle Safety, and **Tonya Haustviet**, representing Phillips Driving School all spoke **in opposition** to **H 86**. They expressed concern student drivers would be missing critical classroom and professionally trained driver's instruction, parents or legal guardians aren't able to properly provide. They believe by allowing this legislation to pass, it will make Idaho roads more dangerous than they already are.

Rep. Mendive stood and closed. He stated he trusts parents, parents are liable if they become the student driver trainer, and nobody cares more about their children than parents. **H 86** is not mandatory, it provides an additional option for parents or legal guardians to train their student drivers.

Discussion on the motion was held. Committee members expressed concern about this bill doing more harm than good and will make Idaho's road less safe. There was also concern about extending the training beyond parents to other family members, and about student drivers missing out on crucial information if they miss classroom instruction from professional trainers, but do support freedom of choice.

VOTE ON MOTION: **Chairman Palmer** called for a vote on the motion to send **H 86** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Lanting and Gannon** requested they be recorded as voting **NAY**. **Rep. Mendive** will sponsor the bill on the floor.

H 87: **Rep. Dixon**, District 1, stated this legislation clarifies funding spent within the Transportation Expansion and Congestion Mitigation Program (TECM) will be limited to projects focused on expansion of travel lanes and congestion mitigation.

MOTION: **Rep. Blanksma** made a motion to send **H 87** to the floor with a **DO PASS** recommendation.

In response to committee questions regarding the use of TECM funds for pedestrian safety and bicycle lanes, **Rep. Dixon (1)** replied these funds are for motor vehicles and congestion mitigation and there are other funding sources which address pedestrian safety and bicycle lanes.

Cynthia Gibson, representing Idaho Walk Bike Alliance, spoke **in opposition** to **H 87**, stating Idaho should not be focusing on one mode of transportation, rather on multiple modes of travel such as walking and bicycling. She remarked, Idaho should design a system where not everyone needs to drive a car.

Rep. Dixon (1) stood and closed. He stated the purpose of **H 87** is to ensure funding within the TECM program is spent for its intended purposes.

**VOTE ON
MOTION:**

Chairman Palmer called for a vote on the motion to send **H 87** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Dixon (1)** will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 2:33pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Friday, February 10, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
<u>RS 30252</u>	Vehicle Dealer, Warranty, Reimburse	Rep. Mitchell
<u>RS 30254</u>	Vehicle Dealers, Protests, Hearings	Rep. Mitchell
<u>RS 30173</u>	Vehicles, Warranty Repairs	Rep. Petzke
<u>RS 30269</u>	Electric Fuel Tax	Rep. Handy
<u>RS 29979</u>	Vehicle Registration, Insurance	Rep. Palmer
<u>RS 30321</u>	Strategic Initiative Grant Program	Rep. Palmer
<u>RS 30337</u>	Driver's Education, Parents	Rep. Mendive

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer
Vice Chairman Mitchell
Rep Dixon (1)
Rep Holtzclaw (Yorgason)
Rep Monks
Rep Blanksma

Rep Manwaring
Rep Shepherd
Rep Crane (12)
Rep Handy
Rep Hill
Rep Lanting

Rep Miller
Rep Petzke
Rep Yamamoto
Rep Gannon
Rep Burns

COMMITTEE SECRETARY

Tracey McDonnell
Room: EW60
Phone: 332-1146
Email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Friday, February 10, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw (Yorgason), Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Crane(12), Hill, Miller, Burns

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:29pm.

Chairman Palmer announced, moving forward, public testimony on legislation before the committee will no longer be taken remotely, only in person.

RS 30252: **Rep. Mitchell**, District 6, stated this proposed legislation provides an update to ensure auto manufacturers or distributors shall reimburse dealers for actual labor time as rendered, and use the prevailing retail price for parts and supplies.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 30252. Motion carried by voice vote.**

Rep. Gannon declared Rule 80 for **RS 30252, RS 30254, and RS 30173.**

RS 30254: **Rep. Mitchell**, District 6, stated this proposed legislation will strengthen the independence of Idaho's auto dealers and protect the balanced contractual relationship between the retailers and the large international manufacturers. This includes an update to auto dealer franchise agreements, including termination or non-renewal requirements, protest requirements, and provisions for mediation of disputes.

MOTION: **Rep. Dixon (1)** made a motion to introduce **RS 30254. Motion carried by voice vote.**

RS 30173: **Rep. Petzke**, District 21, stated this proposed legislation will give flexibility to automotive dealers who seek modifications to the uniform time allowance schedule for warranty diagnostic and repair work, or request additional time, if necessary, for repairs on individual vehicles that are submitted to automobile manufacturers for payment. He commented, several of these RSs before the committee today have different approaches to the same issues. The hope is they will generate conversation to find a solution for all parties.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 30173. Motion carried by voice vote.**

RS 30269: **Rep. Handy**, District 27, stated this proposed legislation creates a definition of "electric fuel" for commercial vehicles in Idaho, and an .008 cent tax per kilowatt hour tax on electric fuel, making it equivalent to the existing tax on motor fuel in **Idaho Code, Section 63-2402**. This RS also establishes a new section, **Idaho Code, Section 63-2427D**, stating the first receiver of electric fuel shall be required to obtain a motor fuel distributor license and use a meter, provided at their own expense, to measure the amount of electric fuel distributed to commercial vehicles. This distributor will be responsible for remitting a monthly report to the Idaho State Tax Commission.

MOTION: **Rep. Dixon (1)** made a motion to introduce **RS 30269**. **Motion carried by voice vote.**

Chairman Palmer turned the gavel over to **Vice Chairman Mitchell**.

RS 29979: **Rep. Palmer**, District 20, stated this proposed legislation amends **Idaho Code, Section 49-1234**, to remove provisions regarding the program to verify financial responsibility and to suspend certain motor vehicle registrations. He commented there have been issues with the online insurance verification program working properly and since the issues have not been resolved, this legislation would end the program.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 29979**. **Motion carried by voice vote.**

RS 30321: **Rep. Palmer**, District 20, stated this proposed legislation amends **Idaho Code, Section 40-719**, to remove a provision regarding the Strategic Initiatives Program Fund and to establish a Strategic Initiatives Grant Program to provide funding for local units of government when state highway projects impact local roads. He commented, \$100 million will be continuously appropriated to the Grant Program, with \$36 million currently earmarked for a specific project.

MOTION: **Rep. Dixon (1)** made a motion to introduce **RS 30321**. **Motion carried by voice vote.**

Vice Chairman Mitchell turned the gavel over to **Chairman Palmer**.

RS 30337: **Rep. Mendive**, District 5, stated this proposed legislation is a replacement for **H 86**, which this committee heard on February 8, 2023. He explained, during the hearing, there were concerns raised about family members, a six-month waiting period, and online instructional training, so **RS 30337** addresses those concerns.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 30337** and recommend it be sent directly to the Second Reading Calendar. **Motion carried by voice vote.** **Rep. Mendive** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:44pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, February 14, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
	State of the Gunfighters	Colonel Ernesto DiVittorio, Commander, 366th Fighter Wing, Mountain Home AFB
	EXECUTIVE SESSION Unclassified Intelligence Briefing 366th Fighter Wing	Capt. Stewart Harris MSgt. Ian Clark

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer
Vice Chairman Mitchell
Rep Dixon (1)
Rep Holtzclaw (Yorgason)
Rep Monks
Rep Blanksma

Rep Manwaring
Rep Shepherd
Rep Crane (12)
Rep Handy
Rep Hill
Rep Lanting

COMMITTEE SECRETARY

Tracey McDonnell
Room: EW60
Phone: 332-1146
Email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, February 14, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representative(s) Dixon(1), Holtzclaw (Yorgason), Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Dixon(1), Crane(12)

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:31pm.

Colonel Ernesto DiVittorio, Commander, 366th Fighter Wing, Mountain Home Air Force Base, presented a State of the Gunfighters address to the committee. The mission statement for the 366th Fighter Wing is to "provide mission-ready gunfighters to conduct military operations anytime, anywhere." Their vision is "to be the Nation's most lethal and agile lead wing." Col. DiVittorio stated they continue to be the lead wing in air combat command; beginning in April, the 366th Fighter Wing will go to ready phase for six months and can be deployed anywhere in the world. Col. DiVittorio remarked the Base has long term viability for several reasons; favorable air space with minimal encroachments, great weather with 300+/- flying days a year, and significant ramp space with room to accommodate future mission growth.

MOTION: **Rep. Mitchell** made a motion for the committee to dissolve into an executive session for the purpose of hearing an unclassified briefing given by intelligence experts from the Mountain Home Air Force Base. **Motion carried by voice vote.**

Captain Stewart Harris and Master Sergeant Ian Clark, 366th Fighter Wing, Mountain Home Air Force Base, presented an unclassified intelligence briefing to the committee.

Chairman Palmer reconvened the public meeting at 2:24pm.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:25pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Thursday, February 16, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
H 93	Vehicles, Biennial Registration	Rep. Hill
H 107	License Plates, Radio Amateur	Rep. Mitchell
H 132	Strategic Initiatives Grant Program	Rep. Palmer
H 130	Electric Fuel Tax	Rep. Handy

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer

Vice Chairman Mitchell

Rep Dixon (1)

Rep Holtzclaw (Yorgason)

Rep Monks

Rep Blanksma

Rep Manwaring

Rep Shepherd

Rep Crane (12)

Rep Handy

Rep Hill

Rep Lanting

Rep Miller

Rep Petzke

Rep Yamamoto

Rep Gannon

Rep Burns

COMMITTEE SECRETARY

Tracey McDonnell

Room: EW60

Phone: 332-1146

Email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, February 16, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Monks, Shepherd, Crane(12)

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:30pm.

MOTION: **Rep. Petzke** made a motion to approve the minutes of the February 8 and 10, 2023 meetings. **Motion carried by voice vote.**

H 93: **Rep. Hill**, District 14, stated this bill is very simple and will allow any vehicle under 60,000 pounds, and not on the International Registration Plan (IRP), to be eligible for biennial registration.

MOTION: **Rep. Blanksma** made a motion to send **H 93** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Hill** will sponsor the bill on the floor.

H 107: **Rep. Mitchell**, District 6, declared Rule 80. He then stated this bill will allow for a re-design of the amateur radio license plate. This re-design will make it easier to identify an amateur radio operator, in the event of an emergency, when they can be of assistance if other communication systems are overwhelmed.

MOTION: **Rep. Blanksma** made a motion to send **H 107** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Mitchell** will sponsor the bill on the floor.

Chairman Palmer turned the gavel over to **Vice Chairman Mitchell**.

H 132: **Rep. Palmer**, District 20, stated this bill establishes a Strategic Initiatives Grant Program, which will be very beneficial to communities impacted by growth due to state highway and overpass projects that create additional traffic loads on local roads. He explained, \$100 million will be continuously appropriated for the grant program, with 50% going to rural projects and 50% for urban projects. He remarked, the program already has \$36 million in the account, which was appropriated and earmarked last year for the Ustick Road section of the Highway 16 expansion project. He commented, the grant program will be administered by the Idaho Transportation Department (ITD) Board, where they can either award grants directly to the local entities to complete the projects if they have the capacity to manage the project, and if not, ITD can complete the projects for the local entities.

Rick Hogaboam, representing the City of Nampa and Highway District 1, spoke in support of **H 132**. He stated, they recognize the importance of state transportation infrastructure investments to improve safety, mobility, and economic opportunities, however, these improvements impact local roadways because they can no longer handle the increased traffic. He commented, this grant program, which will mitigate the impact of state highway projects on local roads, will greatly assist locals to fund connections to those state highway systems in a timely manner.

Jacob Miller, representing COMPASS, spoke in support of **H 132**. He stated because Ada and Canyon counties are projected to continue to see population growth into the future, there needs to be reliable funding available for infrastructure improvements to keep up with the growth. He commented, this grant program will mitigate stress on local roads by making wise long term investments in transportation infrastructure.

Rep. Palmer stood and commented he was happy to hear the support from local entities.

MOTION:

Rep. Blanksma made a motion to send **H 132** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Palmer** will sponsor the bill on the floor.

Vice Chairman Mitchell turned the gavel over to **Chairman Palmer**.

Chairman Palmer announced today is the committee's Page, **Nelson Baines'** last day. The committee thanked him for his good work.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 1:45pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AMENDED AGENDA #1
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, February 28, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
H 128	Vehicles, Dealers, Protests, Hearings	Rep. Mitchell
H 184	Transportation, Congestion Mitigation, Definition	Rep. Palmer

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer
Vice Chairman Mitchell
Rep Dixon (1)
Rep Holtzclaw
Rep Monks
Rep Blanksma

Rep Manwaring
Rep Shepherd
Rep Crane (12)
Rep Handy
Rep Hill
Rep Lanting

Rep Miller
Rep Petzke
Rep Yamamoto
Rep Gannon
Rep Burns

COMMITTEE SECRETARY

Tracey McDonnell
Room: EW60
Phone: 332-1146
Email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, February 28, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representative(s) Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Dixon(1), Miller

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:31pm.

Chairman Palmer introduced the new Page, **Caitlyn Yang**, to the committee.

MOTION: **Rep. Burns** made a motion to approve the minutes of the February 14 and 16, 2023 meetings. **Motion carried by voice vote.**

H 128: **Rep. Mitchell**, District 6, stated this legislation adds mediation as a first step to auto dealer protests against large auto manufacturers, but otherwise continues the long-standing administrative hearing process practice within the auto industry; the goal being to achieve justice at the lowest possible cost in the shortest amount of time. During the protest process, the state will remain impartial and will not incur any costs associated with an administrative hearing. **Rep. Mitchell** yielded the podium to **Jim Addis**.

Jim Addis, representing Idaho Auto Dealers, stated this bill allows for a free, fair, and competitive marketplace, and simply allows existing code to work transparently. He continued, this bill allows for speedy justice, at the lowest cost possible for both litigants, and will keep delaying tactics to a minimum.

MOTION: **Rep. Blanksma** made a motion to send **H 128** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Mitchell** will sponsor the bill on the floor.

Chairman Palmer turned the gavel over to **Vice Chairman Mitchell**.

H 184: **Rep. Palmer**, District 20, stated this legislation helps to clarify what congestion mitigation means; what it does and doesn't do in relation to transportation road projects, by providing a definition for the term.

MOTION: **Rep. Blanksma** made a motion to send **H 184** to the floor with a **DO PASS** recommendation.

Jacob Miller, representing COMPASS (Community Planning Association of Southwest Idaho), spoke **in opposition** to **H 184**. He stated, COMPASS has concerns the definition of congestion mitigation relates to terms of projects, when in reality, congestion mitigation is a process. Because of this, they believe the definition is too narrowly defined and will limit their ability to precisely tailor their plans to local projects. Additionally, he commented, this definition diverges from the federal definition, which has been on the books for decades, and will create confusion, making it more difficult for local projects to qualify for both federal and state dollars.

Rep. Palmer stood and closed. He stated he doesn't believe this definition would create any confusion and is comfortable with it as written.

In response to a committee question, **Rep. Palmer** replied, this bill would not preclude using federal funding for bike paths if a congestion mitigation project included those bike paths as part of the mitigation plan.

VOTE ON MOTION:

Vice Chairman Mitchell called for a vote on the motion to send **H 184** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Gannon** requested to be recorded as voting **NAY.** **Rep. Palmer** will sponsor the bill on the floor.

Vice Chairman Mitchell turned the gavel over to **Chairman Palmer.**

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 1:41pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, March 08, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
<u>S 1010</u>	Slow Moving Vehicles	Senator Herndon Rep. Scott
<u>S 1064</u>	Motor Vehicles, Temporary Permits	Rep. Holtzclaw
<u>H 271</u>	Landscape Control Permits	Rep. Holtzclaw
<u>H 237</u>	Local Highway and Bridge Funding	Rep. Blanksma

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer

Vice Chairman Mitchell

Rep Dixon (1)

Rep Holtzclaw

Rep Monks

Rep Blanksma

Rep Manwaring

Rep Shepherd

Rep Crane (12)

Rep Handy

Rep Hill

Rep Lanting

Rep Miller

Rep Petzke

Rep Yamamoto

Rep Gannon

Rep Burns

COMMITTEE SECRETARY

Tracey McDonnell

Room: EW60

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, March 08, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Crane(12)

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:34pm.

MOTION: **Rep. Burns** made a motion to approve the minutes of the February 28, 2023 meeting. **Motion carried by voice vote.**

S 1010: **Senator Herndon**, District 1, stated this legislation is a subtle change to **Idaho Code, Section 49-639**, removing on line 15, "wherever sufficient area for a safe turnout exists" and replacing that phrase with "at the next available location where it is safe and reasonable for the vehicle to be pulled over in order to permit the following vehicles to pass. The driver would not violate this section if he had not, during the time when three or more vehicles are formed in line behind his vehicle, passed a designated turnout or location where it would be safe and reasonable for the vehicle to be pulled over." He explained, by adding the word reasonable, it allows drivers leeway in what is deemed reasonable to them based on the vehicle being driven and the road conditions.

In response to a committee question regarding what was the prior threshold for a violation, **Senator Herndon** replied, this change would give a ticketed driver a stronger case, based on reasonableness, to challenge the ticket, and allow a judge to decide if it was reasonable and then use his discretion to dismiss the ticket.

MOTION: **Rep. Shepherd** made a motion to send **S 1010** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Scott** will sponsor the bill on the floor.

S 1064: **Rep. Holtzclaw**, District 20, stated this legislation updates the Electronic Vehicle Credential Program, which was passed by the Legislature in 2021, allowing dealers to issue a 45-day temporary registration to anyone who files electronically for their registration at the time of purchase. This allows time for the Idaho Transportation Department (ITD) to collect all fees before issuance of the title and registration.

MOTION: **Rep. Blanksma** made a motion to send **S 1064** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Holtzclaw** will sponsor the bill on the floor.

H 271: **Rep. Holtzclaw**, District 20, stated if there are overgrown trees or bushes in a public right of way blocking business signs, currently, the business owner must contact ITD, or their local highway district, city, or county and pay for them to trim the vegetation to clear the view. He indicated, this process has proven costly and hasn't been completed in a timely manner, so this legislation will allow a business owner to apply and pay for a landscape control permit to take care of the trimming themselves following established trimming guidelines, which are based on the size of the trees or bushes and their location within the public right of way.

Cody Swander, representing the city of Nampa; **Curtis Masood**, representing Canyon Outdoor Media; **Steve Schops**, representing the city of Eagle; **Jonathan Oppenheimer**, representing Idaho Conservation League; and **Hollie Conde**, representing Conservation Voters of Idaho all spoke **in opposition** to **H 271**. The common themes of testimony acknowledged most cities already have procedures in place to manage tree and shrub trimming and other landscaping needs, the role trees play in energy conservation, and they expressed concern trees will be removed rather than just trimmed.

Matthew Perkins, representing Idaho Department of Lands, declared the Department would not be taking a position on the bill, but he did want to present information to the committee. He stated, as part of the Department's mission, they developed the Idaho Forest Action Plan, which is a statewide assessment of rural and urban forest resources. This plan also outlines a statewide strategy for managing resources and recognizes urban forests are dynamic ecosystems that provide much needed environmental services by cleaning air and water, controlling stormwater, and conserving energy. He concluded, this legislation does not support the objectives outlined in the Department's Forest Action Plan.

MOTION: **Rep. Blanksma** made a motion to **HOLD H 271** in committee subject to call of the chair.

Rep. Holtzclaw stood to close and yielded the podium to **Louis Spiker**.

Louis Spiker, attorney with Johnson May, representing Canyon Outdoor Media, stated his clients have been working with the city of Nampa for over a year regarding lawfully placed business signs, which have limited visibility due to trees planted after the signs were installed. He continued, the goal of this bill would be to allow uniform objective standards throughout the state.

Committee discussion was held. There was concern and confusion regarding whether this legislation applied to residential areas and if the real issues were limited more to the city of Nampa than statewide. Comments suggested most cities already have procedures in place to address vegetation trimming and landscaping in public areas.

SUBSTITUTE MOTION: **Rep. Shepherd** made a substitute motion to send **H 271** to the floor with a **DO PASS** recommendation, stating this is a pro-business effort and believes there should be a larger discussion on the House Floor.

UNANIMOUS CONSENT REQUEST: After committee discussion on the substitute motion, **Rep. Shepherd** made a unanimous consent request to withdraw his substitute motion. There being no objection, the request was granted.

VOTE ON ORIGINAL MOTION: **Chairman Palmer** called for a vote on the original motion to **HOLD H 271** in committee subject to call of the chair. **Motion carried by voice vote.**

H 237: **Rep. Blanksma**, District 8, stated this legislation seeks to clarify funding provided for highway projects is used for their intended purpose. She explained, all highway-user revenues accruing to state highway accounts and all ad valorem levies accrued shall be spent in support of the operations, administration, maintenance, construction, and development of bridges and highways that benefit primarily motor vehicles in the local highway jurisdictions.

MOTION: **Rep. Dixon (1)** made a motion to send **H 237** to the floor with a **DO PASS** recommendation.

Nina Pienaar and **Molly Garner**, representing Boise Bicycle Project; **Jacob Miller**, representing COMPASS; **Cynthia Gibson**, representing Idaho Walk Bike Alliance; **Kathy Griesmyer**, representing City of Boise; and **David Cannamela**, representing himself all spoke **in opposition** to **H 237**. Comments suggest this bill fails to address the segment of Idaho's population that doesn't drive or own vehicles and too much emphasis is being placed on motor vehicles at the expense of bicycle lanes and pedestrian safety.

Laila Kral, Local Highway Technical Assistance Council (LHTAC), answered a committee question on how funding programs work with state and federal funding sources for alternative transportation projects. She explained there is a funding formula, which requires a local match of 7.34%, to local agencies across the state, with approximately \$9 million per year available for alternative transportation projects. She clarified, these are "use it or lose it" funds, so any money not spent is returned to the federal highways program.

Rep. Blanksma stood and closed, stating this legislation is not exclusive to motor vehicles, rather just clarifying funding for highway projects must be used primarily for motor vehicles. She clarified, if bicycle lanes are part of the overall project plan, then it is acceptable to use this funding for bicycle lanes. Additionally, she indicated there are other funding sources geared specifically towards alternative travel and pedestrian safety.

SUBSTITUTE MOTION: After committee discussion expressing concerns over funding sources and limitations to what projects can actually be accomplished, **Rep. Lanting** made a substitute motion to send **H 237** to General Orders to clarify the funding language.

VOTE ON SUBSTITUTE MOTION: **Chairman Palmer** called for a vote on the substitute motion. **Motion failed by voice vote.**

VOTE ON ORIGINAL MOTION: **Chairman Palmer** called for a vote on the original motion. **Motion carried by voice vote. Reps. Gannon and Lanting** requested they be recorded as voting **NAY. Rep. Blanksma** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:46pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, March 14, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
H 284	Motor Vehicle Insurance	Rep. Furniss
S 1022aa	Windshields, Window Standards	Lt. Col. Bill Gardiner, Idaho State Police

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer

Vice Chairman Mitchell

Rep Dixon (1)

Rep Holtzclaw

Rep Monks

Rep Blanksma

Rep Manwaring

Rep Shepherd

Rep Crane (12)

Rep Handy

Rep Hill

Rep Lanting

Rep Miller

Rep Petzke

Rep Yamamoto

Rep Gannon

Rep Burns

COMMITTEE SECRETARY

Tracey McDonnell

Room: EW60

Phone: 332-1146

Email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, March 14, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Holtzclaw, Monks, Miller

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:30pm.

MOTION: **Rep. Petzke** made a motion to approve the minutes of the March 8, 2023 meeting. **Motion carried by voice vote.**

H 284: **Rep. Furniss**, District 31, stated this legislation is a fix to **H 279** passed in 2019, in an attempt to reduce the number of notices erroneously mailed out, with the goal of identifying as close to 100% of the violators as possible within the online insurance verification system. He commented, this legislation changes five things: 1) fees will not apply if the transaction is completed electronically, 2) insurers will be required to report weekly rather than monthly to reduce erroneous notices being mailed out, 3) vehicle owners will have 60 days rather than 30 days to comply with the financial responsibility requirements, or to notify the department of an exemption, 4) after the final notification, vehicle owners will have an additional ten days to comply with the requirements before suspension of an owner's registration, and 5) insurance companies shall report data indicating a vehicle's insurance has been lawfully suspended because that vehicle has been placed into storage by the owner.

MOTION: **Rep. Dixon (1)** made a motion to send **H 284** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Furniss** will sponsor the bill on the floor.

S 1022aa: **Lt. Col. Bill Gardiner**, Idaho State Police (ISP), stated as the ISP Rules Officer, in reviewing **Idaho Code, Section 49-944**, he found a 30-year old section regarding vehicle window safety standards that no longer applies today. This legislation would repeal language found on page 2, lines 4 through 15, relating to certificates that were issued, grandfathering in vehicles with tinted windshields, which would not be in compliance with standards set on June 30, 1992. Removing this language will not impact current window safety standards Code.

MOTION: **Rep. Blanksma** made a motion to send **S 1022aa** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Handy** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:52pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Thursday, March 16, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew40/>

SUBJECT	DESCRIPTION	PRESENTER
DOCKET NO		
39-0222-2201	Rules Governing Registration and Permit Fee Administration and Temporary Vehicle Clearance for Carriers (ZBR Chapter Rewrite, Fee Rule)	Brian Goeke, Idaho Transportation Department
39-0226-2201	Rules Governing Temporary Vehicle Clearance for Carriers (ZBR Chapter Repeal)	Brian Goeke
39-0202-2201	Rules Governing Vehicle and Vessel Dealer License Requirements – Motor Vehicles (ZBR Chapter Rewrite)	Brian Goeke
39-0270-2201	Rules Governing Restricted Driving Permits (ZBR Chapter Rewrite)	Brian Goeke
39-0271-2201	Rules Governing Driver's License Violation Point System and Accident Prevention Courses (ZBR Chapter Rewrite)	Brian Goeke
39-0273-2201	Rules Governing Accident Prevention Course (ZBR Chapter Repeal)	Brian Goeke
39-0272-2201	Rules Governing Administrative License Suspensions (ZBR Chapter Rewrite)	Brian Goeke
39-0344-2201	Rules Governing Highway Relocation Assistance for Persons Displaced by Public Programs (ZBR Chapter Rewrite)	Brian Goeke
39-0343-2201	Rules Governing Utilities on State Highway Right-of-Way	Colby Cameron, Idaho Transportation Department
H 310	Highway District, Carpool, Rideshare	Rep. Monks

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Palmer	Rep Manwaring	Rep Miller
Vice Chairman Mitchell	Rep Shepherd	Rep Petzke
Rep Dixon (1)	Rep Crane (12)	Rep Yamamoto
Rep Holtzclaw	Rep Handy	Rep Gannon
Rep Monks	Rep Hill	Rep Burns
Rep Blanksma	Rep Lanting	

COMMITTEE SECRETARY

Tracey McDonnell
Room: EW60
Phone: 332-1146
Email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, March 16, 2023

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Mitchell, Representatives Dixon(1), Holtzclaw, Monks, Blanksma, Manwaring, Shepherd, Crane(12), Handy, Hill, Lanting, Miller, Petzke, Yamamoto, Gannon, Burns

**ABSENT/
EXCUSED:** Representative(s) Dixon (1), Blanksma, Miller, Burns

GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Palmer called the meeting to order at 1:32pm.

Chairman Palmer stated without objection, he would re-order the agenda. There was no objection.

H 310: **Rep. Monks**, District 22, stated this legislation assures funding for commuter rideshares remains available for these programs. He explained, a single county-wide highway district may operate and expand an established public van and carpooling program, rideshare platform, or park-and-ride facility.

MOTION: **Rep. Shepherd** made a motion to send **H 310** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Monks** will sponsor the bill on the floor.

Brian Goeke, Department of Motor Vehicles (DMV) Policy Manager, Idaho Transportation Department (ITD), presented ITD's Administrative Rules. He stated ITD reviewed eight rules as part of the Zero Based Regulation Chapter Review cycle. Ultimately, ITD repealed two chapters and combined the remaining still relevant content into two related chapters, reducing the word count of the now six chapters by approximately 2,000 words. A vast majority of the edits were to eliminate sections redundant with statute and to remove unnecessarily prescriptive sections. ITD did conduct negotiated rulemaking, and although there were several interested stakeholders that attended, no written comments were submitted.

DOCKET NO. 39-0222-2201: **Brian Goeke**, ITD, stated the changes in this Fee Rule Docket were to eliminate unused definitions and remove unnecessarily prescriptive language. A portion of **Docket No. 39-0226-2201** was added to this Docket.

DOCKET NO. 39-0226-2201: **Brian Goeke**, ITD, stated this Docket was repealed with the pertinent parts being incorporated into **Docket No. 39-0222-2201**.

DOCKET NO. 39-0202-2201: **Brian Goeke**, ITD, stated the edits to this Docket were to remove overly prescriptive sections and sections redundant with Idaho Code.

DOCKET NO. 39-0270-2201: **Brian Goeke**, ITD, stated the edits to this Docket were to remove a permit specific to Administrative License Suspension, which in practice was no different from a standard Restricted Driving Permit. Sections redundant with Idaho Code and overly prescriptive sections were also removed.

DOCKET NO. 39-0271-2201: **Brian Goeke**, ITD, stated redundant language was repealed and relevant parts of **Docket No. 39-0273-2201** were added to this Docket.

- DOCKET NO. 39-0273-2201:** **Brian Goeke**, ITD, stated this chapter was repealed with relevant portions being incorporated into **Docket No. 39-0271-2201**.
- DOCKET NO. 39-0272-2201:** **Brian Goeke**, ITD, stated "business days" was added to Section 100-02, and the remaining edits were to remove overly prescriptive or unnecessary rules.
- DOCKET NO. 39-0344-2201:** **Brian Goeke**, ITD, stated this Docket has no substantive edits and remains essentially unchanged since its creation in 1997.
- DOCKET NO. 39-0343-2201:** **Colby Cameron**, Governmental Affairs Manager, ITD, stated in 2022, the Legislature passed the Idaho Broadband Dig Once and the Right-of-Way Act, which required ITD to develop rules, standards, and policies to facilitate the expansion of broadband with the cost-efficient, orderly, and coordinated installation of broadband infrastructure on highway rights-of-way and during road construction. He explained, after negotiated rulemaking and public hearings, the 2022 Utility Accommodation Policy guide was updated to 2023, adopted by the ITD Board, and incorporated by reference.
- MOTION:** **Rep. Shepherd** made a motion to approve the Fee Rule, **Docket No. 39-0222-2201**. **Motion carried by voice vote.**
- MOTION:** **Rep. Mitchell** made a motion to approve the following **Docket Numbers: 39-0226-2201, 39-0202-2201, 39-0270-2201, 39-0271-2201, 39-0273-2201, 39-0272-2201, and 39-0344-2201**. **Motion carried by voice vote.**
- MOTION:** **Rep. Mitchell** made a motion to approve **Docket No. 39-0343-2201**. **Motion carried by voice vote.**
- ADJOURN:** There being no further business to come before the committee, the meeting was adjourned at 1:57pm.

Representative Palmer
Chair

Tracey McDonnell
Secretary