

MINUTES  
**HOUSE RESOURCES & CONSERVATION COMMITTEE**

**DATE:** Wednesday, January 31, 2018

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

**PLACE:** Room EW40

**MEMBERS:** Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan

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

**GUESTS:** Sharon Kiefer and James Stoll, Idaho Department of Fish and Game; Ben Davenport, Idaho Mining Association; Neil Colwell, Avista Corporation; Russell Westerberg, Rocky Mountain Power

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

**MOTION:** **Rep. Kauffman** made a motion to approve the minutes of the January 25, 2018 meeting. **Motion carried by voice vote.**

**S 1217:** **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this bill revises **Section 36-301, Idaho Code** to give the Director authority to collect a credit card fee from individuals who choose to use a credit card at their offices or other Fish and Game sponsored events to purchase licenses, applications such as for a controlled hunt, and other materials such as maps. Currently, they only allow customers to purchase items using cash, check, or debit card, although their online vendor and most of their brick and mortar vendors accept credit cards. This change will not impact these vendors.

**Ms. Kiefer** stated the Department will be applying a 3% surcharge, which is an average of the fees charged by the major credit card companies. They will be working with Wells Fargo because their card machine terminals are confirmed to be PCI (payment card industry) compliant. The PCI compliance is a set of security rules that all vendors must comply with to ensure transactions are secure to protect cardholders from fraud. In addition, because Wells Fargo was already PCI compliant, that enabled the Department to return \$40,000 appropriated to them in last year's trailer bill, for debit card use, because it was no longer necessary for the Department to meet PCI since Wells Fargo is already compliant.

**MOTION:** **Rep. Youngblood** made a motion to send **S 1217** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Vander Woude** requested to be recorded as voting **NAY.** **Rep. Youngblood** will sponsor the bill on the floor.

**RS 25979:** **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this proposed legislation replaces **H 356**. This legislation will provide protections from recreational liability to parties, such as the Department, who fund, maintain, improve, or hold conservation easements on lands made available for public recreational uses without a direct charge to individuals for access. This is similar to the protections from recreational liability currently provided to any landowner who does not charge individuals for recreational access. Ms. Kiefer stated without these protections, the Department would be exposed to recreational liability at potentially significant cost for supporting hunting, fishing, and trapping through actions such as funding access and providing infrastructure such as docks, on lands the Department doesn't own.

**MOTION:** **Rep. Wood** made a motion to introduce **RS 25979.** **Motion carried by voice vote.**

**RS 25981:** **Rep. Moyle**, District 14, stated this proposed legislation is the result of an issue that was raised in a previous Legislative Session that received push back from the Department of Fish and Game as well as others, and then stalled. Since then, the Fish and Game created a rule allowing individuals who strike game on roadways, to salvage the animal. The issue still remaining with this rule is an officer is the only person who can dispatch the injured animal. Rep. Moyle stated, oftentimes, it takes an officer time to arrive at the scene and during that time the injured animal is suffering. This proposed legislation would mirror the language in the current rule making it legal for a person, other than an officer, to dispatch and harvest the injured animal that was unintentionally hit. This person could be the driver or a passerby who might stop and assist.

**MOTION:** **Rep. Wood** made a motion to introduce **RS 25981. Motion carried by voice vote.**

**RS 25999:** **Rep. Gestrin**, District 8, stated this proposed legislation is a Joint Memorial to the President of the United States, the Secretaries of Agriculture and Interior, the administrators of the Environmental Protection Agency, and the Idaho Congressional Delegation. Rep. Gestrin stated the Stibnite Gold Mine is an important project for the state of Idaho and this Joint Memorial supports Midas Gold Idaho's efforts.

**MOTION:** **Rep. Blanksma** made a motion to introduce **RS 25999. Motion carried by voice vote.**

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

---

Representative Gibbs  
Chair

---

Tracey McDonnell  
Secretary