

House Ways & Means Committee

Minutes
2007



MINUTES

HOUSE WAYS AND MEANS COMMITTEE

- DATE:** February 27, 2007
- TIME:** 12:00 p.m.
- PLACE:** Room 311
- MEMBERS:** Chairman Wills, Representatives Moyle, Bedke, Roberts, Jaquet, Saylor, Rusche
- ABSENT/
EXCUSED:** None
- GUESTS:** Speaker Denney; Representative McGeachin
- Representative Wills called the meeting to order at 12:06 p.m.
- RS17083** Speaker Denney presented RS17083. This legislation places the legal incidence of the motor fuels tax on distributors. Speaker Denney referenced H188 which is already in House Transportation and has an effective date of July 1, 2007. He said that it was felt that more time was needed so RS17083 was written to show September 1, 2007. The Governor decided that more time than this was needed and is asking the date be moved to December 1, 2007. They would also like to have Lines 45 through 49 on Page 4 stricken. Speaker Denney asked the committee to introduce RS17083 with these two changes.
- MOTION:** Representative Moyle made a motion to send RS17083 for introduction with the changes of September 1, 2007, to December 1, 2007, and deleting on Page 4 Lines 45 through 49, and to refer the bill to the Transportation and Defense Committee.
- A discussion followed with Representatives Jaquet and Saylor speaking against the RS.
- A vote was taken on the motion to send RS17083 for introduction with the changes.
- Representatives Moyle, Bedke, Roberts and Wills voted Aye.
Representatives Rusche, Saylor and Jaquet voted Nay.
- The Motion carried and RS17083 will be sent to the floor for introduction and referred to the Transportation and Defense Committee.
- RS17085** Representative McGeachin presented RS17085. This legislation is to give a mother the right to view an ultrasound image of her unborn child, if ultrasound equipment is going to be used during the performance of an abortion. She mentioned that they have been working on this legislation for a long time to get the language constitutionally sound.

Representative Jaquet asked what other states have this provision in their legislation, and why it is important. Representative McGeachin said she wasn't sure how many other states have this provision, but to see an actual picture of the fetus the mother would hopefully choose life.

MOTION:

Representative Roberts made a motion to send RS17085 for introduction and refer it to the Health and Welfare Committee.

Representatives Moyle, Bedke, Roberts and Wills voted Yea.
Representatives Rusche, Saylor and Jaquet voted Nay.

Motion carried and RS17085 will be sent to the floor for introduction and referred to the Health and Welfare Committee.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 12:23 p.m.

Representative Richard Wills
Chairman

Shani Murray
Secretary

MINUTES

HOUSE WAYS AND MEANS COMMITTEE

DATE: March 1, 2007

TIME: 12:00 p.m.

PLACE: Room 311

MEMBERS: Chairman Wills, Representatives Moyle, Bedke, Roberts, Jaquet, Saylor, Rusche

**ABSENT/
EXCUSED:** None

GUESTS: Speaker Lawrence Denney, Representative Lynn Luker, Roger Seiber

Chairman Wills called the meeting to order at 12:04 p.m.

MOTION: Representative Jaquet made a motion to accept the minutes of February 27, 2007, as written. Motion approved.

RS 17135 Speaker Denney presented RS17135. This resolution, better known as the "drop dead bill," will extend certain administrative rules in full force and effect until July 1, 2008.

MOTION: Representative Jaquet made a motion to send RS17135 for introduction and to send it to the second reading calendar.

Motion approved unanimously.

RS 17060 Representative Luker presented RS17060. The purpose of this legislation is to amend Idaho Code 40-4018 to require a petition with 250 signatures of qualified electors to trigger dissolution proceedings for a single county-wide highway district. Representative Luker said that other highway districts have more lenient rules for dissolution. Right now 10% of the voter population is required. He said they felt this would let voters have an impact but still not allow a quick trigger.

Representative Jaquet asked how ACHD became a district in the first place. Representative Luker said that he thought that it was first a vote by the County Commissioner and then it went to the voters.

MOTION: Representative Moyle made a motion to send RS17060 to the floor for introduction.

Representative Rusche asked what would happen if the highway district was dissolved. Representative Luker said that it goes back to the County Commissioners and they have the authority to create other districts or smaller districts.

A vote was taken on the motion to send RS17060 to the floor for introduction.

Motion approved unanimously.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 12:15 p.m.

Representative Richard Wills
Chairman

Shani Murray
Secretary

MINUTES

HOUSE WAYS AND MEANS COMMITTEE

DATE: March 16, 2007

TIME: 12:00 p.m.

PLACE: Room 311

MEMBERS: Chairman Wills, Representatives Moyle, Bedke, Roberts, Jaquet, Saylor, Rusche

**ABSENT/
EXCUSED:** None.

GUESTS: Speaker Denney

Chairman Wills called the meeting to order at 12:14 p.m.

MOTION: Representative Bedke made a motion to accept the minutes of March 1, 2007, as written. Motion approved.

SCR 119 Speaker Denney presented SCR119 which calls for a interim committee to study the aspects of existing exemptions, credits, and deductions.

MOTION: Representative Rusche made a motion to send SCR119 to the floor with a do pass recommendation.

SUBSTITUTE MOTION: Representative Roberts made a substitute motion to send SCR119 to the floor without recommendation.

A voice vote was taken on the substitute motion. Motion failed.

A voice vote was then taken on the original motion to send SCR119 to the floor with a do pass recommendation. Motion approved. Speaker Denney will carry the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 12:21 p.m.

Representative Richard Wills
Chairman

Shani Murray
Secretary

MINUTES

HOUSE WAYS AND MEANS COMMITTEE

DATE: March 27, 2007

TIME: 12:22 p.m.

PLACE: Room 311

MEMBERS: Chairman Wills, Representatives Moyle, Bedke, Roberts, Jaquet, Saylor, Rusche

**ABSENT/
EXCUSED:** None

GUESTS: See attached sign-in sheet and those highlighted below.

Chairman Wills called the meeting to order at 12:22 p.m.

MOTION: **Representative Saylor** made a motion to accept the minutes of March 16, 2007, as written. **Motion approved.**

S1243 **Representative Labrador** presented S1243. This legislation requires taxing districts, when holding an election to create a new taxing district, to mail notices within fourteen days of such elections to property taxpayers. Notice by publication is exempted.

Replying to a question from **Representative Jaquet** regarding just mailing notices **Representative Labrador** said that if the taxing districts choose they can put a notice in the paper, but with this bill it is not required.

Mr. Bob Hall, Executive Director for the Idaho Newspaper Association, spoke against the bill stating that this provision will conflict with clear provisions in Idaho Code 60-109A. The bill's general assumption that newspaper notice is inferior, on a cost-effective comparison, to the combined postage rate/ mailing preparation cost of a letter to every taxpayer in the district is unproven and poses a significant negative impact for most taxing districts in Idaho. He felt that taking out the last line would make it a perfectly fine bill.

Representative Killen spoke against the bill. He stated that there would be a gap with recreational water and sewer districts as this bill does not address these people. **Representative Bedke** asked if they would be better served by newspaper and **Representative Killen** said he didn't know.

Mr. John Watts, Veritas, spoke in favor of the bill. He was speaking on behalf of the Idaho Library Association and stated that his group feels everyone should receive mail notices. They felt smaller taxing districts would be better informed by mail. When asked by **Chairman Wills** if he saw any encumbrances for other taxing districts, **Mr. Watts** said he couldn't speak for other taxing districts.

MOTION: **Representative Roberts** made a motion to send S1243 to the floor with a do pass recommendation.

Representative Jaquet said she knows how tight small library budgets are, but having “mail only” notices makes her uncomfortable. **Representative Moyle** stated that some people don’t take a newspaper or if they do they may not read the notices, but they would get the mailed notice.

Representative Roberts referenced Lines 13, 14 and 15 of the bill stating the bill talks about two different notices to all people eligible to vote. **Representative Labrador** said that they worded the language this way with either/or looking at this issue.

Chairman Wills called for a vote on the motion before the committee to send S1243 to the second reading calendar. **Motion approved.** **Representative Jaquet** voted Nay.

RS17160 **Mr. John Watts**, representing Pacific Ethanol, presented RS17160. The purpose of this legislation is to clarify that future contracts between fuel suppliers and fuel retailers cannot discriminate against bio-fuels. He stated that this bill is a blend of H149 and the amendments that were written for it and is a compliment to the two pieces. He said he felt this isn’t perfect yet, but it gives the Energy Interim committee something to work with.

MOTION: **Representative Jaquet** made a motion to send RS17160 for introduction and refer it to the Energy Interim committee. **Motion approved.**

RS17203 **Representative Jaquet** presented RS17203. This legislation requires a one year “cooling off” period between the time a senator or representative leaves the legislature and takes employment to lobby the state government. **Representative Jaquet** said that some states have a two year limit before a legislator can become a lobbyist, but since this is a citizen legislature she felt one year would be sufficient.

MOTION **Representative Moyle** made a motion to send RS17203 for introduction and refer it to State Affairs committee.

Representative Roberts asked if this would prevent a former legislator from testifying in a committee. After some discussion, **Representative Rusche** stated that the bill requires employment compensation therefore as a citizen they could testify.

A vote was taken on the motion to send RS17203 to the floor for introduction and refer it to State Affairs. **Motion approved.**

RS17148 **Representative Moyle** presented RS17148. This legislation relates to duties of the Idaho Transportation Board and amends Section 49-201, Idaho Code, to establish board duties relating to the planning and development of access control standards along certain state highways and to require an analysis of proposed access control standards.

MOTION: **Representative Jaquet** made a motion to send RS17148 for introduction and refer it to the Ways and Means committee. **Motion approved.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:03 p.m.

Representative Richard Wills
Chairman

Shani Murray
Secretary