

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, February 13, 2012

TIME: 9:30 A.M.

PLACE: Room EW40

MEMBERS: Chairman Loertscher, Vice Chairman Crane, Representative(s) Stevenson, Black, Anderson, Andrus, Bilbao, Luker, Palmer, Simpson, Guthrie, Henderson, McGeachin, Sims, Batt, Smith(30), King, Higgins, Buckner-Webb

**ABSENT/
EXCUSED:** None

GUESTS: Janet Gallimore, Idaho State Historical Society (ISHS); Joie McGarvin, CDA Racing; Russell Westerberg, CDA Racing; B.G. Alan Gayhart, Citizen; Rod House, State Archive Division; Tony Smith, Benton Ellis; Jason Kreizenbeck, Lobby Idaho; Dave Goins, Idaho News Service.

Chairman Loertscher called the meeting to order at 9:30 a.m.

Rep. Batt made a motion to approve the minutes of February 6 and 7, 2012 as written. **Motion carried by voice vote.**

RS 21071: **Janet Gallimore**, Executive Director, ISHS, presented **RS 21071**, proposed legislation to consolidate the records functions of the State Records Center (SRC) and the Idaho State Archives (ISA) under the direction of the ISHS as previously presented on January 24, 2012. The first phase of the program change will be the "as-is" merger. **RS 21071** amends the existing ISHS enabling Statute 67-4126 to establish provisions for Records Management Services under the ISHS. It will also establish a records management fund to accommodate current and future cost recovery efforts to pay for services rendered. **RS 21071** also creates a new section on records management services and essentially utilizes the same language that currently exists for state records management services with two exceptions. Since each agency has distinct needs, reference to a standard filing system was deleted and electronic protocols were added.

In response to questions, **Janet Gallimore** stated that it is her understanding there will be no impact to this legislation as a result of the public records law passed last year. Records and access to them are under the jurisdiction of each particular agency. ISHS serves as a custodian of the records. Exemptions for access to records occur with permanent records such as historical documents that need to be preserved and cannot be copied.

ORIGINAL MOTION: **Rep. Black** made a motion to introduce **RS 21071** and send it directly to the Second Reading Calendar.

SUBSTITUTE MOTION: **Rep. Luker** made a substitute motion to introduce **RS 21071**.

VOTE ON SUBSTITUTE MOTION: **Chairman Loertscher** called for a vote on the substitute motion to introduce **RS 21071**. **Motion carried by voice vote.**

RS 21141: **Rep. Henderson** presented **RS 21141**, proposed legislation to prevent non-resident simulcast companies with advance deposit wagering affiliates from discriminating against Idaho simulcast licensees, by engaging in anti-competitive practices aimed at eliminating Idaho competition and Idaho jobs. There are two ways a person can wager on horse racing in Idaho. The first is through the advance deposit wagering affiliates. A person deposits money with them and then they bet on horse racing either by phone or by computer. The second is pari-mutuel betting offered at three facilities located throughout Idaho. Although there is one advance wagering company in Idaho, most of them are in Oregon. Rep. Henderson stated that advance deposit wagering companies make more money than going through Idaho's three racing facilities because betting can be placed from home. Their actions threaten the racing facilities located in Post Falls, Boise, and Idaho Falls. **RS 21141** clearly states that to operate in Idaho, advance deposit wagering companies must reach a nondiscriminatory agreement regarding signal costs with any licensed facility in Idaho and shall not engage in any anti-competitive practices.

MOTION: **Rep. Simpson** made a motion to introduce **RS 21141**. **Motion carried by voice vote.**

RS 21219: **Rep. Wood(35)** presented **RS 21219**, proposed legislation to revise provisions relating to the gold star specialty license plate. Veterans groups introduced the gold star license plate and limited it to families who have a deceased relative who died as a result of hostile action in a combat zone while serving on active duty in the United States military. **RS 21219** revises the requirements to include those "killed while serving on active duty" outside of a "combat zone". This proposed legislation will also establish provisions for a gold star-purple heart medal license plate for family members of a person killed in combat and awarded the Purple Heart.

In response to questions, **Rep. Wood(35)** clarified there are two plates, one a gold star license plate and another gold star - purple heart license plate. Family members qualify for the gold star license plate if a family member was killed while serving on active duty even if the death occurred due to, for example, an auto accident. For service members awarded the Purple Heart, family members are eligible for the gold star license plate with the purple heart emblem.

ORIGINAL MOTION: **Rep. King** made a motion to return **RS 21219** to the sponsor.

SUBSTITUTE MOTION: **Rep. Palmer** made a substitute motion to introduce **RS 21219**.

VOTE ON SUBSTITUTE MOTION: **Chairman Loertscher** called for a vote on the substitute motion to introduce **RS 21219**. **Motion carried by voice vote.** **Rep. King** requested to be recorded as voting **NAY**.

RS 21224: **Rep. Wood(35)** presented **RS 21224**, proposed legislation to designate the Blue Heeler as the state dog. Rep. Wood turned the presentation over to **Elise Thake**, citizen. Ms. Thake stated that beginning with the adoption of our Great Seal in 1891, Idaho has recognized a variety of official state symbols. It is fitting that we designate a state dog. The Blue Heeler is a working breed of dog regularly seen throughout Idaho and a common fixture on Idaho ranches. Everything about the Blue Heeler including temperament, coat, and physical structure makes it an excellent choice for Idaho's state dog. The dog is extremely intelligent and possesses a highly developed problem-solving ability. In addition, it is a trustworthy dog, loyal, and totally devoted to its work. All of the Blue Heeler's qualities make it a perfect choice for the state dog of Idaho. Ms. Thake stated it is an appropriate symbol that truly reflects the courage, hard work, perseverance, and rugged independence that typify both the proud spirit and heritage of our state.

**ORIGINAL
MOTION:**

Rep. King made a motion to introduce **RS 21224**.

Rep. Luker stated that he would be voting no on the motion to introduce **RS 21224**. There are a lot of dog lovers in Idaho and he does not want to discriminate one breed over another.

Rep. Andrus stated that he would be voting no on the motion to introduce **RS 21224**. While he appreciates the blue heeler as a dog for cattle people, it is not a suitable breed for all livestock.

Rep. Anderson stated the Blue Heeler is recognized in Australia and New Zealand and Idaho shares a commonality with them. **RS 21224** is worthy of a hearing.

**ROLL CALL
VOTE:**

Rep. Andrus requested a roll call vote on **RS 21224**. **Motion failed by a vote of 8 AYE and 11 NAY. Voting in favor** of the motion: **Reps. Loertscher, Anderson, Black, Henderson, McGeachin, King, Higgins, Buckner-Webb. Voting in opposition** to the motion: **Reps. Crane, Stevenson, Andrus, Bilbao, Luker, Palmer, Simpson, Guthrie, Sims, Batt, Smith(30)**.

ADJOURN:

There being no further business to come before the committee; the meeting was adjourned at 9:59 a.m.

Representative Loertscher
Chair

Lissa Cochrane
Secretary