

MINUTES
SENATE RESOURCES & ENVIRONMENT COMMITTEE

DATE: Monday, January 28, 2013

TIME: 1:30 P.M.

PLACE: Room WW55

MEMBERS PRESENT: Chairman Pearce, Vice Chairman Bair, Senators Cameron, Siddoway, Brackett, Heider, Tippetts, Stennett and Lacey

**ABSENT/
EXCUSED:**

NOTE: The sign-in sheet, testimonies and other related materials will be retained with the minutes in the committee's office until the end of the session and will then be located on file with the minutes in the Legislative Services Library.

CONVENED: **Chairman Pearce** called the meeting to order at 1:30 p.m. and said the first order of business would be to vote on the four Gubernatorial appointments to the Idaho Water Resource Board and the Director to the Idaho Department of Water Resources

MOTION: **Vice Chairman Bair** moved to send the name of **John Albert Stevenson**, appointed to the Idaho Water Resource Board, to the floor with a do pass recommendation. The motion was seconded by **Senator Siddoway**. The motion carried by **unanimous voice vote**. The floor sponsor will be **Senator Cameron**.

MOTION: **Senator Heider** moved to send the name of **Vince Alberdi**, appointed to the Idaho Water Resource Board, to the floor with a do pass recommendation. The motion was seconded by **Senator Brackett**. The motion carried by **unanimous voice vote**. The floor sponsor will be **Senator Heider**.

MOTION: **Senator Siddoway** moved to send the name of **Albert P. Barker**, appointed to the Idaho Water Resource Board, to the floor with a do pass recommendation. The motion was seconded by **Vice Chairman Bair**. The motion carried by **unanimous voice vote**. The floor sponsor will be **Chairman Pearce**.

MOTION: **Senator Lacey** moved to send the name of **Roger Chase**, appointed to the Idaho Water Resource Board, to the floor with a do pass recommendation. The motion was seconded by **Senator Stennett**. The motion carried by **unanimous voice vote**. The floor sponsor will be **Senator Lacey**.

MOTION: **Senator Tippetts** moved to send the name of **Gary Spackman**, appointed as Director to the Idaho Department of Water Resources, to the floor with a do pass recommendation. The motion was seconded by **Senator Stennett**. The motion carried by **unanimous voice vote**. The floor sponsor will be **Chairman Pearce**.

PASSED THE GAVEL: Chairman Pearce passed the gavel to Vice Chairman Bair, who will conduct the hearing for the Rules.

DOCKET NO. 13-0108-1203 **Vice Chairman Bair** said **Docket No. 13-0108-1203**, Rules Governing the Taking of Big Game Animals in the State of Idaho, found on page 51 of the Pending Administrative Rules book, said the normal everyday auction tags that Idaho Department of Fish and Game (IDFG) has, one can bid on them even if one has harvested a big horn sheep previously in one's lifetime. The **Vice Chairman** said the references are incorrect and he spoke with Ms. Kiefer, IDFG, and she recommended that the section be stricken or just the words that are incorrect. **Mr. Dennis Stevenson**, Administrative Rules Coordinator for the state, said that after the rule is codified, he can correct the mistake, without any action from the Committee.

- DOCKET NO. 13-0104-1201** This docket is found on page 14 and **Vice Chairman Bair** asked **Senator Siddoway** to explain why he previously asked to have it held in Committee. **Senator Siddoway** said the reason was to give him time to review some of the ramifications this rule could cause, especially with some of the auction tags. He suggested deleting part of the rule. **Vice Chairman Bair** asked him to put it in a form of a motion.
- MOTION:** **Senator Siddoway** made the motion to adopt **Docket No. 13-0104-1201** except for Section 701, Subsection 02.c. The motion was seconded by **Senator Heider**. The motion **carried by unanimous voice vote**.
- DOCKET NO. 26-0120-1201** **Ms. Tamara Humiston**, Deputy Director, Idaho Department of Parks and Recreation (IDPR), presented **Docket No. 26-0120-1201**. She stated that these changes address enforcement issues of existing fee rules that are critical to the parks' coming season enabling parks to provide for the safety and welfare of recreational users. The changes enhance the definition of winter use on park trails to provide safety for all recreational trail users and clarifies the parameters of reservation cancellation.
- It is anticipated that the enforcement of existing rules for parking violations will generate approximately \$15,000 in fee revenue to state dedicated funds.
- MOTION:** **Senator Lacey** made the motion to adopt **Docket No. 26-0120-1201**. The motion was seconded by **Senator Heider**. The motion **carried by unanimous voice vote**.
- DOCKET NO. 26-0120-1202** **Ms. Tammy Kolsky**, IDPR's Reservation Program Manager and Project Coordinator for the Passport Program, presented this docket, which is a pending fee rule. She said the proposed changes are as follows:
1. Establish a fee for a State Parks Passport at the rate of \$10.00 per vehicle per registration year;
 2. Establish a replacement sticker fee for the State Parks Passport at the rate of \$2.00;
 3. Establish a replacement sticker fee for the Annual Motor Vehicle Entrance Fee at the rate of \$5.00;
 4. Remove the Second Vehicle Annual Passport, currently at the rate of \$15.00;
 5. Remove the exemption on campers from paying the daily charge per motorized vehicle (fee to stay at \$5.00 per day).
- MOTION:** Following a short discussion, **Senator Tippetts** made the motion to adopt **Docket No. 26-0120-1202**. The motion was seconded by **Senator Stennett**. The motion **carried by unanimous voice vote**.
- DOCKET NO. 26-0136-1201** **Ms. Kolsky** presented **Docket No. 26-0136-1201**, a proposed temporary rule. She stated the IDPR has expanded on-line services to include purchasing a three-day, temporary Park 'N' Ski pass. The current rule states the three-day pass is in the form of a hangtag and must be hung on the vehicle's rear-view mirror. A customer who purchases the three-day pass will receive an 8x10 document with the valid dates listed. This rule change removes the hangtag language and replaces it with language that the temporary three-day permit shall be displayed on the vehicles' dashboard.
- MOTION:** **Senator Brackett** made the motion to adopt **Docket No. 26-0136-1201**. The motion was seconded by **Senator Heider**. The motion **carried by unanimous voice vote**.

**DOCKET NO.
13-0116-1201**

Ms. Sharon Kiefer, Deputy Director, Idaho Department of Fish and Game (IDFG), presented **Docket No. 13-0116-1201**, which is the Trapping of Predatory and Unprotected Wildlife and the Taking of Furbearing Animals. This rule allows trapping on Wildlife Management Areas (WMA) with a number of trappers to be limited by Regional Supervisors. It also cleans up a rule to allow consolidation of wolf trapping rules in another rules chapter. The justification for this rule is appropriate for the following reason: the rule confers a benefit to certain trappers, and is needed for the 2012 Trapping Season.

MOTION:

Senator Heider made the motion to adopt **Docket No. 13-0116-1201**. The motion was seconded by **Senator Tippets**. The motion **carried by unanimous voice vote**.

**DOCKET NO.
13-0117-1201**

Ms. Kiefer presented this docket which is The Use of Bait for Taking Big Game Animals. She stated that what it does is to consolidate bear baiting and wolf trapping rules into one rules chapter. It also establishes gray wolf trapping requirements and methods of take and allows the use of legally salvaged road kill as bait for trapping wolves. It allows the use of a trapped wolf carcass without the hide attached as bait and eliminates requirements in Units 10 and 12 to remove bear baits from the field between the summer dog training season and fall season. The justification for this temporary rule confers a benefit to hunters, trappers, and outfitters and it is also needed for the 2012 Trapping and Hunting seasons.

MOTION:

Senator Heider made the motion to adopt **Docket No. 13-0117-1201**. The motion was seconded by **Senator Tippets**. The motion **carried by unanimous voice vote**.

**PASSED THE
GAVEL:**

Vice Chairman Bair thanked the Committee for their work on the Rules and said that all the Rules have been heard and acted upon. He returned the gavel to the Chairman.

ADJOURNED:

Chairman Pearce adjourned the meeting at 2:40 p.m.

Senator Pearce
Chairman

Juanita Budell
Secretary