

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, February 28, 2013

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Wood(35), Wills, Bateman, Henderson, Denney, Gestrin, Gibbs, Hixon, Kauffman, Packer, Patterson, Youngblood, Ringo, King, Gannon

**ABSENT/
EXCUSED:** Rep. Henderson

GUESTS: Christine Fisher, ITD-DMV, Barry Takauchi, ITD-DMV, Amy Smith, ITD, Rex Green, IADA, John Chatburn, OFR, John Williams, BDA, Will Hart, Idaho Consumer Owned Utilities, Bobby Peterson, IADA, Dave Edmark, Edmark Auto, Sam Dial, Don Anderson, Lyle Pearson Co., Mike Hanigan, Hanigan Chevrolet, Grant Peterson, Bronco Motors, Trent Wright, IADA, Lyn Darrington, State Farm Insurance Co.

Chairman Palmer called the meeting to order at 1:33 p.m.

H 216: **John Williams**, Bonneville Power, said they wanted to amend the existing law to exempt facilities used by the federal power marketing agency, such as the Bonneville Power Administration, from the standards for lighting and marking of guyed towers above 50 feet.

MOTION: **Rep. Wills** made a motion to send **H 216** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Wills** will sponsor the bill on the floor.

H 217: **Trent Wright**, Independent Auto Dealers Association, said this legislation specifies that if a vehicle loaned for temporary use without charge is operated in a negligent manner, and such operation results in death or damages, the primary liability coverage for such event shall be the insurance coverage of the operator. The owner's coverage shall be secondary.

Bobby Peterson, IADA, **Dave Edmark**, Edmark Auto, **Don Anderson**, Lyle Pearson Co., **Mike Hanigan**, Hanigan Chevrolet, **Grant Peterson**, Bronco Motors, **spoke in favor** of the bill. They expressed their desires to provide good customer service for special events in the Boise area such as parades, homecoming dances etc. They want to be able to send loaner vehicles out when the customer's vehicle is in the shop for repair. Their concern comes when there is neglect or damage done to the loaner vehicle. They would like the driver of the loaner vehicle be responsible through his own insurance company to repair the damage. Any part of the repair that is not covered by the driver's insurance would then be covered under the dealer's insurance.

Rep. Gannon and **Rep. Hixon** both invoked Rule 38 stating a possible conflict of interest but they would be voting on the legislation.

MOTION: **Rep. Hixon** made a motion to send **H 217** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Sims** will sponsor the bill on the floor.

S 1007: **Christine Fisher**, ITD-DMV, said this proposal will amend Sections 49-402, and 49-434, Idaho Code, to stagger vehicle registrations year-to-year, beginning at the first date of registration, consistent with passenger car registrations, instead of by calendar year. Wherever it makes more sense to stagger a registration, and does not require an additional decal from another entity, i.e., Parks and Recreation or is prohibited in rule. Staggering registration year-to-year beginning at the first date of registration will allow the customer to get a full year's registration for a full year's fees, regardless of the date, eliminating a full fee for a partial year.

Rep. Patterson has worked for several months visiting with professional people including ITD on the discrepancy of money. He requested the hand out be attached to the meeting minutes. **Amy Smith**, ITD, addressed **Rep. Patterson's** concerns. **Rep. Patterson** said it was good legislation and he would vote for the bill, but requested further clarification from ITD on the monies.

MOTION: **Rep. Packer** made a motion to send **S 1007** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Packer** will sponsor the bill on the floor.

S 1008: **Barry Takeuchi**, ITD-DMV, said this proposal will allow the department to gain efficiencies by eliminating usage of the salvage certificate form and utilizing the certificate of title form for salvage vehicle ownership. He said this bill will allow for one form to include a box for salvage certificate rather than two forms. Mr. Takeuchi also said that with the change the fee will go from \$15.00 to \$14.00. The owner of the vehicle could make one of two choices: (1) have the insurance total the vehicle and keep it or (2) the owner of the vehicle can work with the salvage pool and make arrangements to keep the vehicle.

MOTION: **Rep. Bateman** made a motion to send **S 1008** to the floor with a **DO PASS** recommendation. **The motion carried by voice vote.** **Rep. Wood(35)** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:50 p.m.

Representative Palmer
Chair

Leah Kent
Secretary