

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, March 11, 2013

TIME: 8:30 A.M.

PLACE: Room EW40

MEMBERS: Chairman Loertscher, Vice Chairman Batt, Representatives Anderson(1), Andrus, Luker, Crane, Palmer, Sims, Barbieri, Holtzclaw, McMillan, Monks, Packer, Smith, Gannon, Woodings

**ABSENT/
EXCUSED:** Rep. Anderson(1).

GUESTS: Tana Cory, Bureau of Occupational Licenses; Barbara Jordan, ITLA; Mike Kane, PCI; Paul Jackson, Farmers Insurance; Holly Koole, IPAA; Jeremy Pisca, Idaho Beer and Wine Distributor Association; Woody Richards, Insurance Companies; Phil Barber, American Insurance Association.

Chairman Loertscher called the meeting to order at 8:30 a.m.

RS 22189: **Rep. Wills** presented **RS 22189**, a concurrent resolution that recognizes and congratulates Owyhee County for its 150th Anniversary on December 31, 2013. He gave a history of Owyhee County, which is the second largest county in Idaho.

MOTION: **Rep. Packer** made a motion to introduce **RS 22189** and send it directly to the Second Reading Calendar. **Motion carried by voice vote.** **Rep. Wills** will sponsor the bill on the floor.

RS 22148: **Rep. Bolz** presented **RS 22148**, proposed legislation that states the findings of the Legislature and encourages the Federal Communications Commission to resume enforcement of traditional American standards of decency in prohibiting portrayals of premarital sex on television.

MOTION: **Rep. Batt** made a motion to introduce **RS 22148.** **Motion carried by voice vote.**

RS 22181: **Rep. Bolz** presented **RS 22181**, a concurrent resolution that states findings of the Legislature and authorizes the Legislative Council to appoint a committee to undertake and complete a study of potential approaches to public defense reform.

MOTION: **Rep. Luker** made a motion to introduce **RS 22181.** **Motion carried by voice vote.** **Rep. Barbieri** requested he be recorded as voting **NAY.**

In support of the motion, **Rep. Luker** stated if someone does not fix the issue of poor representation for defendants, we will have more lawsuits and a study committee would be a preventative measure.

In opposition to the motion, **Rep. Barbieri** stated he believes a study committee will not help the issue.

RS 22219C1: **Rep. Perry** presented **RS 22219C1**, proposed legislation that permits jury consideration of the contribution to injuries for a failure to wear a safety restraint, while providing for procedural safeguards. She stated that currently juries are precluded from knowing whether a seat belt was used.

Rep. Gannon invoked a Rule 38, stating a possible conflict of interest but that he would be voting.

MOTION: **Rep. Packer** made a motion to introduce **RS 22219C1** and refer it to the Judiciary, Rules and Administration Committee. **Motion failed by voice vote.**

H 257: **Jeremy Pisca**, on behalf of the Idaho Beer and Wine Distributor Association, presented **H 257**, a bill that amends existing law to revise provisions relating to the acceptance and use of an electronic funds transfer; that it must occur promptly and be completed within five business days. He stated the legislation provides that when such electronic funds transfers are completed in this manner, they do not violate the cash law or constitute an unlawful extension of credit.

Rep. Batt invoked Rule 38, stating a possible conflict of interest but that she will be voting.

MOTION: **Rep. Crane** made a motion to send **H 257** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Sims** will sponsor the bill on the floor.

H 245: **Rep. Tom Katsilometes**, Idaho Athletic Commission, presented **H 245**, a bill that amends existing law relating to the State Athletic Commission to revise provisions relating to duties of the commission and to provide for the recovery of certain costs and fees. He stated the bill also revises provisions relating to the payment of an initial event tax, additional event tax, and establishes provisions relating to the issuance of tickets as well as the suspension of operations if the Commission is in the negative of \$200,000 or more.

Leroy Rice, representing himself, stated he is **in support** of **H 245** because it allows the promoters, matchmakers and contestants to continue to practice and compete in Mixed Martial Arts (MMA) events in the State. He stated they are willing to work with the Commission to keep it running but believes the burden of the past debt should not be the responsibility of the new promoters, matchmakers and contestants.

Dallas Phillips, representing himself, stated he is **opposed** to **H 245** because he feels the fees are too high for kids to participate. He stated that MMA style competitions is a good way for youth to get involved and keeps them out of trouble. He stated MMA is more of a sport than it is just fighting. It teaches them to work hard and to be in a member of a team.

Rep. Packer invoked Rule 38, stating a possible conflict of interest but that she will be voting.

Rep. Monks invoked Rule 38, stating a possible conflict of interest but that he will be voting.

Rep. Crane invoked Rule 38, stating a possible conflict of interest but that he will be voting.

Rep. Holtzclaw invoked Rule 38, stating a possible conflict of interest but that he will be voting.

MOTION: **Rep. Packer** made a motion to send **H 245** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Chairman Loertscher** will sponsor the bill on the floor.

Rep. Crane is **in support** of the motion because of the clause that states once the Commission goes over \$200,000 in the negative, all operations must stop. He stated he does not support the sport because it is violent, and does not like the fee increases but believes it is the only option at this point.

ADJOURN: There being no further business to come before the Committee, the meeting adjourned at 9:24 a.m.

Representative Loertscher
Chair

Kasey Perkins
Secretary