

MINUTES  
**HOUSE WAYS & MEANS COMMITTEE**

**DATE:** Wednesday, March 27, 2013

**TIME:** 2:45 P.M.

**PLACE:** Room C310 JFAC

**MEMBERS:** Chairman Anderson(1), Representatives Moyle, Crane, Vander Woude, Rusche, Burgoyne, Pence

**ABSENT/  
EXCUSED:** Representative(s) Burgoyne, Pence

**GUESTS:** Mike Nugent, Legislative Services Office

**Chairman Anderson(1)** called the meeting to order at 2:50 p.m.

**MOTION:** **Rep. Moyle** made a motion to approve the minutes of March 26, 2013. **Motion carried by voice vote.**

**RS 22190:** **Mike Nugent**, Manager, Legislative Services Office, presented **RS 22190**. He explained administrative rules are of temporary effect unless they are reapproved annually by a statute. This proposed legislation is that statute. He gave a short history as to the reasoning behind having temporary administrative rules, stating the Legislature wanted the ability to reject any administrative rules put in place by any rogue agencies, if necessary. He explained the concept was thought of by Former Attorney General Jim Jones, when it seemed like the Legislature was going to lose any oversight of the rules process. All administrative rules will expire if this proposed legislation does not go forward.

**MOTION:** **Rep. Rusche** made a motion to introduce **RS 22190**. **Motion carried by voice vote.** **Rep. Moyle** requested that he be recorded as voting **NAY**.  
**Chairman Anderson(1)** passed the gavel to **Rep. Moyle**.

**RS 22321:** **Rep. Anderson(1)** presented **RS 22321**. He said this proposed legislation deals with the suspension of judgement sentence, also known as expungement. He explained his intent is to introduce this proposed legislation at this time to begin discussion on the topic, not for it to be heard in committee this session. He stated in discussions with judges and chairmen of both House and Senate Judiciary Rules Committees, they believe this issue is worthy of discussion to clarify and explain how Idaho got from 1915 to present day in regards to its expungement policies.  
In response to questions regarding where this proposed legislation came from, **Rep. Anderson(1)** explained it is from a private attorney who has been working to find a solution to a law that, in his opinion, has degraded over time.

**MOTION:** **Rep. Vander Woude** made a motion to introduce **RS 22321**. **Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the committee, the meeting was adjourned at 2:57 p.m.

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Representative Anderson(1)  
Chair

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Jackie Wright  
Secretary