

MINUTES
SENATE STATE AFFAIRS COMMITTEE

DATE: Friday, January 24, 2014

TIME: 8:00 A.M.

PLACE: Room WW55

MEMBERS PRESENT: Chairman McKenzie, Senators Davis, Fulcher, Hill, Winder, Lodge, Siddoway, Stennett and Werk

ABSENT/ EXCUSED: None

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 McKenzie** called the Senate State Affairs Committee (Committee) to order at 8:02 a.m. with a quorum present and welcomed the Committee members and presenters. **Chairman McKenzie** advised the Committee that the RS related to regulations on carrying firearms on campuses that had been scheduled on today's agenda was pulled. **Chairman McKenzie** introduced Brig Gen Brad Richy to present the rules from the Military Division of the Bureau of Homeland Security (Bureau).

IDPA 15 - OFFICE OF THE GOVERNOR-MILITARY DIVISION-BUREAU OF HOMELAND SECURITY

**DOCKET NO.
15-0603-1301**

15.06.03 - Public Safety Communication Rules - page 16

Brig Gen Brad Richy, Director, explained that **Docket No. 15-0603-1301** revises several formatting inconsistencies. There are no fee changes or changes to the rate structure. The original rule is corrected to provide that the terminology in citations will be consistent and will eliminate redundancies. **Brig Gen Richy** asked for the Committee's support.

Chairman McKenzie clarified that there were not substantive changes but only changes in formatting. **Brig Gen Richy** said that there were issues with some confusing language that was not essential to the rule so that language was struck out.

**DOCKET NO.
15-1301-1301**

15.13.01 - Rules of the Idaho Emergency Response Commission (Chapter Repeal) - page 29

Brig Gen Richy stated that there were no changes in **Docket No. 15-1301-1301** Public Safety for Communication Services rate structure. In 2009 the Emergency Response Commission was abolished and the responsibility for dealing with hazardous incidence was assigned to the Bureau. The Bureau promulgated a new chapter which is IDAPA 15.13.02 - Hazardous Substance Response Rules. At that time, the Bureau did not change the IDAPA designation previously used by the Emergency Response Commission. There is not a substantive change to the rule, it is simply given a new IDAPA number. The rule will be redesignated as 15.06.05 in the Military Division to eliminate the administrative rule references to the Emergency Response Commission. The functions that were under the Commission's authority were transferred to the Military Division.

Senator Siddoway asked if this is an expansion of authority or responsibility related to hazardous waste and the Bureau's response to emergency situations. **Brig Gen Richy** answered that there are no additional responsibilities. The new rule clarifies who has collection authority in the event of spills or other violations and removes the need for reference to any other part of the rules.

Chairman McKenzie thanked Brig Gen Richy and introduced Brig Gen Richard G. Turner, Director of Joint Staff, to present the last docket and then there will be a motion that addresses all three dockets at the same time.

**DOCKET NO.
15-0604-1301**

15.06.04 - Rules Governing The Idaho Youth Challenge Program (New Chapter) - page 24

Brig Gen Turner asked for the Committee's support for **Docket No. 15-0604-1301**. The Idaho Military Division (Division) has crafted these rules in accordance with Idaho Code § 46-805 and 32 USC §§ 508 and 509. The rules cover the Participant Selection Criteria which is set forth in the National Guard Policy. The Governing Board is appointed by the Adjutant General and serves at his pleasure, as does the Board of Admissions.

Senator Hill requested information about the funding status for this program. **Brig Gen Turner** said they get 75 percent from the National Guard Bureau, students receive ADA funding and then there is a foundation that has been accepting money from different organizations. There is no General Fund money. **Senator Hill** asked what the budget was and what funds are available for this program. **Brig Gen Turner** answered that they have a \$2,500,000 budget. They have 96 students who are in their 2 week acclimation period. The acclimation period is the first 2 weeks of the 22 week program.

Chairman McKenzie asked about the criteria for students to participate; do those reflect a national standard? **Brig Gen Turner** said that is true. They have to adhere to those standards to get federal money.

MOTION:

Senator Siddoway moved, seconded by **Senator Stennett**, to approve **Docket No. 15-0603-1301, Docket No. 15-0604-1301** and **Docket No. 15-1301-1301**. Motion carried by **voice vote**.

ADJOURNED:

There being no further business, **Chairman McKenzie** adjourned the meeting at 8:12 a.m.

Senator McKenzie
Chair

Twyla Melton
Secretary