

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Thursday, February 20, 2014

TIME: 9:30 A.M.

PLACE: Room EW40

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

**ABSENT/
EXCUSED:** Representative(s) Anderson(1), Crane

GUESTS: Dennis Stevenson, Office of Administrative Rules; Jeff Anderson, Idaho State Liquor Division; Holly Koole, IPAA; Raeleen Welton, ILBA; Julie Hart, Westerberg and Association; Dan Chadwick, Idaho Association of Counties.

Chairman Loertscher called the meeting to order at 9:30 a.m.

MOTION: **Rep. Woodings** made a motion to approve the minutes of February 11 and 12, 2014. **Motion carried by voice vote.**

RS 22610: **Chairman Loertscher** presented **RS 22610**, proposed legislation that deletes the terms "amend" and "modify" and provisions related to those terms from the Administrative Procedure Act. The inclusion of these terms violates the principle of separation of powers between the executive and the legislative branches.

MOTION: **Rep. Sims** made a motion to introduce **RS 22610**. **Motion carried by voice vote.**

RS 22799: **Roy Eiguren**, Northwest Grocery Association, presented **RS 22799**, proposed legislation that deletes the requirement for retailers to immediately pay distributors the full wholesale purchase of such products and allow a distributor to offer credit terms to a retailer. He explained that Idaho law does not currently allow a distributor of beer and wine to extend credit to beer and wine retailers, such as grocery stores or restaurants.

In response to committee questions, **Mr. Eiguren** stated the last time there were changes to this agreement was three years ago.

MOTION: **Rep. Woodings** made a motion to introduce **RS 22799**. **Motion carried by voice vote.**

RS 22925: **Rep. Bolz** presented **RS 22925**, proposed legislation to provide for the establishment of a State Public Defender Commission. The legislation would establish the Commission, outline the powers and duties of the Commission, establish the parameters for the establishments of Public Defense in Idaho counties, and revises Idaho Code, Section 19-860, in regards to term, compensation, appointment, and qualifications of public defenders. He stated the legislation was a result of the Public Defender Reform Interim Committee which was followed by three years of study by subcommittee of the Idaho Criminal Justice Commission.

MOTION: **Rep. Packer** made a motion to introduce **RS 22925**. **Motion carried by voice vote.** **Rep. Bolz** will sponsor the bill on the floor.

RS 22876: **Rep. Palmer** presented **RS 22876**, a Concurrent Resolution that affirms the House Transportation and Defense Committee and the Senate Transportation Committee have both rejected identical sections of the Idaho Transportation Department's Administrative Rule, **Docket No. 39-0350-1301**, Rules Governing Safety Rest Areas.

MOTION: **Rep. Monks** made a motion to introduce **RS 22876** and recommend it be sent directly to the Second Reading Calendar. **Motion carried by voice vote.** **Rep. Palmer** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 9:50 a.m.

Representative Loertscher
Chair

Kasey Perkins
Secretary