

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, February 26, 2014

TIME: 8:30 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) Crane

GUESTS: Russell Westerberg, Westerberg and Associates; Raeleen Welton, Westerberg and Associates; Dennis Stevenson, Office of Administrative Rules; Greg Furch, self; Woody R., Insurance Company; Holly Koole, IPAA.

Chairman Loertscher called the meeting to order at 8:35 a.m.

RS 22699C1: **Rep. Youngblood** presented **RS 22699C1**, a joint memorial to support and urge federal legislation, in support of American service members who have gone missing and make it a top priority of our government. House Resolution 231 in the U.S. Congress seeks to establish a Select Committee on POW and MIA affairs, charged with conducting a full investigation of all unresolved matters relating to any United States personnel unaccounted for out of foreign conflict. Currently, the matter sits before the U.S. House Rules Committee. Because Idaho supports our military personnel, especially those who have not been able to return home, such as Idaho's **Sgt. Bowe Bergdahl**, this resolution encourages the U.S. House Rules Committee to move the matter on to consideration by the entire U.S. House of Representatives.

MOTION: **Rep. Monks** made a motion to introduce **RS 22699C1** and send it to the Second Reading Calendar. **Motion carried by voice vote.** **Rep. Youngblood** will sponsor the bill on the floor.

RS 22981C1: **Rep. Dayley** presented **RS 22981C1**, legislation that deletes confidentiality language in the law and thus make available to the public the information regarding compensation of officers, directors, trustees and employees of any health carrier offering policies for sale on the Idaho Health Insurance Exchange or any non-profit health carrier.

In response to committee questions, **Rep. Dayley** stated the process for the public to obtain such information would be completed by the normal public record request process. He stated the Department of Insurance would not be required to publish this information, but would be able to disclose it.

Rep. Monks invoked Rule 38 stating a possible conflict of interest but that he would be voting on the legislation.

Rep. Packer invoked Rule 38 stating a possible conflict of interest but that she would be voting on the legislation.

MOTION: **Rep. Palmer** made a motion to introduce **RS 22981C1**. He spoke to the motion and stated the legislation warrants a hearing to obtain more information.

Rep. Barbieri spoke in **opposition** to the motion and stated the Idaho Health Care Exchange has lots of issues.

**VOTE ON
MOTION:** **Chairman Loertscher** called for a vote on the motion to introduce **RS 22981C**. **By a show of hands, the motion carried.** **Rep. Dayley** will sponsor the bill on the floor.

- RS 22903:** **Rep. Ringo** presented **RS 22903**, proposed legislation that attempts to restore Congress's role in the regulation of campaign finance by calling a Constitutional Convention for the express purpose of allowing corporate campaign spending to be regulated. The U.S. Supreme Court has ruled that rights of corporations were violated by limits on campaign spending in *Citizens United v. FEC*. As a result, the ability to place limits on campaign spending has been severely curtailed, and a small number of wealthy interests are increasingly able to control elections.
- MOTION:** **Rep. Woodings** made a motion to introduce **RS 22903**. **Motion failed by voice vote.**
- RS 22911:** **Rep. Monks** presented **RS 22911**, proposed legislation to exempt Idaho from daylight savings time, starting July 1, 2014. In 1784, Daylight Savings Time was first recommended. He said it was first thought of to save the burning of candles for light. He said research shows there is an increase in workplace injuries and accidents during this time. In 2008, heart attacks increased by 5%. In 2009, there was a 5.7% increase in work injuries. In 2012, cyberloafing increased in more than 200 metropolitan cities. He also stated that from 1986 to 1995, there was a 17% spike in traffic accidents once daylight savings time starts. He stated that keeping the clocks on spring forward will save lives.
- MOTION:** **Rep. Luker** made a motion to introduce **RS 22911**. **Motion carried by voice vote.**
- RS 22982:** **Chairman Loertscher** announced the sponsor wanted to **HOLD** the legislation.
- RS 22983:** **Rep. Batt** presented **RS 22983**, a concurrent resolution that rejects certain rules of the Department of Administration relating to governing use of the State Capitol Exterior.
- MOTION:** **Rep. Packer** made a motion to introduce **RS 22983** and send it directly to the Second Reading Calendar. **Motion carried by voice vote.** **Rep. Batt** will sponsor the bill on the floor.
- RS 22984:** **Rep. Batt** presented **RS 22984**, a concurrent resolution that rejects certain rules of the Department of Administration governing use of the exterior of state property in the Capitol Mall and other state facilities.
- MOTION:** **Rep. Woodings** made a motion to introduce **RS 22984** and send it directly to the Second Reading Calendar. **Motion carried by voice vote.** **Rep. Batt** will sponsor the bill on the floor.
- RS 22967:** **Rep. Batt** presented **RS 22967**, proposed legislation urging the U.S. Department of State to support certain positions in negotiations with Canada regarding any modification or future implementation of the Columbia River Treaty. She said the positions supported by this legislation are (1) to recognize and protect the value of irrigated agriculture in the United States and promote additional development; (2) advocate that only U.S. projects specifically authorized by Congress for system-wide flood control may be required to provide such benefits under the treaty; (3) recognize the ecosystem benefits that have already been provided by U.S. storage projects pursuant to the other federal laws and refrain from advocating for additional ecosystem contributions from U.S. projects based on a treaty intended to manage flood control in the Columbia River; (4) recognize that ecosystem restoration as that term has been used by some proponents of modernization is intentionally vague and if incorporated into an international treaty could be used as a vehicle to override and infringe upon existing federal environmental laws and usurp state sovereignty over water and, therefore, require any treaty modification to preserve federal environmental protection laws and state water laws and reject any additional mitigation requirements; (5) require any treaty modification to recognize the primary authority and state sovereignty of Idaho and its sister states over their respective water resources; (6) reject any provision that would authorize tribes and federal agencies to design a process for allocation of water resources, or

to require flow augmentation beyond that already adopted by the State of Idaho through the Nez Perce Agreement; (7) reject any attempts through the treaty modification process to incorporate the reintroduction of anadromous species above Hells Canyon or Dworshak, as such efforts are outside the scope of the treaty purposes; and (8) protect navigation concerns so that adverse flows do not impact the transportation channel or lock system operations.

MOTION: **Rep. Palmer** made a motion to introduce **RS 22967** and send it directly to the Second Reading Calendar.

Rep. Gannon spoke **in opposition** to the motion and stated the issue is complicated and a hearing would be necessary.

SUBSTITUTE MOTION: **Rep. Luker** made a substitute motion to introduce **RS 22967**.

Rep. Anderson(1) spoke **in support** of the substitute motion and stated the legislation did warrant a committee hearing before going to the floor.

VOTE ON SUBSTITUTE MOTION: **Chairman Loertscher** called for a vote on the substitute motion to introduce **RS 22967**. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 9:26 a.m.

Representative Loertscher
Chair

Kasey Perkins
Secretary