

MINUTES  
**HOUSE WAYS & MEANS COMMITTEE**

- DATE:** Thursday, March 13, 2014
- TIME:** 1:30 pm or upon adjournment
- PLACE:** Room C310 JFAC
- MEMBERS:** Chairman Anderson(1), Representative(s) Moyle, Crane, Vander Woude, Rusche, Burgoyne, Pence
- ABSENT/  
EXCUSED:** None
- GUESTS:** None
- Chairman Anderson (1)** called the meeting to order at 1:32 p.m.
- MOTION:** **Rep. Pence** made a motion to approve the minutes of March 11, 2014. **Motion carried by voice vote.**
- RS 23151:** **Rep. Woodings** presented **RS 23151**. Rep. Woodings stated for the past several years the civil rights of American citizens have increasingly been violated by the National Security Agency's (NSA) overreaching metadata mining efforts. The NSA has amassed billions of records including telephone and email metadata from innocent Americans. According to Rep. Woodings, the NSA has surreptitiously installed transmission devices on computer equipment before it reaches American consumers and have performed illegal survey links on communications of private citizens, all done without warrant. Rep. Woodings stated the Fourth Amendment of the United States Constitution and Section 17 of the Constitution of the State of Idaho protect citizens against such activity. She stated the activities of the NSA including the partnership with the Department of Homeland Security in relation to cyber incidents, needs to be reigned in as to not sacrifice the rights of innocent Americans under the Fourth Amendment in the name of national security.
- MOTION:** **Rep. Burgoyne** made a motion to introduce **RS 23151** and recommend it be sent to Second Reading Calendar.
- In response to a question, **Rep. Woodings** stated she had reached out to individuals on the federal level concerning the NSA issue and had not received a response from anyone.
- SUBSTITUTE  
MOTION:** **Rep. Crane** made a substitute motion to introduce **RS 23151**. **Motion carried by voice vote.** **Reps. Rusche** and **Pence** requested that they be recorded as voting **NAY**.
- RS 23015:** **Rep. Henderson** presented **RS 23015**. He stated it has become obvious in recent years, that the Idaho Correctional Industries has become a significant competitor to the private sector as the industries now produce a full range of products. He explained with the Correctional Industry movement into the private sector, where there is an employment issue that needs to be addressed for the State of Idaho, it has become a problem. Rep. Henderson explained not a lot of people know the extent of the sales effort that is put forth by the Correctional Industry. The Correctional Industry has six full-time salesman that call not just on city and county governments, it also sells directly to retail and wholesale establishments, and this is where the problem has arisen. He stated there are no issues with sales being restricted to governments and to provide training for inmates when the individuals are released, but this has become a commercial venture within the Correctional Institution, and it needs to be reexamined and rethought. During a meeting with local industries who came to testify, the business owners testified they were

suffering competitively from the competition of the Correctional Industries. Rep. Henderson stated the reason the Correctional Industries can be so competitive is it does not suffer the cost of the private sector. He explained the Correctional Industry does not pay any wages, personal property tax, retail tax, and does not provide medical benefits; so the costs are very low, especially in a product like printing. The Correctional Industry can print for much less cost than the private sector who has made all those investments.

In response to questions, **Rep. Henderson** stated he thought the justification for the industry was partly to train inmates, so once the individual was released, the individual would have a job skill, would go to work and recidivism would be reduced. Rep. Henderson stated he specifically asked on two separate occasions if inmates were selected for training who were going to be released/furloughed/pardon within the next two to three years, so the job skills would be current and the individual could obtain a job. Rep. Henderson said the answer was "no" and the Correctional Industry does not limit who is trained. For example, there is a journeyman that is serving a 20 year sentence who was trained and is working. Rep. Henderson said he asked if the Correctional Industry tracked inmates after an individual was trained to determine how many individuals were able to secure employment after release. He stated the response received on both occasions was no, the individuals are not tracked. He noted Correctional Industries is now tracking these individuals as of a month ago. Rep. Henderson stated the purpose of this proposed legislation is not to end the industry, because it has its merits. It has to be limited so it cannot sell to wholesalers who will sell to anybody.

**MOTION:** **Rep. Burgoyne** made a motion to introduce **RS 23015. Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the committee, the meeting was adjourned at 1:44 p.m.

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Representative Anderson(1)  
Chair

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Lisa Hamlin  
Secretary