

MINUTES  
**SENATE STATE AFFAIRS COMMITTEE**

**DATE:** Monday, March 17, 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 8:01 a.m. with a quorum present and announced the first order of business.

**RS 23163** RELATED TO WATER to Revise the Exemption Provision Related to the Release and Diversion of Water and Other Water Issues; presented by Senator Brackett.

**Senator Brackett** stated that **RS 23163** has three parts. The first amends Idaho Code § 42-201 and addresses water used for firefighting and controlling wildfires; water can and should be used to protect life and property. The use of that water should not cause injury to the owner's use of the water right. Water used by a fire district should be coordinated with the owner so as not to jeopardize livestock. The second part, Idaho Code § 42-204, relates to the approval of a new water right and how it will affect storage in reservoirs on the Snake River and its tributaries upstream from Brownlee Reservoir and when a mitigation plan must be developed. The third part, Idaho Code § 42-607, memorializes the memorandum of agreement between the Army Corps of Engineers and the Department of Interior for flood control as amended by the Water Control Manual for Boise River Reservoirs. This RS reflects the progress that has been made in negotiations between all parties to achieve compromises. The intent is to have the bill printed so it will be available during the summer and fall months for further negotiations and then to make a determination if there is a need for any further legislation.

**MOTION:** **Senator Werk** moved to send **RS 23163** to print with the understanding that it would be given a bill number and laid on the table for further work over the summer months. **Senator Davis** seconded the motion. The motion carried by **voice vote**.

**H 570** RELATING TO ADMINISTRATIVE RULES Continuing Rules Approved or Extended to be in Effect Until July 1, 2015; presented by Representative Rusche.

**Representative Rusche** explained that this bill continues in effect those rules that would otherwise expire this year. The bill also states that the bills that are rejected by concurrent resolution are indeed rejected. **Senator Werk** asked what the impact would be if this bill did not pass. **Representative Rusche** answered that it would mean that there would be no legal basis for the operation of government for the State of Idaho.

**MOTION:** **Senator Werk** moved to send **H 570** to the floor with a **do pass** recommendation. **Senator Lodge** seconded the motion. The motion carried by **voice vote**.

**HCR 51** A CONCURRENT RESOLUTION to Establish March 30, 2014 as the "Welcome Home Vietnam Veterans Day"; presented by Representative Boyle.

**Representative Boyle** said that **HCR 51** honors the Vietnam veterans and welcomes them home from that war. They did not have a welcome home since that was a very controversial war. There is a nationwide effort to welcome them home on March 30, 2014. **Chairman McKenzie** asked if there is a nationwide effort to have formal ceremonies or is this just an official statement of the Legislature. **Representative Boyle** responded that there would be a celebration.

**MOTION:** **Senator Fulcher** moved to send **HCR 51** to the floor with a **do pass** recommendation. **Senator Winder** seconded the motion. The motion carried by **voice vote**.

**HCR 52** A CONCURRENT RESOLUTION to Recognize and Honor Jon Meade Huntsman; presented by Representative Anderson.

**Representative Anderson** discussed the reasons why **HCR 52** honoring Jon Meade Huntsman is being brought forward. **Representative Anderson** left the reading of the bill to the members of the Committee and told some personal stories about Mr. Huntsman that depicted his nature, accomplishments and charity he exhibited throughout his life. This is a way to pay tribute to this native born Idahoan who maintains a home in Driggs. This award will be presented during the Fourth of July celebration in Driggs.

**MOTION:** **Senator Siddoway** moved to send **HCR 52** to the floor with a **do pass** recommendation. **Senator Stennett** seconded the motion. The motion carried by **voice vote**.

**HCR 58** A CONCURRENT RESOLUTION Requesting the Legislative Council to Appoint a Committee to Study Endowment Land Issues; presented by Representative Burgoyne.

**Representative Burgoyne** explained that this is a request that the Legislative Council appoint a committee to study the endowment land issues at a cost not exceeding \$10,000. The bill defines the issues that are to be studied and sets out who is to be appointed to the committee and how it should function.

**MOTION:** **Senator Werk** moved to send **HCR 58** to the floor with a **do pass** recommendation. **Senator Hill** seconded the motion. The motion carried by **voice vote**.

**HJM 8** A JOINT MEMORIAL to Urge Federal Legislation in Support of Members of the Armed Services Who have Gone Missing as a Top Priority of Our Government; presented by Senator Stennett.

**Senator Stennett** explained that there are currently 83,000 service members that are prisoners of war or missing in action from World War II, the Korean War, the Vietnam War, the Cold War Missions, the Persian Gulf War and Operation Iraqi Freedom. Representative Michele Bachmann, U.S. House of Representatives, introduced House Resolution 231 to the First Session of the 113th United States Congress, which seeks to establish the Select Committee on POW and MIA Affairs with the charge to conduct a full investigation of all unresolved matters relating to those prisoners of war or missing in action. **HJM 8** urges Congress to support and vote for HR 231. Senator Stennett submitted a handout about a documentary "Keeping the Promise Alive" involving Air Force Captain Harry Cecil Moore and his family's story and showed a trailer of that film.

**MOTION:** **Senator Lodge** acknowledged her godfather, Technical Sergeant Lawrence Francis Nally, who went missing on February 28, 1945, and in his honor, moved to send **HJM 8** to the floor with a **do pass** recommendation. **Senator Siddoway** seconded the motion. The motion carried by **voice vote**.

**PAGE GRADUATION:** Graduation of Page Victoria Richards

**Chairman McKenzie** noted that the Committee page, Victoria Richardson, has worked closely with the Committee Secretary with great efficiency and a good attitude. He called Victoria forward to award her a letter of recommendation, a watch from the Committee and a letter signed by each Committee member. **Senator McKenzie** asked her to tell about her experience and what plans she has for the future.

**Victoria** stated that being a page has been one of her best experiences. She came to get a better political view and ended up with a big, first hand view of political life. The best thing has been building new relationships with the leaders of the State. She will be traveling to England in June along with her parents, get a job during the summer and then go to the University of Idaho. **Chairman McKenzie** thanked her for her service to the Committee.

**ADJOURNED:** **Chairman McKenzie** stated that any future Committee meetings will be at the call of the Chair. There being no further business, the meeting was adjourned at 8:28 a.m.

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Senator McKenzie  
Chair

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Twyla Melton  
Secretary