

MINUTES

HOUSE ENVIRONMENT, ENERGY, & TECHNOLOGY COMMITTEE

DATE: Tuesday, January 20, 2015
TIME: 1:30 P.M.
PLACE: Room EW41
MEMBERS: Chairman Thompson, Vice Chairman Anderst, Representatives Raybould, Hartgen, Vander Woude, Nielsen, Anderson, Mendive, Trujillo, Beyeler, Chaney, Nate, Scott, Smith, Rusche, Jordan, Rubel
**ABSENT/
EXCUSED:** None
GUESTS: Curt Fransen, Department of Environment Quality; Doug Conde, Department of Environment Quality; Kari Kostka, Department of Environment Quality; Jesse Taylor, Bear Lake Watch; Barry Burnell, Department of Environment Quality; Tiffany Floyd, Department of Environment Quality; Orville Green, Department of Environment Quality; Paula Wilson, Department of Environment Quality; Elizabeth Criner, NorthWest Food Processors Association/Far West Agribusiness Association/Simplot; John Chatburn, Office of Energy; Jim Lowe, Food Producers of Idaho; Mitch Ryer, Food Producers of Idaho; Will Hart, Idaho Consumer Owned Utilities Association; Justin Hayes, Idaho Conservation League; John Z. Williams, Bonneville Power Administration; Jayson Ronk, Idaho Association of Commerce and Industry; Evan Mortimer, Idaho State Bar; Neil Colwell, Avista Corporation.

Chairman Thompson called the meeting to order at 1:30 p.m.

Chairman Thompson welcomed the legislators and introduced legislative attachés **Audra Curtis** and **Heidi McKay**. All the committee members introduced themselves and the district they represent.

Megan Levy Pacific NorthWest Economic Region (PNWER) Program Manager - Cybersecurity, Center for Regional Disaster Resilience, Invasion Species and Transportation, gave a presentation about using cost-effective coordinated responses to prevent mussels from entering non infested areas and to contain aquatic invasive species (AIS) at their source. The Water Resources Development Act (signed June 2014) authorizes \$20 million to establish a program to prevent and manage AIS in the Columbia River Basin in Idaho, Montana, Oregon, and Washington. There is a need for support in reforming the Lacey Act to include Quagga Mussels as injurious and make it illegal to transport them across state lines. There is a need to discuss the economic and environmental effects of invasive species on Idaho's agricultural, recreational and other industries with other state legislators.

In response to comments, **Ms. Levy** explained the funds would be used to monitor bodies of water from the Columbia River Basin for preventing invasive species. It would also be used for intercepting contaminated boats, protecting Idaho from a prohibited invasive species.

Alana DeLong, Member of the Legislative Assembly in Alberta, gave a presentation about Emissions and Carbon Greenhouse Reduction. She said the United States should purchase Canadian oil because they get 90 cents on the dollar returned, since Canada tends to buy American.

In response to comments, **Ms. DeLong**, explained the budget to capture CO2 is captured and transferred underground to the oil. This innovative way is not big or expensive and is actually an investment for Alberta.

DOCKET NO. 58-0101-1402: **Curt Fransen**, Director of the Idaho Department of Environment Quality (IDEQ), introduced **Tiffany Floyd**, to present the rule changes for 2015 and DEQ administration. Mr. Fransen briefly outlined the relationship between federal environmental programs and Idaho's environmental programs. He stated that all the changes in the rules were due to a requirement to be in compliance with federal requirements. These boundaries lead to regulations almost identical to federal statute.

In response to comments, Mr. Fransen explained the Environmental Protection Agency (EPA) does have review and approval functions for the whole docket or none at all. The Idaho statutes and rules cover issues that are not federal rules creating more stringent regulations.

Tiffany Floyd, Air Quality Division Administrator IDEQ presented **Docket No. 58-0101-1402** to the committee. Idaho State Implementation Plan (SIP) is necessary for federal approval to ensure consistency and minimize burden on regulated facilities. Ms. Floyd highlighted the changes and explained they added definitions to avoid duplication between the state and federal rules.

In response to comments, **Ms. Floyd** explained the federal government science committee evaluates standards and decides if they are still adequate. They set the standard based on health research. These are evaluated year to year for consistency.

Ms. Floyd also discussed the clarifications on state privacy non metallic process plants, also known as rock crushers, which operate under a facility emissions cap (FEC). Ms. Floyd reviewed the difference between a minor and major processing plant, saying a major processing plant emits more than 100 tons of pollutants a year. Clarification was also made on sulfur and fuel limiting combustion, which can be high, as long as it does not negatively affect the air quality.

MOTION: **Rep. Rusche** made a motion to approve **Docket No. 58-0101-1402**. **Motion carried by a voice vote.** **Rep. Nate** and **Rep. Scott** requested to be recorded as voting **NAY**.

DOCKET NO. 58-0101-1403: **Tiffany Floyd**, Air Quality Division Administrator with IDEQ presented **Docket No. 58-0101-1403** to the committee. This rule ensures Idaho state consistency with federal regulations and is necessary to maintain program primacy. She reviewed updates of National Air Quality Standards (NAAQS), revisions to test methods and testing regulations, and removal of some Code of Federal Regulations (CFR) elements that have been vacated by the courts. During the rule making process no rule negotiations were necessary and no comments were received during the comment period and public hearing.

In response to comments, **Ms. Floyd** clarified the tribes of Idaho were also informed of the meetings.

MOTION: **Rep. Nielsen** made a motion to approve **Docket No. 58-0101-1403**. **Motion carried by a voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 3:28 p.m.

Representative Thompson
Chair

Heidi McKay
Secretary