

MINUTES
SENATE RESOURCES & ENVIRONMENT COMMITTEE

DATE: Wednesday, January 21, 2015

TIME: 1:30 P.M.

PLACE: Room WW55

MEMBERS PRESENT: Chairman Bair, Vice Chairman Vick, Senators Cameron, Siddoway, Brackett, Heider, and Nuxoll

ABSENT/EXCUSED: Senators Stennett and Buckner-Webb

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 Bair** called the meeting of the Senate Resources and Environment Committee (Committee) to order at 1:30 p.m.

ANNOUNCEMENT: **Chairman Bair** announced that the Idaho Fish and Game Commissioners will be in town the next two days and will be attending Friday's Committee meeting. Gubernatorial hearings for two Commissioners will be held at that time.

PASSED THE GAVEL: Chairman Bair passed the gavel to Vice Chairman Vick.

Vice Chairman Vick stated that motions were in order for the Fish and Game Commission's rules that were heard on Monday, January 19, 2015.

MOTION: **Senator Heider** moved to approve **Docket No. 13-0102-1401**. **Senator Cameron** seconded the motion. The motion carried by **voice vote**.

MOTION: **Chairman Bair** moved to approve **Docket No. 13-0104-1402**. **Senator Siddoway** seconded the motion. The motion carried by **voice vote**.

MOTION: **Senator Cameron** moved to hold **Docket No. 13-0108-1402** for two weeks for further study. **Senator Siddoway** seconded the motion. The motion carried by **voice vote**.

REQUEST: **Chairman Bair** requested that Dallas Burkhalter and Jeff Gould, representing the Fish and Game Commission, meet with Senator Cameron to review his concerns and also apprise the Committee of the results. They acknowledged that they would.

MOTION: Senator Siddoway moved to approve **Docket Nos. 13-0104-1403, 13-0104-1404, 13-0108-1403, 13-0108-1404, and 13-0109-1401**. **Senator Heider** seconded the motion. The motion carried by **voice vote**.

Vice Chairman Vick said that the rules for the Fish and Game Commission had passed, with the exception of one (**Docket No. 13-0108-1402**), which will be addressed in two weeks. He then welcomed Ms. Anna Canning, Division Administrator, Management Services, Idaho Department of Parks and Recreation (IDPR), who presented that agency's rules.

Before addressing the rules for IDPR, **Ms. Canning** said the changes in all dockets (except **Docket No. 26-0121-1401**) are necessary due to the implementation of H 492. It changed the terminology in 20 chapters of Idaho Code Title 67 to replace the term *registration* with the terms *numbered*, *numbering*, *certificate of number*, *certificate of numbering*, *vessel number*, and *validation stickers* (as appropriate). IDPR recommended these changes for clarity and consistency.

- DOCKET NO. 26-0103-1401** **Rules Governing Recreational Registration Vendors. Ms. Canning** stated the changes made in this rule were removing the term *registrant* and in its place using *department customer*; replacing the term *registrations* with the terms *products*, *certificate of number*, or *numbering* as appropriate; adding a definition for the term *Products*; and adding a definition for the term *Recreational Registration Program*.
- DOCKET NO. 26-0120-1401** **Rules Governing the Administration of Park and Recreation Areas and Facilities. Ms. Canning** said that the only change in this docket is the word *registration*. It has been changed to *validation*.
- Senator Heider** said that he noticed in the rules that validation stickers must be placed on a specific spot on snowmobiles and four wheelers. He inquired as to the seriousness of enforcement of validation sticker placement; he has observed stickers placed elsewhere. **Ms. Canning** said IDPR relies on other agencies for enforcement. Some of the revenue from sticker sales goes to enforcement agencies. **Senator Heider** suggested that IDPR consider consistency, whether it be the placement of the sticker or enforcement of the correct placement. The rule is very specific and he does not want to be in violation of the Code. **Ms. Canning** inquired if he would like changes to this rule be brought to the Committee next year. **Senator Heider** indicated that he at least would like for IDPR to look into the matter.
- DOCKET NO. 26-0130-1401** **Idaho Safe Boating Rules.** Examples of the changes in this docket include the following: changing the word *registration* to *vessel*; changing the word *registration* to *number*; and changing the word *registration* to *certificate of number*.
- DOCKET NO. 26-0131-1401** **Rules Governing the Administration of the Idaho Department of Parks and Recreation State and Federal Grant Funds. Ms. Canning** said the removal of the word *registration*, and replacing it with the terms of *certificate of number* or *numbering* is the only change.
- DOCKET NO. 26-0134-1401** **Idaho Protection Against Invasive Species Sticker Rules.** In one section of this docket, the word *registration* has been changed to the term *certificate of number*. In another section, *registration* has been changed to *numbered*.
- DOCKET NO. 26-0136-1401** **Rules Governing the Winter Recreational Parking Permit Program. Ms. Canning** stated that the recommended changes throughout the rules are tailored for clarity and consistency, and for this docket such changes are largely housekeeping in nature. *Registration decals* has been changed to *validation stickers*. The final change to this docket addresses the permit placement for the temporary three day winter recreational parking permit. IDPR allows users to purchase the permit online and print from locations of their choice. It does not need to be displayed as a hang tag, just displayed on the dashboard.
- Senator Siddoway** inquired if any action had been taken on the suggestion that one could obtain a parking permit via their cell phone. **Ms. Canning** reported that no action had been taken, but the idea is being considered as IDPR is going through a modernization effort.
- Senator Brackett** indicated that H 492 had been heard in his Committee last year (Senate Transportation) and it was not simple and straight forward, as it consisted of 15 pages. He complimented Ms. Canning on these rules. **Senator Cameron** added that the engrossed version of H 492 went from 15 to 20 pages, and the rules are in compliance with the statute that was passed.
- That completed Ms. Canning's presentation. **Vice Chairman Vick** said he would entertain a motion on these six rules.
- MOTION:** **Senator Cameron** moved to approve **Docket Nos. 26-0103-1401, 26-0120-1401, 26-0130-1401, 26-0131-1401, 26-0134-1401, and 26-0136-1401.** **Senator Nuxoll** seconded the motion. The motion carried by **voice vote**.

Vice Chairman Vick thanked Ms. Canning for her thorough coverage of IDPR's rules. He welcomed Mr. Keith Hobbs, Operations Administrator, IDPR, to the Committee to present the final rule for IDPR.

**DOCKET NO.
26-0121-1401**

Rules Governing Leasing Practices and Procedures for Recreational Residences Within Heyburn State Park. **Keith Hobbs** said that in order to implement and comply with S 1346aa, which was passed last year, the proposed changes clarify and delineate lease terms for cottage site leases and for Float Home Moorage site leases within Heyburn State Park. This allows distinction between Heyburn State Park Cottage site leases and Float Home Moorage site leases. There is no fiscal impact.

Senator Cameron asked if Mr. Hobbs reviewed this rule with Senator Nonini, who brought this bill, and also asked if it is in compliance with the law as Senator Nonini intended it to be. **Mr. Hobbs** answered in the affirmative.

MOTION:

Senator Nuxoll moved to approve **Docket No. 26-0121-1401**. **Senator Heider** seconded the motion. The motion carried by **voice vote**.

**PASSED THE
GAVEL:**

Vice Chairman Vick passed the gavel back to Chairman Bair.

ADJOURNED:

There being no further business at this time, **Chairman Bair** adjourned the meeting at 2:10 p.m.

Senator Bair
Chair

Juanita Budell
Secretary