

MINUTES  
**HOUSE STATE AFFAIRS COMMITTEE**

**DATE:** Wednesday, January 27, 2016

**TIME:** 9:30 A.M.

**PLACE:** Room EW40

**MEMBERS:** Chairman Loertscher, Vice Chairman Batt, Representatives Andrus, Luker, Crane, Palmer, Sims, Barbieri, Holtzclaw, McMillan, Bateman, Cheatham, Nielsen, Smith, Jordan, McCrostie, Wintrow

**ABSENT/  
EXCUSED:** None

**GUESTS:** Carlie Foster, Lobby Idaho; Greg Casey, Veritas Advisors; Matt Reiber, self; Todd Schwarz, CSI; Jeff Fox, CSI; Mark Browning, NIC; Jeff Harvey, Secretary of State; Kim Hunter, Secretary of State.

**Vice Chairman Batt** called the meeting to order at 9:29 a.m.

**MOTION:** **Rep. Holtzclaw** made a motion to approve the minutes of the January 21, 2016 meeting. **Motion carried by voice vote.**

**MOTION:** **Rep. McCrostie** made a motion to approve the Bateman Subcommittee minutes of the January 19, 2016 meeting. **Motion carried by voice vote.**

**RS 24175:** **Rep. Kloc** presented **RS 24175**, a proposed concurrent resolution to commemorate and recognize the 130th anniversary of the Statue of Liberty. He explained how his family was given the opportunity to come to America and how the Statue of Liberty has always been an icon that represents a gateway to America and the unity of the free society we share.

**MOTION:** **Rep. Nielsen** made a motion to introduce **RS 24175** and send it directly to the Second Reading Calendar.

**SUBSTITUTE MOTION:** **Rep. Andrus** made a substitute motion to introduce **RS 24175**.

**ORIGINAL MOTION WITHDRAWN:** **Rep. Nielsen** withdrew his motion to introduce **RS 24175** and send directly to the Second Reading Calendar.

**VOTE ON MOTION:** **Vice Chairman Batt** called for a vote on the motion to introduce **RS 24175**. **Motion carried by voice vote.**

**Vice Chairman Batt** turned the gavel over to **Chairman Loertscher**.

**RS 24246C1:** **Rep. Chaney** presented **RS 24246C1**, proposed legislation that sets processes for community college trustee zoning and rezoning that Idaho Code already requires of school districts. He stated the purpose of the legislation is to ensure proper representation is distributed evenly throughout a community college district. He also stated that in the event a community college seeks to expand, the bill appends the existing process of seeking State Board of Education approval by adding the rezoning plan to the request for approval.

In response to committee questions, **Rep. Chaney** stated the process is not new, the school districts have been using this for a long time and the legislation would standardize the process for both the school districts and the community college districts.

**MOTION:** **Rep. Nielsen** made a motion to introduce **RS 24246C1**. **Motion carried by voice vote.**

**Rep. Wintrow** spoke **in support** of the motion and stated she would like to know more about how the counties might be pitted against one another under the new legislation.

**RS 24089:** **Tim Hurst**, Chief Deputy, Secretary of State, presented **RS 24089**, proposed legislation that protects certain personal information of personnel records from public disclosure. He stated the mailing address, residence address and telephone number are still available to anyone that requests it but the e-mail address and cellular phone number would be protected. He stated the Secretary of State's office needs to contact political candidates, campaign treasurer's, lobbyists and/or people requesting absentee ballots and e-mail or cellular phones are the fastest way to get a response. Many are reluctant to give the Secretary of State this information because it is not currently protected from public disclosure.

**MOTION:** **Rep. Crane** made a motion to introduce **RS 24089**. **Motion carried by voice vote.**

**RS 24117:** **Jeff Harvey**, UCC/Liens Supervisor, Secretary of State, presented **RS 24117**, proposed legislation that resolves a discrepancy in the law between the filing requirements of liens in crops in Title 45, Chapter 3, Idaho Code and the filing requirements under the Uniform Commercial Code. He stated the legislation clearly states that a claim of lien in crops meets the requirements of perfection for farm products financing statement under Title 28, Chapter 9, Idaho Code.

In response to committee questions, **Mr. Harvey** stated he reached out to the Farm Bureau about the legislation but was directed back to the Bankers Association. He also stated the debtor information is available from the Secretary of State's office upon request. He stated the emergency clause is because most liens are filed between May and July so the UCC wanted to have the legislation in place.

**MOTION:** **Rep. Luker** made a motion to introduce **RS 24117**. **Motion carried by voice vote.**

**RS 24252:** **Jeff Harvey**, UCC/Liens Supervisor, Secretary of State, presented **RS 24252**, proposed legislation that removes the requirement that benefit corporations file an annual report with the Secretary of State. He stated benefit corporations would still be required to send their annual benefit report to each stockholder and post it on the corporations' website, if it has one.

**MOTION:** **Rep. McCrostie** made a motion to introduce **RS 24252**. **Motion carried by voice vote.**

**Rep. Luker** spoke **in support** of the motion but stated he wanted more information on options for benefit companies to be transparent to the public.

**ADJOURN:** There being no further business to come before the committee, the meeting was adjourned at 10:10 a.m.

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Representative Loertscher  
Chair

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Kasey Winder  
Secretary