

MINUTES  
**HOUSE STATE AFFAIRS COMMITTEE**

**DATE:** Monday, March 07, 2016

**TIME:** 9:00 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:** None.

**Chairman Loertscher** called the meeting to order at 9:02 a.m.

**MOTION:** **Rep. Holtzclaw** made a motion to approve the minutes of the March 2 and 3, 2016 meetings. **Motion carried by voice vote.**

**RS 24594C1:** **Rep. Redman** presented **RS 24594C1**, proposed legislation called the "Idaho Safe Families Act", that enhances current Idaho law, which allows temporary voluntary custody arrangements between families outside of the Idaho Child Protection Services (CPS) foster care system. The legislation extends existing legislation to a year for temporary custody and longer for active duty military. It adds new legislation to Idaho Code to specify that non-profit organizations can be involved in helping facilitate these voluntary partnerships between families. It will provide a less restrictive option to support families in crisis before conditions rise to the level of CPS intervention. He stated the legislation will be sent to the Judiciary, Rules and Administration Committee for a bill hearing.

**MOTION:** **Rep. Palmer** made a motion to introduce **RS 24594C1**. **Motion carried by voice vote.**

**RS 24210:** **Rep. Redman** presented **RS 24210**, proposed legislation known as the "Peter Falk Bill", which enhances current Idaho law with a new section that requires a guardian to allow an incapacitated person the right of communication, visitation or interaction with other persons, including the right to receive visitors, telephone calls or personal mail. In addition, there is a new section that requires a guardian promptly notify an incapacitated person's closest relatives when the incapacitated person is going through a location change or life altering event.

In response to committee questions, **Rep. Redman** stated an incapacitated person could be a minor. He stated the court could intervene by means of the Guardian if an issue arises. He stated the key to the legislation is not to restrict but to allow better access to the disabled person.

**MOTION:** **Rep. Batt** made a motion to return **RS 24210** to the sponsor and spoke to the motion stating the legislation lacks definitions for "incapacitated persons" and "guardians". **Motion carried by voice vote.** **Rep. Barbieri** requested to be recorded as voting **NAY**.

**MOTION:** Rep. Luker made a motion to adjourn. **Motion carried by voice vote.**

**ADJOURN:** There being no further business to come before the committee, the meeting was adjourned at 9:30 a.m.

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Representative Loertscher  
Chair

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Kasey Winder  
Secretary