

MINUTES
HOUSE LOCAL GOVERNMENT COMMITTEE

DATE: Monday, February 12, 2018

TIME: 1:30 P.M.

PLACE: Room EW05

MEMBERS: Chairman Perry, Vice Chairman Redman, Representatives Luker, Barbieri, Clow, Collins, Giddings, Kingsley, Manwaring, Zollinger, Chew, McCrostie

**ABSENT/
EXCUSED:** None

GUESTS: Larry Maneely, Ada Board of County Commissioners; Lori Burelle, Self; Ceci Thunes, IVC; Ax Yewer, Ada County; Hethe Clark, Boise Hunter Homes, LLC; Maria Kennedy, ACLU; Joe Weatherby, Self

Chairman Perry called the meeting to order at 1:30PM.

MOTION: **Rep. Kingsley** made a motion to approve the minutes from January 10, 2018. **Motion carried by voice vote.**

RS 25923: **Rep. Troy** explained that currently in Idaho Code there is no way for cemetery districts to merge. The proposed legislation would add a clause allowing for the merging of cemetery districts in Idaho Code.

MOTION: **Rep. Redman** made a motion to introduce **RS 25923. Motion carried by voice vote.**

RS 26041: **Rep. Clow** explained that the original legislation regarding referenda and initiatives in cities was passed in 1975, and was upheld by a Supreme Court decision in 1983, *Ecks v. Why*. The proposed legislation would add a section referring to counties to clarify the legislation and protect private property owners.

MOTION: **Rep. Collins** made a motion to introduce **RS 26041. Motion carried by voice vote.**

RS 26172: **Rep. Chew** introduced her intern, **Mr. Zach Littlefield**, who had been the one working on the proposed legislation and yielded to him for the presentation. Mr. Littlefield explained the proposed legislation would add a definition of organic waste to Idaho Code as it is not currently in existing Code, and would add regulations for the handling of organic waste in Idaho in an effort to keep it out of Idaho's landfills. He explained only areas with fifteen thousand or more in population would fall under this proposed legislation as those areas make up 84% of Idaho's population as a state, and that the changes cities and counties would be required to make would be implemented over a minimum of five years.

MOTION: **Rep. Redman** made a motion to return **RS 26172** to the sponsor.

**SUBSTITUTE
MOTION:** **Rep. McCrostie** made a substitute motion to introduce **RS 26172. Motion failed by voice vote.**

**VOTE ON
ORIGINAL
MOTION:** **Chairman Perry** called for a vote on the original motion. **Motion carried by voice vote.**

Chairman Perry turned the gavel over to **Vice Chairman Redman.**

RS 26149: **Rep. Perry** explained the proposed legislation would exempt those seeking mental health care or who were being treated for mental health crises from being prosecuted as felons under existing Idaho Code in cases involving battery of a health care worker.

MOTION: **Rep. McCrostie** made a motion to introduce **RS 26149** and recommend it be referred out of committee. **Motion carried by voice vote.**

RS 26066: **Rep. Perry** explained the proposed legislation would require Idaho government agencies to no longer do business with companies that are boycotting Israel.

In response to questions from the committee, **Rep. Perry** further explained that twenty-plus states currently have done this, and the fiscal impact is minimal since the information needed would be discovered during the Request For Proposal process.

MOTION: **Rep. Barbieri** made a motion to introduce **RS 26066** and recommend it be referred out of committee. **Motion carried by voice vote.**

Vice Chairman Redman turned the gavel over to **Chairman Perry**.

S 1215: **Mr. Brent Adamson**, Legislative Director, Idaho State Fire Commissioners' Association, explained this bill would clean up existing Idaho Code regarding fire districts, and how they relate to elections and notification laws.

MOTION: **Rep. McCrostie** made a motion to send **S 1215** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Redman** to sponsor the bill on the floor.

S 1216: **Mr. Adamson** explained this bill would change the compensation for fire commissioners per meeting day from \$75 to \$100, and would address compensation for fire commissioners during emergency situations as well.

MOTION: **Rep. Redman** made a motion to send **S 1216** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Redman** will sponsor the bill on the floor.

In response to questions from the committee, **Mr. Adamson** further explained that the legislation's wording regarding emergency compensation was somewhat open ended to allow for variation by case. Variation would stem from size of the fire district, income loss of fire commissioners during emergency situations that would take them away from their regular jobs, and the will of constituents to determine a certain rate for their commissioner. The variation is covered in the budget setting process of the districts.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:29PM.

Representative Perry
Chair

Amie Taylor
Secretary