

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, February 14, 2018

TIME: 8:00 A.M.

PLACE: Room EW40

MEMBERS: Chairman Loertscher, Vice Chairman Monks, Representatives Luker, Crane, Palmer, Barbieri, Holtzclaw, Harris, Armstrong, Giddings, Manwaring, Zito, Scott, Smith, Jordan (Gannon)

**ABSENT/
EXCUSED:** Rep. Holtzclaw

GUESTS: Dale Thutison, Moose Creek Mining District, Don Smith, Lee Barron, Moya Dolsby, Idaho Wine Commission (IWC), Tony Dominges, IWC, Michael Williamson, Williams Orchard and Vineyards, Earl Sullivan, T Wine Co., IWC, Eric Degerman, Great Northwest Wine, LLC, Jeremy Pisca, Idaho Beer and Wine Distribution Association.

Chairman Loertscher called the meeting to order at 8:03 a.m.

MOTION: **Rep. Smith** made a motion to approve the minutes of the January 25, 2018 meeting. **Motion carried by voice vote.**

H 446: **Chad Houck**, Deputy Secretary of State, presented **H 446** legislation to amend existing statutes for notaries public, amending sections of Title 51 to further clarify requirements for stamping devices and provide specific differentiated details for tangible versus electronic records. The language pertaining to the qualifications for application of a notary have been reworded for clarity, and removes a line pertaining to "disqualifications", as the existing reference points to statute that says certain conditions "may" prompt the Secretary of State to refuse to issue a commission, not that an applicant "shall be disqualified". This removes all references to a "renewal", as notaries are not renewed, but submit a new application and are recommissioned every 6 years.

MOTION: **Rep. Smith** made a motion to send **H 446** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Zito** will sponsor the bill on the floor.

H 461: **Rep. Paul Shepherd** presented **H 461**, providing a legal process to bring checks and balances to all federal government action that may be unconstitutional when Article 1 Section 8 or legal amendment is applied to those actions. Federal court decisions, federal laws and executive orders have been enacted that are not compliant with the original intent of the United States Constitution. Elected officials and appointed judges are required to take an oath of office to uphold the Constitution.

Dale Tustison, Moose Creek Mining District, **Don Smith**, **Lee Barron**, opined **H 461** would give guidelines to the state to support people who need to make a living. This bill outlines a way that it could be done. Environmentalists make the laws, and say any suction creates pollution. Nothing is added to the water, it only moves it faster. It is difficult to fight against them.

MOTION: **Rep. Harris** made a motion to send **H 461** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep.(s) Manwaring, Luker, Gannon**, and **Smith** requested to be recorded as voting **NAY**. **Rep. Shepherd** will sponsor the bill on the floor.

- RS 26050:** **Rep. Blanksma** presented **RS 26050**, proposed legislation which removes language preventing public agencies and political subdivisions from using a person or firm's rates, overhead and multipliers. Information gathered can be used in the bid but can't be used as scoring the bid ranking. The intent is to allow them to use design cost.
- MOTION:** **Rep. Scott** made a motion to introduce **RS 26050**. **Motion carried by vote voice.**
- RS 26100:** **Jeremy P. Pisca**, Idaho Beer and Wine Distributors Association, presented **RS 26100**, proposed legislation that the Idaho Grape Growers and Wine Commission is a governmental entity of the state of Idaho and receives funding through Idaho's wine tax. This sets forth that the commission may not engage the services of a contract lobbyist. Those services should be obtained by a trade association rather than a government commission funded with tax dollars.
- MOTION:** **Rep. Smith** made a motion to introduce **RS 26100**. **Motion carried by voice vote.** **Rep.(s) Zito, Palmer, and Crane** requested they be recorded as voting **NAY**.
- RS 26103:** **Jeremy P. Pisca**, of Idaho Beer and Wine Distributors Association, presented **RS 26103**, proposed legislation to amend the definition of "dessert wine" to clarify that dessert wines must be grape-based. The new definition clarifies that Marsala, Vermouth, Quinquina, and Americano are not considered "dessert wines." The legislation also includes a definition of "hard cider". Hard cider is being taxed as wine because it is over 4% alcohol.
- MOTION:** **Rep. Manwaring** made a motion to introduce **RS 26103**. **Motion carried by voice vote.**
- RS 26173:** **Rep. Erpelding** presented **RS 26173**, proposed legislation prohibiting the Secretary of State from disseminating any voter information to the interstate voter registration crosscheck system. This action would protect sensitive voter information from being released to an unsecured digital destination beyond the jurisdiction and control of the State of Idaho. It will also help prevent further accidental purges of legitimately registered voters based on faulty information provided by the interstate voter registration crosscheck system. The ERIC system is available and used in our neighboring states, Oregon and Washington.
- MOTION:** **Rep. Monks** made a motion to introduce **RS 26173** with elimination of line 15 through line 17. **Motion carried by voice vote.** **Rep. Zito** requested to be recorded as voting **NAY**.
- RS 25909:** **Rep. Stephen Hartgen** presented **RS 25909**, proposed legislation to add a provision to Idaho Code 72-1506 to provide the maximum extent possible, districts shall be bounded by at least two other districts. The measure allows for waiver if the provision cannot be implemented.
- MOTION:** **Rep. Luker** made a motion to introduce **RS 25909**. **Motion carried by voice vote.**
- ADJOURN:** There being no further business to come before the committee, the meeting was adjourned at 10:03 a.m.

Representative Loertscher
Chair

Jayne Feik Spinato
Secretary