

MINUTES  
**HOUSE BUSINESS COMMITTEE**

**DATE:** Thursday, February 15, 2018

**TIME:** 1:30 P.M.

**PLACE:** Room EW41

**MEMBERS:** Chairman Barbieri, Vice Chairman Clow, Representatives Collins, Crane, Palmer, Thompson, Monks, Dixon, Troy, Stevenson, Armstrong, DeMordaunt, Manwaring, Wagoner, Smith, Kloc (Tway), Toone

**ABSENT/  
EXCUSED:** None

**GUESTS:** Lance Giles, MVPPA; Roger Batt, Western Equipment Dealers; Randy Pipal, IIABI; Tom Donovan, Dept of Insurance

**Chairman Barbieri** called the meeting to order at 1:31 p.m.

**MOTION:** **Rep. Toone** made a motion to approve the minutes of the February 13, 2018 meeting. **Motion carried by voice vote.**

**H 478:** **Warren Wing**, Division of Building Safety, presented **H 478**. Mr. Wing stated this bill would allow the Division of Building Safety to self-certify inspectors without having to pay an outside agency to do so. Inspectors are already required to be licensed as journeyman or master electrician, and as such maintain continuing education to keep their journeyman or master electrician licenses. The organizations currently providing inspector certification do not require anything of the inspector in addition to that, but do require a fee. In answer to committee questions, Mr. Wing said the requirements to maintain the certifications currently require inspectors to submit 24 hours of continued education courses approved by the certifying agency and pay the certifying agency a renewal fee. Idaho electrical inspectors are already required to take 24 hours of continued education courses to maintain their electrical licenses. It would save the division the cost of renewing certifications every three years with no additional requirements or services provided by the certifying agency (other than sending them money and proof of continued education) DBS would be doing this even without the certifying agency requirement to renew certifications.

**MOTION:** **Rep. Dixon** made a motion to send **H 478** to the floor with a **DO PASS** recommendation. **Reps. Dixon and Crane** invoked Rule 38 stating a possible conflict of interest. **Motion carried by voice vote.** **Rep. Dixon** will sponsor the bill on the floor.

**H 479:** **Warren Wing** presented **H 479**. This bill clarifies and cleans up a number of statutes in Idaho Code related to electrical installations and electricians. The bill updates language to reflect proper terminology of permits, as well as an on-line permit process. It clarifies that the Electrical Board may amend the National Electric Code through negotiated rule making. Mr. Wing said this legislation provides licensing authority for facility accounts for employers who perform their own electrical installations. It clarifies the scope of the licensure exemption for maintenance work and HVAC installers, and properly identifies the term industrial "machinery". The bill will help to alleviate confusion between the statutes, rules and policies that are dictated by DBS technology and the online permit process. The Board and DBS will have more clear authority to do what it has traditionally been doing.

- MOTION:** **Rep. Clow** made a motion to send **H 479** to the floor with a **DO PASS** recommendation. **Reps. Dixon and Crane** invoked Rule 38 stating a possible conflict of interest. **Motion carried by voice vote.** **Rep. Wagoner** will sponsor the bill on the floor
- H 480:** **Warren Wing** presented **H 480**. Mr. Wing said this bill changes the name of specialty contractors, specialty journeyman, and specialty trainees to limited electrical contractors, limited electrical installers and limited electrical trainees. It also allows Limited Energy contractors to make connections to their equipment. This clarifies the work being performed by the holders of these licenses are limited and restricted in nature.
- MOTION:** **Rep. Thompson** made a motion to send **H 480** to the floor with a **DO PASS** recommendation. **Reps. Dixon and Crane** invoked Rule 38 stating a possible conflict of interest. **Motion carried by voice vote.** **Rep. Thompson** will sponsor the bill on the floor.
- H 521:** **Lance Giles**, American Vehicle Protection Products Association, presented **H 521**. Mr. Giles said this legislation moves the authority to enforce the Idaho Motor Vehicle Service Contract Act from the Attorney General to the Department of Insurance. In addition, the bill clarifies the definition of a service contract to expressly authorize certain types of contracts. In answer to committee questions, Mr. Giles said automobile manufacturers are not regulated under this act. He added consumers are seeking the coverage provided by the products enumerated in the bill. Neither insurance coverage, warranty coverage or traditional vehicle service contracts offer the range and specificity of coverage provided by the products listed in the bill.
- Tom Donovan**, Department of Insurance, addressed concerns about regulation of motor vehicle service contracts. He said original vehicle warranties are not considered insurance. This bill carves out an exception for these supplemental products so they are not required to be sold as insurance.
- MOTION:** **Rep. Armstrong** made a motion to send **H 521** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Palmer and Manwaring** requested to be recorded as voting **NAY**. **Rep. Palmer** reserved the right to vote **NAY** on the floor. **Rep. Armstrong** will sponsor the bill on the floor.
- H 522:** **Randy Pipal**, Vice President, Independent Insurance Agents and Brokers of Idaho, presented **H 522**. Mr. Pipal stated this bill includes language that would allow for a Certificate of Insurance to include reference to a contract number or description or project number or description. This inclusion would not convey any additional rights to the Certificate holder. The inclusion would not replace or extend coverage on the policy. The bill would simply allow for contract or project descriptions to be referenced on the Certificate of Insurance.
- Rep. Troy** said the insurance certificate is being used inappropriately. This legislation simply adds reference to contract/project numbers to the form. The form will be used as proof of insurance, similar to proof of insurance which drivers carry in their vehicle.
- MOTION:** **Rep. Troy** made a motion to send **H 522** to the floor with a **DO PASS** recommendation. **Reps. Troy, Dixon and Collins** invoked Rule 38 stating a possible conflict of interest. **Motion carried by voice vote.** **Rep. Troy** will sponsor the bill on the floor.

**H 526:** **Roger Batt**, Western Equipment Dealers, presented **H 526**. Mr. Batt stated **H 526** adds clarity to Idaho's Dealer Protection Statute to ensure Idaho's equipment dealers are on a level playing field when contracting with farm equipment manufacturers. Currently, farm equipment manufacturers have far greater bargaining strength compared to Idaho farm equipment dealers. This is due to the fact that dealers have to sign contracts of adhesion with the manufacturer in order to continue to stay in business. The contracts are non-negotiable where the dealer assumes all of the risk.

**MOTION:** **Rep. Thompson** made a motion to send **H 526** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Thompson** will sponsor the bill on the floor.

**Chairman Barbieri** took a moment to recognize committee Page, Jake Allen whose term of service is finished. Jake shared his plans for the future and thanked the committee for their kindness. Jake was presented with a gift of appreciation. The Chairman and committee members wished him well in his endeavors.

There being no further business to come before the committee the meeting adjourned at 2:36 p.m.

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Representative Barbieri  
Chair

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Joyce McKenzie  
Secretary