

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Thursday, January 11, 2018

SUBJECT	DESCRIPTION	PRESENTER
	Organizational Meeting	

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

COMMITTEE SECRETARY

Amie Taylor
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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Thursday, January 11, 2018
TIME: 1:30 P.M.
PLACE: Room EW05
MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew
**ABSENT/
EXCUSED:** Representative(s) Holtzclaw, Horman, Syme, Chew
GUESTS: None

Chairman Hartgen called the meeting to order at 1:30pm.

Chairman Hartgen welcomed everyone back, introduced the new Secretary, **Amie Taylor**, and the new Page, **Eliana Kernodle**, and touched on different agencies and contacts he'd like to have presentations from at some point during the session. He also spoke about how well the state's unemployment and export rates are doing.

Chairman Hartgen assigned **Rep. Kingsley** and **Rep. King** to be proof readers for the minutes this sessions. He then opened the committee for comments or concerns from the members.

Rep. Scott introduced the new Page again, whom she is the sponsor for in the page program, shared how they met, and encouraged the committee to get to know **Miss Kernodle**.

Chairman Hartgen invited the members to come to his office for discussions anytime.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:42pm.

Representative Hartgen
Chair

Amie Taylor
Secretary

AMENDED AGENDA #2
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Wednesday, January 17, 2018

Docket No.	DESCRIPTION	PRESENTER
	Rules Review	Dennis Stevenson, State Administrative Rules Coordinator, Dept. of Administration
<u>21-0101-1701</u>	Removal of Rule Section to Maintain Compliance with Federal Regulations	Tracy Schaner, Deputy Administrator, Div. of Veteran's Services

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

COMMITTEE SECRETARY

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Wednesday, January 17, 2018

TIME: 1:30 P.M.

PLACE: Room EW05

MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew

**ABSENT/
EXCUSED:** Representative(s) Chew

GUESTS: Dennis Stevenson, Dept. of Administration; Tracy Schaner, Deputy Administrator, D. Spence, ID Div. of Veteran's Services

Chairman Hartgen called the meeting to order at 1:30pm.

MOTION: **Rep. King** made a motion to approve the minutes from the previous meeting. **Motion carried by voice vote.**

Chairman Hartgen announced the upcoming meeting topics and mentioned how the Supreme Court ruling regarding legislation deadlines would affect the committee. He then introduced **Mr. Dennis Stevenson**.

Mr. Stevenson, Dept. of Administration, presented briefly the different types of rules and how the rule review process works. He stated where proposed rules have been posted by the Dept. of Administration, <https://adminrules.idaho.gov/bulletin/>. He also explained Germane Joint Subcommittees, what they can or cannot do, as well as what our committee can or cannot do, with rules.

In response to questions from the committee, **Mr. Stevenson** explained to the committee that committees cannot replace just one word for another, they can only strike sections or subsections from documents.

DOCKET NO. 21-0101-1701: **Ms. Schaner**, Deputy Administrator of the Division of Veteran's Services explained the rule change to remove Section 203 of Chapter 42 CFR 483.15(a)(2)(iii) in order to maintain compliance with Federal Regulations. The Section to be removed states that a State Home will not be responsible for loss or damage of items belonging to residents.

MOTION: **Rep. Packer** made a motion to approve **Docket No. 21-0101-1701**.

Rep. Syme asked where the costs for the fiscal impact of the rule change came from. **Ms. Schaner** explained that the cost was from expenses currently coming out of the agency's pocket to replace patients' lost or damaged property, sensory aids, dentures, etc, to maintain compliance with Federal Regulations though it is not currently Idaho Code to do so.

VOTE ON MOTION: **Motion carried by voice vote.**

Chairman Hartgen announced that there would not be a meeting on Friday.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:58pm.

Representative Hartgen
Chair

Amie Taylor
Secretary

AMENDED AGENDA #1
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Tuesday, January 23, 2018

Subject	DESCRIPTION	PRESENTER
RS25666	Change in classification of Dept. of Juvenile Corrections and Idaho's counties employees with POST certifications from Rule of 90 to Rule of 80	Sharon Harrigfeld, Director, Dept. of Juvenile Corrections
RS25699	Addition of Sections 59-1342(6) and 59-1342(8) from the Service Retirement Allowance Policy to the Early Retirement Allowance Policy	Don Drum, Executive Director, Public Employees Retirement System of Idaho
RS25684	Addition of clarifying language with regards to eligibility, and the definitions of the added language to Idaho Statute 59-1302	Don Drum
RS25678	Addition of clarifying language with regards to the transfer of funding requirements for new fire districts that annex another city or district's fire responsibilities in Idaho Statute 72-1432	Don Drum
Docket No. 59-0102-1701	PERSI Rules for Eligibility	Mike Hampton, Public Employees Retirement Systems of Idaho
Docket No. 59-0103-1702	PERSI Contribution Rules (Pending)	Mike Hampton
Docket No. 59-0103-1801	PERSI Contribution Rules (Temporary)	Mike Hampton

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

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Vice Chairman Anderson	Rep Moon
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Rep Redman	

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Tuesday, January 23, 2018

TIME: 1:30 P.M.

PLACE: Room EW05

MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew

**ABSENT/
EXCUSED:** None

GUESTS: Sharon Harrigfeld, Director, Dept. of Juvenile Corrections; Steven Jett, Southwestern Idaho Juvenile Corrections; Don Drum, Exec. Director, Mike Hampton, Alex Simpsin, Cheryl George, PERSI; Steven Jett, Southwest Idaho Juvenile Detention; Brad Hunt, O.A.R.C.

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

MOTION: **Rep. King** made a motion to approve the minutes from January 17th, 2018. **Motion carried by voice vote.**

RS 25666: **Sharon Harrigfeld**, Director of the Dept. of Juvenile Corrections, explained that the proposed legislation changed the Rule of 90 to the Rule of 80 for some juvenile correction officers.

In response to committee questions, **Director Harrigfeld** said she thought the Rule of 90 should be changed rather than employee pay because this would align juvenile correctional officers to other correctional officers who serve the adult population. She also explained this was a change back to previous policy standard from before the department was created. She outlined which officers in her department would be covered.

MOTION: **Rep. King** made a motion to introduce **RS 25666**. **Motion carried by voice vote.**

RS 25699: **Don Drum**, Executive Director of PERSI, explained the proposed legislation was to clean up language in Idaho Code, clarifying and taking care of inconsistencies within code that had not been looked at since the 1990's.

MOTION: **Rep. Redman** made a motion to introduce **RS 25699**. **Motion carried by voice vote.**

RS 25684: **Director Drum** explained the proposed legislation was to clarify language of existing Idaho Code regarding ineligibility for PERSI policy.

MOTION: **Rep. Harris** made a motion to introduce **RS 25684**. **Motion carried by voice vote.**

RS 25678: **Director Drum** explained the proposed legislation was to address responsibility for keeping a policy funded in the future as annexing of fire districts occurs over time.

In response to questions from the committee, **Director Drum** asked **Cheryl George**, PERSI, to explain the necessity of the language in the section beginning at line 31. She explained the way the debt and balance of percentages of funding works in relation to the proposed legislation, clarifying the necessity of the language.

MOTION: **Rep. Anderson** made a motion to introduce the **RS 25678**. **Motion carried by voice vote.**

**DOCKET NO.
59-0102-1701:** **Mike Hampton** from PERSI explained the rule would incorporate IRS regulations for eligibility of employers in PERSI policy.

MOTION: Rep. Harris made a motion to approve **Docket No. 59-0102-1701. Motion carried by voice vote.**

DOCKET NO. 59-0103-1702: Mr. Hampton explained the rule and that PERSI had postponed the dates for the rule to take effect, and asked the committee to reject **Docket No. 59-0103-1702.**

MOTION: Rep. Horman made a motion to reject **Docket No. 59-0103-1702. Motion carried by voice vote.**

DOCKET NO. 59-0103-1801: Mr. Hampton explained this rule would affect contribution level changes and that the set start date for the changes requested was now for 2019.

MOTION: Rep. Redman made a motion to approve **Docket No. 59-0103-1801. Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:11PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Thursday, January 25, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>RS25722</u>	Amending Title 72 of Idaho Code to add a new chapter 12; repeal sections 72-1336, 72-1336A, 72-1345A, and 72-1347B; amend sections 72-1333, 72-1347A, 72-1348; and declaring an emergency	Mark Warbis, Communications Director and Senior Special Assistant for Economic Development, Office of the Governor
<u>RS25639</u>	In order to better recruit and retain qualified candidates, designate individuals employed as Physician, Medical Director, Institution at the Department of Health and Welfare mental health hospitals as non-classified to raise the pay rates offered to market-competitive levels	David Taylor, Deputy Director, Dept. of Health and Welfare
<u>RS25692</u>	Clarify the rule-making authority of the Department of Administration in regards to multi-agency facilities, and the ability of the Dept. to use the rents received for operation and management of those locations	Keith Reynolds, Deputy Director, Dept. of Administration
<u>RS25659</u>	Provide the Division of Public Works the legal authority to reject bids that exceed the appropriation available for the project	Barry Miller, Faculty Planning, Design, and Construction, Dept. of Administration

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COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Thursday, January 25, 2018

TIME: 1:30 P.M.

PLACE: Room EW05

MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew

**ABSENT/
EXCUSED:** None

GUESTS: Barry Miller, Div. of Public Works; Dave Taylor, Deputy Director, Jennifer Hannah, Dept. of Health & Welfare; Matt Warnick, Div. of Financial Management

Chairman Hartgen called the meeting to order at 1:31PM.

MOTION: **Rep. King** made a motion to approve the minutes of January 23, 2018. **Motion carried by voice vote.**

RS 25722: **Mr. Mark Warbis**, Communications Director and Senior Special Assistant for Economic Development, Office of the Governor explained the proposed legislation was to amend Title 72 of Idaho Code, specifically sections 72-1333, 72-1347A, and 72-1348, and add a new chapter 12. It would also repeal sections 72-1366, 72-1336A, 72-13345A, and 72-1347B.

MOTION: **Rep. Syme** made a motion to introduce **RS 25722.**

In response to questions from the committee, **Mr. Warbis** said the Workforce Development Council will be housed in the Governor's Office to better ensure the inclusion of all stakeholders from K-12 through Colleges, and to cover all the agencies involved across the state as well as representatives of large urban areas and small rural areas. He yielded a question to **Mr. Matt Warnick** from the Division of Financial Management, who explained the numbers for the fiscal impact for the committee.

**VOTE ON
MOTION:** **Motion carried by voice vote.**

RS 25639: **Mr. Dave Taylor**, Deputy Director of the Dept. of Health and Welfare, explained the proposed legislation would make medical directors for State Hospital North and State Hospital South non-classified positions to improve the draw and retainment of qualified staff for those positions.

In answer to a question regarding the previous legislative session's discussion and results for a similar bill from 2017. **Mr. Taylor** explained that **RS 25639** is far narrower in scope of the employees effected, only two people, and that the fiscal impact last year was determined as not applicable. For this proposed legislation, however, the fiscal impact is clearly defined and noted.

MOTION: **Rep. Packer** made a motion to introduce **RS 25639. Motion carried by voice vote**

RS 25692: **Mr. Keith Reynolds**, Deputy Director and CFO, Dept. of Administration, explained the proposed legislation would give clarification to rule making authority of the department, particularly in regards to multi-agency properties and how rents from these properties would be used by the department.

MOTION: **Rep. Redman** made a motion to introduce **RS 25692. Motion carried by voice vote.**

RS 25659: **Mr. Barry Miller**, Division of Public Works, explained the proposed legislation would allow the division the ability to reject bids from all bidders on a project if all the bids were above the appropriations for the project. Current Idaho Code mandates that even if the lowest bid was higher than the appropriation, the contract had to be given to the lowest bidder.

MOTION: **Rep. Scott** made a motion to introduce **RS 25659. Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:14PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Monday, January 29, 2018

SUBJECT	DESCRIPTION	PRESENTER
Docket No. 09-0130-1701	Clarify misconceptions regarding claims processing and give the department more flexibility in the event the state needs to relocate the claims processing center for budgetary reason or due to a natural disaster.	Michael Johnson, Unemployment Insurance Division Administrator, Idaho Dept. of Labor
Presentation	Idaho Building Trades Council: Apprentices	Marty Durand, Legislative Council, Idaho Building Trades Council

COMMITTEE MEMBERS

Chairman Hartgen

Vice Chairman Anderson

Rep Harris

Rep Holtzclaw

Rep Horman

Rep Packer

Rep Redman

Rep Kingsley

Rep Moon

Rep Syme

Rep Scott

Rep King

Rep Chew

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Monday, January 29, 2018

TIME: 1:30 P.M.

PLACE: Room EW05

MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew

**ABSENT/
EXCUSED:** Representative Harris

GUESTS: Joe Malone; Michael Johnson, IDOL; Josh McKenna, IDOL; Marty Durand, Building Trades; Jay Shaw, Administrative Rules

Chairman Hartgen called the meeting to order at 1:32 p.m.

DOCKET NO. 09-0130-1701: **Michael Johnson**, Unemployment Insurance Division Administrator, Idaho Department of Labor (IDOL), presented **Docket No. 09-0130-1701**. The adoption of the pending rule is necessary to clarify the misconception that leads unemployment insurance claimants to believe that in order to file for unemployment insurance benefits they must call a Boise telephone number. The pending rule provides the department greater flexibility in the event the state needs to relocate its claims processing center for budgetary reasons or due to a natural disaster such as fire or flooding.

In response to committee questions, **Mr. Johnson**, clarified that a claimant can go into any of the local offices to receive direction in processing their unemployment claim or ask for assistance via phone, email or a click-to-chat option with a claim specialist located in a centralized location. He also claimed there is no intent to move the current claim center from its current location.

MOTION: **Rep. Syme** made a motion to approve **Docket No. 09-0130-1701**. **Motion carried by voice vote. Vice Chairman Anderson** requested to be recorded as voting **NAY**.

Marty Durand, Legislative Council, Idaho Building Trades Council presented information regarding apprenticeships. An apprenticeship is a structured form of paid training that combines on-the-job learning with classroom instruction. Apprenticeships prepare workers for jobs while meeting employers' needs for a highly-skilled workforce.

The benefits of the apprentice programs under the Building Trades Joint Apprenticeship Training Committees (JATC) are:

- Labor/Industry partnership for oversight and to ensure that the training meets the highest standards and the changing needs of industry.
- Entirely self-funded and require no tax dollars.
- Successful apprentices pay nothing for the training. No fee for tuition, books or tools.
- Lead to nationally recognized credential (journeyman license) and a 100% guarantee to employers of full qualification.

In response to committee questions, **Ms. Durand**, explained that new facilities are being built for expansion needs; training can begin in high school, but there is no on-the-job training for individuals under the age of 18 due to the danger of the training. Credit for time in the high school classroom can be given, but it is primarily for career exploration. College training is not the same as an apprenticeship, because there is no on-the-job training and the colleges are not registered. Annual and biannual continuing education is required. Bottlenecks occur in training because there are not enough apprenticeship programs available.

Jason Hudson, Director, Idaho Workers Opportunity Network presented that a Registered Apprenticeship involves a rigorous curriculum and training standards, approved by the USDOL Office of Apprenticeship. He explained the different categories or apprenticeships; the advantages of apprenticeships; current efforts to expand apprenticeships in Idaho and the need for more Registered Apprentices in Idaho. He offered options for expanding and supporting Registered Apprenticeships, such as, offering tax incentives to employers for utilizing Registered Apprentices; giving contractors preference on public contracting if they utilize Registered Apprentices; and mandating use of Registered Apprentices on public jobs.

In response to committee questions and comments, **Mr. Hudson**, explained that apprentices have an opportunity to challenge the programs regarding their knowledge, skills and abilities and move on accordingly within the apprenticeship program. Four-year college degrees are not needed. Those degrees were used as screening tools in the past. Many Registered Apprenticeship programs are not affiliated with unions and cannot be compelled to do so since Idaho is a Right-to-Work State.

Chairman Hartgen thanked both **Marty Durand** and **Jason Hudson** for their presentations and suggested that they bring a bill to the legislature in the hope for real progress in the area of apprenticeships.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:45 p.m.

Representative Hartgen
Chair

Shellie Coates
Secretary

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Wednesday, January 31, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>Docket No. 17-0204-1701:</u>	Rule governing applications for reimbursement from the Peace Officer and Detention Officer Temporary Disability Fund	Nick Landry, Fiscal Officer, Idaho Industrial Commission
<u>Docket No. 17-0207-1701:</u>	Submission of first reports of injury and claims for compensation to the Industrial Commission	Patti Vaughn, Benefits Administration Manager, Idaho Industrial Commission
<u>Docket No. 17-0208-1701:</u>	Rule governing notice to claimants of status change pursuant to section 72-806, Idaho Code	Patti Vaughn
<u>Docket No. 17-0210-1701:</u>	Clarifying and creating consistency in definitions and requirements for maintaining Idaho workers' compensation claims files	Patti Vaughn
<u>Docket No. 17-0211-1701:</u>	Clarification of definitions and requirements for maintaining Idaho workers' compensation claims files	Patti Vaughn

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COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
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Rep Horman	Rep King
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Rep Redman	

COMMITTEE SECRETARY

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Wednesday, January 31, 2018
TIME: 1:30 P.M.
PLACE: Room EW05
MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew

**ABSENT/
EXCUSED:** None

GUESTS: Tom Limbaugh, Chairman, Patti Vaughn, Benefits Administration Manager, Nick Landry, Financial Officer, Idaho Industrial Commission

Chairman Hartgen called the meeting to order at 1:32PM.

MOTION: **Rep. King** made a motion to approve the minutes from the meeting on January 25th, 2018 with the change to notate that **Rep. Holtzclaw** was present for that meeting. **Motion carried by voice vote.**

Mr. Tom Limbaugh, Chairman from the Idaho Industrial Commission (herein recorded as IIC) gave a brief overview of what the commission does and how they do it.

DOCKET NO. 17-0204-1701: **Mr. Nick Landry**, Financial Officer, IIC, explained **Docket No. 17-0204-1701** was a housekeeping measure to create consistency between administrative rule and **H 55** from the 2015 legislative session, repealing the sunset date for expanded eligibility criteria.

MOTION: **Rep. Syme** made a motion to approve **Docket No. 17-0204-1701**. **Motion carried by voice vote.**

DOCKET NO. 17-0207-1701: **Ms. Patti Vaughn**, Benefits Administration Manager, IIC, explained **Docket No. 17-0207-1701** was an extension for the implementation date of the International Association of Industrial Accident Boards' (IAIABC) EDI Claims Release 3.0 standard for reporting systems.

In response to questions from the committee, **Ms. Vaughn** explained the majority of partners were up to date, and they do still accept some paper claims from employees and their lawyers.

MOTION: **Rep. Anderson** made a motion to approve **Docket No. 17-0207-1701**. **Motion carried by voice vote.**

DOCKET NO. 17-0208-1701: **Ms. Vaughn** explained **Docket No. 17-0208-1701** was to clarify when an injured worker is entitled to a written notice of a change of claim status.

MOTION: **Rep. King** made a motion to approve **Docket No. 17-0208-1701**. **Motion carried by voice vote.**

DOCKET NO. 17-0210-1701: **Ms. Vaughn** explained the history behind **Docket No. 17-0210-1701** and that it would change the deadlines by which claims administrators had to determine compensability of a claim; creates the waiver option for insurance carriers to change payment regularity from weekly to bi-weekly or monthly; and clarifies the legislation for sureties to understand what is expected for purposes of the audit process.

Rep. Packer brought up concerns presented to the committee in the form of written testimony prior to the meeting that was also sent in to the IIC in November 2017. The concerns were presented to the committee by **Ms. Vaughn's** predecessor, **Mr. Scott McDougall** who was unable to attend the committee meeting. (Attachment 1)

In response to the concerns, **Mr. Limbaugh** stated that concerns brought forward about the rule had stemmed from confusion regarding the rule making process and that the IIC's committees and subcommittees never hold a formal vote, they only take a general consensus regarding issues brought before them before moving them forward in the required processes.

In response to further questions from the committee, **Ms. Vaughn** went on to explain that the costs created, if any, would come from existing funds and the IIC's partners. She also stated that to her knowledge no response was sent to **Mr. McDougall** when he sent them his written testimony in November 2017.

- MOTION:** **Rep. Redman** made a motion to approve **Docket No. 17-0210-1701**. **Motion carried by voice vote**. **Rep. Scott** requested to be recorded as voting **NAY**.
- DOCKET NO. 17-0211-1701:** **Ms. Vaughn** explained **Docket No. 17-0211-1701** was to mirror **Docket No. 17-0210-1701** for self-insured employers to create consistency in requirements.
- MOTION:** **Rep. Packer** made a motion to approve **Docket No. 17-0211-1701**. **Motion carried by voice vote**.
- ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 2:09PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AMENDED AGENDA #1
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Thursday, February 01, 2018

SUBJECT	DESCRIPTION	PRESENTER
Presentation	Division of Human Resources	Susan Buxton, Administrator, Division of Human Resources
RS25658:	Removal of language that is no longer applicable and clarification of the remaining sections of Idaho Code.	Susan Buxton, Administrator, Division of Human Resources
RS25669:	Clarification for the implementation, authorization, and enforcement of the issuance of recruitment and retention bonuses for non-classified employees.	Susan Buxton
Docket No. 15-0401-1701:	Removal of language that is no longer applicable and clarification of the remaining sections of Idaho Code.	Shelli Boggie, Senior Human Resources Specialist, Division of Human Resources

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Vice Chairman Anderson	Rep Moon
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Rep Redman	

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Thursday, February 01, 2018
TIME: 1:30 P.M.
PLACE: Room EW05
MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew
**ABSENT/
EXCUSED:** None
GUESTS: Susan Buxton, Administrator, Shelli Boggie Senior Human Resources Specialist, Division of Human Resources

Chairman Hartgen called the meeting to order at 1:36PM.

Ms. Susan Buxton, Administrator, Division of Human Resources (Div. of H.R.), gave a brief presentation of what the Division does and how it works.

RS 25658: **Ms. Buxton** explained the proposed legislation would remove portions relating to "provisional appointments" and update the Code as this appointment type had not been used in thirteen years.

MOTION: **Rep. Packer** made a motion to introduce **RS 25658. Motion carried by voice vote.**

RS 25669: **Ms. Buxton** explained the proposed legislation would clarify language and create consistency in Idaho Code between classified and non-classified employees.

In response to questions from the committee, **Ms. Buxton** stated the changes had been reviewed by the Attorney General's Office, and that disputes over compensation from non-classified employees would be taken to District Court for claims.

MOTION: **Rep. Horman** made a motion to introduce **RS 25669. Motion carried by voice vote.**

**DOCKET NO.
15-0401-1701:** **Ms. Shelli Boggie**, Senior Human Resources Specialist, Div. of H.R., explained the rule change would remove "provisional appointments" from the all the agency's rules, reference to a specific vendor, would move decisions on administrative leave to the Office of the Governor, and would clarify language in the rules.

In response to questions from the committee, **Ms. Buxton** stated this would remove "provisional appointment" sections from the agency's rules before legislation had passed to remove the same from Idaho Code. She also explained that the change to move administrative leave decisions to the Office of the Governor was in response to inconsistencies across the state during the previous winter during the severe snow storms.

MOTION: **Rep. Harris** made a motion to approve **Docket No. 15-0401-1701. Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:20PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Monday, February 05, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 400	Addition of Sections 59-1342(6) and 59-1342(8) from the Service Retirement Allowance Policy to the Early Retirement Allowance Policy	Don Drum, Executive Director, Public Employees Retirement System of Idaho
H 401	Addition of clarifying language with regards to eligibility, and the definitions of the added language to Idaho Statute 59-1302	Don Drum
H 402	Addition of clarifying language with regards to the transfer of funding requirements for new fire districts that annex another city or district's fire responsibilities in Idaho Statute 72-1432	Don Drum
RS25771	Creation of the Office of Information Technology Services within the Office of the Governor	Jeff Weak, Director of Information Security, Office of the Governor

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

COMMITTEE SECRETARY

Amie Taylor
Room: EW08
Phone: 332-1149
email: hcom@house.idaho.gov

MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

- DATE:** Monday, February 05, 2018
- TIME:** 1:30 P.M.
- PLACE:** Room EW05
- MEMBERS:** Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew
- ABSENT/
EXCUSED:** None
- GUESTS:** Don Drum, Executive Director, Alex Simpson, Lisa Conn, Cheryl George, PERSI; Greg Zickau, Dept. of Admin.
- Chairman Hartgen** called the meeting to order at 1:30PM.
- MOTION:** **Rep. King** made a motion to approve the minutes from January 29, 2018. **Motion carried by voice vote.**
- MOTION:** **Rep. King** made a motion to approve the minutes from January 31, 2018. **Motion carried by voice vote.**
- MOTION:** **Rep. King** made a motion to approve the minutes from February 1, 2018. **Motion carried by voice vote.**
- H 400:** **Mr. Don Drum**, Executive Director, PERSI, explained the bill would clarify existing language and create consistency in calculating retirement benefits in Idaho Code.
- MOTION:** **Rep. Packer** made a motion to send **H 400** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Packer** will sponsor the bill on the floor.
- H 401:** **Mr. Drum** explained the bill would clarify existing Idaho Code by including definitions of ineligibility.
- In response to questions from the committee, **Mr. Drum** further explained that the change in Code was prompted by a previous legal case regarding this particular area of Code, Case No. CV01-16-21591.
- MOTION:** **Rep. Redman** made a motion to send **H 401** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Redman** will sponsor the bill on the floor.
- H 402:** **Mr. Drum** explained the bill would clarify who will take over responsibility for funding a retirement plan when the employers originally responsible are annexed by a fire district, as well as updating the legislation as it had not been changed since it's passing in 1980.
- MOTION:** **Rep. Packer** made a motion to send **H 402** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Horman** will sponsor the bill on the floor.
- RS 25771:** **Mr. Jeff Weak**, Director of Information Security, Office of the Governor, explained the proposed legislation would create the office of Information Technology Services within the Office of the Governor. This would remove it from the Department of Administration in order to consolidate operations, and create consistency across all state agencies in operations and cybersecurity.
- MOTION:** **Rep. Redman** made a motion to introduce **RS 25771.** **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:13PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AMENDED AGENDA #3
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Wednesday, February 07, 2018

SUBJECT	DESCRIPTION	PRESENTER
Docket No. 38-0409-1801	Rules governing use of the Chinden Office Complex	Keith Reynolds, Deputy Director, Dept. of Administration
H 433	Administration, Multi-Agency Facilities	Keith Reynolds
RS25854	Seat Belts, Mail Carriers	Representative Erpelding
RS25810	Registered Apprenticeships	Representative Erpelding
H 434	Administration, Bidding	Barry Miller, Faculty Planning, Design, and Construction, Dept. of Administration
H 399	Juvenile Corrections, Retirement	Sharon Harrigfeld, Director, Dept. of Juvenile Corrections
H 431	Medical Directors, Classification	David Taylor, Deputy Director, Dept. of Health and Welfare
H 432	Workforce Development Council	Mark Warbis, Communications Director and Senior Special Assistant for Economic Development, Office of the Governor

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

COMMITTEE SECRETARY

Amie Taylor
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email: hcom@house.idaho.gov

MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

- DATE:** Wednesday, February 07, 2018
- TIME:** 1:30 P.M.
- PLACE:** Room EW05
- MEMBERS:** Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew
- ABSENT/
EXCUSED:** None
- GUESTS:** Sharon Harrigfeld, Director, Dept. of Juvenile Corretions; Jay Larsen, ITC; Skip Clapp, IACJJA; Nicky Chavez, 5 County Detention and Youth Rehabilitation Center; Steve Jett, Southwest Idaho JDC; Dawn Burns, Ada County Juvenile Court; Steven Dye, Misdemeanor Probation; Alex Larson, IACI; Brian Whitlock, Idaho Hsspital Assn.
- Chairman Hartgen** called the meeting to order at 1:48PM and announced that the two RS's on the agenda had been moved to the meeting scheduled for Friday, February 9, 2018.
- MOTION:** **Rep. King** made a motion to approve the minutes from February 7, 2018. **Motion carried by voice vote.**
- DOCKET NO. 38-0409-1801:** **Mr. Keith Reynolds**, Deputy Director, Department of Administration, explained the temporary rule governing use of the Chinden complex.
- In response to questions from the committee, **Mr. Reynolds** explained that the rule had been heavily vetted and checked for compliance with court-set standards, and met the necessary requirements. He also explained that while the buildings were older, they are currently being renovated to meet ADA standards.
- MOTION:** **Rep. Redman** made a motion to approve **Docket No. 38-0409-1801**. **Motion carried by voice vote.**
- H 433:** **Mr. Reynolds** explained the bill would clarify existing legislation regarding management of multi-agency facilities by the Department of Administration.
- MOTION:** **Rep. Holtzclaw** made a motion to send **H 433** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Holtzclaw** will sponsor the bill on the floor.
- H 434:** **Mr. Barry Miller**, Faculty Planning, Design, and Construction, Department of Administration, explained the existing legislation had not been updated since it's passing in 1991. This bill would update it by adding a clause allowing the rejection of all bids on a project if all of the bids were above the appropriations set out for the project.
- MOTION:** **Rep. Redman** made a motion to send **H 434** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Redman** will sponsor the bill on the floor.
- H 399:** **Ms. Sharon Harrigfeld**, Director, Department of Juvenile Corrections, explained the bill would provide the Rule of 80 to Juvenile Corrections Direct Care staff who are currently under the Rule of 90.

In response to questions from the committee, **Ms. Harrigfeld**, further explained that the staff who would fall under this change have to receive POST training as do all other Law Enforcement and Adult Corrections officers, the difference being that the training does specialize in relation to the particular field the employee is going into. She also stated that the direct care staff in Juvenile Corrections face the same level of danger as Law Enforcement and Adult Corrections officers who already receive the Rule of 80.

Mr. Skip Clapp, Representative of Idaho Association of Counties Juvenile Justice Administrators (IACJJA), gave notice to the committee of the support of the IACJJA of the bill and explained that details on their fiscal estimate of the impact of the bill can be provided.

Mr. Nicky Chavez, Administrator, 5 County Detention and Youth Rehabilitation Center, gave testimony that 72% of the juveniles incarcerated have a mental health or addiction diagnosis, and that they are unpredictable and dangerous to work with.

Mr. Steve Jett, Director, Southwest Juvenile Detention Center, gave testimony to the ratio of juvenile detainees to direct care staff at being eight detainees to every one direct care staff member within a facility on average. He gave further testimony to the dangers faced and experiences of injury to direct care staff caused by the juvenile detainees.

Ms. Dawn Burns, Director, Ada County Juvenile Court Services, gave testimony specifically relating to Juvenile Corrections Probation Officers. She gave testimony to the fact that all of the kids the Probation officers are working with are the same ones who were in the Juvenile Corrections Centers, and the dangers of home visits and the family situations of many of the juveniles. She also included that there are only forty-one Juvenile Detention Probation Officer positions for Ada County, and of them only 5 were over the age of fifty, and none of them were over the age sixty.

Mr. Don Drum, Executive Director, PERSI, was called up from the audience by the committee to explain how the bill, if passed, would work if a direct care staff member transferred to an indirect care position later in their career. He explained that, if passed, the bill would have the direct care staff members under the Rule of 80. If they moved to an indirect care position later in their career, the indirect care position would still be under Rule of 90, but when they were looking to retire and begin to collect on their retirement, they would fall under a Mixed Rule, ie a Rule of 81 or 82, depending on how long they were in both positions during their career.

Mr. Steven Dye, Juvenile Probation Director, Department of Juvenile Corrections, gave testimony **in support** of the bill to make the change to Rule of 80 specifically for Juvenile Misdemeanor Probation officers. For Elmore County in particular those officers do dangerous home visits 2 or 3 times a week in many cases, and asked the committee if it was reasonable to expect a sixty-five year-old to be able to keep up with these physical risks and demands. He further explained that currently in hiring for Juvenile Detention direct care positions, they have a hard time because they can't compete with other state Departments in similar fields who do offer Rule of 80 to employees.

Mr. Juan Amaya, Detention Officer, Juvenile Corrections Center Nampa, gave testimony of his time as both a Law Enforcement officer and as a Juvenile Detention officer. He shared that while he was a Law Enforcement officer, his partner was shot and killed by a fourteen-year-old in 1994, and that the risks are more frequent and unpredictable working in the JCCN than they were on the streets of Parma.

MOTION:

Rep. Scott made a motion to send **H 399** to the floor with a **DO PASS** recommendation.

In response to further questions from the committee, **Ms. Harrigfeld** explained that the language used to describe the employees who would fall under this change, that it mirrored the current Department of Correction legislation.

VOTE ON MOTION:

Motion carried by voice vote. Reps. Harris, Anderson, and Moon requested they be recorded as voting **NAY**. **Rep. Redman** will sponsor the bill on the floor.

H 431:

Mr. David Taylor, Deputy Director, Department of Health and Welfare, explained the bill would change the classification of two employees of the Department, the State Hospital Medical Directors, from classified to non-classified.

Mr. Brian Whitlock, President of the Idaho Hospitals Association, gave testimony that the association is in full support of this bill, as having qualified and stable leadership in State Hospitals also helps with the rest of the hospitals around the state with emergency mental health patient housing care and needs.

MOTION:

Rep. Packer made a motion to send **H 431** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Reps. Scott and Harris** requested they be recorded as voting **NAY**. **Rep. Packer** will sponsor the bill on the floor.

H 432:

Mr. Mark Warbis, Communications Director and Senior Special Assistant for Economic Development, Office of the Governor, explained the bill would move the workforce development council from the Department of Labor to the Office of the Governor, it would designate the Executive Director of the council as a nonclassified position, with the rest being classified positions, and would clarify and update existing legislation.

Mr. Trent Clark, Chairman of the Workforce Development Council, gave testimony of the Council's goals, purposes, and organization.

Ms. Melinda Smyser, Director, Department of Labor, was called up from the audience by the committee and testified that this change was not to "gut" the Department of its duties, but to empower them. She also explained that the proposed budget for the Council under this bill was absolutely warranted.

In response to questions from the committee, **Mr. Warbis** further explained that this is not a new council, it's been in existence for a while and is just moving to ensure accountability, create checks and balances for spending, tracking needs of employers and ensuring that all the interested parties have a say in working to build the future task force Idaho needs.

MOTION:

Rep. Redman made a motion to send **H 432** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Reps. Harris, Scott, and Moon** requested to be recorded as voting **NAY**. **Rep. Packer** will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 4:34PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
8:00 A.M.
Room EW05
Friday, February 09, 2018

SUBJECT	DESCRIPTION	PRESENTER
RS26067	State Facilities, Upkeep, Funding	Representative Anderst
RS25854	Seat Belts, Mail Carriers	Representative Erpelding
RS25810	Registered Apprenticeships	Representative Erpelding

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

COMMITTEE SECRETARY

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Friday, February 09, 2018
TIME: 8:00 A.M.
PLACE: Room EW05
MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representative(s) Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew
**ABSENT/
EXCUSED:** Representative(s) Harris, Holtzclaw, Horman, Syme, Scott
GUESTS: None.

Chairman Hartgen called the meeting to order at 8:02AM.

RS 26067: **Rep. Anderst** explained the proposed legislation would require the Department of Administration to include the long-term maintenance costs in the rental rate calculations for properties managed by the Department.

MOTION: **Rep. Packer** made a motion to introduce **RS 26067. Motion carried by voice vote.**

RS 25854: **Rep. Erpelding** explained the proposed legislation would require all mail carriers, whether privately contracted or not, to wear seat-belts when operating their vehicles. The current Idaho Code is from 1980 and exempts mail carriers from having to wear seat-belts. This has resulted in what could have been prevented deaths of employees who were not wearing seat-belts when involved in collisions. This legislation would help increase safety of the mail carriers when operating their vehicles.

MOTION: **Rep. Redman** made a motion to introduce **RS 25854. Motion carried by voice vote. Rep. Moon** requested to be recorded as voting **NAY.**

RS 25810: **Rep. Erpelding** explained the proposed legislation would give the Department of Administration the option to require bidders on Public Works projects to have, or be registered with, an apprenticeship program as part of their pre-qualification as deemed appropriate to do so by the State. This is in response to recommendations from the Workforce Development Task Force to create new and grow existing apprenticeship programs in Idaho to help close the gap in needed trained laborers in technical positions.

MOTION: **Rep. Packer** made a motion to introduce **RS 25810. Motion carried by voice vote. Reps. Moon and Kingsley** requested to be recorded as voting **NAY.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 8:20AM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AMENDED AGENDA #2
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Tuesday, February 13, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>S 1209</u>	Petroleum Clean Water Trust Fund	Representative Armstrong
<u>H 489</u>	Personnel Systems, Appointments	Susan Buxton, Administrator, Division of Human Resources
<u>H 490</u>	Non-Classified Employees, Bonuses	Susan Buxton

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

COMMITTEE SECRETARY

Amie Taylor
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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Tuesday, February 13, 2018
TIME: 1:30 P.M.
PLACE: Room EW05
MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew
**ABSENT/
EXCUSED:** Representative(s) Packer
GUESTS: Susan Buxton, Director, Division of Human Resources; Suzanne Budge, Idaho Marketers and Convenience Stores Association Representative; Hugh O'Riorda, Givens Pursley LLC

Chairman Hartgen called the meeting to order at 1:32PM.

S 1209: **Rep. Armstrong** explained the bill would allow for more positions on the board of the Petroleum Clean Water Trust Fund to be held by wholesale distributors of petroleum products.

MOTION: **Rep. Syme** made a motion to send **S 1209** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Armstrong** will sponsor the bill on the floor.

Ms. Suzanne Budge gave testimony to further explain the bill and as well as providing statistics and information about the work of the Petroleum Clean Water Trust Fund Board. She also testified that in comparison to programs from across the nation that were created in response to the requirements set out by the EPA in the 1990's that Idaho's program is both unique and is one of the most successful programs in the country.

Mr. Hugh O'Riorda gave testimony as a lawyer for the Board from a legal stand point and explained that the Fund is used as Insurance rather than a "clean up fund".

H 489: **Ms. Susan Buxton**, Director, Division of Human Resources, explained the bill would remove "provisional appointments" from Idaho Code as it had not been used in thirteen years.

MOTION: **Rep. Redman** made a motion to send **H 489** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Redman** will sponsor the bill on the floor.

H 490: **Ms. Buxton** explained the bill would clarify existing legislation as well as provide for bonuses for non-classified employees. This bill mirrors legislation that was passed in the 2017 session for classified employees.

MOTION: **Rep. Moon** made a motion to send **H 490** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Harris** will sponsor the bill on the floor.

In response to committee questions, **Ms. Buxton** further explained that the budget for these bonuses would come from existing agency personnel budgets and had to be approved through the Division of Human Resources Director. She also explained that this legislation was in part prompted by an inquiry from the Attorney General's office.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:12PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Thursday, February 15, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 544	State Facilities, Upkeep and Funding	Representative Anderst
RS26180	Information Technology Services	Jeff Weak, Director of Information Security, Office of the Governor
	Goodbye to Our Page, Eliana!	

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

COMMITTEE SECRETARY

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Thursday, February 15, 2018

TIME: 1:30 P.M.

PLACE: Room EW05

MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representative(s) Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew

**ABSENT/
EXCUSED:** Vice Chairman Anderson, Representative(s) Harris, Packer

GUESTS: Wayne Hammon, Association of General Contractors

Chairman Hartgen called the meeting to order at 1:32PM.

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

Chairman Hartgen announced to the committee that it was the **Page, Eliana Kernodle's**, last meeting with the committee, and thanked her for her excellent service.

H 544: **Rep. Anderst** explained the bill would add the costs of long term maintenance of buildings managed by the Department of Administration to the rental calculations.

MOTION: **Rep. Redman** made a motion to send bill **H 544** to the floor with a **DO PASS** recommendation.

In response to committee questions, **Rep. Anderst** further explained that there was not yet a schedule of set costs for long term maintenance expenses, and that these kinds of expenses do not refer to janitorial or grounds keeping, but more to items like roof replacements, HVAC replacements, and items of that nature.

Mr. Wayne Hammon with the Association of General Contractors gave brief testimony on behalf of the Association in support of the bill. He stated it was the best way to budget for these needs.

In response to further questions from the committee, **Mr. Keith Reynolds**, Deputy Director, Department of Administration, explained that rental rates as set by the Department of Administration were not capped expressly, but are subject to review by Federal partners. The agencies renting the spaces receive federal funding and the review is to ensure that the federal dollars being given to the agencies is used for the services the agencies are being charged for. This effectively caps the rental rates by limiting them to the justifiable cost calculators.

VOTE ON THE MOTION: **Motion carried by voice vote. Rep. Anderst** will sponsor the bill on the floor.

RS 26180: **Mr. Jeff Weak**, Director of Information Security, Office of the Governor, explained the proposed legislation would create the office of Information Technology Services in the Office of the Governor, and transfer existing statutory authority to the new office. He also stated that this is a widely recognize best practice by government and the industry.

MOTION: **Rep. Horman** made a motion to introduce **RS 26180**.

In response to committee questions, **Mr. Weak** further explained that the consolidation of things like servers helps protect all involved from cyber attack by leaving fewer places to attack, and keeping them better monitored. He also explained that the other nearly forty states and private companies that had already done this had seen a range of savings, and for Idaho that range would be anywhere from \$5 million to \$30 million.

VOTE ON THE MOTION: **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:09PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Monday, February 19, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>S 1226</u>	Introduction of New Page, Joel Prigge Commerce, Planning Regions	Bobbi-Jo Meuleman, Director, Department of Commerce

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen

Vice Chairman Anderson

Rep Harris

Rep Holtzclaw

Rep Horman

Rep Packer

Rep Redman

Rep Kingsley

Rep Moon

Rep Syme

Rep Scott

Rep King

Rep Chew

COMMITTEE SECRETARY

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Monday, February 19, 2018
TIME: 1:30 P.M.
PLACE: Room EW05
MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew
**ABSENT/
EXCUSED:** Representative(s) Horman
GUESTS: Shawn Barigar, Representative of Commerce Region 4 of the Idaho Travel Council.
Chairman Hartgen called the meeting to order at 1:32PM.
Chairman Hartgen introduces our new **Page, Mr. Joel Prigge**, to the committee.

S 1226: **Ms. Bobbi-Jo Meuleman**, Director, Department of Commerce, explained the bill would move Camas County from Commerce Region 7 to Region 4.

In response to committee questions, **Ms. Meuleman** further explained that this would move four thousand dollars from Regions 7's grant fund for Travel and Conventional Marketing to Region 4. This fund gives grants to non-profits for marketing purposes in their respective region, i.e. Chambers of Commerce and non-profit travel associations.

Mr. Shawn Barigar, Representative of Commerce Region 4 and Mayor of Twin Falls, gave testimony **in support** of the bill, stating that Camas County has always matched up better with Region 4, and that Camas County already uses non-grant funds to do the same thing with Region 4. This bill would simply formalize the relationship between Camas County and Region 4 as well as allowing for the grant funds to be used in Region 4.

MOTION: **Rep. Redman** made a motion to send **S 1226** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Redman** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:46PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30PM or Upon Adjournment
Room EW05
Wednesday, February 21, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>H 607</u>	Information Technology Services	Jeff Weak, Director, Information Security, Office of the Governor
<u>S 1252</u>	Engineers and Surveyors, Exams	Keith Simila, Executive Director, Idaho Board of Licensure of Professional Engineers and Professional Land Surveyors
<u>S 1234</u>	Tax Commission, Background Check	Tom Shaner, Idaho State Tax Commission

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary prior to the meeting to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

COMMITTEE SECRETARY

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MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Wednesday, February 21, 2018

TIME: 1:30 P.M.

PLACE: Room EW05

MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew

**ABSENT/
EXCUSED:** Representative(s) Chew

GUESTS: Jeff Weak, Director, Information Security, Office of the Governor; John Tippets, Director, D.E.Q.; Greg Zickau, Dept. of Admin; Bob Geddes, Director, Dept. of Admin; Ron Williams, Director, Idaho Cable and Broadband Assn; Jeremy Chou, Representing Syringa Networks; Keith Simila, Director, Board of PE/PLS; Tom Shaner, Idaho State Tax Commission

Chairman Hartgen called the meeting to order at 1:31PM.

Chairman Hartgen announced that all further meetings will be at the call of the Chair.

H 607: **Mr. Jeff Weak**, Director, Office of Information Security, Office of the Governor, explained that this bill would create a new office of Information and Technology Services in the office of the Governor, effectively moving the existing office of Information and Technology Services from the Department of Administration to under the Office of the Governor. This would increase and better the State's cybersecurity, as well as consolidate information technology services across state agencies and departments. He also explained the fiscal impact was none as the move is accounted for in shifting of budgets from the Department of Administration to the new office.

Mr. Weak yielded to **Mr. Keith Reynolds**, Deputy Director, Department of Administration, who gave testimony in response to committee questions to explain why there was no fiscal impact from this bill. In the fiscal note presented with the bill, the math did not come to zero clearly, and he began to explain that it was a complex budget mechanics step.

Mr. John Tippets, Director, D.E.Q., gave testimony **in support** of the bill, stating that information technology services and cybersecurity should be centralized, and that they should be centralized under the Office of the Governor so as to have the necessary clout and reach to affect all state agencies and departments. He also stated that cybersecurity matters are best handled at this level due to the weight of the issues faced.

Mr. Greg Zickau, Chief Information Officer, Department of Administration, gave testimony **in support** of the bill. He explained examples of how his office, the one that would be moved by this bill if passed, had operated and that they had reached the peak of their effectiveness from their current standpoint. He explained that moving them to the Office of the Governor would allow them to continue to grow in effectiveness and better provide their services.

Mr. Bob Geddes, Director, Department of Administration, gave testimony **in support** of the bill. He explained that this bill was a chain of command decision. Currently, departments who received their IT services through the Department of Administration had a dilemma when cybersecurity issues arise. The other department directors in this case would report to the Department of Administration, which does not follow current Idaho chain of command for directors who normally report to the Governor's office. He further stated that moving this office to under the Office of the Governor would manage information technology operations more efficiently.

Mr. Ron Williams, Director of the Idaho Cable and Broadband Association, gave testimony on behalf of the Association **in support** of the bill.

Mr. Jeremy Chou, representing Syringa Networks, gave testimony on their behalf stating they were **in support** of the bill, referencing the importance in the modern age of cybersecurity.

In response to further committee questions regarding the fiscal note, **Mr. Reynolds** further explained some of the workings of the budget mechanics that would make the fiscal impact of this bill effectively zero.

MOTION: **Rep. King** made a motion to **HOLD H 607** for time certain Tuesday, February 27th, 2018. **Motion carried by voice vote.**

S 1252: **Mr. Keith Simila**, Executive Director, Idaho Board of Licensure of Professional Engineers and Professional Land Surveyors, explained the bill would reduce barriers to licensure by repealing the requirements for additional education upon multiple examination failures. It would de-couple the requirement for obtaining four years of experience prior to taking the professional licensure exams.

MOTION: **Rep. Scott** made a motion to send **S 1252** to the floor with a **DO PASS** recommendation.

In response to committee questions, **Mr. Simila** further explained that the requirements for four years of experience are in the rules, and if the bill passed the Board would need to enact a temporary rule. He stated the experience is still a requirement. This bill would just allow for a change in the order of requirements that need to be met for licensure.

VOTE ON THE MOTION: **Motion carried by voice vote. Rep. Scott** will sponsor the bill on the floor.

S 1234: **Mr. Tom Shaner**, Idaho State Tax Commission, explained the bill would allow for nationwide criminal background checks for current employees, contractors, and future employees. Currently, the background checks done by the Tax Commission only cover eight western states, and new federal regulations set out for agencies to access federal income tax information include the requirement of nationwide background checks. He also explained that the costs will be covered by the Tax Commission's budget and that they are willing to share with other agencies.

MOTION: **Rep. King** made a motion to send **S 1234** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. King** will sponsor the bill on the floor.

Chairman Hartgen announced the committee would meet Tuesday, February 27, 2018, to allow time for committee members to meet with **Mr. Weak** and **Mr. Reynolds** to discuss the complex details of the budget mechanics before reconvening to review the fiscal note from **H 607** and further deliberate on the bill.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:58PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AGENDA
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30 P.M.
Room EW05
Tuesday, February 27, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 607	Examination of the Fiscal Note and Consideration of the Bill	Jeff Weak, Director, Office of Information Security, Office of the Governor

If you have written testimony or additional information to provide to the committee in conjunction with your testimony (i.e. handouts and attachments), please provide a copy of all materials along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen	Rep Kingsley
Vice Chairman Anderson	Rep Moon
Rep Harris	Rep Syme
Rep Holtzclaw	Rep Scott
Rep Horman	Rep King
Rep Packer	Rep Chew
Rep Redman	

COMMITTEE SECRETARY

Amie Taylor
Room: EW08
Phone: 332-1149
email: hcom@house.idaho.gov

MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Tuesday, February 27, 2018
TIME: 1:30 P.M.
PLACE: Room EW05
MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew
**ABSENT/
EXCUSED:** Representative(s) Packer, Syme
GUESTS: None.
Chairman Hartgen called the meeting to order at 1:30PM.
MOTION: **Rep. King** made a motion to approve the minutes from February 21, 2018. **Motion carried by voice vote.**
H 607: **Rep. Anderson** explained to the committee that he would be the sponsor for this bill, and as the sponsor he wants to be sure that the fiscal aspect is clear. He stated he will be meeting with the Department of Administration representatives and **Mr. Weak** from the Governor's office to clarify further before the committee makes a final decision on the bill.
MOTION: **Rep. King** made a motion to **HOLD H 607** for time certain Thursday, March 1, 2018. **Motion carried by voice vote.**
ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:35PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AMENDED AGENDA #2
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30PM or Upon Adjournment of the Floor
Room EW05
Thursday, March 01, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>H 607</u>	Examination of the Fiscal Note and Final Consideration of the Bill	Jeff Weak, Director, Office of Information Security, Office of the Governor
<u>HCR051</u>	State Buildings, Study Group	Representative Anderst

If you have written testimony or additional information to provide to the committee in conjunction with your testimony (i.e. handouts and attachments), please provide a copy of all materials along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Hartgen
Vice Chairman Anderson
Rep Harris
Rep Holtzclaw
Rep Horman
Rep Packer
Rep Redman

Rep Kingsley
Rep Moon
Rep Syme
Rep Scott
Rep King
Rep Chew

COMMITTEE SECRETARY

Amie Taylor
Room: EW08
Phone: 332-1149
email: hcom@house.idaho.gov

MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Thursday, March 01, 2018
TIME: 1:30PM or Upon Adjournment of the Floor
PLACE: Room EW05
MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman, Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew
**ABSENT/
EXCUSED:** None
GUESTS: None.

Chairman Hartgen called the meeting to order at 2:55PM.

H 607: **Mr. Jeff Weak**, Director of Information Security, Office of the Governor, recapped what had happened at the previous meetings regarding this bill and stated that the fiscal note had been modified to clearly and concisely express the net zero cost of the bill.

MOTION: **Rep. Scott** made a motion to send **H 607** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Anderson** will sponsor the bill on the floor.

HCR 51: **Rep. Anderst** explained the bill was to request that a study group be formed and funded to determine the capacities of state managed properties over the course of one year. He stated that the fiscal note would cover some appraisal and/or some initial environmental work.

In response to committee questions, **Rep. Anderst** explained that all buildings managed by the state would come under the purview of the study group, with a starting focus in Ada County.

MOTION: **Rep. Redman** made a motion to send **HCR 51** to the floor with a **DO PASS** recommendation.

In response to committee questions, **Rep. Anderst** explained there had not been a study group for this purpose before, and it is a trial run to see if it is a good idea to create a permanent group for this purpose. It will consist of a Senator, a House Representative, the Director of the State Building Authority, the Director of the Department of Administration, and an at large professional real estate broker or appraiser.

Committee members asked **Mr. Bob Geddes**, Director, Department of Administration, to further explain the bill's details. He explained that the Executive Director of the Idaho Bonding Authority will also be a member for the group. He is experienced in real estate evaluations of this kind. He explained that the \$100,000 costs defined in the fiscal note would cover the real estate professional costs as well as functioning costs for the group as a whole.

In response to further committee questions, **Rep. Anderst** explained that the limited starting focus of the group was due to the limited time and the number of buildings being considered. The group would be a "pilot project" for this kind of work and if it was beneficial it could become a more permanent advisory board and expanded to do more of this work statewide.

**VOTE ON
MOTION:** **Motion carried by voice vote. Rep. Anderst** will sponsor the bill on the floor.

ADJOURN: **Chairman Hartgen** announced that going forward the committee would be at the call of the chair. There being no further business to come before the committee, the meeting adjourned at 3:22PM.

Representative Hartgen
Chair

Amie Taylor
Secretary

AMENDED AGENDA #1
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE
1:30PM or Upon Adjournment of the House Floor
Room EW05
Tuesday, March 13, 2018

SUBJECT	DESCRIPTION	PRESENTER
	Final Minutes Approval	
	Committee Pictures	
	Goodbye to the Page	

COMMITTEE MEMBERS

Chairman Hartgen

Vice Chairman Anderson

Rep Harris

Rep Holtzclaw

Rep Horman

Rep Packer

Rep Redman

Rep Kingsley

Rep Moon

Rep Syme

Rep Scott

Rep King

Rep Chew

COMMITTEE SECRETARY

Amie Taylor

Room: EW08

Phone: 332-1149

email: hcom@house.idaho.gov

MINUTES
HOUSE COMMERCE & HUMAN RESOURCES COMMITTEE

DATE: Tuesday, March 13, 2018

TIME: 1:30PM or Upon Adjournment of the House Floor

PLACE: Room EW05

MEMBERS: Chairman Hartgen, Vice Chairman Anderson, Representatives Harris, Holtzclaw, Horman (Reed), Packer, Redman, Kingsley, Moon, Syme, Scott, King, Chew

**ABSENT/
EXCUSED:** None

GUESTS: None.

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

MOTION: **Rep. King** made a motion to approve the minutes from February 27, 2018. **Motion carried by voice vote.**

MOTION: **Rep. King** made a motion to approve the minutes from March 1, 2018. **Motion carried by voice vote.**

Chairman Hartgen called the **Page, Joel Prigge**, to stand before the committee and thanked him from the committee.

Chairman Hartgen called the **Secretary, Amie Taylor**, to stand before the committee and thanked her from the committee.

Chairman Hartgen thanked the committee for their service and gave a brief farewell speech. He also thanked **Vice Chairman Anderson** for all of his hard work and support.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:49PM.

Representative Hartgen
Chair

Amie Taylor
Secretary