

MINUTES  
**HOUSE STATE AFFAIRS COMMITTEE**

**DATE:** Monday, January 14, 2019

**TIME:** 9:00 A.M.

**PLACE:** Room EW40

**MEMBERS:** Chairman Harris, Vice Chairman Armstrong, Representatives Crane, Palmer, Barbieri, Holtzclaw, Monks, Zito, Scott, Andrus, Hartgen, Young, Smith, Gannon, Green(18)

**ABSENT/  
EXCUSED:** None

**GUESTS:** Brody Aston, Rocky Mountain Power; Joe Lecke, Idaho Public Utilities Commission; Stephen Goodson, Idaho Public Utilities Commission; Jason Hudson, AFL-CIU; Dennis Stevenson, Administrative Rules Coordinator

**Chairman Harris** called the meeting to order at 9:00 AM.

**Chairman Harris** turned the gavel over to **Vice Chairman Armstrong**.

**Eric Milstead**, Legislative Services Office, introduced **Dennis Stevenson**, Administrative Rules Coordinator, Department of Administration, who reviewed the rules review procedure.

In response to committee questions, **Mr. Stevenson** said that all pending rules, once accepted, will go into affect at the end of the session and all rules acted on by omnibus concurrent resolution take affect once adopted.

**MOTION:** **Rep. Young** made a motion to approve the minutes of the January 9, 2019, meeting. **Motion carried by voice vote.**

**DOCKET NO. 31-1101-1801:** **Paul Kjellander**, Commissioner, Idaho Public Utilities Commission, presented **Docket No. 31-1101-1801**, rules governing Safety and Accident Reporting for Utilities Regulated by the Idaho Public Utilities Commission. He stated there are minor changes in spelling and syntax of the rules.

In response to committee questions, **Mr. Kjellander** said that the public would have been given notice of rule promulgation and there would have been opportunity to comment. He said the commission followed standard procedure. He also stated if needed, each state can promulgate their own set of rules, however the majority of rules are standard.

**Mr. Kjellander** responded further to committee questions, saying once an agency adopts the rules, they are no longer voluntary. If an investigation were to ensue, the standards help determine the outcome.

**MOTION:** **Rep. Palmer** made a motion to approve **Docket No. 31-1101-1801**. **Motion carried by voice vote.**

**DOCKET NO. 31-7103-1801:** **Mr. Kjellander** presented **Docket No. 31-7103-1801**, rules governing Railroad Safety and Accident Reporting. He stated Idaho Public Utilities Commission promulgated the rules themselves because employees of the railroad wanted to ensure the containers they drink from are sterilized and they can bring their own water. He stated the commission took this request seriously because water is ingestible and can be dangerous if not handled properly.

**MOTION:** **Rep. Scott** made a motion to approve **Docket No. 31-7103-1801**.

Answering committee questions, **Joe Lecke**, Executive Administrator, Idaho Public Utilities Commission, stated an employee is able to bring their own water and the railroad can provide water.

Committee members asked about the specificity of whether drinking water can only be obtained from sources approved by the State Department of Health.

**Vice Chairman Armstrong** asked **Mr. Lecke** if he was comfortable with the language of the rule. Mr. Lecke stated that he was comfortable with how the rule was written. Committee members inquired about inserting different language into the rule if it needed to be changed. **Mr. Kjellander** said the commission could make changes if needed.

**VOTE ON MOTION:**

**Motion carried by voice vote.**

**ADJOURN:**

**Vice Chairman Armstrong** returned the gavel to **Chairman Harris**.

There being no further business to come before the meeting, the meeting adjourned at 9:36 AM.

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Representative Armstrong  
Chair

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Julia Grief  
Secretary