

MINUTES  
**HOUSE AGRICULTURAL AFFAIRS COMMITTEE**

**DATE:** Tuesday, February 12, 2019

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

**PLACE:** Room EW42

**MEMBERS:** Chairman Boyle, Vice Chairman Troy, Representatives Dayley, Kerby, Stevenson, Zito, Andrus, Giddings, Goesling, Marshall, Nichols, Raymond, Erpelding, Toone, Abernathy

**ABSENT/  
EXCUSED:** None

**GUESTS:** Brent Olmstead, CALS; Carl Brown, DEQ; Tiffany Floyd, DEQ; John Eaton, IACI; Patrick Kole, IPC; Mary Anderson, DEQ; Gretchen Hyde, IRRRC; Frank Muir, IPC; Randy Hardy, IPC; Gracie Bingham, IPC; Dennis Stevenson, Rules Coordinator; Brand Hunt, OARC; Marv Patten, MPI

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

**MOTION:** **Rep. Goesling** made a motion to approve the minutes of Wednesday, February 6, and Friday, February 8, 2019, meetings. **Motion carried by voice vote.**

**S 1024:** **Tiffany Floyd**, Division Administrator, explained since 2008 Idaho Code requires anyone planning to burn crop residue to pay a fee in an amount of two dollars per acre to the department prior to burning. This required growers to estimate acreage they expected to burn without knowing field, soil, air quality or weather conditions that may prevent them from burning. She stated in order to simplify the fee payment process, and with the recommendation of the Crop Residue Burning Advisory Committee, DEQ is proposing to change the timing of when fees are paid to an annual invoice structure for actual acres burned rather than a fee due when acres are registered. She said the change will ensure farmers do not risk paying for acres they do not burn as well as streamlining the agency's administration process.

In response to a committee question, **Ms. Floyd** said about 40,000 acres are burned each year.

**MOTION:** **Rep. Kerby** made a motion to send **S 1024** to the floor with a **DO PASS** recommendation.

In response to a committee question, **Ms. Floyd** clarified the exemption of propane flaming as defined in the code.

In response to a committee question, **Ms. Floyd** explained how the fee is turned over to the General Fund and then utilized to manage the Crop Residue Program.

**VOTE ON  
MOTION:** **Chairman Boyle** called for a vote on the motion to send **S 1024** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Stevenson** will sponsor the bill on the floor.

**DOCKET NO.  
29-0103-1802:** **Patrick Kole**, Idaho Potato Commission, detailed the circumstances leading to the proposed rule changes before the committee.

In response to a committee question, **Dennis Stevenson**, Rules Coordinator, stated the rule before the committee doesn't have statute to back it and that is the problem.

The committee took no action at this time.

**ADJOURN:** There being no further business to come before the committee, the meeting was adjourned at 2:47 p.m.

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Representative Boyle  
Chair

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Joan Majors  
Secretary