

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Tuesday, January 21, 2020

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Dixon, Vice Chairman DeMordaunt, Representatives Collins, Crane, Palmer, Barbieri, Stevenson, Armstrong, Clow, Andrus, Furniss, Nichols, Raymond, Kiska, Smith, Berch, Green

**ABSENT/
EXCUSED:** None

GUESTS: Warren Wing, Division of Building Safety (DBS); Patrick Grace, DBS; Larry Jeffres, DBS; Shawn Keough Assoc. Logging Contractors; Larry Jeffres, DBS; Marty Durand, Building Trades; Warren Wing, DBS

Chairman Dixon called the meeting to order at 1:30 p.m.

DOCKET NO. 07-0000-1900: **Patrick Grace**, Division of Building Safety (DBS), explained there were no substantive changes made in the first three chapters. In alignment with the Red Tape Reduction Act from the Governor's office, DBS identified and eliminated obsolete, outdated, and unnecessary rules. These reauthorized rules were discussed at 28 public and board meetings. The result was that many pages and restrictions were eliminated, data was clarified by displaying via tables, and rules were consolidated into fewer chapters.

MOTION: **Rep. Raymond** made a motion to approve **Docket No. 07-0000-1900**. **Motion carried by voice vote.**

DOCKET NO. 07-0801-1901: **Patrick Grace**, Division of Building Safety. The changes being made to this docket clarify safety procedures for the operation of swing yarders, correct a typo, and include a requirement regarding the use of sleeve shackles that was discussed during negotiated rule making but was inadvertently left out of the rule making. The last chapter did include some substantive changes, brought by industry suggestion. The substantive changes include mandated First Aid training, rigging inspections, updated cable clamp regulations, updated machinery manual requirements, swing radius regulations updates, clasp regulations, and wrapper number requirements. Mr. Grace and the committee explored the underlying reasoning and supportive operations around regulation.

MOTION: **Rep. DeMordaunt** made a motion to approve **Docket No. 07-0801-1901**. **Motion carried by voice vote.**

DOCKET NO. 07-0101-1901: **Warren Wing**, Division of Building Safety, reviewed docket changes, most of which were not substantive. Most substantive change surrounded electrician certification processes and apprenticeship requirements to help electricians to be able to work. Specific concern was brought up around journeyman to apprentice ratios.

MOTION: **Rep. Palmer** made a motion to approve **Docket No. 07-0101-1901** but reject in part section 105.09 parts a and b; and reject section 152.02.

The committee discussed processes of changing statutes vs. changing rules, and how removing the subsections will affect the burden of workers. They wrestled with the idea of who establishes ratios in each work sector and whether or not this is something that should be decided in committee. The argument against a higher ratio centers around safety and effective training.

SUBSTITUTE MOTION:

Rep. Berch made a substitute motion to approve **Docket No. 07-0101-1901**. Roll call vote was requested.

Committee discussed the structure of both motions and how to best correct the docket.

AMENDED SUBSTITUTE MOTION:

Rep. Andrus made a motion to approve **Docket No. 07-0101-1901** but reject section 105.09 subsection a and b.

Marty Durand, legislative council for Idaho Building Trades, represents thousands of electricians across the state, objected to removing ratios from the rules. There is legislation proposed to adjust this ratio in residential instances, which would address many concerns discussed today. She requested the industry players sort this out through legislation, not through the rules process.

The committee debated whether rejecting this subsection will force the industry board to make a change or simply shut out other industry stakeholders from the legislative process.

VOTE ON AMENDED SUBSTITUTE MOTION:

Roll call vote was requested. **Amended substitute motion carried by a vote of 12 AYE, 5 NAY. Voting in favor** of the amended substitute motion: **Reps DeMordaunt, Collins, Crane, Palmer, Stevenson, Armstrong, Clow, Andrus, Nichols, Raymond, Kiska, Dixon. Voting in opposition** to the amended substitute motion: **Reps. Barbieri, Furniss, Smith, Berch, and Green.**

MOTION:

Rep. Kiska made a motion to approve the minutes of January 13 and January 15. **Motion carried by voice vote.**

ADJOURN:

There being no further business to come before the committee the meeting adjourned at 3:18 p.m.

Representative Dixon
Chair

Jayne Feik
Secretary