

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Wednesday, February 05, 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: Chad Schwendiman, City of Boise; Jason Blais, Idaho Bldg. Code Board and IDABO; Patrick Sullivan, City of Nampa; Daryl DeGrange, City of Boise; Andrew Bick, Chairman, Idaho Building Code Board (IBCB), Dept. of Building Safety (DBS); Sean Schupack, Idaho AGC; Patricia Perkins, DOF, Jennifer Biretz, (IDOF); Kelley Packer, Director, Bureau of Occupational Licenses, (IBOL); Salvador Cruz, Bank Examiner, Idaho Department of Finance (IDF); Patricia Highley, Senior Securities Analyst,(IDOF); Anthony Polidori, (IDOF) Ron Whitney, Deputy Administrator, (DBS); Jeff Egan, Building Program Manager, Dept. of Building Safety (DBS); Teri Hens (IDABO); Toni Lawson, Idaho Hospital Assoc.; Kelley Packer, (IBOL), Rob McQuade, (IBOL); Katie Hart, Melaleuca: Richard Sherrick, (DOF; Sandra Barrios

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

RS 27221: **Ron Whitney** ,Deputy Administrator, Idaho Division of Building Safety, presented **RS 27221**, proposed legislation allowing the Division of Building Safety and Factory Built Structures Advisory Board to pass permit fee savings on to modular building manufacturers through a reduction of the permit fees provided in rule. The factory-built structures' dedicated fund balance has been growing at a greater rate than is necessary to administer the modular building program. This legislation will allow the Division and the Board to curtail the ongoing buildup of funds in the factory-built structures' dedicated fund while retaining a reserve balance that is sufficient to fund the modular building program in excess of two years.

MOTION: **Rep. Collins** made a motion to introduce **RS 27221**. **Motion carried by voice vote.**

RS 27227: **Salvador Cruz**, Financial Institutions Bureau Bank Examiner, IDF, presented **RS 27227**, purposed legislation to amend provision of the Idaho Bank Act to allow banks to act as a custodian or fiduciary for the purpose of offering tax-advantaged savings plans. The amendment will clarify the authority of banks to offer all tax-advantaged savings plans qualified under the Internal Revenue Code and the Idaho Income Tax Act, and clarify that banks may act as a fiduciary for the limited purpose of tax advantaged savings plans specified by the Idaho Income Tax Act. The amendments clarify and expand the authority of Idaho state-chartered banks to offer all tax-advantaged savings plans qualified under the Internal Revenue Code and the Idaho Income Tax Act. Additionally, these changes will reduce the regulatory burden on Idaho state-chartered banks, modernize this section of the Idaho Bank Act, and expand availability of financial products to Idaho citizens and has the support of the Idaho Bankers Association.

MOTION: **Rep. DeMordaunt** made a motion to introduce **RS 27227**. **Motion carried by voice vote.**

- RS 27206:** **Patricia Highley**, Senior Securities Analyst, DOF, Securities Bureau presented **RS 27206**, proposed legislation regarding regulatory oversight for Idaho's endowment care cemeteries. Presently, there are 11 endowment care cemeteries that are under the jurisdiction of the Idaho Endowment Care Cemetery Act (IECCA). The proposed legislation will amend the IECCA to maintain the fee for registration and renewal of endowment care cemeteries.
- MOTION:** **Rep. Palmer** made a motion to introduce **RS 27206**. **Motion carried by voice vote.**
- RS 27239:** **Patricia Highley** Senior Securities Analyst, DOF, Securities Bureau, presented **RS 27239**, proposed legislation regarding The Securities Bureau regulatory oversight for investment firms and their representatives and for oversight of companies that raise capital through the offer and sale of securities. This will allow continued authorization to require and accept agent filings and fees associated with those agents that offer and sell securities under Federal Regulation, and retain the ability to identify who is soliciting into the state.
- MOTION:** **Rep. DeMordaunt** made a motion to introduce **RS 27239**. **Motion carried by voice vote.**
- RS 27246:** **Director Packer**, IBOL, presented **RS 27246**, proposed legislation to implement recommendations identified by the Board of Morticians' report to make things easier on licensees and ensure a certificate of authority in place with those who manage trust funds. In response to committee questions, Director Packer clarified the changes reflect alignment with board and gubernatorial requests to remove subjective requirements.
- MOTION:** **Rep. DeMordaunt** made a motion to introduce **RS 27246**. **Motion carried by voice vote.**
- RS 27255:** **Director Packer**, IBOL, presented **RS 27255**, proposed legislation to bring IBOL with audit findings. In addition, fees weren't going to the correct account, so this legislation would correct that mistake.
- MOTION:** **Rep. DeMordaunt** made a motion to introduce **RS 27255**. **Motion carried by voice vote.**
- RS 27271:** **Director Packer**, IBOL, presented **RS 27271**, proposed legislation is for the driving business board. This reduces some of the requirements for the public driving instructors while maintaining public safety.
- MOTION:** **Rep. Collins** made a motion to introduce **RS 27271**. **Motion carried by voice vote.**
- RS 27289:** **Director Packer**, (BOL), presented **RS 27289**, legislation removing the registration requirements and references to the Bureau of Occupational Licenses, while leaving in place protections for student athletes and Idaho's education institutions.
- MOTION:** **Rep. DeMordaunt** made a motion to introduce **RS 27289**. **Motion carried by voice vote.**
- RS 27301:** **Director Packer**, IBOL, presented **RS 27301**, proposed legislation to fine tune changes to the 2018 Barbers and Cosmetologist Act by reducing redundancy, streamlining all licensees' benefits and removing barriers.
- MOTION:** **Rep. DeMordaunt** made a motion to introduce **RS 27301**. **Motion carried by voice vote.**

RS 27253: **Sean Schupack**, Director of Public Policy, Idaho Associated General Contractors presented **RS 27253**, legislation to allow registered contractors the option to place their registration on inactive status, relieving the registrant from the requirement to maintain insurance during this period. The proposed legislation would require a registrant to provide proof of current insurance to return to active status. Additionally, the removal from the grounds for discipline of gross negligence and reckless conduct intends to eliminate a provision which is difficult and costly to establish, as well as enforce, and ultimately only bans bad actors from holding a registration, not from working in the contracting industry.

MOTION: **Rep. DeMordaunt** made a motion to introduce **RS 27253**. **Motion carried by voice vote.**

RS 27625: **Rep. Monks** presented **RS 27625**, proposed legislation providing transparency in the billing process for individuals receiving health care and evens the playing field on the fee side. This would encourage collection agencies to send bills out in a timely manner, with line item charges, and a final bill.

MOTION: **Rep. Palmer** made a motion to introduce **RS 27625**. **Motion carried by voice vote.**

Docket No. 07-0301-1901: **Jeff Egan** (DBS) said this pending rule adopts and amends for Idaho the 2018 editions of the International Building Code (IBC), International Residential Code (IRC), International Existing Building Code (IEBC), and International Energy Conservation Code (IECC). The 2018 editions of the IBC, IRC, IEBC, and IECC provide revisions and clarifications that streamline the codes and make them easier to understand and apply. Adopting the 2018 editions of these codes will bring Idaho up to date with the latest building industry standards. Mr. Egan reviewed the specific changes made.

Jason Blais, Idaho Building Co. Board, Idaho Association Building Officials, testified **in support** of **Docket No. 07-0301-1901**, testifying specifically of the unified effort to come to these decisions.

Patrick Sullivan, Director of Building Safety and Facilities Development, City of Nampa, spoke **in support** of **Docket No. 07-0301-1901** and expressed outstanding support from all stakeholders for these changes.

Andrew Bick, Architect, Chair Idaho Building Co. Board, testified **in support** of this code, saying this is the best so far in the construction industry for serving all stakeholders.

MOTION: **Rep. Green** made a motion to approve **Docket No. 07-0301-1901**.

SUBSTITUTE MOTION: **Rep. Palmer** made a motion to approve **Docket No. 07-0301-1901** but reject in part subsection 04.04. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:40 p.m.

Representative Dixon
Chair

Jayne Feik
Secretary