

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, January 09, 2019

SUBJECT	DESCRIPTION	PRESENTER
	Organizational meeting	

COMMITTEE MEMBERS

Chairman Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, January 09, 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: None

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

Chairman Harris welcomed the committee members and introduced legislators that are new to the State Affairs Committee. He also introduced committee secretary, **Julia Grief**, and the page assigned to the committee, **Warren Johnson**.

Each committee member introduced themselves.

Chairman Harris presented the Administrative Rules and announced that Rules Review will begin on Monday, January 14th, 2019.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:29 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Monday, January 14, 2019

SUBJECT	DESCRIPTION	PRESENTER
	Administrative Rules Procedures	Dennis Stevenson, Administrative Rules Coordinator
	<u>Idaho Public Utilities Commission</u>	
Docket No. 31-1101-1801	Safety and Accident Reporting Rules for Utilities Regulated by the Idaho Public Utilities Commission	Paul Kjellander, Commissioner
Docket No. 31-7103-1801	Railroad Safety and Accident Reporting Rules	Paul Kjellander

COMMITTEE MEMBERS

Chairman Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

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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.

Representative Armstrong
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Tuesday, January 15, 2019

SUBJECT	DESCRIPTION	PRESENTER
Docket No. 38-0409-1802	<u>Department of Administration</u> Rules Governing Use of the Chinden Office Complex	Keith Reynolds, Deputy Director
Docket No. 34-0602-1801	<u>Office of the Secretary of State</u> Rules Governing the Electronic Recording of Plats, Recording of Survey, and Corner Records	Chad Houck, Deputy Secretary of State

COMMITTEE MEMBERS

Chairman Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Tuesday, January 15, 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: Chad Houck, Secretary of State's Office

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

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

DOCKET NO. 38-0409-1802: **Keith Reynolds**, Deputy Director, Department of Administration, presented **Docket No. 38-0409-1802**, Rules Governing Use of the Chinden Office Complex. He stated the State of Idaho purchased the Chinden Complex, also known as the former HP site, and HP will continue to lease a portion of the building. He said the rule was necessary in order to establish standards for public and private use of the complex. The rules only apply to the Chinden Office Complex, but were modeled after the Capitol Mall rules.

In response to committee questions, **Mr. Reynolds** said the pathways that run through the complex are open to public access and already connect to a neighborhood trail.

In response to committee questions, **Mr. Reynolds** said that law enforcement cannot ban anyone, including the public or employees from bringing firearms onto the Chinden Office Complex property.

Mr. Reynolds introduced **Julie Weaver**, Deputy Attorney General and legal counsel to the department, in order to answer questions. In response to committee questions, Ms. Weaver said the hierarchy of rules govern firearm usage. There are currently no signs prohibiting weapons on the Capitol Mall or the Chinden Office Complex. Security personnel can enforce rules regarding clubs, bats, and or items that cause harm and they are allowed to call law enforcement if necessary.

In response to committee questions, **Mr. Reynolds** said that as manager, he would feel comfortable interpreting the rules as needed.

In response to committee questions, **Mr. Reynolds** said the sunrise to sunset rule was meant to create boundaries for public use, along with addressing cost and security concerns.

In response to committee questions, **Mr. Reynolds** said there are no provisions for motorized Lime or Bird scooters. He said the department can consider creating revisions for them in the future. He said that according to the current rules, Lime or Bird scooters are not allowed at all, only pedestrians are allowed on pathways.

In response to committee questions regarding rejecting sections 312 and 304, **Ms. Weaver** suggests asking the governor for a temporary rule in order to account for sections 312 and 304 if stricken.

MOTION: **Rep. Zito** made a motion to approve **Docket No. 38-0409-1802** with the exception of sections 304 and 312. **Motion carried by voice vote.**

DOCKET NO. 34-0602-1801: **Chad Houck**, Deputy Director, Secretary of State's Office, presented **Docket No. 34-0602-1801**, Rules Governing the Electronic Recording of Plats, Records of Survey, and Corner Records. Mr. Houck said the rules have been brought before numerous commissions and entities with no objection.

MOTION: **Rep. Palmer** made a motion to approve **Docket No. 34-0602-1801**. **Motion carried by voice vote.**

Rep. Harris pointed out a typographical inconsistency within the wording of the rules. He suggested fixing the wording of TIFF in order to make the wording consistent throughout the rules.

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

ADJOURN: There being no further business to come before the meeting, the meeting adjourned at 9:44 AM.

Representative Armstrong
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, January 16, 2019

SUBJECT	DESCRIPTION	PRESENTER
	<u>Commission On The Arts</u>	
Docket No. 40-0101-1801	Rules of the Idaho Commission on the Arts	Michael Faison, Executive Director
	<u>Idaho State Lottery Commission</u>	
Docket No. 52-0103-1801	Rules Governing Operations of the Idaho State Lottery	Jeffrey R. Anderson, Executive Director
	<u>Department of Administration</u>	
Docket No. 38-0501-1801	Rules of the Division of Purchasing	Sarah Hilderbrand, Administrator

COMMITTEE MEMBERS

Chairman Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, January 16, 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: Jeff Anderson, Becky Schroede, Ambu French, Idaho State Lottery Commission; Michael Faison, Idaho Commission on the Arts; Sarah Hilderbrand, Valerie Bollinger, Department of Purchasing; Dennis Stevenson, Rules Coordinator

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

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

DOCKET NO: **Michael Faison**, Executive Director, Idaho Commission on the Arts, presented
40-0101-1801: **Docket No. 40-0101-1801**, Rules of the Idaho Commission on the Arts. He stated the rule would expand access of the current fellowship grant category to folk and traditional artists and remove a current funding restriction on college and university grant applicants. The remaining changes are housekeeping, updates and clarifications in language, terminology, and procedures. There is no fiscal impact.

In response to committee questions regarding the necessity of the rule change, **Mr. Faison** answered traditional artists are reviewed against contemporary artists and often don't get awarded grants because of the nature of the review process. He said it is important for the commission to have clarity within the rules. The commission does not define panels in the rules, but follows national standards.

In response to committee questions, **Mr. Faison** answered the commission follows community standards when determining grant funding. The commission has not had any controversy with the programs or individuals they have awarded grants to.

In response to committee questions, **Mr. Faison**, answered the writers in residence program has been reduced from a three year commitment to a two year commitment. The number of public readings was adjusted for the two year process and the emphasis on small towns has not changed. The awards given will remain the same on an annual basis and are approximately \$4,000 per year plus travel expenses.

In response to committee questions, **Mr. Faison** answered the standard breakdown of funding is 48%, State funds and 52%, National Endowment for the Arts. The majority of the grants are awarded to public programs in the arts, which amounts to approximately \$600,000 annually. These programs are usually run by not-for-profit organizations all throughout the state of Idaho. The annual awards to college and universities are quite small.

In response to committee questions regarding section 403, **Mr. Faison** answered the reason for changing the language of the section is to encourage honesty when it comes to reporting fiscal issues. By making the language more flexible, the commission would be able to work with the grant recipients in a more productive way.

ORIGINAL MOTION: **Rep. Smith** made a motion to approve **Docket No. 40-0101-1801**.

SUBSTITUTE MOTION: **Rep. Barbieri** made a substitute motion to approve **Docket No. 40-0101-1801** with the exception of section 400, subsection 04.

AMENDED SUBSTITUTE MOTION: **Rep. Monks** made an amended substitute motion to approve **Docket No. 40-0101-1801** with the exception of section 400, subsection 04 and section 403, subsection 01.f.

Rep. Gannon spoke to the amended substitute motion, specifically to the strikeout of section 403, subsection 01.f, questioning whether the rule needs to stay in place because the commission might feel micromanaged.

Rep. Monks responded by stating that because the commission has been so successful, the rule should stay as is.

VOTE ON AMENDED SUBSTITUTE MOTION: **Vice Chairman Armstrong** called for a vote on the amended substitute motion to approve **Docket No. 40-0101-1801** with exception of section 400, subsection 04 and section 403, subsection 01.f. **Motion carried by voice vote. Reps. Smith, Gannon, and Green(18)** requested to be recorded as voting **NAY**.

DOCKET NO. 52-0103-1801: **Jeff Anderson**, Executive Director, Idaho State Lottery Commission presented **Docket No. 52-0103-1801**, Rules Governing Operations of the Idaho State Lottery. The rule relates to procedures for balancing the central gaming and internal control systems following a draw for games. With technological advancements, draw managers will no longer be necessary and that is the substance of the rule change. There is no negative fiscal impact.

In response to committee questions regarding specific wording of the rules. **Mr. Anderson** answered the language in certain sections of the rules is obsolete.

In response to committee questions regarding fiscal impact, **Mr. Anderson** answered there will be no additional expense and the lottery will save about \$21,000 per year because there will no longer be a need for temporary draw managers.

MOTION: **Rep. Gannon** made a motion to approve **Docket No. 52-0103-1801**. **Motion carried by voice vote.**

DOCKET NO. 38-0501-1801: **Sarah Hilderbrand**, Administrator, Division of Purchasing, presented **Docket No. 38-0501-1801**, Rules of the Division of Purchasing. Ms. Hilderbrand presented on the background of the Division of Purchasing. **Rep. Harris** suggested the committee wait to discuss the rules until the following day due to time constraint.

In response to committee questions, **Ms. Hilderbrand** answered the reason for a three year delay in developing a web-based training was due to a combination of factors including the slow development of technology and the process of getting a training specialist for the project.

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

ADJOURN: There being no further business to come before the meeting, the meeting adjourned at 10:16 AM.

Representative Armstrong
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Thursday, January 17, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26515	Abortion complications	Rep. Chaney
Docket No. 38-0501-1801 (pages 23-34)	Rules of the Division of Purchasing	Sarah Hilderbrand, Administrator

COMMITTEE MEMBERS

Chairman Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Thursday, January 17, 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: Genevieve J. Kelly; Michael T. Kelly; Sarah Hilderbrand, Valerie Bollinger, Division of Purchasing; Kate Haas, Kestrel West; Brody Aston, Westerberg Associates; Dennis Stevenson, Rules Coordinator, Jay Shaw, Administrative Rules

Chairman Harris called the meeting to order at 8:59 AM.

MOTION: **Rep. Green** made a motion to approve the minutes of the January 14th, 2019 meeting. **Motion carried by voice vote.**

RS 26515: **Rep. Chaney** presented **RS 26515**, proposed legislation that makes modifications to a bill passed last year regarding abortion complications. Revisions include a definition, provisions regarding a certain report, and declaring an emergency. There is no fiscal impact.

In response to committee questions regarding the fiscal note, **Rep. Chaney** stated that because this legislation is a follow-up to a bill already passed, it does not create a larger cause of action and will not affect the fiscal note of the legislation.

MOTION: **Rep. Crane** made a motion to introduce **RS 26515**.

**SUBSTITUTE
MOTION:** **Rep. Gannon** made a substitute motion to introduce **RS 26515** with an amended fiscal note which includes general costs for any litigation the legislation may cause.

Rep. Crane stated that he didn't take issue with the substitute motion, but inquired about whether it would violate Joint Rules with Senate that state a fiscal note should be brief.

Rep. Holtzclaw stated that Joint Rule 18 calls for fiscal notes to be concise and doesn't include what a potential liability would be.

**VOTE ON
SUBSTITUTE
MOTION:** **Chairman Harris** called for a vote on the substitute motion to introduce **RS 26515** with an amended fiscal note which includes general costs for any litigation the legislation may cause. **Motion failed by voice vote.**

**VOTE ON
ORIGINAL
MOTION:** **Chairman Harris** called for a vote on the original motion to introduce **RS 26515**. **Motion carried by voice vote. Reps. Smith, Green(18), and Gannon** requested they be recorded as voting **NAY**.

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

**DOCKET NO.
38-0501-1801:** **Sarah Hilderbrand**, Administrator, Division of Purchasing, presented **Docket No. 38-0501-1801**, Rules of the Division of Purchasing. She stated the Division of Purchasing began the negotiated rule making process and had invited state agencies and other interested parties to participate in discussions. She said a few revisions of the rules allow for competitive negotiations and other sections include housekeeping items, clarifications, modernization of language and other updates.

In response to committee questions regarding the negotiated rule making process, **Ms. Hilderbrand** stated in May 2018, the Division of Purchasing scheduled four meetings and invited agencies to attend. No interested parties were excluded from participating. No vendors had attended the meetings.

In response to committee questions regarding competitive negotiations, **Ms. Hilderbrand** stated a change in the rules would generate greater flexibility for the state, especially when soliciting IT contracts. Currently, there is not an opportunity to freely dialogue with qualified contractors, and a rule change would allow the state to address any ambiguities that may arise. She said the agency was planning to set-up a working group to establish the process for competitive negotiations. She stated there has been active vendor participation and feedback.

Kate Haas, Kestrel West, testified on behalf of IT Alliance for Public Sector in opposition to **Docket No. 38-0501-1801**. Ms. West stated the IT Alliance for Public Sector expressed concern regarding section 114 pertaining to the Information Technology Resale. Ms. Haas stated the wording of the rule is too broad, will prohibit "click-wrap" agreements, and cause operational issues.

In response to committee questions, **Julie Weaver**, legal counsel to the department, said the concerns are with who can make changes to the agreement and the rule clarifies the process for "click-wrap" agreements.

MOTION: **Rep. Crane** made a motion to reject **Docket No. 38-0501-1801**. **Motion carried by voice vote.**

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

ADJOURN: There being no further business to come before the meeting, the meeting adjourned at 10:20 AM.

Representative Armstrong
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, January 23, 2019

SUBJECT	DESCRIPTION	PRESENTER
<u>RS26553</u>	Professional service contracts	Matt Clemence, Intern, Rep. Blanksma
<u>RS26566</u>	Public employees, severance pay	Rep. Harris
<u>RS26606</u>	Labor negotiations, open session	Rep. Harris

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, January 23, 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:** Rep. Smith

GUESTS: Jeremy Chou, Givens Pursley; Matthew Clemence, Intern, Rep. Blanksma; Mike Hampton, PERSI; Tony Smith, IPEA; Quinn Perry, ISPM; Russell Westerberg, RMP; Bob Van Arnem

Chairman Harris called the meeting to order at 8:59 AM.

MOTION: **Rep. Young** made a motion to approve the minutes of the January 15th, 2019 and the January 16th, 2019 meetings. **Motion carried by voice vote.**

RS 26553: **Matt Clemence**, Intern for **Rep. Blanksma**, presented **RS 26553**, legislation relating to professional service contracts; amending section 67-2320, Idaho Code, to revise provisions regarding selections for certain professional service contracts and to make technical corrections.

MOTION: **Rep. Palmer** made a motion to introduce **RS 26553**. **Motion carried by voice vote.**

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

RS 26566: **Rep. Harris** presented **RS 26566**, legislation relating to severance pay for public employees, repealing and amending sections of Idaho Code, and broadening certain language.

MOTION: **Rep. Zito** made a motion to introduce **RS 26566**. **Motion carried by voice vote.**

RS 26606: **Rep. Harris** presented **RS 26606**, legislation relating to labor negotiations in open sessions and proposing a repeal of the sunset date of section 4, chapter 271, laws of 2015.

MOTION: **Rep. Palmer** made a motion to introduce **RS 26606**. **Motion carried by voice vote.**

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

ADJOURN: There being no further business to come before the meeting, the meeting adjourned at 9:13 AM.

Representative Armstrong
Chair

Julia Grief
Secretary

AMENDED AGENDA #2
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Monday, January 28, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26615	Communication systems, interference	Rep. Gannon
H 42	Labor negotiations, open session	Rep. Harris
	Budget Briefing	Paul Headlee, Budget and Policy Division Manager, Legislative Services Office; Maggie Smith, Budget Analyst, Legislative Services Office

COMMITTEE MEMBERS

Chairman Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, January 28, 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: Trevor Buller, Taylor & Company
Chairman Harris called the meeting to order at 8:59 AM.
RS 26615: **Rep. Gannon** presented **RS 26615**, a joint memorial regarding telemarketing and interference with communication systems. He noted **Senator Cheatham** as a co-sponsor.
MOTION: **Rep. Zito** made a motion to introduce **RS 26615** and recommend it be sent directly to the Second Calendar Reading. **Motion carried by voice vote.** **Rep. Gannon** will sponsor the bill on the floor.
Chairman Harris turned the gavel over to **Vice Chair Armstrong**.
H 42: **Rep. Harris** presented **H 42**, legislation regarding open labor negotiations. The bill would remove the sunset clause and make other modifications.
MOTION: **Rep. Palmer** made a motion to send **H 42** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Harris** will sponsor the bill on the floor.
Vice Chair Armstrong returned the gavel to **Chairman Harris**.
Paul Headlee, Manager of Budget and Policy Division, Legislative Services Office, presented a budget briefing to the committee. Specific points from the presentation included recommendations from the Governor's budget, lottery commission budget items, and the state reserve fund.
In response to committee questions, **Mr. Headlee** answered the executive branch and state agencies can determine how long an employment position has been unfulfilled. He also explained specific line items, replacement items, and other details of any budget in question, are available for review.
MOTION: **Rep. Young** made a motion to approve the minutes of the January 17th and January 23rd, 2019 meetings. **Motion carried by voice vote.**
ADJOURN: There being no further business to come before the committee, the meeting adjourned at 10:01 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Tuesday, January 29, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26600	Dessert wine	Rep. Troy
RS26667	Administrative rules	Rep. Moyle
RS26654	Abortion complications	Rep. Chaney

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Tuesday, January 29, 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:** Rep. Palmer, Rep. Young
GUESTS: None
Chairman Harris called the meeting to order at 8:59 AM.
RS 26600: **Rep. Troy** presented **RS 26600**, legislation regarding a change to the definition of dessert wine.
MOTION: **Rep. Crane** made a motion to introduce **RS 26600. Motion carried by voice vote.**
RS 26667: **Rep. Moyle** presented **RS 26667**, legislation regarding changes to the administrative rules process.
MOTION: **Rep. Monks** made a motion to introduce **RS 26667. Motion carried by voice vote.**
RS 26654: **Rep. Chaney** presented **RS 26654**, legislation regarding abortion complications. The legislation now includes a section attempting to address duplicate reporting. There are also minor punctuation and grammatical revisions.
MOTION: **Rep. Monks** made a motion to introduce **RS 26654. Motion carried by voice vote. Reps. Smith, Gannon, and Green(18)** requested they be recorded as voting **NAY.**
ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:23 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Friday, February 01, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26487	Daylight saving time, exemption	Rep. Zito
H 64	Abortion complications	Rep. Chaney

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Friday, February 01, 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: David Ripley, Idaho Chooses Life

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

MOTION: **Rep. Young** made a motion to approve the minutes of the January 28th and January 29th, 2019 meetings. **Motion carried by voice vote.**

RS 26487: **Rep. Zito** presented **RS 26487**, legislation that would exempt Idaho from observing Daylight Saving Time.

MOTION: **Rep. Holtzclaw** made a motion to introduce **RS 26487**.

In response to committee questions, **Rep. Zito** answered Idaho would be in Standard Time, year-round. Rep. Zito will research how Northern Idaho will be affected, since that part of the state is in the Pacific Time Zone. She will also contact power companies to determine how their services will be impacted.

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

H 64: **Rep. Chaney** presented **H 64**, legislation regarding abortion complications. Rep. Chaney explained this specific legislation includes modifications to certain language and sections of Idaho Code, it is not the Abortion Complication Reporting Act itself. Revisions of the language emphasize discretion given to physicians and medical providers. Revised sections address duplicate reporting issues in order to make reports more statistically accurate.

Ken McClure, Idaho Medical Association, testified in opposition to **H 64**. Mr. McClure expressed concerns with provisions added under Section 2 which state physicians "shall attempt to ascertain and shall report" information including a patient's age and race, whether the patient was referred to the hospital for any complications listed, etc. Mr. McClure is concerned about the consequences physicians could face by attempting to gather this information.

MOTION: **Rep. Barbieri** made a motion to send **H 64** to the floor with a **DO PASS** recommendation.

In response to committee questions, **Rep. Chaney** answered the punishment if any person were to violate this bill would be a misdemeanor. However, due to language of the bill, no physician would be prosecuted without willfully violating the law.

In opposition of the motion, **Rep. Gannon** said the legislation doesn't address information that will be statistically significant. **Rep. Smith** said there are already reporting systems in place, therefore there is no need for **H 64**. **Rep. Green(18)** stated there is no validity to questions physicians are allowed to ask regarding breast cancer in relation to abortions.

**VOTE ON
MOTION:**

Motion carried by voice vote. Reps. Smith, Gannon, and Green(18) requested they be recorded as voting **NAY. Rep. Chaney** will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 9:48 AM.

Representative Harris
Chair

Julia Grief
Secretary

House State Affairs Committee
Idaho State House of Representatives
Boise, Idaho 83720

Re: House Bill 64

February 1st, 2019

Dear Chair and Members of the Committee,

Planned Parenthood strongly supports medical practices that are based on sound science and which improve the health and lives of people and communities. We develop our own standards of care using the most current medical evidence available, including guidance from trusted medical organizations such as the Centers for Disease Control and Prevention (CDC), the United States Preventive Services Task Force, and the American College of Obstetricians and Gynecologists. We proudly support research efforts aimed at improving the quality of care for Idahoans and people across our nation.

With this commitment in mind, last year we strongly opposed HB 638, which put in place unscientific reporting requirements for abortion. We continue to support high-quality research that aims to improve public health, but unfortunately we were unable to support this legislation because it does not promote such high-quality research and does nothing to ensure that all Idahoans receive high quality health care, backed by rigorous scientific study and analysis. Information on the safety and risks of any medical procedure should be collected through high-quality medical and social science research and peer-reviewed studies, not government forms. This bill's expansive and politically-motivated reporting requirements go beyond what is needed to improve public health.

House Bill 64 makes a number of amendments to HB 638. While these changes do somewhat improve last year's legislation, they do not address our overarching concerns about the reporting requirements put in place by HB 638. Many of the reporting requirements in HB 64 remain so vague that they would be difficult or impossible to comply with. House Bill 64 also continues to require reporting on a number of so-called "complications" that are actually expected side effects of abortion, creating additional confusion. And because of the bill's vague and confusing reporting requirements, providers would be left to guess at how to correctly comply and would likely over-report, substantially weakening the quality of data collected and further throwing into question its utility for improving public health.

Thank you for the opportunity to comment on this legislation. We look forward to working with you to ensure that all Idahoans receive high quality health care, backed by rigorous scientific study and analysis.

Sincerely,

Mistie Tolman

Idaho State Director
Planned Parenthood Votes Northwest and Hawaii

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, February 06, 2019

SUBJECT	DESCRIPTION	PRESENTER
<u>RS26760</u>	Administrative rules, approve concurrent resolution	Rep. Moyle
<u>RS26723C1</u>	Child protection, waiver	Rep. Scott
<u>RS26725</u>	Redistricting commission, members	Rep. Harris

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, February 06, 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:** Rep. Holtzclaw
GUESTS: Brad Hunt, OARC
Chairman Harris called the meeting to order at 8:58 AM.
RS 26760: **Rep. Moyle** presented **RS 26760**, legislation regarding the administrative rules process. Rep. Moyle explained the new legislation would require a concurrent resolution from both the House and Senate in order for a rule to become effective.
MOTION: **Rep. Monks** made a motion to introduce **RS 26760. Motion carried by voice vote.**
RS 26723C1: **Rep. Scott** presented **RS 26723C1**, legislation regarding child protection. Rep. Scott explained the legislation adds a new section to Idaho Code requiring that parents/guardians are notified of their Constitutional rights once an investigation is opened. These rights will be in written form with an example of the form included in the legislation so the Department of Health and Welfare does not need to promulgate any rules.
MOTION: **Rep. Barbieri** made a motion to introduce **RS 26723C1. Motion carried by voice vote.**
Chairman Harris turned the gavel over to **Vice Chair Armstrong.**
RS 26725: **Rep. Harris** presented **RS 26725**, a joint resolution proposing adding a seventh member to the Commission for Reapportionment. Rep. Harris explained a seventh member would help solve issues that have occurred in the past including deadlocks and court involvement. The seventh member will be voted on by five of the Elected Officials of the Executive Branch, excluding the Secretary of State and the Attorney General. This process would be implemented in order to maintain neutrality.
MOTION: **Rep. Crane** made a motion to introduce **RS 26725.** Speaking to the motion, Rep. Crane stated this legislation is an interesting approach to solve past issues and would provide a good balance.
In opposition to the motion, **Rep. Gannon** stated this legislation would create a politicized process, upset the balance of the commissioner jurisdiction, and create dysfunction in the government.
VOTE ON MOTION: **Motion carried by voice vote. Reps. Smith, Gannon, and Green(18)** requested they be recorded as voting **NAY.**
ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:23 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Friday, February 08, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26771	Daylight saving time, exemption	Rep. Zito
HJR2	Redistricting commission, members	Rep. Harris

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Friday, February 08, 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:** Rep. Barbieri, Rep. Monks

GUESTS: The sign-in sheet will be retained with the minutes in the committee secretary's office until the end of session. Following the end of the session, the sign-in sheet will be filled with the minutes in the Legislative Services Library.

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

MOTION: **Rep. Green** made a motion to approve the minutes of the February 6th, 2019 meeting. **Motion carried by voice vote.**

MOTION: **Rep. Gannon** made a motion to postpone the hearing of **HJR 2** to time certain, February 13th, 2019. **In support** of the motion, **Rep. Smith** stated the public hasn't had adequate time to prepare or travel for the hearing. **In opposition** to the motion, **Rep. Palmer** explained all committee processes had been followed.

**VOTE ON
MOTION:** **Motion failed by voice vote. Reps. Smith, Gannon, and Green(18)** requested they be recorded as voting **NAY**.

RS 26771: **Rep. Zito** presented **RS 26771**, legislation relating to Daylight Saving Time exemption. The southern part of the state would stay on Standard Time year-round, while the Northern part, which is in the Pacific Time Zone, would still observe Daylight Saving Time.

MOTION: **Rep. Scott** made a motion to introduce **RS 26771. Motion carried by voice vote.**
Chairman Harris turned the gavel over to **Vice Chair Armstrong**.

HJR 2: **Rep. Harris** presented **HJR 2**, legislation proposing a seventh member to the Commission for Reapportionment. The seventh member would be voted on by five of the Elected Officials of the Executive Branch. The purpose of the seventh member is to avoid deadlocks and court involvement.

In response to committee questions, **Rep. Harris** answered there will be time to debate the bill and the voters will be able to have a say if it goes to ballot.

MOTION: **Rep. Palmer** made a motion to send **HJR 2** to the floor with a **DO PASS** recommendation.

Speaking **in support**, **Russ Hendricks**, Idaho Farm Bureau Federation, testified the families of the farm bureau have adopted a policy that support the resolution because they are concerned about the current redistricting process.

Those speaking **in opposition** were **Lori Burelle, Cay Marquart, Karen Lansing, Mary Ruckett, Rialin Flores, CVI, Nicole Lefavour, Yvonne Sandmire, Stephanie Hanson, Michael Brown, and Nancy Harris**. They were of the opinion that the legislation would cause a partisan redistricting process and gerrymandering.

Rep. Crane asked that the record reflect that **Chairman Harris** followed the proper posting guidelines for a hearing on **HJR 2**.

Reps. Smith, Gannon, and Green(18) abstained from voting on the motion, citing concerns about the timing of the bill hearing and the ability of the public to participate. They left the meeting before the vote occurred.

VOTE ON MOTION:

Motion carried by voice vote. Rep. Harris will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 10:29 AM.

Representative Armstrong
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Tuesday, February 12, 2019

SUBJECT	DESCRIPTION	PRESENTER
	Small Cell Briefing	Mark Estess, Partner, Eiguren Ellis Public Policy Firm; Andrew Cole, Community Engagement, Verizon
H 63	Dessert wine	Rep. Troy
H 100	Administrative rules, approve concurrent resolution	Rep. Moyle

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Tuesday, February 12, 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: Mark Estess, Verizon; Roger Batt, Idaho Grape Wine Commission; Fred Birnbaum, Idaho Freedom Foundation; Jeff Anderson, ISLD; Ed Sperry, IAR ; Charlie Taylor, IR; Russ Hendricks, Idaho Farm Bureau Federation

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

Mark Estess, Partner, Eiguren Ellis Public Policy Firm, introduced **Andrew Cole**, an employee for Verizon Wireless. Mr. Cole gave a small cell briefing including how the installation of small cells around the state has progressed. He explained how Verizon Wireless works with local jurisdictions in order to meet standards of local ordinances and the safety of the small cells is regulated by FCC standards and are within the limitations.

H 63: **Rep. Troy** deferred to **Roger Batt**, Idaho Grape Wine Commission to present **H 63**, legislation relating to changing the definition of dessert wine. Mr. Batt stated the change is necessary in order to align with federal definitions.

MOTION: **Rep. Crane** made a motion to send **H 63** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Troy** will sponsor the bill on the floor.

H 100: **Rep. Moyle** presented **H 100**, legislation relating to the administrative rules process. Rep. Moyle explained the legislation would change the current process to where before a rule becomes final and approved, it must pass both the House and Senate by concurrent resolution.

In response to committee questions, **Rep. Moyle** answered the new process should not take up much more time than the current process because only a few more concurrent resolutions will need to pass.

MOTION: **Rep. Scott** made a motion to send **H 100** to the floor with a **DO PASS** recommendation.

Those speaking **in support** were **Fred Birnbaum**, Idaho Freedom Foundation and **Russ Hendericks**, Idaho Farm Bureau Federation. They were of the opinion the legislation would simplify the process and restore check and balances.

VOTE ON MOTION: **Motion carried by voice vote.** **Reps. Smith, Gannon, and Green(18)** requested they be recorded as voting **NAY.** **Rep. Moyle** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:47 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, February 13, 2019

SUBJECT	DESCRIPTION	PRESENTER
Docket No. 11-0411-1802	Rules Governing Equine Veterinary Practices, Permitted Medications, Banned Substances and Drug Testing of Horses (pages 5-9)	Jim Hammond, Idaho State Racing Commission
Docket No. 11-0403-1801	Rules Governing Licensing and Fees (pages 3-4)	Jim Hammond
RS26730C1	Liquor licenses, year-round resort	Rep. Gestrin
RS26572	Firearms, retired law enforcement	Rep. Scott
RS26724	Alcohol, theaters	Rep. Erpelding
RS26793	Firearms, schools	Rep. Christensen
SCR 101	American legion, centennial year	Sen. Cheatham

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

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email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, February 13, 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: The sign-in sheet will be retained with the minutes in the committee secretary's office until the end of the session. Following the end of the session, the sign-in sheet will be filed with the minutes in the Legislative Services Library.

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

RS 26793: **Chairman Harris** announced **RS 26793**, legislation relating to firearms will be postponed to a later meeting date.

**DOCKET NO.
11-0411-1802:** **Jim Hammond**, Idaho State Racing Commission, presented **Docket No. 11-0411-1802**, rules governing equine veterinary practices, permitted medications, banned substances and drug testing of horses. Mr. Hammond stated the temporary rule proposes adding hair testing to the current set of horse testing the Idaho Racing Commission does.

**DOCKET NO:
11-0403-1801:** **Mr. Hammond** presented **Docket No. 11-0403-1801**, rules governing licensing and fees. This temporary rule imposes a fee for the hair testing.

In response to committee questions, **Mr. Hammond** answered the rules were not an initiative of the Idaho State Racing Commission, but rather brought by the horseman to align with other states' testing standards and rules. Mr. Hammond answered the negotiated rule making process has not taken place because the rules have not been made final.

Mr. Hammond introduced **Ardie Noyes**, Operations Manager, Idaho State Racing Commission to answer committee questions. Ms. Noyes answered the cost of blood testing will increase due to the addition of the hair testing to the overall testing process.

MOTION: **Rep. Armstrong** made a motion to reject **Docket No. 11-0411-1802. Motion carried by voice vote.**

MOTION: **Rep. Andrus** made a motion to reject **Docket No. 11-0403-1801. Motion carried by voice vote.**

RS 26730C1: **Rep. Gestrin** presented **RS 26730C1**, legislation relating to liquor licenses in a year-round resort. Legislation was passed in 2006 to provide for liquor licenses in resort communities. However, the proposed legislation would make a few technical corrections to the statute. The proposed changes would include the word "boundary" as part of the descriptive area of the resort among other language corrections.

MOTION: **Rep. Gannon** made a motion to introduce **RS 26730C1. Motion carried by voice vote.**

- RS 26572:** **Rep. Scott** presented **RS 26572**, legislation relating to firearms and retired law enforcement officers. **H 565** was passed last year which allows retired law enforcement officers to carry firearms in schools and large events with a 218 card. The proposed legislation would change the minimum years to qualify for the card from fifteen to ten years in order to align with federal statute.
- MOTION:** **Rep. Palmer** made a motion to introduce **RS 26572**. **Motion carried by voice vote.**
- RS 26724:** **Rep. Erpelding** presented **RS 26724**, legislation relating to alcohol sales in historic theaters. The proposed legislation would grant exemptions to theaters built before 1950 and are listed on the National Register for Historic Places. The exemption would allow qualifying theaters to sell beer and wine where with current statute they are not able to due to the layout or construction of the theaters.
- MOTION:** **Rep. Smith** made a motion to introduce **RS 26724**. **Motion carried by voice vote.**
- SCR 101:** **Sen. Cheatham** presented **SCR 101**, legislation relating to honoring servicemen and servicewomen in the military. The resolution commorates the work of the American Legion, an organization founded by American servicemen and servicewomen in France in 1919. The American Legion is the largest veteran service organization in the United States.
- MOTION:** **Rep. Smith** made a motion to send **SCR 101** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Giddings** will sponsor the resolution on the floor.
- ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 9:47 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Thursday, February 14, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26874	Political subdivision purchasing	Rep. Raymond
RS26877	Political subdivision purchasing	Rep. Raymond
RS26611C1	Idaho council on federal lands	Rep. Boyle
H 134	Alcohol, plazas	Rep. Syme
H 123	Daylight saving time, exemption	Rep. Zito

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Thursday, February 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: Jonathan Parker, Chelsea Wilson, PPA; Quinn Perry, ISBA; Russell Westerberg, RMP/FIBA; Alli, ICI

Chairman Harris called the meeting to order at 8:59 AM

RS 26874: **Rep. Raymond** presented **RS 26874**, legislation relating to emergency declarations and sole-source declarations in regards to competitive bids for goods and services. **Rep. Raymond** explained that current statute states an emergency declaration must be made before a sole-source declaration can be made. The proposed legislation will allow a sole-source declaration to be made without an emergency declaration being made first.

MOTION: **Rep. Smith** made a motion to introduce **RS 26874. Motion carried by voice vote.**

RS 26877: **Rep. Raymond** presented **RS 26877**, relating to public notices of political subdivision purchasing. The proposed legislation would add verbiage that would allow public notices for IT procurements be posted online in lieu of publishing in a newspaper. The suggestion for the change was made by the Idaho Association of Cities and would allow an alternative method for securing RFP's. The bill is specific to IT procurements.

In response to be committee questions, **Rep. Raymond** answered that local publications may not reach out to the public far enough and this legislation would allow publishing of public notices both in local papers and online.

MOTION: **Rep. Monks** made a motion to introduce **RS 26877. Motion carried by voice vote. Rep. Armstrong** requested he be recorded as voting **NAY**.

RS 26611C1: **Rep. Boyle** presented **RS 26611C1**, legislation proposing the development of a Federal land issues council.

MOTION: **Rep. Monks** made a motion to introduce **RS 26611C1**.

In response to committee questions, **Rep. Boyle** answered the language in the proposed legislation was taken from the Indian Affairs Committee and she interprets the language to mean members from the minority party can participate.

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

H 134: **Rep. Syme** presented **H 134**, legislation adding the word "plaza" to the section of Idaho Code relating to the serving and sale of beer and wine. The change would have plazas fall under the same guidelines as ballparks, sports arenas, etc.

In response to committee questions, **Rep. Syme** answered this legislation specifically applies to special events. The legislation would expand the area to the confines of the whole plaza, not just a specific, small area.

MOTION: **Rep. Hartgen** made a motion to send **H 134** to the floor with a **DO PASS** recommendation.

Jonathan Parker, PPA, testified in support of **H 134**. He stated that Idaho State Police will still determine licensed areas. It was under the recommendation of the Attorney General to add the word "plaza" to this section of Idaho Code.

VOTE ON MOTION: **Motion carried by voice vote. Reps. Andrus, Palmer, Harris, and Zito** requested they be recorded as voting **NAY. Rep. Syme** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:43 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Friday, February 15, 2019

SUBJECT	DESCRIPTION	PRESENTER
<u>RS26826</u>	Newspapers, notice publication	Rep. Raybould
<u>RS26568</u>	Motor vehicles, designated routes	Roy Eiguren, Partner, Eiguren Ellis Public Policy Firm
<u>RS26791C1</u>	Vehicles, weights, routes	Roy Eiguren
<u>RS26873</u>	Federalism committee	Rep. Monks
<u>RS26898</u>	Child protection, notification	Rep. Scott
<u>H 156</u>	Firearms, retired law enforcement	Rep. Scott

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Friday, February 15, 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: Holly Kooli Ribholtz, IPAA; Chelsea Wilson, PPA; Savannah Renslow, IAHD

Chairman Harris called the meeting to order at 8:58 AM.

RS 26826: **Rep. Raybould** presented **RS 26826**, legislation relating to legal notices provisions. The proposed legislation stipulates that all legal notices shall be printed online by a newspaper publication, followed by one print version either concurrently or at the next available edition of the physical newspaper.

In response to committee questions, **Rep. Raybould** answered the physical print publication must have the full notice, but will also provide direction where to find previous and current notices online. **Rep. Raybould** explained the proposed language includes online notices should be published in a centralized online platform.

MOTION: **Rep. Palmer** made a motion to introduce **RS 26826**. **Motion carried by voice vote.** **Rep. Andrus** requested he be recorded as voting **NAY**.

RS 26568: **Roy Eiguren**, Partner, Eiguren Ellis Public Policy Firm, presented **RS 26568**, legislation relating to local jurisdiction processes and procedures to determine whether a truck weighing up to 129,000 pounds can access highways under those local jurisdictions. The changes would remove from Idaho Code references to pilot projects enacted in 2004. The language change also stipulates that the Idaho Legislature will not set truck routes rather it will be the Idaho Transportation Department Board. This legislation is a companion bill to **RS 26791C1**.

MOTION: **Rep. Palmer** made a motion to introduce **RS 26568**. **Rep. Green(18)** invoked Rule 38, stating a possible conflict of interest because she works for a local highway district. **Motion carried by voice vote.**

RS 26791C1: **Roy Eiguren** presented **RS 26791C1**, legislation outlining requirements for local jurisdictions to allow vehicles weighing up to 129,000 pounds on the roadways. In response to committee questions, **Mr. Eiguren** answered with the proposed legislation if an interested party, for example, Trans-System, wanted to access a certain highway, they would fill out an application, which would be sent to the local jurisdictions who have 150 days to review the application. Smaller jurisdictions do not have a large infrastructure to evaluate all applications so Trans-System will pay \$5,000 for an application, with the rest being covered by grant funds. **Mr. Eiguren** explained with the proposed legislation, if the cost of the evaluation exceeds \$5,000, the Idaho Transportation Department can match up to \$5,000 to provide a total package of \$10,000. The money supplying the grant fund will come from an additional \$5 administrative permit for the type of vehicles that will be applying to access the roadways.

MOTION: **Rep. Palmer** made a motion to introduce **RS 26791C1**. **Rep. Green(18)** invoked Rule 38, stating a possible conflict of interest because she works for a local highway district. **Motion carried by voice vote.**

RS 26873: **Rep. Monks** presented **RS 26873**, legislation proposing the development of a Federalism committee. The purpose of the committee would be to review and monitor Federal acts, law, rules etc. that could affect the jurisdiction and sovereignty of the State of Idaho. The language for the proposed committee was copied from the Indian Affairs Council with an additional mandate that at least one member from the minority party is allowed to participate. The proposed legislation includes a two year sunset clause.

MOTION: **Rep. Scott** made a motion to introduce **RS 26873**.

In response to committee questions, **Rep. Monks** answered he will follow-up about whether the fiscal note is an annual cost or if it applies for two years.

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

RS 26898: **Rep. Scott** presented **RS 26898**, legislation adding a new section of Idaho Code for the notification of parental rights. **Rep. Scott** explained when a Department of Health and Welfare investigation is initially opened, the proposed legislation would include a written form that parents or guardians would sign which would notify them of their Constitutional Rights.

MOTION: **Rep. Monks** made a motion to introduce **RS 26898**. **Motion carried by voice vote.**

H 156: **Rep. Scott** presented **H 156**, legislation amending the language of what constitutes a qualified retired law enforcement officer to carry a special 218 card from fifteen to ten years. The proposed change would align with federal statute.

MOTION: **Rep. Young** made a motion to send **H 156** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Scott** will sponsor the bill on the floor.

The committee thanked **Warren Johnson**, page for the first part of session, for a job well done.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:53 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #2
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Monday, February 18, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26573C3	Election law, timelines	Tim Hurst, Chief Deputy, Secretary of State's Office
H 157	Alcohol, theaters	Rep. 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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, February 18, 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: Russell Westerberg, JIBA; Elise Doyle; Jocelyn Escobed; Alexis Martin; Macy Rampinini; Lynn Tomiwaga, IGWA

Chairman Harris called the meeting to order at 8:59 AM.

RS 26573C3: **Tim Hurst**, Chief Deputy, Secretary of State's Office, presented **RS 26573C3**, legislation relating to election timelines. The proposed legislation would change various election processes deadlines so they fall on a Friday instead of the weekend, when offices are closed.

MOTION: **Rep. Andrus** made a motion to introduce **RS 26573C3**. **Motion carried by voice vote.**

H 157: **Rep. Erpelding** presented **H 157**, legislation relating to the sale of alcohol in theaters on the Historic Register. This legislation would grant exemptions to theaters built before 1950 and are listed on the National Register of Historic Places. These theaters would be eligible to obtain a license to sell beer and wine at retail.

MOTION: **Rep. Gannon** made a motion to send **H 157** to the floor with a **DO PASS** recommendation.

Rep. Armstrong explained that although he appreciates **Rep. Erpelding** and the work he has done on the bill, he does not support legislation that provides the public more access to alcohol. For those reasons, he will be voting **NAY**.

VOTE ON MOTION: **Motion carried by voice vote. Reps. Armstrong and Andrus** requested they be recorded as voting **NAY**. **Rep. Erpelding** will sponsor the bill on the floor.

Chairman Harris introduced new page, **Audrie Earle**, who is a senior at Idaho Fine Arts Academy.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:15 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Tuesday, February 19, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26895	Mail ballot precinct, population	Rep. Crane
H 160	Political subdivision purchasing	Rep. Raymond
H 161	Political subdivisions, purchasing	Rep. Raymond
H 85	Daylight saving time, exemption	Rep. Zito

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Tuesday, February 19, 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: Will Goodman, Mountain Home School District; Peter Jurhs, Nampa School District; Jeremy Pisca, Newspaper Association of Idaho

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

RS 26895: **Rep. Crane** presented **RS 26895**, legislation proposing an increased threshold from 125 to 140 electors for mail-in-ballot precincts.

MOTION: **Rep. Zito** made a motion to introduce **RS 26895. Motion carried by voice vote.**

H 160: **Rep. Raymond** presented **H 160**, legislation relating to sole-source and emergency declaration in regards to competitive bids. The proposed legislation would make technical corrections to existing Idaho Code which would allow for a sole-source declaration to be made without an emergency declaration being made first.

Rep. Crane invoked Rule 38 stating a possible conflict of interest.

MOTION: **Rep. Andrus** made a motion to send **H 160** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Raymond** will sponsor the bill on the floor.

H 161: **Rep. Raymond** presented **H 161**, relating to political subdivision procurement notices. The language change would allow IT procurements over \$100,000.00 to be posted online in lieu of posting in a newspaper. Rep. Raymond explained notices posted in a newspaper may not reach all of the services that are apt for providing goods or parties that may be interested in the contracts. The proposed language would make both methods of posting legal.

Will Goodman, Director of Operations & Technology, Mountain Home School District, testified **in support** of **H 161**. Mr. Goodman explained the option to post IT procurement notices online saves money for the school district and taxpayers. There is a built in tax when the school district publishes in the newspaper and can cost approximately \$400 per RPF because code stipulates two postings in the newspaper. There are online options for archival.

Jeremy Pisca, attorney, Risch Pisca Law Firm, testified **in opposition** to **H 161** on behalf of the Newspaper Association of Idaho. Mr. Pisca explained the benefits of publishing in the newspaper including a third-party, neutral interest, inability for any notice to be hacked, and ability of the public to know what the government is doing.

Peter Jurhs, CIO, Nampa School District, testified **in support** of **H 161**. Mr. Jurhs explained the legislation is a good attempt at making government agile and transparent with the community. He also stated a benefit of posting notices online is metrics and analytics are able to measured and various political subdivisions are able to track how many people visit the online platforms where notices could be posted.

MOTION: **Rep. Palmer** made a motion to send **H 161** to the floor with a **DO PASS** recommendation.

Rep. Crane stated the legislation would include and apply to all governmental agencies, not just school districts. Although **H 161** is a step in the right direction, **Rep. Crane** is not sure it will accomplish the goal it is intended to. For those reasons, he will be voting **NAY**.

ROLL CALL VOTE: Roll call vote was requested. **Motion carried by a vote of 9 AYE, 6 NAY. Voting in favor** of the motion: **Reps. Harris, Palmer, Barbieri, Holtzclaw, Monks, Zito, Scott, Hartgen, Young. Voting in opposition** to the motion: **Reps. Armstrong, Crane, Andrus, Smith, Gannon, Green(18). Rep. Raymond** will sponsor the bill on the floor.

H 85: **Rep. Zito** presented **H 85**, legislation proposing exempting the State of Idaho from observing Daylight Saving Time and keeping the state on Standard Time year round. **Rep. Zito** explained the negative effects of observing Daylight Saving Time which include health issues, loss of productivity, increase in crime, etc.

MOTION: **Rep. Scott** made a motion to send **H 85** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep Green(18)** requested she be recorded as voting **NAY. Rep. Zito** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 10:23 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, February 20, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 162	Idaho council of federal lands	Rep. Boyle
SCR 102	N Idaho College, athletic facility	Rep. Amador

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, February 20, 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:** Representative(s) Smith

GUESTS: Seth Grigg, IAC; Delon Lee, Idaho Farm Bureau; Wyatt Prescott, ICA; Rep. Paul Amador, District 4; Ryan McGoldrick, CVI; Jonathon Oppenheimer, Idaho Conservation League

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

MOTION: **Rep. Green(18)** made a motion to approve the minutes from the February 8th and February 12th, 2019 meetings. **Motion carried by voice vote.**

H 162: **Rep. Boyle** presented **H 162**, legislation proposing the development of a Federal land council. Rep. Boyle explained the members of the council should have knowledge and experience of Federal land management issues.

MOTION: **Rep. Palmer** made a motion to send **H 162** to the floor with a **DO PASS** recommendation.

In response to committee questions. **Rep. Boyle** explained any legal issues will be represented by legislative counsel. The council would relate to Federal agencies and could facilitate contracts, meetings, etc. between ranchers, members of the grazing community, or other parties and Federal agencies. Rep. Boyle answered the council will not address land transfers or sales and it is her interpretation that minority members will be able to participate in the council.

Seth Grigg, Executive Director, Idaho Association of Counties, testified **in support** of **H 162**, stating he sees the benefits of a council that can oversee issues including appropriations of funds from the federal government to counties and others.

Delon Lee, Idaho Farm Bureau, testified **in support** of **H 162**, explaining the best form of government is closest to the people and because 63% of Idaho land is owned by the Federal government, it is hard to reach those in charge. The council could help create transparency.

Wyatt Prescott, Idaho Cattle Association, testified **in support** of **H 162**, stating he has confidence in the legislature to work through these issues.

VOTE ON MOTION: **Motion carried by voice vote. Reps. Gannon, Green(18), and Armstrong** requested they be recorded as voting **NAY. Rep. Boyle** will sponsor the bill on the floor.

SCR 102: **Rep. Amador** presented **SCR 102**, legislation relating to the authorization of the North Idaho College to bond \$25,000,000.00 through the Idaho State Building Authority for the construction of a new athletic facility and the remodel and reconstruction of the Meyer Health and Sciences Building. The college will use current funding streams to fund the bonds.

Rep. Amador introduced **Wayne Meuleman**, Executive Director, Idaho State Building Authority, to answer questions about the funding plan for the North Idaho College. Mr. Meuleman explained the Idaho State Building Authority has financed projects for all major community colleges. **SCR 102** is the prerequisite for the Idaho State Building Authority to become involved in the project. The legislature must agree by concurrent resolution for the ISBA to fund a project.

In response to committee questions, **Mr. Meuleman** answered the ISBA does not have the funding currently, they will issue bonds to fund the project. The North Idaho College agrees to make payments on the bonds and they hold the direct obligation to pay the bonds, the State of Idaho does not.

In response to questions, **Rep. Amador** answered possible alternatives North Idaho College may have used to raise funds for the project could be private fundraising or utilize the taxing districts. However, he is not aware of the community college having plans to utilize those methods. North Idaho College has allocated \$2.5 million for capital improvements, and would use that revenue stream for future bonding projects.

MOTION: **Rep. Andrus** made a motion to send **SCR 102** to the floor with a **DO PASS** recommendation.

Reps. Young, Barbieri, Harris, and Scott expressed concerns of not having enough information to support the original motion.

SUBSTITUTE MOTION: **Rep. Gannon** made a substitute motion to hold **SCR 102** for a time certain, possibly February 27th.

Rep. Green(18) expressed her support for the substitute motion, citing \$25,000,000.00 is a significant amount of money and the legislature's due diligence is important, so more time would be beneficial.

AMENDED SUBSTITUTE MOTION: **Rep. Zito** made an amended substitute motion to hold **SCR 102** in committee at the call of the chair. Rep. Zito cited the reason for her motion being that time is important to gather additional information and it might take more than a week.

Reps. Monks and Hartgen expressed their support for the substitute motion explaining that a week should be sufficient to gather the necessary information to make a decision.

VOTE ON AMENDED SUBSTITUTE MOTION: **Amended substitute motion carried by voice vote. Reps. Harris, Barbieri, Gannon, Green(18), and Monks** requested they be recorded as voting **NAY**.

MOTION: **Rep. Young** made a motion to reconsider **SCR 102. Motion carried by voice vote. Reps. Palmer, Armstrong, and Zito** requested they be recorded as voting **NAY**.

MOTION: **Rep. Palmer** made a motion to adjourn the meeting. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 10:06 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Thursday, February 21, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 155	Liquor licenses, year-round resort	Rep. Gestrin
H 171	Election law, timelines	Rep. Crane
H 173	Mail ballot precinct, population	Rep. Crane

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Thursday, February 21, 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: Rep. Green(18), Rep. Smith, Rep. Young
GUESTS: Scott Turlington, Tamarack Resort; Kelli Brassfield, IAC
Chairman Harris called the meeting to order at 9:00 AM.

H 155: **Rep. Gestrin** presented **H 155**, legislation relating to liquor licenses for a year-round ski resort. Rep. Gestrin explained in 2006, Idaho Code was enacted to define a year round ski resort. However, the proposed legislation would update Idaho Code to modernize the application of the definitions. Rep. Gestrin introduced **Scott Turlington** who presented components of the legislation on behalf of Tamarack Resort. Mr. Turlington explained the proposed changes would clarify "lease hold boundaries" and other language so the resort could maintain its licensing year round.

MOTION: **Rep. Scott** made a motion to send **H 155** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Armstrong** requested he be recorded as voting **NAY.** **Rep. Gestrin** will sponsor the bill on the floor.

H 171: **Rep. Crane** presented **H 171**, legislation proposing a change to election processes deadlines so they fall on Fridays instead of weekends when offices are closed.

MOTION: **Rep. Monks** made a motion to send **H 173** to the floor with a **DO PASS** recommendation.

MOTION WITHDRAWN: **Rep. Monks** withdrew his motion after realizing **H 171** was the legislation being presented.

MOTION: **Rep. Monks** made a motion to send **H 171** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Crane** will sponsor the bill on the floor.

H 173: **Rep. Crane** presented **H 173**, legislation proposing the increase of the threshold for mail ballot precincts from 125 to 140 electors.

MOTION: **Rep. Monks** made a motion to send **H 173** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Crane** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:25 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Friday, February 22, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26899	Commercial registered agents	Chad Houck, Deputy Secretary of State
RS26900	Secretary of state, fees	Chad Houck

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Friday, February 22, 2019

TIME: 9:00 A.M.

PLACE: Room EW40

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

**ABSENT/
EXCUSED:** Representative(s) Crane, Palmer, Monks, Smith

GUESTS: None

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

RS 26899: **Chad Houck**, Deputy Secretary of State, presented **RS 26899**, legislation relating to commercial registered agents. The proposed legislation would require those representing ten or more entities to file as a "Commercial Registered Agent". Mr. Houck explained the change would simplify the process because currently, if an agent needs to change an address or name, he/she has to file separate forms for each entity he/she represents. The proposed legislation would only require one form to be filled out.

MOTION: **Rep. Zito** made a motion to introduce **RS 26899. Motion carried by voice vote.**

RS 26900: **Chad Houck** presented **RS 26900**, legislation relating to surcharges on business registrations and filings through the Secretary of State's Office. The proposed legislation would increase the current next-day expedite surcharge, create a new same-day expedite option, and provide additional clarification on the existing manual entry surcharge.

Reps. Zito and Gannon expressed their appreciation for the Secretary of State's Office and the work they do.

MOTION: **Rep. Zito** made a motion to introduce **RS 26900. Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:16 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Monday, February 25, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26926	Concealed weapons	Rep. Zollinger
SCR 102	N Idaho College, athletic facility	Rep. Amador

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, February 25, 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:** Representative(s) Monks

GUESTS: Russell Westerberg, Good Government; Chloe DeGraff; Jonny Gilman; Samantha Smith; Parker Mower; Abby Atkinson; Danny Dildine; Ethan Simpson; Lydia Busacker; Mary Getchell, United Methodist Women; Mark Browning, CUI

Chairman Harris called the meeting to order at 8:59 AM.

MOTION: **Rep. Young** made a motion to approve the minutes from the February 13th and February 14th, 2019 meetings. **Motion carried by voice vote.**

RS 26926: **Rep. Zollinger** presented **RS 26926**, relating to concealed weapons. The proposed legislation will not expand any current firearm rights, rather it will correct the definition of a knife with a blade. In current code, a knife with a blade of 4 inches is defined as a deadly weapon. However, the proposed legislation would redefine a knife of a blade of 6 inches as a deadly weapon. Other proposed changes clarifies confusing language relating to concealed weapons.

MOTION: **Rep. Barbieri** made a motion to introduce **RS 26926**. **Motion carried by voice vote.**

SCR 102: **Rep. Amador** presented **SCR 102**, relating to the authorization of bonding \$25,000,000.00 for North Idaho College (NIC) through the Idaho State Building Authority. Rep. Amador introduced **Rick MacLennan**, President, North Idaho College, who read a letter from **Christie Wood**, Chair, North Idaho College Board of Trustees. The letter summarized NIC's plan to bond through the ISBA including the dedicated funding stream for the projects. (See Attachment 1)

In response to committee questions, **Mr. MacLennan**, answered the ISBA is the most advantageous tool for the college to use due to the college's dedicated funding stream and current capital reserve. NIC is not currently carrying any debt.

In response to committee questions, **Mr. MacLennan** introduced **Chris Martin**, Vice President of Business and Finance, North Idaho College. Mr. Martin answered the college is not using local lending options because utilizing the ISBA is the most advantageous option. The direct risk lies with NIC to make the payments of the bonds, but if NIC were to become insolvent, the State of Idaho would be responsible to pay the bonds. Mr. Martin explained the ISBA is the best option for NIC because it has the full force of the state and they provide better interest rates for the college.

In response to committee questions, **Rep. Amador** answered the ISBA has been utilized on every community college to fund capital projects.

In response to committee questions, **Mr. MacLennan** answered NIC has initiated a comprehensive strategic master plan which included community forums and workshops conducted with the Board of Trustees.

In response to committee questions, **Rep. Amador** introduced **Wayne Meuleman**, Executive Director, Idaho State Building Authority, who answered the obligation to pay the bonds if NIC were to default is exclusively held by the college. The bonds held by the ISBA are not debts held by the state and the sole source of the payments is the college. The bonds will not be issued based on the state's credit rating, but rather on the college's.

MOTION: **Rep. Barbieri** made a motion to send **SCR 102** to the floor with a **DO PASS** recommendation.

Rep. Palmer stated because the college will be incurring debt and other options for funding have not been explored, he will not support the current motion. **Rep. Crane** explained because he did not receive clear answers and the funding of this community college is more of a local issue, he cannot support the motion either.

Rep. Barbieri explained the college is only asking for authorization to utilize the ISBA and the risk should be minimal.

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

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:53 AM.

Representative Harris
Chair

Julia Grief
Secretary



North Idaho College

1000 West Garden Avenue, Coeur d'Alene, Idaho 83814
www.nic.edu

Board of Trustees

February 23, 2019

Idaho State House of Representatives
State Affairs Committee
P.O. Box 83720
Boise, ID 83720-0038

Dear Committee Members:

On behalf of the five-member, locally elected, North Idaho College Board of Trustees, I wish to thank you for allowing our President and team to represent us in Boise for your re-hearing of SCR 102.

On February 1, 2019, the NIC's Board of Trustees voted unanimously to give President MacLennan the authority to seek legislative approval to use the Idaho State Building Authority to finance up to \$25 million, over 25 to 30 years, for needed building projects on NIC's main campus in Coeur d'Alene.

We appreciate the support of Senator Mary Souza who represented us and SCR 102 through the Senate approval process. We thank Representative Paul Amador for assisting us now, through the House process.

Annually, North Idaho College's locally elected Board of Trustees sets aside \$2,588,111 in a capital reserve fund from our local collected levy. The Board has recognized that we cannot solely rely on the state for the development of buildings and capital needs for Idaho's community colleges.

In 2009, the Board set aside a \$2.45M funding stream for the purchase of the land used for the development of the north Idaho higher education corridor on NIC's main campus. Continuing as the fiduciary of the college, the Board increased this annual allocation for the capital reserve to \$2.58M in 2014, then used the capital reserve to build the \$15M Parker Technical Education Center in Rathdrum. Today, the balance of the capital reserve is almost \$10.5M.

The Board has a proven history of careful and prudent financial stewardship. The capital reserve is a tool that allows the college to plan for the future and ensure quality learning environments for our students. We are a local community college and our role as elected trustees is to make certain we are representing the taxpayers and constituents who vote us into office, through our strategic planning for NIC's future.

February 23, 2019

The use of the Idaho State Building Authority is a tool that will allow the college to move forward with our facility master plan and more quickly accomplish our mission of meeting the diverse educational needs of students, employers, and the communities we serve. Under President MacLennan's leadership, this plan has received broad input through Board of Trustees workshops, community conversations and meetings over a multi-year strategic planning engagement process. Our facility master plan is a continued demonstration of the Board's commitment to the future of North Idaho College and service to our students and community.

The college has no other debts, and a strong AA bond rating. Utilization of the ISBA will allow the college to move forward more quickly with the development and construction of the Meyer Health and Sciences building expansion for much needed lab space and classrooms and a new athletic facility. The Board does not anticipate utilizing the entire \$2.5M annual capital reserve allocation; the lease payment (debt service) is anticipated to be less than half of the annual \$2.5M. This provides incredible flexibility for the college to address other capital needs or accelerate payments for these projects. The college is seeking up to \$25 Million to accomplish these projects and it is our goal to complete these projects well under of the full \$25M authority.

North Idaho College is financially strong and is an ideal partner for the Idaho State Building Authority. The college has the resources to ensure consistent funding of the obligation and the track record to show the diligence and stewardship to ensure this funding stream remains committed to capital projects.

Our Board of Trustees is united in our request to you and we have confidently delegated President MacLennan and his team to represent us and to address any questions you may have concerning SCR 102. We sincerely thank you for your consideration. And thank you for your service to the citizens of Idaho.

Respectfully,



Christie Wood
Chair of the North Idaho College Board of Trustees

Cc: Rick MacLennan, President
Chris Martin, Vice President of Business and Finance
Laura Rumpler, Chief Communications and Government Relations Officer

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Tuesday, February 26, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26793C1	Firearms, schools	Rep. Christensen
RS26731	Personal property, definition	Rep. Green (2)
RS26917	Paternity, terminology	Rep. Green (2)
RS26886	Concealed weapons	Rep. Zito
H 169	Federalism committee	Rep. Monks

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Tuesday, February 26, 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: The sign-in sheet will be retained with the minutes in the committee secretary's office until the end of the session. Following the end of the session, the sign-in sheet will be filed with the minutes in the Legislative Services Library.

Chairman Harris called the meeting to order at 9:01 AM.

MOTION: **Rep. Armstrong** made a motion to approve the minutes from the February 21, 2019 meeting. **Motion carried by voice vote.**

MOTION: **Rep. Green(18)** made a motion to approve the minutes from the February 22, 2019 meeting. **Motion carried by voice vote.**

RS 26793C1: **Rep. Christensen** presented **RS 26793C1**, legislation relating to enhanced concealed carry permits. Anyone 18 years of age or older with an enhanced concealed weapons permit will be able to carry in public schools, grades K-12. The proposed legislation would not apply to private schools and includes a non-retaliation clause against staff who carry. The schools will not be liable if there is any incident.

In response to committee questions, **Rep. Christensen** answered there is no disclosure mandate on anyone carrying a weapon, therefore they would not need to notify school administrators if they were in possession of a firearm. An enhanced concealed weapon permit requires a one-day training. Rep. Christensen explained the reaction of the constituents and teachers he discussed the legislation with was highly favored with the exception of Teton county. The Fraternal Order of Police has endorsed the bill and the NRA is considering it. The intent of the proposed legislation is to facilitate a relationship between local enforcement and the schools, however there is no requirement for any official training, this type of relationship would be a courtesy. Rep. Christensen explained this issue is a Second Amendment issue, and thus a statewide issue as opposed to a local control issue. The purpose of the proposed legislation is not to put children at risk, but to act as a deterrent in order to protect them.

MOTION: **Rep. Zito** made a motion to introduce **RS 26793C1**.

**SUBSTITUTE
MOTION:** **Rep. Gannon** made a substitute motion to return **RS 26793C1** to the sponsor for possible redrafting. Rep. Gannon stated the current legislation is an assault upon local control, makes kids less safe in schools because a school principal who is in charge of protecting kids cannot question someone if they have a weapon.

Speaking to the substitute motion, **Rep. Green(18)** explained with the proposed legislation, there is an expectation of local law enforcement to provide training. She does not believe the proposed legislation had been properly vetted with local law enforcement agencies.

Speaking to the original motion, **Rep. Andrus** explained the discussion around this issue needs to be had, therefore he is in favor of the original motion.

**VOTE ON
SUBSTITUTE
MOTION:**

Substitute motion failed by voice vote.

**VOTE ON
ORIGINAL
MOTION:**

Original motion carried by voice vote.

RS 26731:

Rep. Green(2) presented **RS 26731**, legislation proposing a change to the definition of types of property. **Rep. Green(2)** explained there are two classes of property, real and personal. Personal property is divided into two subclasses, tangible and intangible personal property. The proposed legislation would redefine intangible personal property as "anything we can't observe with the senses but has value." This change helps clarify Idaho Code, which is important for business and industry contracts.

MOTION:

Rep. Andrus made a motion to introduce **RS 26731**. **Motion carried by voice vote.**

RS 26917:

Rep. Green(2) presented **RS 26917**, legislation proposing a definition change to Idaho Code 7-1103, terms for child, mother, and father in relation to paternity actions. The change is important to help the State of Idaho be able to recover costs for paternity actions at the earliest time possible.

MOTION:

Rep. Zito made a motion to introduce **RS 26917**. **Motion carried by voice vote.**

RS 26886:

Rep. Zito presented **RS 26886**, legislation proposing lowering the age of concealed carry of a handgun within city limits to 18 years old. **Rep. Zito** deferred some time in her opening remarks to **Rep. Young**. **Rep. Zito** explained outside of city limits, an 18 year old can conceal or open carry a handgun. However, they currently cannot conceal carry handguns within city limits. The purpose of the legislation is to allow them to do so.

MOTION:

Rep. Crane made a motion to introduce **RS 26886**.

Rep. Gannon brought to the attention of the committee on page 5, line 21-22, a subsection n is included, but on page 2, line 22, the description does not account for a subsection n.

Rep. Zito answered her intention was to include subsection n and the oversight of subsection n is a clerical error.

**AMENDED
MOTION:**

Rep. Crane amended his original motion to introduce **RS 26886** with a correction to page 2, line 22, to change the letter from m to n. **Motion carried by voice vote.**

H 169:

Rep. Monks presented **H 169**, legislation proposing the development of a two-year, Federalism committee to review Federal acts, laws, decisions etc. that may impact the sovereignty of the State of Idaho.

MOTION:

Rep. Palmer made a motion to send **H 169** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Monks** will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 10:01 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, February 27, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26969	Legislators, qualifications	Chad Houck, Deputy Secretary of State
S 1049	Partial-birth abortion	Rep. DeMordaunt

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, February 27, 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:** Representative(s) Monks
GUESTS: Kerry Uhlenkott, Right to Life of Idaho; David Ripley, Idaho Chooses Life; John Paulton, Family Policy Alliance; Christian Welp, Roman Catholic Diocese
Chairman Harris called the meeting to order at 8:59 AM.
RS 26969: **Chad Houck**, Deputy Secretary of State, Secretary of State's Office, presented **RS 26969**, legislation amending Idaho Code to match the Idaho Constitution relating to the qualifications for someone to run for the legislature. The proposed language would change the word "resided" to "been a registered elector". This change is found on line 15.
MOTION: **Rep. Crane** made a motion to introduce **RS 26969**. **Motion carried by voice vote.**
S 1049: **Rep. DeMordaunt** presented **S 1049**, legislation amending Idaho Code to align with Federal law relating to the Partial-Birth Abortion ban, except when necessary to save the mother's life. This legislation would ensure the ban is more effective in Idaho.
Kerry Uhlenkott, Right to Life of Idaho; **John Paulton**, Family Policy Alliance; and **Christian Welp**, Roman Catholic Diocese, testified **in support of S 1049**. They were of the opinion the legislation aligns with Federal Law which ensures a greater effectiveness of the ban in Idaho, including the State being able to bring prosecution, where as now, the State has to rely on a federal prosecutor.
MOTION: **Rep. Andrus** made a motion to send **S 1049** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. DeMordaunt** will sponsor the bill on the floor.
ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:17 AM.

Representative Harris
Chair

Julia Grief
Secretary

House State Affairs Committee
Idaho State House
Boise, Idaho 83720

Re: Senate Bill 1049

February 26th, 2019

Dear Chair and Members of the Committee,

On behalf of Planned Parenthood Votes Northwest and Hawaii, I write today to voice Planned Parenthood's opposition to Senate Bill 1049.

As the nation's leading provider of sexual and reproductive health care services, Planned Parenthood works every day to ensure that people in Idaho have access to high-quality, compassionate sexual and reproductive health care services. We support public policy that improves health care access and promotes healthy people and healthy families. Unfortunately, Senate Bill 1049 does none of these things.

Rather than enacting proven, effective policies to improve the health and wellbeing of Idahoans, this bill simply duplicates existing federal law under which Idaho and other states already operate. Because Idaho already follows the federal ban on so-called "partial birth" abortions, as it is required to do, this legislation is redundant and unnecessary. State law also contains very similar provisions.

Implementing redundant requirements is simply an attempt to score political points that does nothing to improve health care access in our state. What's more, "partial birth abortion" is neither a legitimate medical term nor a procedure that is recognized by the medical community. Adding this inflammatory and vague language to state law is yet another attempt by politicians to insert themselves into the exam room and politicize basic medical care. The practice of medicine should be left to doctors, not politicians.

Instead of wasting time on duplicative, politically-motivated legislation that seek to shame and stigmatize people seeking abortions, legislators should redirect their energy to passing measures that would actually improve the health and welfare of people in Idaho, such as expanding access to the full spectrum of sexual and reproductive health care.

Thank you for the opportunity to comment on this legislation. We look forward to working with you to pass legislation that creates real, tangible improvements to the health of Idahoans across the state.

Sincerely,

Mistie Tolman

Idaho State Director
Planned Parenthood Votes Northwest and Hawaii

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Thursday, February 28, 2019

SUBJECT	DESCRIPTION	PRESENTER
Docket No. 11-0403-1801	Rules Governing Licensing and Fees	Bryon Goody, Idaho Quarter Horse Association
Docket No: 11-0411-1802	Rules Governing Equine Veterinary Practices, Permitted Medications, Banned Substances and Drug Testing of Horses	Bryon Goody
H 191	Secretary of state, fees	Rep. Anderson
H 190	Commercial registered agents	Rep. Andrus

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Thursday, February 28, 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 (Nye), Gannon, Green(18)

**ABSENT/
EXCUSED:** None

GUESTS: Mark Browning, Ardie Noyes, Idaho Racing Commission; Bryon Goody, Eastern Idaho Horse Association

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

MOTION: **Rep. Armstrong** made a motion to reconsider **Docket No. 11-0403-1801** and **Docket No. 11-0411-1802**. **Motion carried by voice vote.**

DOCKET NO. 11-0403-1801 & DOCKET NO. 11-0411-1802: **Bryon Goody**, Eastern Idaho Horse Association, Idaho Quarter Horse Association, presented **Docket No. 11-0403-1801**, rules governing license and fees and **Docket No. 11-0411-1802**, rules governing equine veterinary practices, permitted medications, banned substances and drug testing of horses. Mr. Goody explained without hair testing, the horseman might lose potential sponsorship money and because other states hair test, out-of-state competitors are reluctant to compete in Idaho. Performance enhancing drugs are dangerous to the animals and thus dangerous to the jockeys as well, so hair testing is important for ensuring safety.

MOTION: **Rep. Crane** made a motion to approve **Docket No. 11-0403-1801**. **Motion carried by voice vote.**

MOTION: **Rep. Crane** made a motion to approve **Docket No. 11-0411-1802**. **Motion carried by voice vote.**

H 191: **Rep. Anderson** presented **H 191**, legislation relating to fees in the Secretary of State's Office. Rep. Anderson introduced **Chad Houck**, Deputy Secretary, Secretary of State's Office, to explain details of the legislation. The proposed legislation would implement a surcharge for expedited business filings, effectively raising the fee from \$20 to \$40. There would also be a fee of \$100 for same-day business filings. The proposed legislation would also provide clarification for the manual entry surcharge.

In response to committee questions, **Mr. Houck**, answered the demand for expedited filings is the reason for the increased fee.

MOTION: **Rep. Hartgen** made a motion to send **H 191** to the floor with a **DO PASS** recommendation.

Speaking in favor of the motion, **Rep. Gannon** expressed his confidence in the Secretary of State's Office.

Rep. Palmer stated he will not be supporting the motion.

VOTE ON MOTION: **Motion carried by voice vote. Reps. Monks, Crane, Palmer, and Harris** requested they be recorded as voting **NAY**. **Rep. Anderson** will sponsor the bill on the floor.

H 190: **Rep. Andrus** presented **H 190**, legislation relating to commercial registered agents. Rep. Andrus explained the proposed legislation would require agents that work for 10 or more entities register as a commercial registered agent. Rep. Andrus introduced **Chad Houck**, Deputy Secretary, Secretary of State's Office, to answer questions about the legislation.

In response to committee questions, **Mr. Houck** answered the purpose of the legislation is to streamline the system for managing commercial registered agents and it would reduce the amount of filings coming in, which would reduce the fees the agents have to pay and the filings they would have to complete. The legislation would mandate this change because there is no current way for the computer system to notify agents of this option.

After committee discussion, **Mr. Houck** realized the easiest path forward with this legislation would be to have the computer system trigger a notification, thus removing any need for legislation at this time. Mr. Houck requested the legislation be withdrawn.

MOTION: **Rep. Andrus** made a motion to **HOLD H 190** in committee. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:37 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Monday, March 04, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS27008	Residential electrical code	Rep. Crane
RS27014	Elections, public school facilities	Rep. Armstrong
H 204	Personal property, definition	Rep. Green(2)
H 42aaS	Labor negotiations	Rep. Harris
H 210	Legislators, qualifications	Rep. Armstrong
H 166	Newspapers, notice publication	Rep. Raybould

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, March 04, 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 (Nye), Gannon, Green(18)

**ABSENT/
EXCUSED:** None

GUESTS: Josh Lunn, citizen; Mark Zaleski, IBEW 291; Travis Quast, APG East Idaho/Nai; Pam Morris, Jim Phillips, Idaho Mountain Express; Rick Visser, Ada County; Matt Davison, Idaho Press; Jason Hudson, AFL-CIO; Jeremy Pisca, Newspaper Association of Idaho; Seth Grigg, IAC; Kent Burgess, Idaho Press Club

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

RS 27008: **Rep. Crane** presented **RS 27008**, legislation relating to residential electrical code. The proposed legislation would establish an Idaho Residential Electrical Code and would increase the journeyman to apprentice ratio from to 1:4. **Rep. Crane** explained the legislation would only apply to residential applications not commercial.

In response to committee questions, **Rep. Crane** answered after analyzing a job site and looking at how many workers can be managed, four seemed like an effective number. **Rep. Crane** explained the 2017 National Electrical Code would serve as the floor for the Idaho Residential Electrical Code.

MOTION: **Rep. Palmer** made a motion to introduce **RS 27008**. **Motion carried by voice vote.**

RS 27014: **Rep. Harris** announced **RS 27014** will be postponed, at the request of the sponsor.

H 204: Due to the absence of the sponsor, **H 204** will be postponed.

H 42aaS: **Rep. Harris** presented **H 42aaS**, explaining the Senate amendment removed a redundant line of language already found in statute.

**UNANIMOUS
CONSENT
REQUEST:** **Rep. Harris** asked for a unanimous consent request that the committee concur with the amendments made by the Senate to **H 42aaS**. **Motion carried by voice vote.** **Rep. Harris** will sponsor the bill on the floor.

H 210: **Rep. Armstrong** presented **H 210**, legislation relating to qualifications for legislators. The legislation would change the word "resided" to "been a registered elector", found on line 15. **Rep. Armstrong** explained a reason for the change is the definition of resident is arbitrary. Being a registered elector is a more precise means of determining qualifications. The change will also align with the Idaho Constitution which states a qualified legislator must be an elector.

Rep. Armstrong introduced **Lawrence Denney**, Secretary of State, to answer committee questions. Secretary Denney, answered redistricting will not affect someone's ability to register as an elector. He explained that any qualified legislator must be a qualified elector.

MOTION: **Rep. Andrus** made a motion to send **H 210** to the floor with a **DO PASS** recommendation.

Rep. Green(18) explained she cannot support the motion because she believes the legislation will have unintended consequences and could potentially exclude people who would like to participate in the political process.

VOTE ON MOTION:

Motion carried by voice vote. Rep. Armstrong will sponsor the bill on the floor.

H 166:

Rep. Raybould presented **H 166**, legislation relating to legal public notices. Rep. Raybould explained that current Idaho Code mandates that all legal notices must be published in the newspaper and based on timelines established in statute. **H 166** would allow an entity to publish notices online and have that count towards the publication requirement. Entities would still need to follow the publication timelines required by statute. **H 166** would introduce a \$20 fee that a newspaper could charge for the online posting. There is also a requirement for the post to be online for at least four weeks.

In response to committee questions, **Rep. Raybould** answered the bill stipulates an online posting must appear, however, any entity can publish in the newspaper however many times they prefer. Relating to the fee, Rep. Raybould clarified that although a \$20 was recommended in the legislation, various newspapers were not certain about what a fee for online postings would be.

Josh Lunn, citizen; **Travis Quast**, APG East Idaho/Nai; **Pam Morris, Jim Phillips**, Idaho Mountain Express; **Rick Visser**, Ada County; **Matt Davison**, Idaho Press; **Jeremy Pisca**, Newspaper Association of Idaho; **Seth Grigg**, IAC, testified in **opposition to H 166**. They were of the opinion the online posting mandate would negatively impact the ability for the community, especially small, rural communities to find important notices such as foreclosures and legal notices. There was also concern about the archival process for notices and the \$20 fee introduced in the legislation.

Rep. Harris recommended the committee wait until the following day to make a motion on **H 166**.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 10:23 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Tuesday, March 05, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 166	Newspapers, notice publication	Rep. Raybould
H 204	Personal property, definition	Rep. Green(2)
H 206	Concealed handgun, possession	Rep. Zito

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Tuesday, March 05, 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 (Nye), Gannon, Green(18)

**ABSENT/
EXCUSED:** None

GUESTS: Danielle Reff; Nicole Brown; Dianna David; Dave Sasser; Greg Pruett, Idaho Second Amendment Alliance; Deacon Pruett, Emilie Jackson-Edney

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

MOTION: **Rep. Green(18)** made a motion to approve the minutes from the February 15, February 18, February 19, and February 20, 2019 meetings. **Motion carried by voice vote.**

H 166: Based off testimony from the previous day, **Rep. Raybould** request the bill be held in committee.

MOTION: **Rep. Green(18)** made a motion to **HOLD H 166** in committee.

Rep. Crane expressed his optimism for the bill's potential and commended **Rep. Raybould** for bringing the bill forward.

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

H 204: **Rep. Green(2)** presented **H 204**, legislation redefining intangible property.

MOTION: **Rep. Andrus** made a motion to send **H 204** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Green(2) will sponsor the bill on the floor.**

H 206: **Rep. Zito** presented **H 206**, legislation proposing lowering the age to carry concealed handguns within city limits to 18 years old. **Rep. Zito** deferred time to **Rep. Young**, who explained the legislation would simplify and bring uniformity to laws. She also cited statistics of other states who lowered the age to 18 and gun deaths. The bill has the support of Constitutional Sheriffs and Peace Officers Association, Gun Owners of America, and Idaho Sheriffs Association.

Reps. Zito and Young deferred time to **Adric Fisher** who testified in support of the bill. **Greg Pruett**, Idaho Second Amendment Alliance and **Deacon Pruett** also testified in support of the bill. They were of the opinion that constitutional rights should not be denied to adults based on age or location and this bill would clarify laws.

In response to committee questions, **Rep. Zito** answered that 18 year-olds can carry concealed or open carry anywhere in the State of Idaho, except within city limits. Regarding permits, some people choose to obtain concealed permits in order to carry in other states. However, this legislation only applies to people 18 years old and older being able to carry open or concealed handguns within city limits, which is less than 1% of the state.

MOTION: Rep. Crane made a motion to send H 206 to the floor with a **DO PASS** recommendation.

ROLL CALL VOTE: Roll call vote was requested. **Motion carried by a vote of 13 AYE, 2 NAY. Voting in favor** of the motion: **Reps. Harris, Armstrong, Crane, Palmer, Barbieri, Holtzclaw, Monks, Zito, Scott, Andrus, Hartgen, Young, and Smith. Voting in opposition** to the motion: **Reps. Gannon and Green(18). Rep. Zito** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 10:01 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #2
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, March 06, 2019

SUBJECT	DESCRIPTION	PRESENTER
SCR 103	Rule rejection, dept of admin	Rep. Armstrong
S 1078	Contract brewing	Rep. Dixon

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
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email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, March 06, 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 (Nye), Gannon, Green(18)

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

GUESTS: None

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

SCR 103: **Rep. Armstrong** presented **SCR 103**, relating to the rule rejection of **Docket 38-0501-1801**, section 114.02.b.

Rep. Armstrong introduced **Kate Haas**, Kestrel West, who explained the reasoning for the Senate rejecting the section was substantive issues from an industry point of view and procedural issues with the rule making process. The Department of Administration has committed to conducting an improved rule making process.

MOTION: **Rep. Armstrong** made a motion to send **SCR 103** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Armstrong** will sponsor the bill on the floor.

S 1078: **Rep. Dixon** presented **S 1078**, relating to contracting brewing. **Rep. Dixon** explained contract brewing allows smaller breweries to utilize the facilities of a larger brewer. However, under current law, the issue and definition of contract brewing is ambiguous. **S 1078** would clarify the definition of contract brewing, which could help entities including the Alcohol and Beverage Control navigate the growing industry. **S 1078** is a pro business bill and would help the economy.

In response to committee questions, **Rep. Dixon** explained a small brewer has a 30,000 barrel production limit. **Rep. Dixon** introduced **Sheila Francis**, Idaho Brewers United to answer other committee questions. Ms. Francis explained that a brewery owner is limited to 2 licenses under law.

MOTION: **Rep. Green(18)** made a motion to send **S 1078** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Dixon** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:32 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Thursday, March 07, 2019

SUBJECT	DESCRIPTION	PRESENTER
SJM 102	Regulation freedom amendment	Rep. Dayley
S 1113	Campaign finance	Rep. Wood
S 1111	Uniform law on notarial acts	Rep. Holtzclaw
S 1112	Codifier's corrections	Rep. Hartgen
S 1127	Agreement on detainers	Rep. Hartgen

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Thursday, March 07, 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 (Nye), Gannon, Green(18)

**ABSENT/
EXCUSED:** None

GUESTS: Phil McGrane, Ada Co. Clerk; Katherine Gerrity, LSO; Alex LaBeau, IACI; Jared Larsen, Governor's Office, Patti Anne Lodge, Senate

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

SJM 102: **Rep. Dayley** presented **SJM 102**, legislation urging Congress to propose the Regulation Freedom Amendment to the United States Constitution. Rep. Dayley explained Idaho would be the 19th state to pass a resolution/memorial of this nature.

MOTION: **Rep. Crane** made a motion to send **SJM 102** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Dayley** will sponsor the bill on the floor.

S 1113: **Rep. Wood** presented **S 1113**, relating to campaign finance. The bill is a product of the interim committee on campaign finance and it works to accomplish five main goals which include: creating a central online database in the Secretary of State's office for reporting all contributions and expenditures for statewide, legislative, judicial, and local elections and ballot measures. It also eliminates loopholes in reporting of contributions and expenditures by changing reporting dates during the election cycle. The legislation provides for the Secretary of State to enforce provisions of this chapter at the state level and the county clerks to enforce the provisions at the local government level. The bill would provide for continuation of reporting for candidates who do not prevail in an election until all debt has been eliminated or all remaining funds expended. Lastly, it provides for penalties for late filing to begin on day one, and provides for methods of notification to candidates and treasurers.

In response to committee questions, **Phil McGrane**, Ada County Clerks' Office, explained there are 79 different entities that collect campaign finance reports and not all of them can be found online. This need prompted the creation of an online campaign finance database, which could encourage transparency for the public.

In response to committee questions, **Tim Hurst**, Secretary of State's Office, clarified the legislation is not trying to regulate the political actions or contributions of private citizens; it is asking for disclosure of contributions.

Alex Labeau, IACI, testified in support of **S 1113**. Mr. Labeau stated this legislation works to promote transparency within the existing framework by increasing disclosure frequency and making the process more easy to comply with.

MOTION: **Rep. Green(18)** made a motion to send **S 1113** to the floor with a **DO PASS** recommendation.

**SUBSTITUTE
MOTION:** **Rep. Scott** made a substitute motion to hold **S 1113** until time certain, March 8th, 2019. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 10:37 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
8:30 A.M.
Room EW40
Friday, March 08, 2019

SUBJECT	DESCRIPTION	PRESENTER
SJM 103	Free trade	Rep. Youngblood
S 1113	Campaign finance	Rep. Wood
S 1072	Admin rules, pages, fees	Rep. DeMordaunt
H 199	Concealed weapons	Rep. Zollinger
H 205	Paternity, terminology	Rep. Kingsley
S 1112	Codifier's corrections	Rep. Hartgen

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Friday, March 08, 2019

TIME: 8:30 A.M.

PLACE: Room EW40

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

**ABSENT/
EXCUSED:** Chairman Harris, Rep. Holtzclaw

GUESTS: Senator Regina Bayer, Self; Lori Burrelle, NOW; David Ripley, Idaho Chooses Life
Vice Chairman Armstrong called the meeting to order at 8:31 AM.

SJM 103: **Rep. Youngblood** presented **SJM 103**, a joint memorial brought by the Pacific Northwest Economic Region (PNWER). One aspect of the memorial is to recognize Canada and Mexico as significant export countries for the United States and Idaho. The memorial urges Congress to ratify the United States-Canada-Mexico Agreement (USMCA) as soon as possible, along with managing tariffs on certain goods.

Senator Regina Bayer testified in **opposition** to **SJM 103**. She was of the opinion the USMCA would result in the loss of sovereignty for the United States and would affect right to work laws, border security, and collective bargaining.

MOTION: **Rep. Hartgen** made a motion to send **SJM 103** to the floor with a **DO PASS** recommendation.

Reps. Scott, Andrus, and Barbieri spoke in **opposition** to the motion, stating that it would be irresponsible for the committee to vote to ratify a document it hasn't read, there could potentially be negative implications, and the agreement creates an unelected bureaucracy, respectively.

**ROLL CALL
VOTE:** Roll call vote was requested. **Motion failed by a vote of 5 AYE, 8 NAY, 2 ABSENT/EXCUSED.** Voting in favor of the motion: **Reps. Armstrong, Hartgen, Smith (Nye), Gannon, and Green(18).** Voting in opposition to the motion: **Reps. Crane, Palmer, Barbieri, Monks, Zito, Scott, Andrus, and Young.** **Reps. Holtzclaw and Harris** were absent/excused.

S 1113: The committee continued to discuss **S 1113** after hearing testimony from the previous day. Speaking in **support** of **S 1113**, **Rep. Gannon** stated the legislation would help provide transparency and disclosure to the public, which is important for participation.

Rep. Barbieri and **Rep. Young** spoke in **opposition** to **S 1113**. **Rep. Barbieri** stated transparency exists in current statute and this legislation would add more burdens to the legislature. **Rep. Young** was concerned about the burden put on private individuals who participate in the political process.

Rep. Monks explained overall the legislation has had a lot of work put into it and some tweaks can be made in General Orders.

MOTION: **Rep. Monks** made a motion to send **S 1113** to **General Orders**.

Reps. Crane and **Hartgen** spoke in **support** of the motion, stating that the legislation is beneficial and changes can be addressed in General Orders.

SUBSTITUTE MOTION: **Rep. Green(18)** made a substitute motion to send **S 1113** to the floor with a **DO PASS** recommendation.

ROLL CALL VOTE: Roll call vote was requested. **Substitute motion failed by a vote of 5 AYE, 8 NAY, 2 ABSENT/EXCUSED. Voting in favor** of the motion: **Reps. Palmer, Hartgen, Smith (Nye), Gannon, and Green(18).** **Voting in opposition** to the motion: **Reps. Armstrong, Crane, Barbieri, Monks, Zito, Scott, Andrus, and Young.** **Reps. Holtzclaw and Harris** were absent/excused.

VOTE ON ORIGINAL MOTION: **Original motion carried by voice vote. Reps. Smith (Nye), Gannon, and Green(18)** requested they be recorded as voting **NAY.** **Rep. Wood** will sponsor the bill on the floor.

H 199: **Rep. Zollinger** presented **H 199**, legislation changing language relating to concealed weapons.

MOTION: **Rep. Zito** made a motion to send **H 199** to the floor with a **DO PASS** recommendation.

SUBSTITUTE MOTION: **Rep. Gannon** made a substitute motion to send **H 199** to **General Orders.**

MOTION WITHDRAWN: **Rep. Zollinger** explained his preference would be to send **H 199** to the floor, but he understands if the committee wants to send **H 199** to General Orders.

MOTION WITHDRAWN: **Rep. Gannon** withdrew the substitute motion.

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

H 205: **Rep. Green(2)** presented **H 205**, relating to paternity cases. The legislation would change the definition of child, mother, and father in Idaho Code, Section 7-1103. **Rep. Green(2)** explained recent technology allows paternity to be determined at an earlier stage of pregnancy. If paternity action requires state assistance, the legislation would help recover costs from the responsible party in a more timely manner.

MOTION: **Rep. Zito** made a motion to send **H 205** to the floor with a **DO PASS** recommendation.

Lori Burelle, National Organization for Women, testified **in opposition** to **H 205.** She was of the opinion **H 205**, would assign personhood to an eight-week old fetus and the state should not interfere with a women's pregnancy.

David Ripley, Idaho Chooses Life, testified **in support** of **H 205.** He was of the opinion the legislation would provide women support before the birth of the child, would reaffirm the responsibility of the father, and ease the burden from the taxpayer.

VOTE ON MOTION: **Motion carried by voice vote. Rep. Green(18)** requested she be recorded as voting **NAY.** **Rep. Green(2)** will sponsor the bill on the floor.

S 1072: **Rep. DeMordaunt** presented **S 1072**, relating to administrative rules and fees. The legislation would remove the financial disincentive that agencies face when cutting or reducing regulations, specifically removing the fee agencies have to pay when they publish in the Idaho Administrative Bulletin.

MOTION: **Rep. Scott** made a motion to send **S 1072** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. DeMordaunt** will sponsor the bill on the floor.

S 1112: **Rep. Hartgen** introduced **Katherine Garrity**, Legislative Services Office, to present **S 1112**. The legislation makes codifier and technical corrections to the Idaho Code.

MOTION: **Rep. Monks** made a motion to send **S 1112** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Hartgen** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:30 AM.

Representative Armstrong
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Monday, March 11, 2019

SUBJECT	DESCRIPTION	PRESENTER
S 1111	Uniform law on notarial acts	Rep. Holtzclaw
S 1127	Agreement on detainers	Rep. Hartgen

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith(Nye)
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, March 11, 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 (Nye), Gannon, Green(18)

**ABSENT/
EXCUSED:** None

GUESTS: Bob Rice, Title Resources/ILTA; Jared Larsen, Governor's Office

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

S 1111: **Rep. Holtzclaw** presented **S 1111**, relating to notarial acts. The legislation proposes granting authorization for notaries to execute notarial acts through technological means, also known as remote notarization. The legislation also requires counties to accept electronically notarized records.

Rep. Holtzclaw introduced **Chad Houck**, Deputy Secretary of State, Secretary of State's Office, to answer committee questions. Mr. Houck explained the Electronic Notarization Act was passed last year and this allows for electronic signatures to be obtained.

In response to committee questions, **Rep. Holtzclaw** answered he has not received any negative feedback from counties.

MOTION: **Rep. Crane** made a motion to send **S 1111** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Holtzclaw** will sponsor the bill on the floor.

S 1127: **Rep. Hartgen** presented **S 1127**, relating to the Interstate Agreement on Detainers. The legislation changes the "director of correction" from the Director of the Department of Correction to the Attorney General or his designee. This change aligns Idaho Code with departmental practice and is supported by the Governor's office, the Attorney General, and the Director of the Department of Correction.

MOTION: **Rep. Palmer** made a motion to send **S 1127** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Hartgen** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:13 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #2
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, March 13, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26980	Motor vehicles, towing, notify	Rep. Palmer
RS27108	Public schools, polling places	Rep. DeMordaunt/Rep. Armstrong

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith(Nye)
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, March 13, 2019

TIME: 9:00 A.M.

PLACE: Room EW40

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

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

GUESTS: Ryan Fitzgerald, WWCUA

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

RS 26980: **Ryan Fitzgerald**, Northwest Credit Union Association, presented **RS 26980**, relating to the notification to lienholders when a vehicle has been towed. Mr. Fitzgerald explained most lienholders are not notified when their vehicle has been towed until 15 days before the vehicle is being prepared for selling. The proposed legislation will provide timely notification to lienholders when a vehicle has been towed and is not reclaimed by the vehicle owner within seventy-two hours.

MOTION: **Rep. Monks** made a motion to introduce **RS 26980**. **Motion carried by voice vote.**

RS 27108: **Rep. Armstrong** introduced **Rep. DeMordaunt**, who presented **RS 27108**, relating to election polling places and public schools. The proposed legislation will ensure public schools can be utilized as a polling location for elections. Rep. DeMordaunt explained Federal law requires polling places satisfy ADA regulations and public schools do this. The proposed legislation would leave the option to local school districts of how to best accommodate voting.

MOTION: **Rep. Green(18)** made a motion to introduce **RS 27108**. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:15 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Friday, March 15, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS27033	Christian persecution	Rep. Giddings
S 1076	Liquor stores, tastings	Rep. Kauffman
H 251	Treasurer's office, money kept	Rep. Monks

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott(Paterson)	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Friday, March 15, 2019

TIME: 9:00 A.M.

PLACE: Room EW40

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

**ABSENT/
EXCUSED:** None

GUESTS: Fred Birnbaum, Idaho Freedom Foundation; Jeff Anderson, ISLD

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

MOTION: **Rep. Green(18)** made a motion to approve the minutes from the February 25, February 26, February 27, and February 28, 2019 meetings. **Motion carried by voice vote.**

RS 27033: **Rep. Giddings** presented **RS 27033**, relating to Christian persecution. The proposed legislation would be a resolution reemphasizing Idaho's support for fundamental human rights and religious freedom. It calls for every government to recognize the fundamental rights for Christians to practice their faith without persecution.

MOTION: **Rep. Zito** made a motion to introduce **RS 27033**.

Rep. Green(18) spoke in support of the motion to introduce **RS 27033**, because she was in favor of a bill hearing, however stated all religions and rights need to be ensured, and the topic should be revisited in the future.

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

S 1076: **Rep. Kauffman** presented **S 1076**, relating to liquor store samples and tastings. The legislation would allow for suppliers to distribute samples of liquor in liquor stores. Each person who is interested in partaking is limited to 3 samples in a 24-hour period. The Alcohol and Beverage Control and the Attorney General agree the language in the bill is enforceable.

Rep. Kauffman introduced **Kate Haas**, Kestrel West, who represented the Distilled Spirits Council. Ms. Haas explained the suppliers have to obtain permission from the Liquor Division Director, and due to a commitment made to the Senate, the Division of Liquor will promulgate rules before any samples take place in order to ensure effective implementation.

In response to committee questions, **Ms. Haas** answered any legal liability will lie with the suppliers and not with the state. She explained there should be no safety issues with the samples because the amount of alcohol distributed would be very low. Additionally, the purpose of the samples is to target people already choosing to buy liquor.

MOTION: **Rep. Green(18)** made a motion to send **S 1076** the floor with a **DO PASS** recommendation.

Reps. Zito and **Harris** spoke in opposition to the motion. They were of the opinion it should not be state business to help suppliers market alcohol.

VOTE ON MOTION:

Motion failed by voice vote.

H 251:

Rep. Monks presented **H 251**, legislation striking language that requires the Treasurer's Office to keep money in a vault. The legislation would give the Treasurer's Office the option of storing or depositing the money wherever they prefer.

Fred Birnbaum, Idaho Freedom Foundation, testified **in opposition** to **H 251**.

MOTION:

Rep. Palmer made a motion to send **H 251** to the floor with a **DO PASS** recommendation.

ROLL CALL VOTE:

Roll call vote was requested. **Motion carried by a vote of 8 AYE, 7 NAY. Voting in favor** of the motion: **Reps. Harris, Armstrong, Palmer, Holtzclaw, Monks, Andrus, Hartgen, and Green(18)**. **Voting in opposition** to the motion: **Reps. Crane, Barbieri, Zito, Scott(Paterson), Young, Smith, and Gannon**. **Rep. Monks** will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 9:51 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Monday, March 18, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 270	Public schools, polling places	Rep. DeMordaunt/Rep. Armstrong

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott(Paterson)	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, March 18, 2019

TIME: 9:00 A.M.

PLACE: Room EW40

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

**ABSENT/
EXCUSED:** Representative(s) Crane, Young

GUESTS: Karen Echeverria, ISBA; Phil McGrane, Ada County; Chris Yamamoto, Canyon County; Jason Dixon, Steve Brown, Bannock County; Tim Hurst, Idaho Secretary of State

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

MOTION: **Rep. Green(18)** made a motion to approve the minutes from the March 4, March 5, and March 6, 2019 meetings. **Motion carried by voice vote.**

H 270: **Rep. DeMordaunt** presented **H 270**, relating to public schools and polling places. The legislation would ensure public schools shall be made available for a polling place location. Rep. DeMordaunt explained schools are ideal locations for polling places because of their accessibility to the surrounding communities and they meet ADA requirements. She deferred some time in her opening to **Phil McGrane**, Ada County. Phil McGrane explained in more populous areas, it is becoming increasingly difficult to find voting places.

In response to committee questions, **Rep. DeMordaunt** clarified the legislation would apply to charter schools because charter schools are public schools.

In response to committee questions, **Mr. McGrane** answered the schools are not currently compensated for election costs, rather the counties fund any costs that may arise from holding elections. In regards to schools safety, county commissioners would never want to jeopardize the safety of school children and the legislation gives flexibility to the principals and superintendents to decide how to best accommodate a polling place being held in their schools.

Chris Yamamoto, Canyon County; **Jason Dixon**, **Steve Brown**, Bannock County; and **Tim Hurst**, Idaho Secretary of State's Office, testified **in support of H 270**.

They were of the opinion the legislation would be a policy statement, would encourage a dialogue and collaboration between the school districts and county commissioners, reaffirms the public's Constitutional right to vote, and is a workable solution to the current lack of public spaces for voting. In regards to safety, the testifiers agreed safety of school children is incredibly important and the legislation allows room for negotiation and collaboration on how best to ensure safety.

MOTION: **Rep. Zito** made a motion to send **H 270** the floor with a **DO PASS** recommendation. Rep. Zito explained **H 270** would reaffirm the public's right to vote and would serve as a great civics lesson to the young adults attending the schools.

Rep. Armstrong addressed the concerns about safety, citing there are multiple options school districts could utilize in order to avoid any safety issues.

Rep. Gannon reiterated the need for safety and that it should be a priority when considering the legislation.

Rep Green(18) stated her confidence in local law enforcement agencies, school districts, and the county commissioners to implement safe and effective polling places.

**VOTE ON
MOTION:**

Motion carried by voice vote. Rep. DeMordaunt will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 9:47 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Friday, March 22, 2019

SUBJECT	DESCRIPTION	PRESENTER
HR 6	Christian persecution	Rep. Giddings
S 1153	Lobbyist registration, reporting	Chad Houck, Deputy Secretary of State, Secretary of State's Office

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Friday, March 22, 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: Paul Rolig, Humanists of Idaho; Bruce Wingate, Protect Idaho Kids Foundation; Ken Burgess, Idaho Press Club

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

HR 6: **Rep. Giddings** presented **HR 6**, a House resolution relating to Christian persecution. Rep. Giddings explained the resolution reaffirms Idaho's support for religious freedom and human rights for all people. It also calls on every government to allow Christians to practice their religion without persecution.

In response to committee questions, **Rep. Giddings** answered **HR 6** is not recommending policy or law changes, it is a resolution.

MOTION: **Rep. Scott** made a motion to send **HR 6** to the floor with a **DO PASS** recommendation.

Paul Rolig, Humanists of Idaho, testified **in opposition** to **HR 6**. He was of the opinion the resolution should include all religions, not just Christianity.

Bruce Wingate, Protect Idaho Kids, testified **in support** of **HR 6**. He was of the opinion government should recognize religious rights without persecution, but religious freedom should not provide a defense for an individual to harm another person, for example with faith-healing.

SUBSTITUTE MOTION: **Rep. Gannon** made a substitute motion to send **HR 6** to General Orders. He explained the definition of religion should be tightened up, along with making other changes.

Reps. Green(18) and **Smith** spoke **in support** of the substitute motion stating the legislature has a responsibility to acknowledge all religions, and this resolution has not brought enough to do so, respectively.

VOTE ON SUBSTITUTE MOTION: **Substitute motion failed by voice vote. Reps. Smith, Gannon, and Green(18)** requested they be recorded as voting **NAY**.

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

MOTION: **Rep. Scott** made a motion to allow **Chad Houck** to present **S 1153** without a floor sponsor.

Chairman Harris stated the motion was out of order citing the fact **S 1153** did have a floor sponsor and it is the Chairman's decision how legislation can be presented in committee.

S 1153: **Chad Houck**, Deputy Secretary of State, Secretary of State's Office, presented **S 1153**, relating to lobbyist reporting and registration. Mr. Houck explained the legislation will have no fiscal impact and was drafted in collaboration with the Lobbyist Association. The legislation defines four key issues including who registers as a lobbyist, who does not and what are the exemptions, who reports for exempt parties, and how the reporting process works. Terms including contractor and employee were changed to lobbyist client and lobbyist employee, among others.

Rep. Hartgen invoked Rule 38.

Ken Burgess, Idaho Press Club, testified in **opposition** to **S 1153**, stating concerns about the final part of the legislation relating to exemptions from public records requests.

In response to committee questions, **Mr. Burgess** answered he preferred if the legislation would require a contact email.

In his closing statement, **Mr. Houck** cited security concerns for the reason why certain information is exempt.

MOTION: **Rep. Barbieri** made a motion to send **S 1153** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Barbieri** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 10:06 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
8:00 A.M.
Lincoln Auditorium
Tuesday, March 26, 2019

SUBJECT	DESCRIPTION	PRESENTER
S 1159aa	Ballot initiative reqs	Rep. Dixon, Rep. Monks

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

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MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Tuesday, March 26, 2019

TIME: 8:00 A.M.

PLACE: Lincoln Auditorium

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: The sign-in sheet will be retained with the minutes in the committee secretary's office until the end of the session. Following the end of the session, the sign-in sheet will be filed with the minutes in the Legislative Services Library.

Chairman Harris called the meeting to order at 8:01 AM.

S 1159aa: **Rep. Dixon** presented **S 1159aa**, relating to the ballot initiative process. This legislation would ensure consistency and clarity of the ballot initiative process by requiring a funding source proposal, decreasing the signature collection time frame, increasing the signature requirement, and increasing the legislative district requirement, among making other changes.

In response to committee questions, **Rep. Dixon** answered the purpose of the legislation is to encourage a greater representation of the state, such as rural communities. The emergency clause was included to enact the legislation as soon as possible. In regards to including a funding source proposal, the public will be able to seek guidance from the Department of Financial Management.

Fred Birnbaum, Idaho Freedom Foundation, testified **in support** of **S 1159aa**. He was of the opinion the process needs to be changed because it favors urban areas and encourages big money come from out of state, which can influence the current process.

Bill Brudenell, Gary Moncrief, Dena Duncan, John McCarthy, representing themselves; **Lori Burelle**, National Organization for Women; **Rebecca Schroeder**, Executive Director, Reclaim Idaho; testified **in opposition** to **S 1159aa**. They were of the opinion, the legislation would make it impossible to get grassroots initiatives on the ballot, restricts the public's constitutional rights, and will prompt expensive litigation to ensue. It was also stated the signature timeline would disadvantage rural communities as opposed to helping them because people living in rural areas would have to travel further to collect the required amount of signatures, in a shorter time frame.

Russ Hendericks, Idaho Farm Bureau, testified **in support** of **S 1159aa**. He was of the opinion the initiative process needs to be modernized and the 6 month deadline would give ample time to those needing to collect signatures.

Colin Nash, Karen Lansing, Don Shaff, Don Kemper, representing themselves, testified **in opposition** to **S 1159aa**. They were of the opinion the combination of the three main requirements of the legislation would make Idaho's initiative process one of the strictest in the country.

Benjamin Kelly, Food Producers of Idaho, testified **in support** of **S 1159aa**. He was of the opinion, the legislation would support rural communities because the current system creates inequity between urban and rural areas. He stated the 6 month time frame should give initiative organizers ample time to collect signatures.

John Segar, Roberta Damico, Jim Jones, representing themselves; **Kathy Griesmeyer**, Policy Director, ACLU; **Mark Bussolini, Nancy Harris**, representing themselves; **Priscilla Giddings**, Representative, District 7; **Vic Miller, Adam Olsen, Alicia Abbott**, representing themselves; **Mistie Tolman**, Planned Parenthood; **Lori Ode, Matt Denning, Scott McDougall, Tracy Olson, Sylvia Chariton, Diane McConnaughey**, representing themselves, testified **in opposition** to **S 1159aa**. They were of the opinion, the legislation restricts rural communities, grants veto power to a small amount of legislative districts and could be considered unconstitutional. There is also an unfair expectation and burden placed on the public to draft a funding source since the legislature has the help of the Legislative Services Office.

Chairman Harris called a recess of the committee and announced the meeting would reconvene at 1:00 PM in EW40.

Representative Harris
Chair

Julia Grief
Secretary

Respectfully,
Jane M. Rohling
582 Palmetto Drive
Eagle, ID 83616
March 25, 2019

Idaho House State Affairs Committee
Testimony on SB 1159

I am opposed to SB 1159 on the grounds that it would make it nearly impossible for grassroots organizations representing Idaho voters to ever get on the ballot. This right is guaranteed to voters in the Idaho Constitution, and it is essential that we retain this right in a meaningful way. Civic engagement should be encouraged, not discouraged and Idahoans should have the ability to bring important issues to a vote, particularly when our Legislators have refused to address an issue year after year. Under the existing rules for getting an initiative on the ballot, rules that were made more stringent just 6 years ago, getting an initiative on the ballot is already a long, arduous process. This constitutional right is extremely important to citizens and while the Legislature has been given the authority to make up the rules for the initiative process, when these rules make it impossible for ordinary citizens and grassroots organizations to meet the requirements then the Legislature is taking away our rights.

Senator C. Scott Grow's bill would result in Idaho having more restraints on this process than any other state. Although he has repeatedly told the members of the Senate and the people of Idaho that the restrictions on the process as proposed in his bill are in line with the requirements of several of our neighboring states, his comments are misleading. The reality is that, while some states require 10% or more of voter signatures on the petitions for an initiative, and some would require the signatures to come from 90% of the counties or Legislative districts, and some only allow 180 days to collect signatures, NONE of the states that allow voter initiatives have ALL of these constraints. Thus, the requirements to collect signatures from 10% (increased from 6%) of Idaho voters from 32 of the 35 districts (increased from 18 districts) in 180 days (decreased from 18 months to just 6 months) would make Senator Grow's proposed requirements, in aggregate, much stricter than those in any other state. To gather and certify the signatures from 10% of the voters in 32 Districts in 1/3 of the time will be impossible for any citizen's group that doesn't have millions of dollars to spend. This is WRONG!

Just as making it increasingly difficult for people to vote is counterproductive and attempts to "solve" a problem with voter fraud that has been proven repeatedly to be virtually nonexistent, this bill making it more difficult to get initiatives on the ballot to ensure that there aren't too many of them is also attempting to address a problem that doesn't exist. Given the fact that very few initiatives have ever made it to the ballot in past years and far fewer have passed, and the fact that in 2013 the Legislature raised the bar on the initiative process, I believe the rules are stringent enough to keep the state from being "governed by initiatives." It would be worthwhile to talk about the level of difficulty citizens already face with those who have actually done the work to get an initiative on the ballot. There is no need to ram this bill through the Legislature this session, particularly since the next election, the next opportunity to even get an initiative on the ballot, isn't until the 2020 election. THIS IS NOT AN EMERGENCY!

Please vote NO on SB 1159! Thank you for your consideration.

Respectfully,
Jane M. Rohling

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
1:00 P.M.
Room EW40
Tuesday, March 26, 2019

SUBJECT	DESCRIPTION	PRESENTER
S 1159aa	Ballot initiative reqs	Rep. Dixon, Rep. Monks

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Tuesday, March 26, 2019

TIME: 1:00 P.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: The sign-in sheet will be retained with the minutes in the committee secretary's office until the end of the session. Following the end of the session, the sign-in sheet will be filed with the minutes in the Legislative Services Library.

Chairman Harris reconvened the meeting at 1:01 PM.

S 1159aa: **Garrett Castle, Robert Bratley, Zoe Kenney, Hari Heath**, representing themselves; **Jonathan Oppenheimer**, Government Relations Director, Idaho Conservation League; and **Rod Beck**, representing himself, testified **in opposition** to **S 1159aa**. They were of the opinion the legislation would encourage outside interests and unfair entities to influence Idaho's ballot initiative process. The legal fees that may incur will be large and very expensive.

Rep. Scott stated she had spent time deliberating how she was going to vote. However, she was highly offended after certain comments were made from a previous testifier, and will not be threatened into a vote.

MOTION: **Rep. Palmer** made a motion to send **S 1159aa** to the floor with a **DO PASS** recommendation.

Speaking **in opposition** to the motion, **Rep. Smith** explained the legislation would give veto power to a certain amount of districts. She was also concerned about the decrease of the amount of time the public would have to collect signatures, the litigation that may ensue because of the legislation, and that **S 1159aa** is in violation of the public's first amendment rights.

SUBSTITUTE MOTION: **Rep. Gannon** made a substitute motion to **HOLD S 1159aa** in committee. Speaking to the motion, Rep. Gannon cited concerns about **S 1159aa** stifling voter participation.

Rep. Green(18) spoke **in support** of the substitute motion, explaining her concerns are, four of the smallest districts will have veto power and how restrictive combining all three new requirements will be to the process. She appreciated the addition of a fiscal note, citing the importance of transparency.

Rep. Crane spoke **in support** of the original motion, explaining currently five counties already have veto power and rural communities are being left out. The legislation will provide predictability, fiscal responsibility, and clarity.

AMENDED SUBSTITUTE MOTION: **Rep. Hartgen** made an amended substitute motion to send **S 1159aa** to General Orders. She explained the importance of having a fiscal impact included in the legislation and the representation of rural communities in the process. However, there are aspects of the bill, such as the reduced timelines for signatures and the percentage increase in signatures, that do not need to be included.

Rep. Monks spoke in opposition to the amended substitute motion and substitute motion, explaining half of the states do not allow a voter initiative process at all and the process is not meant to be easy. He stated the legislation does not prohibit the initiative process and he will be voting for the original motion.

**VOTE ON
AMENDED
SUBSTITUTE
MOTION:**

Roll call vote was requested. **Amended substitute motion failed by a vote of 4 AYE, 11 NAY. Voting in favor** of the motion: **Reps. Hartgen, Smith, Gannon, and Green(18). Voting in opposition** to the motion: **Reps. Harris, Armstrong, Crane, Palmer, Barbieri, Holtzclaw, Monks, Zito, Scott, Andrus, and Young.**

**VOTE ON
SUBSTITUTE
MOTION:**

Roll call vote was requested. **Substitute motion failed by a vote of 5 AYE, 10 NAY. Voting in favor** of the motion: **Reps. Scott, Hartgen, Smith, Gannon, and Green(18). Voting in opposition** to the motion: **Reps. Harris, Armstrong, Crane, Palmer, Barbieri, Holtzclaw, Monks, Zito, Andrus, and Young.**

**VOTE ON
ORIGINAL
MOTION:**

Roll call vote was requested. **Original motion carried by a vote of 10 AYE, 5 NAY. Voting in favor** of the motion: **Reps. Harris, Armstrong, Crane, Palmer, Barbieri, Holtzclaw, Monks, Zito, Andrus, and Young. Voting in opposition** to the motion: **Reps. Scott, Hartgen, Smith, Gannon, and Green(18). Reps. Monks and Dixon** will sponsor the bill on the floor.

ADJOURN:

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

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Wednesday, March 27, 2019

SUBJECT	DESCRIPTION	PRESENTER
SCR 113	Temporary rules, extending	Rep. Palmer
SCR 114	Admin rules, fees	Rep. Palmer

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 Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Wednesday, March 27, 2019
TIME: 9:00 A.M.
PLACE: Room EW40
MEMBERS: Chairman Harris, Vice Chairman Armstrong, Representative(s) Crane, Palmer, Barbieri, Holtzclaw, Monks, Zito, Scott, Andrus, Hartgen, Young, Smith, Gannon, Green(18)
ABSENT/EXCUSED: Representative(s) Crane, Monks
GUESTS: None
Chairman Harris called the meeting to order at 9:01 AM.
MOTION: **Rep. Young** made a motion to approve the minutes from the March 7, March 8, March 11, March 13, and March 15, 2019 meetings. **Motion carried by voice vote.**
MOTION: **Rep. Green(18)** made a motion to approve the minutes from the March 18, 2019 meeting. **Motion carried by voice vote.**
SCR 113: **Rep. Palmer** presented **SCR 113**, a concurrent resolution approving and rejecting temporary rules.
MOTION: **Rep. Holtzclaw** made a motion to send **SCR 113** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Palmer** will sponsor the bill on the floor.
SCR 114: **Rep. Palmer** presented **SCR 114**, a concurrent resolution approving and rejecting fee rules.
MOTION: **Rep. Holtzclaw** made a motion to send **SCR 114** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Palmer** will sponsor the bill on the floor.
ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:17 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Thursday, March 28, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 169aaS	Federalism committee	Rep. Monks

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Thursday, March 28, 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:** Representative(s) Scott

GUESTS: Jonathan Oppenheimer, Idaho Conservation League

Chairman Harris called the meeting to order at 9:02 AM.

H 169aaS: **Rep. Monks** presented **H 169aaS**, relating to a committee on Federalism. Rep. Monks explained the amendments made by the Senate included changing the amount of members from 8 to 10, removing the ability for the committee to hire counsel or consultants, and including federal lands under the scope of study, among other changes.

In response to committee questions, **Rep. Monks** answered he does not believe these amendments will limit the scope of the committee and it is the intent of the committee to collaborate with germane committees about topics, recommendations, etc.

MOTION: **Rep. Palmer** made a motion to concur with Senate amendments to **H 169aaS**. **Motion carried by voice vote. Reps. Smith, Gannon, and Green(18)** requested they be recorded as voting **NAY**.

The committee thanked, **Audrie Earle**, page for the second part of session, for her hard work and a job well done.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:15 AM.

Representative Harris
Chair

Julia Grief
Secretary

AGENDA
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Monday, April 01, 2019

SUBJECT	DESCRIPTION	PRESENTER
<u>SCR 117</u>	Medicaid study committee	Rep. Wood

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, April 01, 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:** Representative(s) Monks, Gannon

GUESTS: None

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

SCR 117: **Rep. Wood** presented **SCR 117**, a concurrent resolution to allow the legislative council to form an interim committee to study the savings resulting from Medicaid expansion and determine equitable means to assess and collect from each county its share of funding Medicaid expansion.

In response to committee questions, **Rep. Wood** answered there will be input and representation from the counties and the committee shouldn't be limited in it's scope of study, but the first question to be answered will be what role the counties will play in the funding. He also explained the committee will take a comprehensive look at county expenditures, and won't just consider a snapshot. The committee will also make recommendations for FY 21.

MOTION: **Rep. Armstrong** made a motion to send **SCR 117** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Wood** will sponsor the bill on the floor.

MOTION: **Rep. Holtzclaw** made a motion to reconsider **SJM 103**.

Reps. Young and Scott spoke in **opposition** to the motion, stating the committee has already heard the memorial and there is concern about supporting a document that hasn't been read in full.

ROLL CALL VOTE: Roll call vote was requested. **Motion failed by a vote of 5 AYE, 8 NAY, 2 ABSENT/EXCUSED.** Voting in favor of the motion: **Reps. Harris, Crane, Palmer, Holtzclaw, and Hartgen.** Voting in opposition to the motion: **Reps. Armstrong, Barbieri, Zito, Scott, Andrus, Young, Smith, and Green(18).** **Reps. Monks and Gannon** were absent/excused.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:17 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #2
HOUSE STATE AFFAIRS COMMITTEE
9:00 A.M.
Room EW40
Tuesday, April 02, 2019

SUBJECT	DESCRIPTION	PRESENTER
S 1205	Administrative rules	Rep. Monks

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 Harris	Rep Holtzclaw	Rep Hartgen
Vice Chairman Armstrong	Rep Monks	Rep Young
Rep Crane	Rep Zito	Rep Smith
Rep Palmer	Rep Scott	Rep Gannon
Rep Barbieri	Rep Andrus	Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Tuesday, April 02, 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: None

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

MOTION: **Rep. Green(18)** made a motion to approve the minutes from the March 22, March 26 - 8:00 AM, March 26 - 1:00 PM, March 27, March 28, and April 1, 2019 meetings.
Motion carried by voice vote.

S 1205: **Rep. Monks** presented **S 1205**, legislation continuing certain administrative rules in full force and effect until July 1, 2020. Rep. Monks explained the legislation creates a legal protection which allows rules to go forward, but the legislature can review them anytime in the future.

MOTION: **Rep. Crane** made a motion to send **S 1205** to General Orders. Rep. Crane explained he is frustrated by the rules review process in its current framework and since there is **H 100**, which is not being heard in the Senate, the idea would be to insert the language of that bill into **S 1205** in the amending order.

Rep. Scott spoke **in support** of the motion and stated legislation should be clear and specific with the objectives the legislature is trying to accomplish.

Rep. Gannon commented that because **H 100** had majority of support in the House of Representatives, the Senate should at least hold a hearing on principle.

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

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:13 AM.

Representative Harris
Chair

Julia Grief
Secretary

AMENDED AGENDA #1
HOUSE STATE AFFAIRS COMMITTEE
11:00 A.M.
Room EW40
Monday, April 08, 2019

SUBJECT	DESCRIPTION	PRESENTER
<u>RS27187</u>	Ballot initiatives	Rep. Dixon, Rep. Horman
<u>RS27188</u>	Ballot initiatives	Rep. Dixon
<u>RS27189</u>	Ballot initiatives	Rep. Dixon
<u>RS27190</u>	Ballot initiatives	Rep. Dixon

Today's meeting will be a print hearing. No public testimony will be taken.

COMMITTEE MEMBERS

Chairman Harris Rep Holtzclaw
Vice Chairman Armstrong Rep Monks
Rep Crane Rep Zito
Rep Palmer Rep Scott
Rep Barbieri Rep Andrus

Rep Hartgen
Rep Young
Rep Smith
Rep Gannon
Rep Green(18)

COMMITTEE SECRETARY

Julia Grief
Room: EW46
Phone: 332-1145
email: hstaf@house.idaho.gov

MINUTES
HOUSE STATE AFFAIRS COMMITTEE

DATE: Monday, April 08, 2019

TIME: 11:00 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: The sign-in sheet will be retained with the minutes in the committee secretary's office until the end of the session. Following the end of session, the sign-in sheet will be filed with the minutes in the Legislative Services Library.

Chairman Harris called the meeting to order at 11:00am.

RS 27187: **Rep. Dixon**, District 1, stated the purpose of this proposed legislation is to require additional information during the voter initiative process, and on the ballot. He explained as with legislative proposals, initiatives/referendums will also be asked to follow a single subject rule, include a fiscal impact statement, and the proposed funding source. The effective date would be no sooner than July 1 following the vote on the ballot.

In response to questions and concerns regarding whether **RS 27817** was any different than **S 1159aa** and **H 296**, **Rep. Dixon** explained this and the other three RSs on the agenda are rewrites. There is similar language, but rather than have all the issues in one bill, it is broken up into four separate pieces.

In response to questions and concerns regarding whether it would violate legislative rules to re-introduce bills that already went through the legislative process and were vetoed, **Rep. Dixon** and **Chairman Harris** clarified this is a new RS and although the language is similar, word for word there are changes. When asked if there was any change at all, or any deviation, Rep. Dixon replied there are individual language changes in each one to address individual topics, collectively they are the same, individually they are different.

In response to the question as to whether there is a violation of legislative rules, **Rep. Monks** suggested it may have been Joint Rule 9 because it does state bills passed by one House and rejected by the other may not be introduced in the House of origin during the session in which it was originally introduced. He stated if this is the rule in question, it would not apply to this situation because both Houses passed **S 1159aa** and **H 296**.

Rep. Crane requested the committee be put at ease and to seek guidance from the Parliamentarian on this issue.

The committee spent time discussing the legitimacy of moving the proposed legislation forward in light of legislative rules, the late date of the Session, the amount of time it would take to go through the process, and if this is a good use of the Legislature and the public's time and money.

MOTION: **Rep. Palmer** made a motion to introduce **RS 27187** and recommend it be sent directly to the Second Reading Calendar.

SUBSTITUTE MOTION:

Rep. Gannon made a substitute motion to return **RS 27187** to the sponsor because it has already been considered by the Legislature and the Governor and it would be insulting to that process to look at identical legislation for the second time.

Rep. Crane requested before a vote is taken on either motion they seek guidance from the Parliamentarian regarding concerns raised about introducing legislation that has already been heard earlier in the Session.

Chairman Harris put the committee at ease at 11:15am.

Chairman Harris resumed the meeting at 11:26am.

MOTION WITHDRAWN:

Rep. Gannon stated this issue will be researched further, therefore he withdraws his substitute motion to return **RS 27187** to the sponsor.

MOTION WITHDRAWN:

Rep. Palmer withdrew his motion to introduce **RS 27187** with the recommendation it be sent directly to the Second Reading Calendar.

Chairman Harris put the committee at recess at the call of the chair at 11:28am.

Chairman Harris resumed the meeting at 12:12pm.

Chairman Harris stated the Parliamentarian researched the issue and determined the committee is in order, therefore a motion is in order.

MOTION:

Rep. Palmer made a motion to introduce **RS 27187** and recommend it be sent directly to the Second Reading Calendar.

SUBSTITUTE MOTION:

Rep. Gannon made a substitute motion to return **RS 27187** to the sponsor. Speaking to the motion, he referenced Section 159 in Mason's Manual which states in part "when a bill was once passed or rejected, another of the same substance could not be brought in again during the same session." He stated there is a legal process in place to override the Governor's veto with 2/3 of the Body, so by circumventing that process by trying to introduce the same bill again renders the rules meaningless.

Rep. Monks spoke to the substitute motion. He stated the Parliamentarian has ruled the motion to introduce **RS 27187** is in order and referenced Mason's Manual Section 725, Subsection 5, which states in part "a new bill, presenting the same question or the same question in modified form, or a bill presenting substantially the same question, may be introduced."

AMENDED SUBSTITUTE MOTION:

Rep. Scott made an amended substitute motion to introduce **RS 27187** stating this legislation should at least be heard in committee.

Rep. Smith spoke in opposition to the amended substitute motion. She stated the public believes this bill has been vetoed by the Governor and so is going against a wide support of opposition. She stated she also has legal concerns this will end up in court.

VOTE ON AMENDED SUBSTITUTE MOTION:

Chairman Harris called for a vote on the amended substitute motion to introduce **RS 27187**. **Motion failed by voice vote.**

Rep. Monks requested clarification as to the difference between the original motion and the amended substitute motion.

Chairman Harris explained a recommendation is not a binding part of a motion therefore the original motion and the amended substitute motion are identical. He stated the amended substitute motion is out of order and is withdrawn.

Rep. Green expressed her concern regarding the fact they are taking away the opportunity for the public to weigh in. Each of the RSs before the committee today bring a different purpose so is disheartened there may not be any public hearings.

**VOTE ON
SUBSTITUTE
MOTION:**

Chairman Harris called for a vote on the substitute motion to return **RS 27187** to the sponsor. **Motion failed by voice vote.**

**VOTE ON
ORIGINAL
MOTION:**

Roll call vote was requested by **Rep. Scott**. The **original motion carried by a vote of 8 AYE, 7 NAY. Voting in favor** of the original motion: **Chairman Harris and Reps. Armstrong, Crane, Palmer, Holtzclaw, Monks, Andrus, and Young. Voting in opposition** to the original motion: **Reps. Barbieri, Zito, Scott, Hartgen, Smith, Gannon, and Green (18). Rep. Dixon** will sponsor the bill on the floor.

RS 27188:

Rep. Dixon, District 1, stated the purpose of this proposed legislation is to increase voter involvement in the voter initiative/referendum process. The current 6% requirement of secured signatures of registered voters will be raised to 10% in at least 18 legislative districts.

MOTION:

Rep. Scott made a motion to introduce **RS 27188**.

**SUBSTITUTE
MOTION:**

Rep. Green made a substitute motion to return **RS 27188** to the sponsor.

**VOTE ON THE
SUBSTITUTE
MOTION:**

Roll call vote was requested by **Rep. Green**. The **substitute motion failed by a vote of 5 AYE, 10 NAY. Voting in favor** of the substitute motion: **Reps. Scott, Hartgen, Smith, Gannon, and Green (18). Voting in opposition** to the substitute motion: **Chairman Harris and Reps. Armstrong, Crane, Palmer, Barbieri, Holtzclaw, Monks, Zito, Andrus, and Young.**

Rep. Smith spoke to the original motion stating raising the percentage of voter signatures required makes it difficult and will be voting against the motion.

Rep. Zito spoke to the original motion stating she doesn't see this as restrictive but rather it expands and protects the rural counties and districts so they can be better represented in the process.

**VOTE ON
ORIGINAL
MOTION:**

Chairman Harris called for a vote on the original motion to introduce **RS 27188**. **Motion carried by voice vote.**

RS 27189:

Rep. Dixon, District 1, stated the purpose of this proposed legislation is to increase voter involvement in the voter initiative/referendum process by requiring signatures be secured from 2/3 (24) of the legislative districts.

MOTION:

Rep. Scott made a motion to introduce **RS 27189**.

**SUBSTITUTE
MOTION:**

Rep. Green made a substitute motion to return **RS 27189** to the sponsor.

**VOTE ON
SUBSTITUTE
MOTION:**

Roll call vote was requested. The **substitute motion failed by a vote of 5 AYE, 10 NAY. Voting in favor** of the substitute motion: **Reps. Scott, Hartgen, Smith, Gannon, and Green. Voting in opposition** to the substitute motion: **Chairman Harris and Reps. Armstrong, Crane, Palmer, Barbieri, Holtzclaw, Monks, Zito, Andrus, and Young.**

**VOTE ON
ORIGINAL
MOTION:**

Chairman Harris called for a vote on the original motion to introduce **RS 27189**. **Motion carried by voice vote.**

RS 27190:

Rep. Dixon, District 1, stated the purpose of this proposed legislation is to change the number of days allowed for obtaining signatures in the initiative/referendum process from 18 months to 270 days.

In response to concerns that less time to obtain more signatures in more districts would stifle the process **Rep. Dixon** replied **RS 27190** does nothing to change the current 18 district requirement. He stated it shortens the amount of time required to obtain the necessary signatures and that the two initiatives on the last ballot had the required number of signatures in far less than 270 days, so it should be possible.

MOTION:

Rep. Green made a motion to return **RS 27190** to the sponsor.

**SUBSTITUTE
MOTION:**

Rep. Scott made a substitute motion to introduce **RS 27190**. **Motion carried by voice vote.**

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 12:50pm.

Representative Harris
Chair

Tracey McDonnell
Secretary