

MINUTES  
**SENATE TRANSPORTATION COMMITTEE**

**DATE:** Thursday, January 16, 2020

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

**PLACE:** Room WW53

**MEMBERS PRESENT:** Chairman Brackett, Vice Chairman Crabtree, Senators Winder, Den Hartog, Lodge, Burtenshaw, Buckner-Webb, and Nelson

**ABSENT/ EXCUSED:** Senator Rice

**NOTE:** The sign-in sheet, testimonies and other related materials will be retained with the minutes in the committee's office until the end of the session and will then be located on file with the minutes in the Legislative Services Library.

**CONVENED:** With a quorum present, **Chairman Brackett** convened the Senate Transportation Committee (Committee) meeting at 1:33 p.m. He announced today would be dedicated to the Idaho Transportation Department's (ITD) traditional administrative rule dockets.

**PASSED THE GAVEL:** Chairman Brackett passed the gavel to Vice Chairman Crabtree.

**ADMINISTRATIVE RULES:** **Vice Chairman Crabtree** announced this meeting concludes the Committee's rules review for this Legislative Session. He introduced Ramon Hobdey-Sanchez, ITD's Government Affairs Project Manager, who walked the Committee through the process.

**DOCKET NO. 39-0222-1901** **RULES GOVERNING REGISTRATION AND PERMIT FEE ADMINISTRATION:** **Lance Green**, ITD's Department of Motor Vehicles (DMV) Permits Program Specialist, said this docket helps update DMV's current technological allowances processes. Vouchers can be paid electronically as well as in paper form; Discover and American Express cards can now be accepted. The result is providing better customer service.

**MOTION:** **Senator Burtenshaw** moved to approve **Docket. No. 39-0222-1901**. **Senator Den Hartog** seconded the motion. The motion passed by **voice vote**.

**DOCKET NO. 39-0301-1901** **RULES GOVERNING DEFINITIONS REGARDING SPECIAL PERMITS:** **Mr. Green** said this docket adds several definitions discovered missing following rules consolidation. They are: disabled vehicle, snowplow, and overhang.

**MOTION:** **Senator Lodge** moved to approve **Docket. No. 39-0301-1901**. **Senator Nelson** seconded the motion. The motion passed by **voice vote**.

**DOCKET NO. 39-0305-1901** **RULES GOVERNING SPECIAL PERMITS — OVERSIZE NON-REDUCIBLE:** **Mr. Green** said the change adds the word "multiple" in order to provide greater clarity to the rule's purpose of offering multiple instead of just single loads.

**MOTION:** **Senator Buckner-Webb** moved to approve **Docket. No. 39-0305-1901**. **Senator Den Hartog** seconded the motion. The motion passed by **voice vote**.

**DOCKET NO. 39-0306-1902** **RULES GOVERNING SPECIAL PERMITS FOR EXTRA-LENGTH/EXCESS WEIGHT UP TO 129,000 POUND VEHICLE COMBINATIONS:** **Mr. Green** said this is a consolidation rule. It allows DMV to consolidate the maps and attachments that go with these permits. New maps require adding new colors to the maps. This proposal allows ITD to change route colors as needed.

**MOTION:** **Senator Burtenshaw** moved to approve **Docket. No. 39-0306-1902**. **Senator Winder** seconded the motion. The motion passed by **voice vote**.

**DOCKET NO. 39-0242-1901** **TEMPORARY VEHICLE REGISTRATION WHEN PROOF OF OWNERSHIP IS INSUFFICIENT:** **Chris Fisher**, ITD's DMV Registration Program Specialist, said the rule provides guidelines to allow operating privileges for a vehicle in the event an eligible applicant does not currently possess standard titling documentation but will be able to meet titling requirements in the future. The changes streamline and improve the original rule by eliminating 8 restrictive words, reducing the word count by 43, and by conferring additional benefits to citizens. In response to a question from **Senator Nelson** about why someone needed to title a vehicle who did not have the title, **Ms. Fisher** replied it allows those individuals to have use of the vehicle while they locate the required documents.

**MOTION:** **Senator Nelson** moved to approve **Docket. No. 39-0242-1901**. **Senator Buckner-Webb** seconded the motion. The motion passed by **voice vote**.

**DOCKET NO. 39-0203-1901** **RULES GOVERNING VEHICLE DEALER'S PRINCIPAL PLACE OF BUSINESS:** **Brendan Floyd**, ITD's DMV Drivers License Program Specialist, provided background and purpose for the Idaho Consumer Asset Recovery (ICAR) fund, which this docket changes by adding a new section. The addition defines what constitutes a quorum on the ICAR board, and the term "actual loss."  
**Senator Winder** suggested the wording contained in the definition of a quorum needed to be clarified, and could be done in ITD's technical corrections bill at the end of the Legislative Session.

**MOTION:** **Senator Den Hartog** moved to approve **Docket. No. 39-0203-1901**. **Senator Winder** seconded the motion. The motion passed by **voice vote**.

**DOCKET NO. 39-0275-1901** **RULES GOVERNING NAMES ON DRIVERS' LICENSES AND IDENTIFICATION CARDS:** **Mr. Floyd** said previous language in this rule was confusing. Now it simply allows applicants to use different hyphenated last names as long as they provide supporting documentation. Also, there is no assignment to the order of hyphenated last names. The changes improve readability, decrease name regulations, and reduce the word count by 32.

**DISCUSSION:** The discussion by **Chairman Brackett** and **Senators Den Hartog** and **Winder** focused on the federal Star Card and its required documentation. **Mr. Floyd** said applying for a Star Card is problematic with nicknames, multiple or hyphenated surnames, and those ending with Jr. or Sr., as well as matching up addresses; however, the state has some discretion as long as they consult with Homeland Security. **Senator Winder** suggested that as the October 2020 deadline to acquire the Star Card approaches, DMV and ITD may need to consider opening additional locations in Ada County where citizens can apply.

**MOTION:** **Senator Burtenshaw** moved to approve **Docket. No. 39-0275-1901**. **Senator Lodge** seconded the motion. The motion passed by **voice vote**.

**DOCKET NO. 39-0276-1901** **RULES GOVERNING DRIVER'S LICENSE RENEWAL-BY-MAIL AND ELECTRONIC RENEWAL PROCESS:** **Mr. Floyd** said the docket changes online driver's license and ID card renewals. It modernizes customer DMV options and aids in reducing customer traffic and wait times at county driver's license offices. Since implementing, nearly 12,000 transactions have been completed through this portal.

**DISCUSSION:** **Mr. Floyd** responded to a concern of **Senator Nelson** about which type of driver's license the language referred to in the section on eligibility. He said it was limited to Class C driver's licenses and not the federal Star Card.

**MOTION:** **Senator Den Hartog** moved to approve **Docket. No. 39-0276-1901**. **Senator Winder** seconded the motion. The motion passed by **voice vote**.

**DOCKET NO. 39-0349-1901** **RULES GOVERNING IGNITION INTERLOCK BREATH ALCOHOL DEVICES:** **Mr. Hobdey-Sanchez** said this docket is a result of H 78aa,aaS (2019). This rule adds two concepts within that legislation: 1.) the legislation mandated that all ignition interlock devices have a camera; and 2.) the legislation referenced a diversion program administrator. The added language came from stakeholder and industry input received during the public comment period. There are eight interlock device providers in Idaho and two provided input.

**MOTION:** **Senator Nelson** moved to approve **Docket. No. 39-0349-1901**. **Senator Winder** seconded the motion. The motion passed by **voice vote**.

**ADJOURNED:** With no further business before the Committee, **Vice Chairman Crabtree** adjourned the meeting at 2:00 p.m.

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Senator Brackett  
Chair

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Gaye Bennett  
Secretary