

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Thursday, January 11, 2018

SUBJECT	DESCRIPTION	PRESENTER
	Organizational Meeting	Chairman Gibbs
	Rules Review	Dennis Stevenson, Department of Administration

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan

COMMITTEE SECRETARY

Tracey McDonnell
Room: EW62
Phone: 332-1136
email: hres@house.idaho.gov

MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Thursday, January 11, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representative(s) Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan

**ABSENT/
EXCUSED:** Representative(s) Moyle, Shepherd, Burtenshaw

GUESTS: Ben Davenport, Idaho Mining Association; Sharon Kiefer, Idaho Fish and Game; Norm Semanko, Parsons Behle and Latimer; Dennis Stevenson, Department of Administration; Brad Hunt, OARC

Chairman Gibbs called the meeting to order at 1:30pm.

Chairman Gibbs welcomed everyone back and had the new committee Page, **Alex Fesperman**, introduce herself.

Chairman Gibbs advised the committee the Administrative Rules would be done by the whole committee led by **Vice Chairman Gestrin**.

Dennis Stevenson, Rules Coordinator, Department of Administration, gave a brief presentation about the Administrative Rules review process. He described the results of adopting or rejecting Pending, Pending Fee, and Temporary Rules and the effective dates.

Chairman Gibbs thanked **Reps. Kauffman and Jordan** for agreeing to be the committee's proofreaders again this Legislative Session.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:45pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AMENDED AGENDA #1
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Monday, January 15, 2018

SUBJECT	DESCRIPTION	PRESENTER
Docket No. 13-0104-1701	Rules Governing Licensing - Big Game Hunt Tags	Sharon Kiefer, Department of Fish and Game
Docket No. 13-0104-1702	Rules Governing Licensing - Controlled Hunt Area 11 - Bighorn Sheep	Sharon Kiefer, Department of Fish and Game
Docket No. 13-0104-1703	Rules Governing Licensing - Outfitter Allocation of Tags	Sharon Kiefer, Department of Fish and Game
Docket No. 13-0106-1701	Rules Governing Classification and Protection of Wildlife	Sharon Kiefer, Department of Fish and Game
Docket No. 13-0108-1704	Rules Governing the Taking of Big Game Animals in the State of Idaho- Limitations to Non-Outfitted, Non-Resident Tags in a Non-Allocated Controlled Hunt	Sharon Kiefer, Department of Fish and Game
Docket No. 13-0108-1706	Rules Governing the Taking of Big Game Animals in the State of Idaho-Removal of Reference to Supertag Drawing for Reporting Compliance	Sharon Kiefer, Department of Fish and Game
RS25703	Fish and Game, Liability Provisions	Sharon Kiefer, Department of Fish and Game

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Monday, January 15, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan

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

GUESTS: Sharon Kiefer, Idaho Department of Fish and Game; Dennis Tanikuni, Idaho Farm Bureau; Rialin Flores, Conservation Voters for Idaho; Brandy Kay, Idaho Wool Growers; Mike Theine, self.

Chairman Gibbs called the meeting to order at 1:33pm.

MOTION: **Rep. Jordan** made a motion to approve the minutes of the January 11, 2018 meeting. **Motion carried by voice vote.**

Chairman Gibbs turned the gavel over to **Vice Chairman Gestrin.**

**DOCKET NO.
13-0104-1701:** **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this pending rule establishes certain limitations on the use of the special needs big game tags, creates an application and draw process when eligible applications exceed the number of tags, and designates one disabled veteran special big game tag to the Idaho Division of Veterans Services to sponsor a resident applicant. Ms. Kiefer explained the special needs tag program is intended for children with life threatening medical conditions. In the past, this program didn't receive much use, but over recent years there are many more applications than the five available tags that were offered on a first-come-first-serve basis. To be fair, a set time period to apply has been established to issue the five tags. If the applications exceed available tags after the application period ends, then a random drawing will take place. Other clarifications include; only one species can be taken per tag during any open hunt, controlled or general, and the special needs tag cannot be used in a controlled hunt with less than five controlled hunt tags. If any special needs tags remain after the application deadline, the remaining will go to the Disabled Veterans Program. After considering sportsmen's concerns regarding the number of resident tags versus nonresident tags, a decision was made to issue only one nonresident special needs tag unless there are insufficient applications for resident tags.

MOTION: **Rep. Kauffman** made a motion to approve **Docket No. 13-0104-1701. Motion carried by voice vote.**

**DOCKET NO.
13-0104-1702:** **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this pending rule revises the bighorn sheep auction and lottery tags. Currently these tags are only available for Unit 11. This revision will change the area from just Unit 11 to all of Control Hunt Area 11 for both the auction and lottery tags.

MOTION: **Rep. Erpelding** made a motion to approve **Docket No. 13-0104-1702. Motion carried by voice vote.**

DOCKET NO. 13-0104-1703: **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this pending rule would give the Fish and Game Commission the flexibility to create an outfitter allocation of big game tags for an unlimited controlled hunt when a nonresident big game tag limitation is established. The purpose of this change is to maintain nonresident clientele for outfitters participating in unlimited controlled hunts and to reduce crowding in the unlimited controlled hunt areas. The number of tags issued will be based on historic use data for those controlled hunt areas.

MOTION: **Rep. Miller** made a motion to approve **Docket No. 13-0104-1703. Motion carried by voice vote.**

DOCKET NO. 13-0106-1701: **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this pending rule reclassifies the Red Squirrel from a protected nongame species to an upland game animal which will allow the Commission to set a harvest season and bag limit. The purpose of this reclassification is due to how common and widespread the Red Squirrel has become statewide.

MOTION: **Rep. Mendive** made a motion to approve **Docket No. 13-0106-1701. Motion carried by voice vote.**

DOCKET NO. 13-0108-1704: **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this pending rule allows the Commission the flexibility to proportionately limit the number of non-outfitted nonresident big game tags allocated in an unlimited controlled hunt. These restrictions would be established during the time of the Commission's annual season setting and would be no less than 10% of the average number of tags drawn annually during the previous 5-year period. The purpose is to reduce hunter crowding to support continued resident participation and a quality hunt experience while still providing hunt opportunities for nonresidents.

MOTION: **Rep. Gibbs** made a motion to approve **Docket No. 13-0108-1704. Motion carried by voice vote.**

DOCKET NO. 13-0108-1706: **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this pending rule has three parts. The first deletes the reference to the Supertag drawing for hunters that comply with the mandatory reporting requirements because the drawing has not been effective in increasing reporting compliance. In addition, the Department is utilizing multiple methods to collect harvest information and assisting hunters comply with mandatory reporting so believe the Supertag drawing should be eliminated. Second, the Department streamlined the mandatory hunter orientation process for controlled archery-only hunts that require hunter orientation, no longer requiring hunters to attend classes. Any information a hunter may need can be found online. The third part removes duplicate language regarding mandatory reports, updates current reporting procedures, and removes the mandatory requirement that successful hunters must report wolf harvest with a telephone report because the telephone report is no longer applicable for in-season management. Mandatory harvest reports and presentation of animals for successful wolf hunters are not modified by this pending rule.

MOTION: **Rep. Raybould** made a motion to approve **Docket No. 13-0108-1706.**

In response to questions regarding the new **Section 421.2**, **Ms. Kiefer** addressed concerns about the language change from the mandatory requirement to report to "can be required" by explaining the Department gives hunters additional time, until January 31 of the following year, to file their mandatory reports and will work with hunters to ensure the reports are filed. If a hunter tries to obtain a new year's hunt license, the database will alert the Department if the mandatory report for that hunter is missing, then they will help the hunter complete the report so they will be allowed to purchase a new license. Because of this process, the Department believed the use of "mandatory" was no longer necessary. After much discussion, concerns remained among committee members regarding both the elimination or retention of the mandatory requirement.

SUBSTITUTE MOTION:

Rep. Boyle made a substitute motion to approve **Docket No. 13-0108-1706** rejecting the new language in new **Section 421.2**. **Substitute motion carried by voice vote.**

RS 25703:

Sharon Kiefer, Deputy Director, Idaho Department of Fish and Game, stated this proposed legislation would provide protections from recreational liability to parties, such as the Department, who fund, maintain, improve, or hold conservation easements on lands made available for public recreational use without a direct charge to individuals for access. This is similar to the protections from recreational liability currently provided to any landowner who does not charge individuals for recreational access. Ms. Kiefer stated without these protections, the Department would be exposed to recreational liability at potentially significant cost for supporting hunting, fishing, and trapping through actions such as funding access and providing infrastructure such as docks, on lands the Department doesn't own.

In response to a question regarding private landowner liability, **Ms. Kiefer** stated even though there could be many ways an individual may get hurt, a landowner is not required to warn users of dangers on their property in this situation. The landowner is exempt from the "duty of care" obligation.

MOTION:

Rep. Gibbs made a motion to introduce **RS 25703**. **Motion carried by voice vote.**

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 2:41pm.

Representative Gestrin
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Wednesday, January 17, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>RS25726</u>	Roadless Rule Commission	Sam Eaton, Office of the Governor
<u>RS25688</u>	Water Districts, Meetings, Voting	Tim Luke, Department of Water Resources
<u>RS25630</u>	Critical Ground Water Areas	Mathew Weaver, Department of Water Resources
<u>RS25629</u>	Water Rights, Application Fees	Shelley Keen, Department of Water Resources
<u>RS25609</u>	Mineral Rights, Rent Deductions	Mike Murphy, Department of Lands
<u>RS25610</u>	Mining, Exploration	Eric Wilson, Department of Lands

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COMMITTEE MEMBERS

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Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Wednesday, January 17, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan

**ABSENT/
EXCUSED:** Representative(s) Vander Woude

GUESTS: Mike Murphy, Eric Wilson, Dave Schwarz, and Todd Drage, Idaho Department of Lands; Tim Luke, Shelley Keen, and Mat Weaver, Idaho Department of Water Resources; Jonathan Oppenheimer, Idaho Conservation League; Logan Stanley, Miller/Kauffman Intern; Lynn Tominaga, Idaho Ground Water Association; Braden Jensen, Idaho Farm Bureau

Chairman Gibbs called the meeting to order at 1:30pm.

RS 25726: **Sam Eaton**, Legal Counsel, Office of the Governor, stated this proposed legislation will codify the existing Idaho Roadless Rule Implementation Commission that has been operating pursuant to **Executive Order 2014-5** for the last decade. **Chapter 8, Title 67, Idaho Code**, will be amended adding new **Section 67-826 Idaho Roadless Rule Implementation Commission**.

MOTION: **Rep. Wood** made a motion to introduce **RS 25726**. **Motion carried by voice vote.**

RS 25688: **Tim Luke**, Water Compliance Chief, Idaho Department of Water Resources, stated this proposed legislation amends **Section 42-605, Idaho Code** in three areas. The first change lengthens the period of time in which State Water Districts can hold annual meetings. The second change adds language clarifying absentee voting and proxy voting are prohibited. And, the third change removes unnecessary or duplicate language throughout this Section, and adds or revises some language, as necessary, to correct or clarify several subsections.

MOTION: **Rep. Gestrin** made a motion to introduce **RS 25688**. **Motion carried by voice vote.**

RS 25630: **Mathew Weaver**, Deputy Director, Idaho Department of Water Resources, stated this proposed legislation amends **Chapter 2, Title 42, Idaho Code, Section 42.233a Critical Ground Water Areas**. Mr. Weaver explained there are two types of statutorily designated ground water areas; ground water management areas and critical ground water areas. During the 2016 Legislative Session, **Section 42.233b** was amended to address ground water management areas by removing a September 1 curtailment order deadline and providing protections from curtailment for ground water users participating in an approved ground water management plan. This proposed legislation amends **Section 32.233a** in exactly the same way, so both statutes will have the same language.

MOTION: **Rep. Burtenshaw** made a motion to introduce **RS 25630**. **Motion carried by voice vote.**

RS 25629: **Shelley Keen**, Water Rights Section Manager, Idaho Department of Water Resources, stated this proposed legislation amends **Section 42.2210, Idaho Code** creating a flat filing fee of \$50.00 per water right rather than a sliding scale filing fee which could be hundreds or thousands of dollars. This flat filing fee should encourage water right holders to update their water right records to include updated legal descriptions of the point of diversion or place of use for a water right when no physical change is proposed and no unauthorized water use change has occurred.

MOTION: **Rep. Kauffman** made a motion to introduce **RS 25629. Motion carried by voice vote.**

RS 25609: **Mike Murphy**, Endowment Leasing Bureau Chief, Idaho Department of Lands, stated this proposed legislation strikes one line in **Section 47-704, Idaho Code** eliminating the ability for mining operators with new leases on state endowment mineral leases to credit annual rental payments against royalty payments. Elimination of this crediting option, which does not occur in any other endowment leasing program, would simplify mineral lease administration and associated costs for the State. The proposed change only applies to new mineral leases and does not effect existing leases under contract.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 25609. Motion carried by voice vote.**

RS 25610: **Eric Wilson**, Resource Protection and Assistance Bureau Chief, Idaho Department of Lands, stated this proposed legislation will amend both the Idaho Dredge and Placer Mining Protection Act and the Idaho Surface Mining Act. The proposed changes eliminate the requirement for operators to submit mining exploration notifications to the Department by certified mail only. Instead, operators may notify in writing by regular or certified mail, email or other electronic means, or delivery in person.

MOTION: **Rep. Miller** made a motion to introduce **RS 25610. Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:57pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Tuesday, January 23, 2018

SUBJECT	DESCRIPTION	PRESENTER
	Timber Sales - Pilot Project Update	Jon Younce, Vice President- Operations, McFarland Cascade
H 373	Mineral Rights, Rent Deductions	Mike Murphy, Idaho Department of Lands
H 374	Mining, Exploration	Eric Wilson, Idaho Department of Lands

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Tuesday, January 23, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan (Wolf)

**ABSENT/
EXCUSED:** Representative(s) Vander Woude

GUESTS: Mike Murphy, Eric Wilson, Roger Seiger, Idaho Department of Lands; Ben Davenport, Idaho Mining Association; Elizabeth Criner, JR Simplot; Trent Clark, Monsanto

Chairman Gibbs called the meeting to order at 1:30pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the January 15, 2018 meeting. **Motion carried by voice vote.**

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the January 17, 2018 meeting. **Motion carried by voice vote.**

Jon Younce, Vice President, Operations, McFarland Cascade, presented an update on the cedar pole pilot program since it began last year. Mr. Younce stated Idaho is in the heart of the cedar resource in the United States, and in the North American utility market, Idaho supplies 10-15% for just the endowment portion of that resource. Many of the Idaho utility companies depend on Idaho's cedar for utility poles. The cedar pole pilot program was proposed by the Idaho Department of Lands in 2017 as a method to determine the best way to sell cedar, and that includes cedar poles to generate the highest returns for the endowments.

The proposal was developed using two methods; single and dual entry. The single entry method targets a stand with a high volume of cedar with a normal forestry prescription and packages the sale to attract cedar bidders. The dual entry method resembles the historic pole policy with a prescription targeting cedar poles that would require an additional entry to take the remaining timber to a forestry facility. The final step is the new method of sale, which is on a board foot basis rather than by pole volume. He stated both methods, single and dual entry, are considered valuable tools depending on the situation; the key is to package cedar to attract bidders to create competition. In summary, **Mr. Younce** stated it is too early to tell how successful the pilot program will be since they just wrapped up the first year, but is confident after another year they could make a better determination.

H 373: **Mike Murphy**, Endowment Leasing Bureau Chief, Idaho Department of Lands, stated this legislation would eliminate the option for new mineral lessees to apply annual rental payments as credit against monthly royalty payments. He stated this crediting option, which is not allowed in other endowment leasing programs like oil and gas leasing, requires significant administrative time to manage. The Department currently collects annual lease payments and monthly lease royalty payments based on production. Annual rental payments are deposited by the Department into the Earnings Reserve Fund and can be applied towards mineral leasing program expenses or distributed to endowment beneficiaries. Royalty payments based on production are deposited by the Department into the Permanent Fund which is managed by the Endowment Fund Investment Board and

cannot be used to cover administrative costs. Mr. Murphy explained by removing the last sentence of **47-704(1), Idaho Code**, this legislation will maximize the Earning Reserve Fund revenue to better support the mineral leasing program. He also stated it is important to note this legislation only affects new leases issued by the Department, and that the Department is contractually obligated to continue business under the original process for all existing mineral leases until they expire.

Elizabeth Criner, representing the JR Simplot Company, stated Simplot did not have any issues initially with this proposed legislation, but now has concerns about passing one piece of the puzzle without fully understanding the bigger picture. She stated the Department has been looking at a wide variety of changes to their leasing program documents, creating uncertainty with potential changes. As a result, they request the committee hold the bill in order to have more time for discussions with the Department to clear up concerns.

In response to clarification questions from several committee members, **Ms. Criner** stated there is too much uncertainty with this change and how it relates to other changes on the horizon not included in this bill.

Trent Clark, representing Monsanto, stated their view is in line with **Ms. Criner's** position.

Mike Murphy returned to the podium to clarify the Department has no other legislation pending other than the bill next on the agenda, which is a completely different matter. He stated this is a clean-up bill to what they believed is an antiquated process, is completely separate from any other issues the Department is currently working on, and would not have any impact on those ongoing issues.

Vic Conrad, representing JR Simplot, stated **Ms. Criner** spoke directly on point regarding discussion with the Department concerning changes to the mineral lease forms, so believes it is premature to proceed with these legislative changes on something that is a piece of a much larger picture. He stated additionally, there are questions regarding how the State tracks payments, why the costs are what they are, and if there is a more efficient way to handle these payments.

MOTION: **Rep. Raybould** made a motion to **HOLD H 373** in committee. **Motion carried by voice vote.**

Chairman Gibbs requested a meeting be set up to discuss the concerns raised today and will hold this bill until after February 7, 2018.

H 374: **Eric Wilson**, Resource Protection and Assistance Bureau Chief, Idaho Department of Lands, stated the purpose of this legislation is to make minor changes to both the Idaho Dredge and Placer Mining Protection Act and the Idaho Surface Mining Act modifying the requirement for mining exploration notifications. He stated currently notification is required by certified mail. The change would allow for notification by regular or certified mail, delivery in person, or through a web-based interface.

Chairman Gibbs requested the record reflect there were no questions from the committee and there were no requests from the public to testify.

MOTION: **Rep. Wood** made a motion to send **H 374** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Blanksma** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:17pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Thursday, January 25, 2018

SUBJECT	DESCRIPTION	PRESENTER
	Midas Gold Idaho Update	McKinsey Lyon, Director, Public Affairs, Midas Gold Idaho
RS25842	Fish and Game Rule Rejection	Rep. Gestrin
H 369	Roadless Rule Commission	Sam Eaton, Legal Counsel, Office of the Governor
H 356	Fish and Game, Liability Provisions	Sharon Kiefer, Department of Fish and Game

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COMMITTEE MEMBERS

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Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Thursday, January 25, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan (Wolf)

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

GUESTS: Sharon Kiefer, Idaho Department of Fish and Game; Russell Westerberg, Pacificorp; Roger Seiger, Capitol West; Dennis Stevenson, Department of Administration; Elizabeth Criner, JR Simplot Company; Daniel Luker, Idaho Trial Lawyers Association; Ben Davenport, Idaho Mining Association; Tom Schultz and Steve Thomas, Idaho Forest Group

Chairman Gibbs called the meeting to order at 1:30pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the January 23, 2018 meeting. **Motion carried by voice vote.**

Mckinsey Lyon, Director, Public Affairs, Midas Gold Idaho, gave a presentation on the Stibnite Gold Project, located in Valley County, Idaho. She stated this historic mining district has seen mining activity for over 100 years, and in 2009, Midas Gold consolidated the land package within this historic mining district and began evaluating the site. Ms. Lyon noted in the early days of mining there were little to no environmental regulations during mining operations as well as regulations on how to leave the land when the operations were done. As a result of the legacy left behind, the East Fork of the South Fork of the Salmon River continues to flow directly into the Yellow Pine Pit, blocking any fish migration, the 10.5 million tons of spent ore and tailings sitting in the valley in an unlined pit creates a potential source of water degradation, and a massive source of sedimentation known as Blowout Creek continues to degrade fish habitat in a very sensitive area. Midas Gold is taking responsibility to restore the environment in this historic mining district by cleaning up the legacies of the past and developing a modern mining industry.

Ms. Lyon stated once approved, Midas Gold will invest approximately \$1 billion in Idaho over the course of the Stibnite project, providing well paying jobs to Idahoans and helping to grow the local economy during operations. Since 2009, Midas Gold has invested a total of \$145 million, with a portion of that total invested in Idaho businesses and community support programs. They estimate they can produce about 4 million ounces of gold and about 100 million pounds of antimony over the life of the mine, which will provide the economics needed to restore the environment. Restoration includes reprocessing historic tailings, restoring fish passage, repairing historically impacted waterways, remediating areas contributing to water degradation, and rehabilitating habitat and natural vegetation. She stated they are about halfway through with the permitting process and applauds the Forest Service and Idaho Department of Lands, their federal and state partners, for their hard work in helping to coordinate with all of the necessary agencies and streamlining the process.

RS 25842: **Rep. Gestrin**, District 8, stated this Concurrent Resolution is to reject **Subsection 02 of Section 421** of the pending rule found in **Docket No. 13-0108-1706** from the Idaho Department of Fish and Game regarding the mandatory reporting of taking of big game. The Senate concurred.

MOTION: **Rep. Boyle** made a motion to introduce **RS 25842. Motion carried by voice vote.**

H 369: **Sam Eaton**, Legal Counsel, Office of the Governor, stated this bill will codify the existing Idaho Roadless Rule Implementation Commission, which has been operating pursuant to **Executive Order 2014-5** for the last decade. **Chapter 8, Title 67, Idaho Code**, will be amended adding new **Section 67-826 Idaho Roadless Rule Implementation Commission**. Mr. Eaton explained roadless areas are all within National Forests, are undeveloped parcels of land over 5,000 acres, and are high quality lands that possess certain characteristics such as watersheds, scenic views, clean air, and clean water. Idaho has 9.3 million acres of roadless areas inventoried.

In providing background to this Roadless Rule, **Mr. Eaton** stated in 2001, the Roadless Rule was established as a "one size fits all" approach applied to all National Forests in the contiguous 48 states and Alaska, and was very restrictive treating all roadless forest lands the same. In 2006, former **Governor Risch** submitted a petition for a state-specific alternative to the 2001 Rule. The Idaho Roadless Rule was developed and codified under **36 CFR 294**. Lessening some of the restrictions from the 2001 Rule, the Idaho Roadless Rule takes all inventoried roadless lands and designates them into themes; passive restrictive on one end and less restrictive, or active management on the other end. This method of management creates a spectrum of roadless areas with varying levels of management depending on the location of these lands and activities proposed. The Roadless Commission meets with the various Forest Service personnel twice a year to review forest land management proposals to ensure they meet the intent of the Rule.

In response to a question from the committee, **Mr. Eaton** stated the 9.3 million acre figure is the result of areas that were inventoried many years ago. Every time there is a Forest Management Plan Revision, the inventory is updated and modified as needed.

Steve Thomas, representing Idaho Forest Group, stated they are **in support** of this bill.

MOTION: **Rep. Wood** made a motion to send **H 369** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Giddings** will sponsor the bill on the floor.

H 356: **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated she intended to present this bill to the committee today but just before the meeting started some concerns were brought to her attention that she agreed needed to be addressed. Therefore, Ms. Kiefer requested the committee take no action on this bill today so that she may draft a new RS to bring back before the committee next week.

MOTION: **Rep. Gestrin** made a motion to **HOLD H 356** in committee. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:09pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Monday, January 29, 2018

SUBJECT	DESCRIPTION	PRESENTER
	Annual Update - Idaho Water Resources Board	Gary Spackman, Director, Idaho Department of Water Resources, and Roger Chase, Chairman, Water Resources Board
H 370	Water Districts, Meetings, Voting	Tim Luke, Idaho Department of Water Resources
H 371	Critical Ground Water Areas	Mathew Weaver, Idaho Department of Water Resources
H 372	Water Rights, Application Fees	Shelley Keen, Idaho Department of Water Resources

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan(Wolf)

COMMITTEE SECRETARY

Tracey McDonnell
Room: EW62
Phone: 332-1136
email: hres@house.idaho.gov

MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Monday, January 29, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan

**ABSENT/
EXCUSED:** Representative(s) Vander Woude

GUESTS: Gary Spackman, Shelley Keen, Mat Weaver, Tim Luke, and Roger Chase, Idaho Department of Water Resources; Norm Semanko, Parsons Behle and Latimer; Paul Arrington, Idaho Water Users; Lynn Tominaga, Idaho Ground Water Association

Chairman Gibbs called the meeting to order at 1:31pm.

Gary Spackman, Director, Idaho Department of Water Resources, presented the annual update from the Department. Highlights include the Department is helping people install measuring devices throughout the Eastern Snake Plain, mostly for ground water diversions. There are about 4,000 measuring devices to be installed by April 1, although not all will be in place by that time. These devices will help to provide consistency across the Plain so everyone is treated the same. The Department continues to prioritize the backlog of permits to develop water rights and was able to get the backlog below 1,000. Work continues on that effort as well as processing pending applications to rent water to individuals who have urgent needs. Finally, although the Department worked to try and get permits for Class II injection wells for oil and gas production, they were unsuccessful, so had to turn jurisdiction back over to the Environmental Protection Agency.

Roger Chase, Chairman, Water Resources Board, presented the annual update from the Board. Highlights include successful results from the recharge efforts, with the best success from the Milepost 31 recharge site - Milner Gooding Canal, where approximately 50% of the overall recharge occurs. He stated they don't believe they can ever completely bring back the aquifer, but they can work to stabilize it, or stop the drop. During the 2015-2016 recharge season only 66,536 acre feet was measured in comparison to this past 2016-2017 recharge season recording 317,714 acre feet. With this current recharge season already measuring 224,151 acre feet, the recharge program is showing great success.

Mr. Chase noted a new area they are working in is the Treasure Valley. They began discussions with the Bureau of Reclamation focusing on the idea of raising the three reservoirs, with the goal of additional water storage but at least maintaining the 60,000 acre feet, which is critical to the Boise system. Other projects include work on Bear Lake and the Last Chance Canal Diversion Dam and water storage, salmon recovery in the Upper Salmon Basin, cloud seeding, and the Mountain Home Air Force Base sustainable water project.

H 370: **Tim Luke**, Water Compliance Chief, Idaho Department of Water Resources, stated this is a housekeeping bill that amends **Section 42-605, Idaho Code** in three areas. The first change lengthens the period of time in which State Water Districts can hold annual meetings. The second change adds language clarifying absentee and proxy voting are prohibited. And, the third change removes unnecessary or duplicate language throughout this Section, and adds or revises some language, as necessary, to correct or clarify several subsections.

Paul Arrington, representing Idaho Water Users, stated they are **in support** of this bill.

Lynn Tominaga, representing Idaho Ground Water Association, stated they are **in support** of this bill as well as the other two bills on today's agenda.

MOTION: **Rep. Wood** made a motion to send **H 370** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Burtenshaw** will sponsor the bill on the floor.

H 371: **Mathew Weaver**, Deputy Director, Idaho Department of Water Resources, stated this bill amends **Critical Ground Water Areas, Section 42.233a, Chapter 2, Title 42, Idaho Code**. He explained there are two types of statutorily designated ground water areas; ground water management areas and critical ground water areas. During the 2016 Legislative Session, **Section 42.233b** was amended to address ground water management areas by removing a September 1 curtailment order deadline and provided protections from curtailment for ground water users participating in an approved ground water management plan. This bill amends **Section 42.233a** in exactly the same way, so both statutes will have the same language.

Mr. Weaver also discussed two concerns brought to his attention. The first issue identified part of a sentence that was inadvertently left out in the SOP language, which will be corrected, and the second issue was concern over removal of the September 1 date. Mr. Weaver stated it is critical to remove that date because it is too far in advance of the following irrigation season to be able to effectively administer the program.

Lynn Tominaga, representing Idaho Ground Water Association, stated in Idaho there are 12 ground water management areas and eight critical ground water areas. He stated many of the critical ground water areas are within the ground water management areas, so it makes sense for the statutory language in both areas to mirror one another. Therefore, the Idaho Ground Water Association is **in support** of this bill.

MOTION: **Rep. Blanksma** made a motion to send **H 371** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Raybould** will sponsor the bill on the floor.

H 372: **Shelley Keen**, Water Rights Section Manager, Idaho Department of Water Resources, stated this bill amends **Section 42.2210, Idaho Code** creating a flat filing fee of \$50.00 per water right rather than a sliding scale filing fee which could be hundreds or thousands of dollars. This flat filing fee should encourage water right holders to update their water right records to include updated legal descriptions of the point of diversion or place of use for a water right when no physical change is proposed and no unauthorized water use change has occurred.

Chairman Gibbs requested the record reflect there were no questions from the committee and no public testimony.

MOTION: **Rep. Miller** made a motion to send **H 372** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Kauffman** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:34pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Wednesday, January 31, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>S 1217</u>	Fish and Game, Credit Card Fees	Sharon Kiefer, Idaho Department of Fish and Game
<u>RS25979</u>	Fish and Game, Liability Provisions	Sharon Kiefer, Idaho Department of Fish and Game
<u>RS25981</u>	Fish and Game, Wildlife on Roadways	Rep. Moyle
<u>RS25999</u>	Joint Memorial, Midas Gold Idaho	Rep. Gestrin

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan(Wolf)

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Wednesday, January 31, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan

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

GUESTS: Sharon Kiefer and James Stoll, Idaho Department of Fish and Game; Ben Davenport, Idaho Mining Association; Neil Colwell, Avista Corporation; Russell Westerberg, Rocky Mountain Power

Chairman Gibbs called the meeting to order at 1:30pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the January 25, 2018 meeting. **Motion carried by voice vote.**

S 1217: **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this bill revises **Section 36-301, Idaho Code** to give the Director authority to collect a credit card fee from individuals who choose to use a credit card at their offices or other Fish and Game sponsored events to purchase licenses, applications such as for a controlled hunt, and other materials such as maps. Currently, they only allow customers to purchase items using cash, check, or debit card, although their online vendor and most of their brick and mortar vendors accept credit cards. This change will not impact these vendors.

Ms. Kiefer stated the Department will be applying a 3% surcharge, which is an average of the fees charged by the major credit card companies. They will be working with Wells Fargo because their card machine terminals are confirmed to be PCI (payment card industry) compliant. The PCI compliance is a set of security rules that all vendors must comply with to ensure transactions are secure to protect cardholders from fraud. In addition, because Wells Fargo was already PCI compliant, that enabled the Department to return \$40,000 appropriated to them in last year's trailer bill, for debit card use, because it was no longer necessary for the Department to meet PCI since Wells Fargo is already compliant.

MOTION: **Rep. Youngblood** made a motion to send **S 1217** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Vander Woude** requested to be recorded as voting **NAY.** **Rep. Youngblood** will sponsor the bill on the floor.

RS 25979: **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this proposed legislation replaces **H 356**. This legislation will provide protections from recreational liability to parties, such as the Department, who fund, maintain, improve, or hold conservation easements on lands made available for public recreational uses without a direct charge to individuals for access. This is similar to the protections from recreational liability currently provided to any landowner who does not charge individuals for recreational access. Ms. Kiefer stated without these protections, the Department would be exposed to recreational liability at potentially significant cost for supporting hunting, fishing, and trapping through actions such as funding access and providing infrastructure such as docks, on lands the Department doesn't own.

MOTION: **Rep. Wood** made a motion to introduce **RS 25979.** **Motion carried by voice vote.**

RS 25981: **Rep. Moyle**, District 14, stated this proposed legislation is the result of an issue that was raised in a previous Legislative Session that received push back from the Department of Fish and Game as well as others, and then stalled. Since then, the Fish and Game created a rule allowing individuals who strike game on roadways, to salvage the animal. The issue still remaining with this rule is an officer is the only person who can dispatch the injured animal. Rep. Moyle stated, oftentimes, it takes an officer time to arrive at the scene and during that time the injured animal is suffering. This proposed legislation would mirror the language in the current rule making it legal for a person, other than an officer, to dispatch and harvest the injured animal that was unintentionally hit. This person could be the driver or a passerby who might stop and assist.

MOTION: **Rep. Wood** made a motion to introduce **RS 25981. Motion carried by voice vote.**

RS 25999: **Rep. Gestrin**, District 8, stated this proposed legislation is a Joint Memorial to the President of the United States, the Secretaries of Agriculture and Interior, the administrators of the Environmental Protection Agency, and the Idaho Congressional Delegation. Rep. Gestrin stated the Stibnite Gold Mine is an important project for the state of Idaho and this Joint Memorial supports Midas Gold Idaho's efforts.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 25999. Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:52pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Monday, February 05, 2018

SUBJECT	DESCRIPTION	PRESENTER
	Economic Impacts of Increasing Harvest from the Federal Forests in Idaho	Tom Schultz, Vice President, Government Affairs, Idaho Forest Group
RS26032	Stockwater Rights, Conveyance	Rep. Boyle

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Monday, February 05, 2018
TIME: 1:30 P.M.
PLACE: Room EW40
MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan
**ABSENT/
EXCUSED:** Representative(s) Blanksma, Erpelding
GUESTS: Tom Schultz, Idaho Forest Group; Gary Spackman, Idaho Department of Water Resources; Norman Semanko, Parsons Behle and Latimer; Murphy Olmstead, Wittmeyer Associates; Andy Brunelle, US Forest Service; Lynn Tominaga, Idaho Ground Water Association

Chairman Gibbs called the meeting to order at 1:30pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the January 29, 2018 meeting. **Motion carried by voice vote.**

Tom Schultz, Vice President, Government Affairs, Idaho Forest Group, gave an informational presentation on the economic impacts of the Good Neighbor Authority in Idaho. He provided a little background on the Idaho Forest Group including they own and operate six lumber mills; five are located in Idaho, and one in Montana. He stated the bulk of the timber is purchased from two types of private lands; industrial private and small private, followed by state lands and federal lands. Because there is a 280 million board foot difference between the capacity of the mills they operate in Idaho and the lumber output, they believe there is an opportunity for increased growth on the timber sales side and are well poised to capture a share of that growth.

Mr. Schultz stated in Idaho, 76% of the forest lands ownership is federal; most is Forest Service, with a small portion in BLM ownership, 14% is private, 6% is state owned, and 4% is other. He stated the timber harvest state-wide has dropped approximately 50% from its historic highs in the 1970's - 1990's, with an 80% decline on federal lands. Some of the decline can be attributed to changes in environmental laws, various litigation, and cultural changes within the organizations managing the forests. With this decrease in timber harvests, there has been an increase in mortality and a decrease of health of the forests from insect infestation, disease, and catastrophic wildfires. Of the 20 million acres of federal forest lands in Idaho, 12 million acres are under active management. The remaining 8 million acres are in wilderness areas or roadless areas with little to no opportunity to manage, which puts those lands at higher risk for forest health issues. Mr. Schultz stated 8.8 million acres within the 12 million active management acres are at risk for insect infestation or catastrophic wildfires, so those are the acres that have been targeted for treatment.

The Forest Service utilizes several land management methods for timber harvest including traditional timber sale contracts, the collaborative forest landscape restoration program, stewardship contracts, and the Good Neighbor Authority (GNA). In 2014, the Farm Bill authorized the GNA in Idaho, allowing **Governor Otter** to sign an agreement, directing the Department of Lands to identify projects. **Mr. Schultz** stated 50 project areas were identified for treatment, totaling 1.8 million acres. Additionally, under the Farm Bill, the Forest Service can continue to designate forest areas for treatment, which they have, adding to the 1.8 million acres, for a total of 4 million acres designated for treatment.

Mr. Schultz stated 20% of the revenue generated from timber sales goes towards scaling, 20% is seed money for future projects, and 60% goes towards project work such as culverts, maintaining roads, or improving habitat. He stated Idaho is leading the way with the GNA, with 11 projects currently underway around the state and over 10,000 acres planned for treatment over the next three years. The goal is to roughly double outputs including timber harvest, habitat enhancement, stream restoration, fish passage, and road maintenance. The benefits for Idaho include new jobs in the timber industry and associated businesses and increased tax revenue for the state of approximately \$24 million annually.

In response to questions from the committee, **Mr. Schultz** first explained the GNA projects receive funding from three sources; the Forest Service provides \$300,000, industry provides \$200,000, and the state provides \$250,000 from the General Fund. He stated it would be up to the Legislature to decide if there should be any changes to the current funding stream. Additionally, Mr. Schultz explained that the difference between small private lands and industry, or large, private lands is size. Anything over 50,000 acres is considered a large land owner. Finally, Mr. Schultz stated there is indeed a market demand for increased harvest and there is capacity to handle the increased volume of timber.

RS 26032: **Rep. Boyle**, District 9, stated more work is needed on this legislation, so she will come back to the committee with a new RS.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:56pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AMENDED AGENDA #2
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Wednesday, February 07, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>RS26097</u>	White Cloud Wilderness, Redesignate	Rep. Erpelding
<u>H 476</u>	Fish and Game, Licenses, Liability	Sharon Kiefer, Idaho Department of Fish and Game
<u>HCR 33</u>	Fish and Game Rule Rejection	Rep. Gestrin
<u>HJM 10</u>	Stibnite Mining Project	Rep. Gestrin
<u>RS26055</u>	Field Flooding, Waterfowl Hunting	Rep. Moyle
<u>RS26112</u>	Fish and Game, Disabled Veteran Fee	Rep. Vander Woude and Senator Den Hartog
<u>RS26036</u>	Columbia River Treaty	Paul Arrington, Executive Director & General Counsel, Idaho Water Users Association

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Wednesday, February 07, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan

**ABSENT/
EXCUSED:** Representative(s) Erpelding, Jordan

GUESTS: Jon Kittell and Roy Akins, Downstream Clean Water Coalition; Neil Colwell, Avista Corporation; Russell Westerberg, Rocky Mountain Power; Sharon Kiefer, Idaho Department of Fish and Game; Kathleen Trever, Attorney General for Idaho Department of Fish and Game; Ben Davenport, Idaho Mining Association; Daniel Luker, Idaho Trial Lawyers Association; Lori Den Hartog, Idaho State Senate; Andy Brunelle, U.S. Forest Service; Brian Brooks, Idaho Wildlife Federation; Jonathan Oppenheimer, Idaho Conservation League; Rialin Flores, Conservation Voters of Idaho; Mckinsey Lyon, Midas Gold Idaho; Paul Arrington, Idaho Water Users Association; Norm Semanko, Parsons Behle and Latimer

Chairman Gibbs called the meeting to order at 2:00pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the January 31, 2018 meeting. **Motion carried by voice vote.**

Chairman Gibbs reminded everyone that in the January 23, 2018 committee meeting, there was a motion to **HOLD H 373** for time certain, February 7, 2018. Since that time both sides of the issue have met and are making good progress. The decision from both sides is to return **H 373** to the sponsor and rewrite new legislation next year.

Chairman Gibbs announced that due to the late start of this meeting and scheduling conflicts, he will be moving around agenda items.

RS 26055: **Rep. Moyle**, District 14, stated this proposed legislation would prohibit waterfowl hunting from flooded fields with standing crops. He stated that although federal law allows for this, he doesn't believe it is an ethical way to hunt.

MOTION: **Rep. Wood** made a motion to introduce **RS 26055**. **Motion carried by voice vote.**

H 476: **Sharon Kiefer**, Deputy Director, Idaho Department of Fish and Game, stated this bill will provide protections from recreational liability to parties, such as the Department, who fund, maintain, improve, or hold conservation easements on lands made available for public recreational uses without a direct charge to individuals for access. This is similar to the protections from recreational liability currently provided to any landowner who does not charge individuals for recreational access. Ms. Kiefer stated without these protections, the Department would be exposed to recreational liability at potentially significant cost for supporting hunting, fishing, and trapping through actions such as funding access and providing infrastructure such as docks, on lands the Department doesn't own.

In response to questions, **Ms. Kiefer** stated because the landowner's liability is limited to premises liability, they are not required to keep their land safe for entry for recreational purposes when there is no direct charge, nor is the landowner required to post signs of any dangerous conditions. However, the landowner is not free from liability if injuries are caused by the landowner's intentional or reckless actions when they know, or should have known, that their action created unreasonable risk of harm to another with a high degree of probability such harm would actually happen. **H 476** would put those who fund, reasonably maintain, or otherwise reasonably make or support recreational improvements, such as the Department, on the same footing as landowners where no fees are charged.

Neil Colwell, representing Avista Corporation, stated because some of their utility company lands are open to public recreational activities and they do contract with other landowners to develop additional recreational opportunities, they are **in support** of this bill.

Daniel Luker, representing Idaho Trial Lawyers Association, stated as a result of meetings with the Department regarding concerns they had with the original language in this bill and the subsequent changes that were made, are now **in support** of this bill.

MOTION: **Rep. Blanksma** made a motion to send **H 476** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Mendive** will sponsor the bill on the floor.

HCR 33: **Rep. Gestrin**, District 8, stated this Concurrent Resolution is to reject **Subsection 02** of **Section 421** of the pending rule found in **Docket No. 13-0108-1706** from the Idaho Department of Fish and Game regarding the mandatory reporting of taking of big game. The Senate concurred.

MOTION: **Rep. Wood** made a motion to send **HCR 33** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Gestrin** will sponsor the bill on the floor.

HJM 10: **Rep. Gestrin**, District 8, stated this Joint Memorial to the President of the United States, the Secretaries of Agriculture and Interior, the administrators of the Environmental Protection Agency, and the Idaho Congressional Delegation demonstrates the importance of Midas Gold's Stibnite Gold Project to the state of Idaho, and that the Idaho Legislature supports this project and encourages a positive outcome of the permitting process.

Jon Kittell, representing the Downstream Clean Water Coalition, Riggins, Idaho, stated their community is tied to the health of the Salmon River. Although they know there is huge support from the Legislature for the Stibnite Gold Project, and the Joint Memorial expresses the need for responsible mining, they would feel a lot more confident if there was specific language in the Joint Memorial ensuring Midas Gold will do everything in its power to prevent any downstream pollution, or worse, to occur in order to protect the livelihood, families, and communities most at risk by this mining project. In summary, Mr. Kittell expressed the need to explicitly recognize the downstream families and communities in this Joint Memorial.

Jonathan Oppenheimer, representing the Idaho Conservation League, expressed concern that this Joint Memorial is putting the cart before the horse. They understand there is much support for the Stibnite Gold Project, but since the Forest Service is only at the scoping stage for the Environmental Impact Statement, they feel this is much too early to be requesting the Forest Service approve the project. Additionally, they have concerns with the bonding process, specifically on private patented lands, where the Idaho Department of Lands does not have the authority to bond in perpetuity, which he stated is what would be needed in this project.

- MOTION:** **Rep. Burtenshaw** made a motion to send **HJM 10** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Gestrin** will sponsor the bill on the floor.
- RS 26112:** **Senator Den Hartog**, District 22, stated this proposed legislation reduces the archery permit fee and the muzzleloader permit fee for Disabled American Veterans to \$2.00 per permit in alignment with the current hunting license discounted fee for Disabled American Veterans. Senator Den Hartog noted she received updated permit information from the Idaho Department of Fish and Game, and will be correcting the Fiscal Note to reflect the impact to the Department would be less than \$13,000 rather than less than \$8,000.
- MOTION:** **Rep. Boyle** made a motion to introduce **RS 26112.** **Motion carried by voice vote.**
- RS 26036:** **Paul Arrington**, Executive Director and General Counsel, Idaho Water Users Association, stated this proposed legislation updates **HJM 10** passed in 2014, specifically regarding negotiations with Canada and future implementation of the Columbia River Treaty.
- MOTION:** **Rep. Blanksma** made a motion to introduce **RS 26036.** **Motion carried by voice vote.**
- Chairman Gibbs** turned the gavel over to **Vice Chairman Gestrin.**
- RS 26097:** **Rep. Gibbs** stated due to the late start of this meeting, a scheduling conflict, and the RS introduction deadline, he will be presenting **RS 26097** on behalf of **Rep. Erpelding.** He stated this proposed legislation would change the name of the White Clouds Wilderness Area to the **Cecil D. Andrus** White Clouds Wilderness Area. This change recognizes and honors Cecil D. Andrus for his work in protecting Idaho's natural resources and supports the effort being put forward in the U.S. House of Representatives by **Congressman Simpson.**
- MOTION:** **Rep. Rubel** made a motion to introduce **RS 26097.** **Motion carried by voice vote.**
- Vice Chairman Gestrin** turned the gavel over to **Chairman Gibbs.**
- ADJOURN:** There being no further business to come before the committee, the meeting was adjourned at 2:51pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
Upon Adjournment from the Floor
Room EW40
Friday, February 09, 2018

SUBJECT	DESCRIPTION	PRESENTER
RS26104	Fish and Game, Road Salvage	Rep. Moyle
RS26129	Flood Control Districts	Norm Semanko, Twin Lakes Improvement Association
RS26102	Federal Lands, Sell or Donate, Fee	Seth Grigg, Idaho Association of Counties

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Friday, February 09, 2018

TIME: Upon Adjournment from the Floor

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan

**ABSENT/
EXCUSED:** Chairman Gibbs, Representative(s) Jordan

GUESTS: Brian Brooks, Idaho Wildlife Federation; Norman Semanko, Twin Lakes Improvement Association

Chairman Gestrin called the meeting to order at 12:09pm.

RS 26104: **Rep. Moyle**, District 14, stated this proposed legislation is a rewrite of **RS 25981**. The Department of Fish and Game had some concerns regarding the definition of wildlife, so that has been corrected. Additionally, this legislation will authorize injured wildlife to be dispatched by other individuals who arrive at the scene in the event the driver of the vehicle is unable to do so.

MOTION: **Rep. Erpelding** made a motion to introduce **RS 26104**. **Motion carried by voice vote.**

RS 26129: **Norm Semanko**, Twin Lakes Improvement Association, stated this proposed legislation would establish a removal and replacement process for flood control district commissioners. The current statute addresses the flood control district commissioner appointments by the Director of the Idaho Department of Water Resources, but does not provide a mechanism for removal or replacement if needed.

In response to questions regarding the types of reasons for removal, **Mr. Semanko** stated since the Director can appoint a commissioner, he should have the purview to remove a commissioner after he conducts an investigation and determines there is cause to do so.

MOTION: **Rep. Miller** made a motion to introduce **RS 26129**. **Motion carried by voice vote.** **Rep. Burtenshaw** requested to be recorded as voting **NAY**.

RS 26102: **Seth Grigg**, Idaho Association of Counties, stated this Joint Memorial requests Congress to enact federal legislation to require those who sell or donate land to the federal government for conservation purposes to pay a fee in lieu of taxes to the county. He stated Idaho has a lot of public lands and those lands are exempt from paying property taxes. With more private landowners selling farm and ranch lands to the federal government, counties continue to lose tax revenue as well as job opportunities when farms and ranches cease operations.

In response to several concerns, **Mr. Grigg** stated this Joint Memorial is making the request to Congress to come up with a mechanism to offset the loss of tax revenue in the counties when private land is sold to the federal government. He stated the preferred method would be to have landowners grant an easement to the federal government rather than sell the land because then property taxes will still be paid, but that doesn't always happen. He further stated, even with PILT (payment in lieu of taxes) payments from the federal government, counties with low populations are penalized due to the formula used to determine payments.

Several committee members expressed concern regarding the concept that includes an annual fee in lieu of taxes in perpetuity from individuals who sold land and no longer own that land, and, whether or not that is even legal. **Mr. Grigg** stated if Congress were to choose that as an option, they would support it.

MOTION: **Rep. Wood** made a motion to correct the SOP where it states Concurrent Resolution rather than Joint Memorial and to introduce **RS 26102. Motion carried by voice vote. Reps. Erpelding and Rubel** requested to be recorded as voting **NAY**.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 12:23pm.

Representative Gestrin
Chair

Tracey McDonnell
Secretary

AMENDED AGENDA #1
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Tuesday, February 13, 2018

SUBJECT	DESCRIPTION	PRESENTER
HJM 11	Columbia River Treaty	Paul Arrington, Executive Director & General Counsel, Idaho Water Users Association

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan(Gannon)

COMMITTEE SECRETARY

Tracey McDonnell
Room: EW62
Phone: 332-1136
email: hres@house.idaho.gov

MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Tuesday, February 13, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representative(s) Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Jordan (Gannon)

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

GUESTS: Marie Kellner and Abigail Tollboy, Idaho Conservation League; Will Hart, Idaho Consumer-Owned Utilities Association; John Williams, Bonneville Power Administration; Lynn Tominaga, Idaho Ground Water Association

Chairman Gibbs called the meeting to order at 1:30pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 5, 2018 meeting. **Motion carried by voice vote.**

HJM 11: **Paul Arrington**, Executive Director and General Counsel, Idaho Water Users Association, stated this Joint Memorial updates **HJM 10** passed in 2014, specifically regarding negotiations with Canada and future implementation of the Columbia River Treaty. He stated this Treaty, which was established in 1964 to manage flood control and provide hydroelectric power, is in effect for 60 years (2024), and can be terminated at any time by either the United States or Canada with a 10-year notice. Even if the Treaty were to end, it would only impact hydropower, not flood control. To date, there have been no notices to terminate. Since 2014, there is agreement the Treaty needs to be updated, but not much action towards that goal has occurred. Mr. Arrington stated when the Treaty was written, there were assumptions made that have proven to not be as accurate as originally thought. Recently, a new negotiator has been appointed to lead the effort to modernize the Treaty including discussion on hydropower, flood control, and a new purpose, ecosystem-based function, being considered. Mr. Arrington stated because there is no clear definition on what ecosystem-based function actually means, and habitat and other ecosystem function areas are already being addressed under current federal and state specific laws and regulations, such as the Endangered Species Act and the Clean Water Act, the sentiment is to not include ecosystem-based function in a modernized or renegotiated Treaty.

Mr. Arrington stated in 2024 the Treaty will need to be updated and restructured to provide a better balance between the two countries. The first issue to be renegotiated in the Treaty, known as the Canadian Entitlement, requires the United States to provide hydropower benefits to Canada. It was believed over the life of the Treaty the hydropower provided would fully compensate Canada for the costs of the new dams constructed for flood control management. At this point in time, Canada has long since recouped those costs but continues to receive the hydropower benefits, at a direct cost to Idaho's rate payers. The second issue is flood control management. The Treaty states Canada guarantees approximately 9 million acre feet of water storage every year in their reservoir systems to eliminate the risk of flooding in the Columbia River Basin. As of 2024, control operations will change from "guaranteed" flood control to "called upon" flood control. Under these circumstances, Canada asserts "called upon" would obligate the United States to use all available water storage before looking to them for help. This includes

reservoirs not historically used or authorized for Columbia River Basin flood control. Mr. Arrington stated this Joint Memorial supports continuing the current operations utilizing only the eight Treaty reservoirs, three of which are in Idaho, rather than increasing any obligations on Idaho's other water storage projects, water facilities, or water users. Negotiations are set to begin this year.

Will Hart, Executive Director, Idaho Consumer-Owned Utilities Association, stated they are **in support** of **HJM 11**. For decades the Columbia River Treaty worked well between the United States and Canada to enhance flood control and power needs of both countries. But, today the power provisions of the Treaty are grossly unbalanced with Canada receiving approximately ten times the benefits the Northwest States receive from coordinated system operations. This imbalance causes a great inequity to public power consumers in Idaho and across the Northwest. Without renegotiation of the hydropower provisions, the region faces a loss of approximately \$1 million dollars every two to three days and the associated carbon-free energy that goes along with that dollar amount.

In response to questions concerning how the Nez Perce Water Rights Agreement would be impacted and why they aren't included in the Idaho Stakeholder list, **Mr. Arrington** stated members from the Nez Perce Tribe were included in the regional recommendation process and assured the committee one of the factors in the efforts to modernize the Treaty is to protect the agreements and understandings from the Nez Perce Water Rights Agreement.

In response to questions concerning ecosystem-based function, **Mr. Hart** explained that although there is some support for ecosystem-based function to be considered in the Treaty, including all five of the Tribes within the Columbia River Basin, Idaho representation does not agree this function should be part of the Treaty renegotiation. Currently 30 cents of every dollar paid by Idaho's utility users goes towards fish mitigation and other conservation measures within the Columbia River Basin.

Marie Kellner, representing the Idaho Conservation League, stated without consideration of ecosystem restoration, they are **in opposition** to **HJM 11**. Ms. Kellner stated this Joint Memorial sets a negative tone by placing Idaho at odds against the majority of the renegotiation parties and undercuts Idaho's ability to be taken seriously and professionally at the renegotiations. Ms. Kellner stated the term ecosystem restoration is a broad term, an umbrella term, that can encompass many possibilities, for instance, prioritizing the health of the Columbia River and its tributaries. Adding ecosystem restoration to the Treaty would mean that Canada would also be responsible to improve the state of imperiled species, which isn't the case now. In conclusion, Ms. Kellner stated making the health of the river a Treaty purpose is not an attack on power production, flood management, or Idaho. Instead, it recognizes that river health is in the same ballpark of value as power production and flood control.

Chairman Gibbs called upon **Mr. Arrington** to conclude his presentation of **HJM 11**. Mr. Arrington stated he will focus his conclusion on the ecosystem-based function discussion. He stated in no way is there any position statement or findings that infer ecosystem-based function is unimportant. There are references to it in the Joint Memorial as well as in the Memorial Resolution. Part of the issue is the term is not clear and everyone has a different interpretation of what it means to them. Idaho has a strong position that the ecosystem-based function concept is important, but from a stakeholder position standpoint do not believe the Treaty is the best place for that discussion. Mr. Arrington did acknowledge that Idaho does sit alone in this decision, but does so to protect state water rights.

MOTION: Rep. Blanksma made a motion to send **HJM 11** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** Reps. Erpelding, Rubel, and Gannon requested to be recorded as voting **NAY.** Rep. Blanksma will sponsor the bill on the floor.

ADJOURN: There being no more business to come before the committee, the meeting was adjourned at 2:21pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Thursday, February 15, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 549	Fish and Game, Roadway Salvage	Rep. Moyle
	Annual Updates - Soil and Water Conservation Commission and Idaho Association of Soil Conservation Districts	Teri Murrison, Soil and Water Conservation Commission and Mike Somerville, Idaho Association of Soil Conservation Districts

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Jordan(Gannon)

COMMITTEE SECRETARY

Tracey McDonnell
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Phone: 332-1136
email: hres@house.idaho.gov

MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Thursday, February 15, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Vacant - Dist. 5

**ABSENT/
EXCUSED:** Representative(s) Burtenshaw, Youngblood, Rubel, Vacant - Dist. 5

GUESTS: Forrest Goodrum, Ada County Fish and Game League Inc.; Sharon Kiefer, Idaho Department of Fish and Game; Burk Mantel, self; Benjamin Kelly, Teri Murrison, Rhonda Yadon, and Mike Somerville, Idaho Association of Soil and Water Conservation Districts; Jonathan Oppenheimer, Idaho Conservation League

Chairman Gibbs called the meeting to order at 1:30pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 7, 2018 meeting. **Motion carried by voice vote.**

Chairman Gibbs thanked Committee Page, **Alex Fesperman**, for her work this session.

H 549: **Rep. Moyle**, District 14, stated currently it is against the law for anyone other than an officer to dispatch wildlife unintentionally hit and injured by a vehicle strike. This bill will allow for the driver of the vehicle, or a passerby, to dispatch the injured animal so it will not suffer. Additionally, this bill allows for salvage of that animal with reporting requirements.

Sharon Kiefer, Deputy Director, Idaho Department of Fish and Game, stated this bill will allow any person who hits an animal classified as big game, upland game, upland game bird, furbearer, predatory wildlife, or unprotected wildlife to dispatch that animal in a safe and humane manner when the collision severely injures the animal. She explained this is a permissive bill which does not mandate an individual to dispatch an injured animal. Ms. Kiefer further explained if anyone pursues either salvage or humane dispatch and salvage must, within 24 hours, report to the Department, and within 72 hours obtain a salvage permit from the Department. Mandatory reporting requirements must be upheld for moose, mountain goat, bighorn sheep, mountain lion, black bear, wolf, bobcat, and river otter pursuant to Department rules. Ms. Kiefer stated provisions of this bill would not apply to other classes of wildlife such as protected nongame wildlife, threatened or endangered species, migratory birds and any other wildlife species not lawfully hunted or trapped.

Ms. Kiefer stated this bill does not override other statutes, meaning that any individual considering dispatch would still need to follow laws that says a person cannot discharge any firearm from or across a public highway, trespass laws, other general firearms statutes, transportation laws, or other provisions such as a city ordinance prohibiting discharge within city limits. Finally, although the bill is technically correct, they have not had the opportunity to discuss this bill with the Fish and Game Commission, so offer no policy position.

Forrest Goodrum, representing Ada County Fish and Game League, stated they are **in support** of this bill.

Burk Mantel, representing self, stated he is **in support** of this bill.

Jonathan Oppenheimer, representing Idaho Conservation League, stated they are **in support** of this bill.

Brian Brooks, representing Idaho Wildlife Federation, stated they are **in support** of this bill. He stated nobody should be made a criminal for doing the right thing.

In response to a question regarding shooting from a roadway, **Rep. Moyle** stated this would not create any conflict with the law prohibiting shooting from or across a roadway because this bill authorizes dispatching an injured animal on the side of a roadway. He further stated dispatching is not limited to shooting, it could also mean dispatching the injured animal with a knife.

MOTION:

Rep. Wood made a motion to send **H 549** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Moyle** will sponsor the bill on the floor.

Teri Murrison, Idaho Soil and Water Conservation Commission, and **Mike Somerville**, Association of Soil Conservation Districts, presented to the committee information on the background, goals, core functions, and current issues of the Commission and the Districts. The Commission's goal is to take care of and improve Idaho's natural resources for future generations while maximizing their benefits to all Idahoans. Their efforts lead to better water quality and water savings, less soil erosion and fuel for wildfires, improved habitat for wildlife, and more. The Districts, which are distinct units of local government, request technical assistance from the Commission as well as identify needs for specific project funding.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 2:27pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Monday, February 19, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 550	Flood Districts, Commissioners	Norman Semanko, Twin Lakes Improvement Association
H 603	Stockwater Rights, Conveyance	Rep. Boyle

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Vacant-Dist. 5A

COMMITTEE SECRETARY

Tracey McDonnell
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Phone: 332-1136
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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

- DATE:** Monday, February 19, 2018
- TIME:** 1:30 P.M.
- PLACE:** Room EW40
- MEMBERS:** Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel
- ABSENT/
EXCUSED:** None
- GUESTS:** Lynn Tominaga, Idaho Ground Water Association; Gary Spackman, Idaho Department of Water Resources; Norman Semanko, Parsons Behle and Latimer; Andy Brunelle, U.S. Forest Service; Russ Hendricks, Idaho Farm Bureau
- Chairman Gibbs** called the meeting to order at 1:30pm.
- MOTION:** **Rep. Kauffman** made a motion to approve the minutes of the February 9, 2018 meeting. **Motion carried by voice vote.**
- Chairman Gibbs** welcomed the new committee Page, **Caleb Pirc**, and asked him to introduce himself.
- H 550:** **Norman Semanko**, Twin Lakes Improvement Association, stated this bill would establish a removal and replacement process for appointed flood control district commissioners. The current statute addresses the flood control district commissioner appointments by the Director of the Idaho Department of Water Resources, but does not provide a mechanism for removal or replacement with due cause. Mr. Semanko stated there were concerns with some broad terms and vague language in the bill, so he is requesting this bill be sent to General Orders with the following committee amendments: "The director may remove a commissioner for neglect of duty, misconduct or malfeasance or inability to perform the duties of a commissioner, or if the commissioner is no longer a resident of the division from which appointed. The director may appoint a successor for the unexpired term."
- MOTION:** **Rep. Kauffman** made a motion to send **H 550** to General Orders with committee amendments attached. **Motion carried by voice vote.** **Rep. Gibbs** will sponsor the bill on the floor.
- Chairman Gibbs** requested the record reflect there were no questions from the committee and nobody came forward to testify.
- H 603:** **Rep. Boyle**, District 9, stated this bill codifies the landmark stockwater rights case of *Joyce Livestock Company v. United States* holding that an agency of the federal government cannot obtain stockwater rights under Idaho law unless it actually owns livestock and puts the water to beneficial use. Prior to the Joyce Livestock decision, thousands of stockwater rights were decreed to or permitted in the name of federal agencies. Rep. Boyle stated within 90 days of this bill becoming law, the Director of the Idaho Department of Water Resources will be required to issue show cause orders to the federal agencies. Due process is provided to the agencies to prove they have put their stockwater rights to beneficial use in the last five years.

In response to a question regarding why this bill is necessary in addition to the Joyce Livestock decision, **Rep. Boyle** explained this bill is to clear up a gray area still remaining because the federal agencies have not yet forfeited or relinquished their water rights. Although ranchers are putting the water to beneficial use with their livestock, they are still unclear if they can file for their water rights because the federal agencies still hold those water rights.

In response to a question regarding why this bill states the Director of the Department of Water Resources will make the determination when the Joyce Livestock decision made the determination federal agencies cannot hold water rights, **Rep. Boyle** explained although the Joyce Livestock decision was clear that federal agencies cannot put water to beneficial use if they don't own livestock, a forfeiture process needed to be established for the Director to work with the federal agencies.

In response to concerns regarding the federal agencies forfeiting the water rights and the possibility of ranchers losing the priority date as a result of that forfeiture, **Rep. Boyle** explained ranchers have documentation showing the ranches they own today can be traced back to the early 1900's, and in some cases even earlier, which demonstrates when their livestock first started drinking the water, establishing their senior water rights date. In addition, the Taylor Grazing Act of 1934 required ranchers to prove their livestock were out on the range putting water to beneficial use five years prior to the Act, so 1929 has been established for many ranchers as a senior water rights date.

Gary Spackman, Director, Idaho Department of Water Resources, stated he is **in opposition** to this bill. He stated although he is speaking against this bill, it doesn't mean he is unfavorable to proposals to address the Joyce Livestock decision to place water rights into the hands of the cattlemen who put the water to beneficial use on federal lands. His concern is with the process defined in **Section 42.503**. The first issue is with the requirement that within 90 days following the enactment of this bill, he will be required to compile a list of all stockwater rights held by federal agencies and submit that list to the agencies. His staff estimated this list will contain approximately 10,000 - 20,000 stockwater rights that have been decreed to the federal government in the Snake River Basin Adjudication and will be a very large task. The second issue is where it directs him to issue "an order" to the federal government with that list of 10,000 - 20,000 water rights. Mr. Spackman stated **Rep. Boyle** noted in her presentation he would issue orders (plural), but the bill states he shall issue one order to the federal government. The third concern is with the wording that states the order issued to the federal government shall contain the factual and legal basis for the order. His concern is these rights have been decreed to the federal agencies, so the action would be a forfeiture of property rights with the standard of proof being clear and convincing evidence. Mr. Spackman stated the responsible party required to show burden of proof in this instance would be his office, or the Attorney General's Office rather than the federal government. Furthermore, he does not believe the evidence he has is clear and convincing to meet that legal hurdle. Mr. Spackman stated he does not believe this bill actually grants him the authority to determine which decreed water rights must be forfeited, and suggested it be rewritten to grant him that authority. With that authority, he could establish test cases where ranchers, who are familiar with certain parcels of federal lands where livestock use the water, could sign an affidavit stating they have not observed any federal government-owned livestock on the land using the water. With that evidence, Mr. Spackman believes he would then have factual, clear and convincing evidence to issue the orders to the federal government.

In response to questions if the action to transfer the water rights could be done en masse, **Mr. Spackman** stated each rancher will need to file individually and that process was established with the legislation passed last year.

In response to questions regarding forfeited water rights and retaining priority dates, **Mr. Spackman** stated if water rights are forfeited, then those rights are lost and ownership returns to the state of Idaho to be reappropriated. But, he stated most of the stockwater rights are small enough they qualify as a deferrable water right even though the Snake River Basin Adjudication is finished. He stated the court recognized in the final decree some of the water rights were deferrable and could be claimed at a later date with whatever priority date is claimed.

In response to questions regarding whether or not he agrees with the Joyce Livestock decision, **Mr. Spackman** stated he believes in due process and agrees with the Joyce Livestock decision. He explained when an earlier court decreed the water rights to the federal government, and then a later court decision established a stricter standard, the stricter standard does not negate the fact the water rights were already decreed by a court. He further explained if the federal government cannot establish they are using the water for beneficial use over the last five years, then the established process will be followed to make a determination if the water rights are forfeited.

In response to a question of what due process looks like, **Mr. Spackman** stated there's three elements to due process; a notice, an issue in the show cause order identifying there is some prima facie evidence of non use, and then an opportunity for a hearing.

In response to a question regarding keeping the bill as written or sending it back to the sponsor for amendments, **Mr. Spackman** stated he opposed this bill because he doesn't believe it establishes a legitimate process for determining forfeiture.

MOTION:

Rep. Raybould made a motion to **HOLD H 603** in committee for time certain at the discretion of the Chair. He also spoke to the motion and suggested **Mr. Spackman** and **Rep. Boyle** meet to correct the language and bring that back to the Chairman to determine how to proceed.

In response to a question regarding how he would change the language to alleviate his concerns, **Mr. Spackman** stated he thought this bill would grant him the authority to conduct contested cases to determine if water rights were actually forfeited. He reiterated the need to establish test cases to take through the administrative and judicial process in order to determine if the proof is adequate, rather than have the federal government's decreed water rights all move through the process at the same time.

Russ Hendricks, representing Idaho Farm Bureau, stated they are **in support** of this bill. He stated this bill shifts the burden of proof from the stockmen to the federal government to show they are putting the water to beneficial use and supports legislation that puts the water rights back into the hands of the stockmen.

Norman Semanko, Attorney, Parsons Bailey and Latimer, stated he is not representing anyone today. Mr. Semanko stated he represented many individuals during the Snake River Basin Adjudication process and was able to reach settlements in 2000, where individuals were able to obtain water rights in their own names. Mr. Semanko stated with the Joyce Livestock decision, it became clear the basis for the water rights decreed to the federal government was fiction. He continued, beneficial use is an ongoing requirement to hold those water rights, it isn't proving it one time and then you're done.

Mr. Semanko also pointed out an inconsistency on actions taken based on the Joyce Livestock decision, specifically the Department sent out show cause notices in the North Idaho Adjudication, without any additional information or evidence as stated by the Director in his testimony was necessary before issuing show cause orders to the federal government.

Rep. Raybould reiterated his concerns stated earlier, then asked **Mr. Semanko** if he felt there was a problem with the language in this bill that would cause cattlemen to end up with junior water rights once the federal government forfeited, or transferred, their water rights. Mr. Semanko responded there was nothing in this bill that impacts a cattleman's right to file their own claim, retaining their priority dates. He stated this bill is about the federal government forfeiting their decreed water rights if they cannot show they own livestock and are putting water to beneficial use.

**MOTION
WITHDRAWN:**

Rep. Raybould withdrew his motion to **HOLD H 603** in committee for time certain at the discretion of the Chair.

Bill Meyers, Attorney, Holland and Hart, stated earlier in his career, he held the position of Solicitor with the Department of Interior and stated if he were still in that position and received show cause orders from the Director of the Idaho Department of Water Resources as a result of this bill, he would ask his agency directors if they had been grazing livestock on the allotments where they hold water rights under Idaho's water law. He believes the answer would be no, since the agencies don't own livestock. His advice would be not to fight the show cause order because the agencies aren't putting water to beneficial use as clearly outlined in the Joyce Livestock decision, which should result in a forfeiture of their water rights back to the state of Idaho.

Chairman Gibbs called upon **Rep. Boyle** to conclude her presentation of **H 603**. Rep. Boyle stated she was not aware the Department was in opposition to this bill until moments before this meeting started. As a result of previous meetings with **Mr. Spackman**, she believed they had addressed his concerns in the bill before the committee. She stated the fact is the federal government does not own livestock so therefore cannot put water to beneficial use. Furthermore, it would not be right for any more cattlemen to spend more money and fight this battle in court when the Joyce Livestock decision is clear.

MOTION:

Rep. Moyle made a motion to send **H 603** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Boyle** will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 2:57pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

JOINT
HOUSE RESOURCES & CONSERVATION COMMITTEE
AND
SENATE RESOURCES & ENVIRONMENT COMMITTEE
1:30 P.M.
LINCOLN AUDITORIUM
Wednesday, February 21, 2018

SUBJECT	DESCRIPTION	PRESENTER
	General Overview - Idaho Department of Lands	David Groeschl, Director, Idaho Department of Lands
	Good Neighbor Authority Update- Idaho Department of Lands	Craig Foss, Division Administrator-Forestry & Fire, Idaho Department of Lands
	Good Neighbor Authority Update- US Forest Service	Cheryl Probert, Forest Supervisor, Nez Perce-Clearwater National Forest
	Update - Idaho Department of Lands Oil and Gas Program	Mick Thomas, Division Administrator-Oil & Gas, Idaho Department of Lands
	Idaho CuMo Mining Corporation	Lisa Anderson, Vice President-Government Relations, Idaho CuMo Mining Corporation

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Vacant - Dist. 5A

COMMITTEE SECRETARY

Tracey McDonnell
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MINUTES
JOINT MEETING

**HOUSE RESOURCES & CONSERVATION COMMITTEE
SENATE RESOURCES & ENVIRONMENT COMMITTEE**

DATE: Wednesday, February 21, 2018

TIME: 1:30 P.M.

PLACE: LINCOLN AUDITORIUM

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representative(s) Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel

Chairman Bair, Vice Chairman Siddoway, Senators Brackett, Heider, Vick, Bayer, Johnson, Stennett, Jordan

**ABSENT/
EXCUSED:** Representative(s) Moyle, Vander Woude, Youngblood, Blanksma

GUESTS: Rialin Flores, Conservation League of Idaho; Lisa Anderson, Idaho CuMo Mining Corporation; Jennifer Becar, Forest Service; Wyatt Prescott, Idaho Cattle Association

Chairman Bair called the meeting to order at 1:31pm.

David Groeschl, Acting Director, Idaho Department of Lands, provided an overview of the Department. He stated the Department manages approximately 2.4 million acres of endowment lands, which includes timber and range lands, and 3.3 million acres of endowment mineral estate. Idaho's public school system is the primary beneficiary of state endowment trust lands. Timberland, farmland, rangeland, oil and gas, minerals, and real estate are the management activities that generate revenue annually. Additionally, the Department protects 6.3 million acres within their fire management program.

Next, **David Groeschl** gave a presentation on the Good Neighbor Authority, or GNA. He noted the program was founded with the passage of the 2014 Farm Bill and authorizes states to enter into cooperative agreements with federal agencies to complete work across ownership boundaries. Mr. Groeschl stated in Idaho, they focus primarily on working with the Forest Service to mitigate the growth/harvest/mortality rates that are occurring. Of the 20 million acres of federal forest lands in Idaho, 12 million acres are under active management, with the remaining 8 million acres in wilderness or roadless areas. Mr. Groeschl stated 8.8 million acres within the 12 million active management acres are at high risk, so those are the acres targeted for treatment. Through a collaborative process the Forest Service and partners identified 50 projects totaling 1.8 million acres of proposed treatment areas. Following that, the National Forests in Idaho have identified an additional 4.5 million acres of insect infested areas, with the tools under the Farm Bill available to address those high risk areas where they can focus on the GNA. In summary, the GNA builds a self-sustaining program, creates healthier forests, provides habitat enhancements, road maintenance, and benefits local economies.

In response to a question regarding payments to the counties, **Mr. Groeschl** stated every sale is appraised to determine the minimum fair stumpage value. Once the timber is harvested, receipts are generated and payments are made to the Department from the purchaser. The Department then pays the Forest Service for the minimum fair stumpage value. That money to the Forest Service is then subject to 25% receipt payment to the county. The GNA payment method is different than PILT (payment in lieu of taxes) and other payment methods to counties.

Cheryl Probert, Forest Supervisor, Nez Perce-Clearwater National Forest, stated the Nez Perce-Clearwater was the first National Forest in Idaho to sign a supplemental contract agreement with the Department under the GNA. Each National Forest signs their own agreement allowing them to tailor the work to individual forest needs. Under the GNA, the Nez Perce-Clearwater has been able to triple the timber sale volume to better meet agency goals by being able to work across administrative boundaries and capitalize on both agency's skill sets and funding sources. Ms. Probert defines this success in two ways; getting work on the ground quickly and putting money into the pot.

Mick Thomas, Administrator, Oil and Gas Division, Idaho Department of Lands, provided an update on the status of the Oil and Gas Division as a result of passage of **H 301** last year. One of the changes was the restructuring of the make-up of the Oil and Gas Commission. Members now include the Director of the Department, three Governor-appointed technical experts, and one county commissioner from an oil producing county.

Mr. Thomas stated another area of change is with the Class II injection well program. He explained Idaho is the only oil and gas producing state that doesn't have this program, which is important to be able to dispose of excess water that comes out of the wells by injecting it back into the ground. In Idaho, the water that comes out of wells is formation water, so injecting it back into the ground is an easy process, if permitted. Without this program, Idaho is at a big disadvantage because currently all formation water has to be trucked off-site for proper disposal, which is very expensive, curtailing opportunities to increase profits within the oil and gas program. In 2017, Idaho asked the EPA to assume primacy of the state's Class II injection well program. EPA accepted public comment regarding the transfer of primacy and is now reviewing comments. Depending on the outcome of the review, transition of primacy could be finalized by the fall of 2018. Operational costs would be reduced with the Class II injection program with the potential to bring additional wells online, increasing production in the state.

Lisa Anderson, Vice President-Government Relations, Idaho CuMo Mining Corporation, gave a presentation on the Corporation. CuMo Mining incorporated in Idaho five years ago, is a wholly owned subsidiary of Canadian-based American CuMo Mining Corporation, and is a natural resource exploration and development junior mining company. She stated mining companies are defined by the way in which they derive their revenues. A senior producer or operator generates its revenues from the production and sale of the commodity its mining, while a junior company has no mining operations and is essentially a venture capital company, relying entirely on the capital markets to finance its exploration activities.

CuMo Mining Company is currently advancing two Idaho projects; the CuMo Project and the newly-acquired Calida Gold Project. **Ms. Anderson** stated the CuMo Project is one of the largest un-mined deposits of molybdenum (moly), copper, and silver, and was discovered 35 miles from Boise, north of Idaho City. The company is advancing this project towards feasibility with the goal to establish itself as one of the world's largest and lowest cost primary producers of moly. Moly is a strategic mineral that significantly increases strength, heat resistance, and durability of stainless steel products. The Calida Gold Project is located approximately 25 miles south of Salmon and has been extensively explored for the past 30 years. A total of 10 mineralized veins have been identified on the property to date. In 2017, 24 holes were drilled and cores sent to assay. There are four high grade veins that are targets on the property, located where historic drilling has taken place. Due to the thickness and distribution in this area, all major development activities would be located underground, including tailings and processing facilities, should exploration result in a decision to proceed with the mine.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 3:03pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30 P.M.
Room EW40
Tuesday, February 27, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>S 1260</u>	Lake and River Commission	Senator Keough
<u>S 1261</u>	Priest Lake	Senator Keough
<u>HJM 14</u>	National Monuments Designations	Rep. Burtenshaw
	Reports and Outcomes of H 230	Virgil Moore, Director, Idaho Department of Fish and Game

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Gannon (5)

COMMITTEE SECRETARY

Tracey McDonnell
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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Tuesday, February 27, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin (Walton), Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Gannon(5)

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

GUESTS: Sharon Kiefer, Michael Pearson, Sal Palazzolo, Ed Schriever, Martha Wackenhut, and Virgil Moore, Idaho Department of Fish and Game; Brian Patton, Idaho Department of Water Resources; Norman Semanko, Parsons, Behle and Latimer; Paul Arrington, Idaho Water Users Association; Brian Brooks, Idaho Wildlife Federation

Chairman Gibbs called the meeting to order at 1:30pm.

Chairman Gibbs welcomed **Rep. Gannon**, the new Representative for District 5, to the committee.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 13, 2018 meeting. **Motion carried by voice vote.**

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 15, 2018 meeting. **Motion carried by voice vote.**

S 1260: **Senator Keough**, District 1, stated this bill pertains to Lake Pend Oreille, Pend Oreille River, Priest Lake, and the Priest River Commission. This bill amends existing law to provide when federal decisions are being made relating to water quality and quantity, or other decisions impacting the Columbia River Basin system, the Albeni Falls Dam, and the Columbia River Treaty negotiations, the Commission shall have the authority to designate representatives to participate in those proceedings. It also provides that money in the Commission fund may be used to provide for participation in proceedings regarding Columbia River Basin issues.

Norman Semanko, representing the Lake Pend Oreille Alliance, stated this is a group of citizens and businesses who support the work of the Commission. He stated in the 1920's, the U.S. government proposed utilizing the waters in Lake Coeur d'Alene, Lake Pend Oreille, and Priest Lake to build an irrigation reservoir system for farmlands in Washington state. The Legislature didn't like that idea, so passed a bill in 1927 authorizing the Governor to file an application and appropriate all the unappropriated waters in those three lakes for the benefit of the people of Idaho. The license was issued in 1928. When the Albeni Falls Dam was built by the Corps of Engineers, the legislation was very specific that the operation of the facility would be consistent with the water rights held by the Governor, recognizing the multiple purposes of the waters. Mr. Semanko stated the current threat today is the Columbia River Treaty, which can change the operations of federal facilities, particularly Corps of Engineer facilities, for flood control and other purposes. So, the concern at Albeni Falls Dam and Lake Pend Oreille is that there will be more flood control operations and less water available for recreation, which will have a dramatic impact on the local economy. In summary, Mr. Semanko stated this bill authorizes the Commission to work directly with federal and state agencies and

local citizens to have a seat at the table during discussions regarding the Columbia River Treaty and the federal Columbia River power system operations.

MOTION: **Rep. Wood** made a motion to send **S 1260** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Dixon** will sponsor the bill on the floor.

S 1261: **Senator Keough**, District 1, stated this bill is specific to Priest Lake, Idaho's fourth largest lake. She stated this bill will clarify that the management of the state-owned dam on Priest Lake at Outlet Bay is under the jurisdiction of the Idaho Water Resources Board. Additionally, this bill will allow for flexibility of the management of the lake level from the current statutory water surface level of 3 feet to a range of 3 feet to 3.5 feet depending upon water supply and runoff of water into the lake.

Brian Patton, Idaho Department of Water Resources, stated the intent of the language in the statute, which authorized the construction and management of the dam, was to help stabilize the lake level during the summer and fall months to allow the recreational economy to develop on Priest Lake. He stated the lake level operations, dictated by this statute, currently require the lake level be maintained at 3 feet elevation. The primary purpose of this bill is to update the statute in order to provide flexibility in the management of the water surface level of Priest Lake.

MOTION: **Rep. Wood** made a motion to send **S 1261** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Dixon** will sponsor the bill on the floor.

HJM 14: **Rep. Burtenshaw**, District 35, stated with the passing of laws such as the Antiquities Act and the Wilderness Act, in Idaho there have been over 100 Presidential Proclamations establishing federal lands, and approximately 110 million acres set aside as wilderness by acts of Congress, totaling 62% of Idaho's lands. This Joint Memorial urges Congress to introduce legislation to oppose any more federal land designations that restrict land use unless there is a coordinated effort between the Idaho Legislature and Congress.

MOTION: **Rep. Wood** made a motion to send **HJM 14** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Erpelding, Rubel, and Gannon (5)** requested to be recorded as voting **NAY.** **Rep. Burtenshaw** will sponsor the bill on the floor.

Virgil Moore, Director, Idaho Department of Fish and Game, presented a report on the outcomes of **H 230**. The first area Director Moore discussed was the "price lock" implementation. The "price lock" maintains lower license tag and permit prices for residents that buy an annual license every year. With every license purchased, a fee of \$5.00 from each resident license and \$10.00 from each nonresident license goes into three accounts within the depredation program. Those accounts are: claims/compensation, prevention, and private lands access. Director Moore stated in the past 10 months, these fees have generated nearly \$1.7 million, putting \$500,000 into each of the three accounts, with the remaining funds transferred into the access program to be used in FY19.

Director Moore stated the Commission increased hunting opportunities to address wildlife conflict by having the hunts designed specifically to reduce numbers of depredated wildlife or by changing wildlife behavior. He stated depredation and landowner permission hunts were designed to provide more landowner oversight and control of hunters and earlier distribution of these hunter permission slips allowed landowners to prevent damages by initiating hunting on private lands sooner. The Department was able to issue approximately 7,000 additional tags this past year to address depredation concerns. They conducted 10 large scale antlerless depredation hunts in the Panhandle with over 800 landowners and designated hunters who harvested hundreds of elk and white-tailed deer. In Weiser, they were able to collar large numbers of elk that showed up in sugar beet fields in order to document movement patterns of depredated elk. With this information, the Department can focus increased hunting pressure during the regular hunting season. And, in Clearwater, they initiated the use of drones to investigate and estimate crop damage as well as provide herd information to enhance hazing efforts.

Director Moore stated under the Compensation and Claims program they paid out over \$1 million to 79 claims, which were all paid in full. They established six Continuing Use Agreements (renting private forage for wildlife use) and streamlined several processes resulting in quicker turn-around of claims and less work for landowners.

Director Moore stated under the Depredation Prevention program, over the last 3 years, they've built close to 300 stack yards with more planned for this spring, and have provided materials to landowners to protect stored forage. He stated they are testing new lure crops planted on Department-owned lands as well as on private lands to reduce widespread crop damage, and seeded public lands to increase/improve forage to entice wildlife away from private lands. In the Upper Snake, the Department bought a landowner's third cutting of alfalfa to provide a lure crop to reduce elk depredations and plans to explore additional lure crops in the area. Director Moore stated the Department has initiated work with the University of Idaho scientists to evaluate the effectiveness of new techniques such as various hazing methods and lure crops in order to improve depredation prevention.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 2:25pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
 1:30pm or Upon Adjournment
 Room EW40
 Thursday, March 01, 2018

SUBJECT	DESCRIPTION	PRESENTER
S 1275	Wolf Collaring	Rep. Kerby
S 1306	Planning, Development Application	Rep. Kauffman
S 1268	Drainage Districts	Paul Arrington, Executive Director & General Counsel, Idaho Water Users Association
SCR 132	Wild and Scenic Rivers	Rep. Miller

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 Gibbs
 Vice Chairman
 Gestrin(Walton)
 Rep Moyle
 Rep Raybould
 Rep Shepherd
 Rep Wood

Rep Boyle
 Rep Vander Woude
 Rep Miller
 Rep Burtenshaw
 Rep Mendive
 Rep Youngblood

Rep Kauffman
 Rep Giddings
 Rep Blanksma
 Rep Erpelding
 Rep Rubel
 Rep Gannon (5)

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Thursday, March 01, 2018

TIME: 1:30pm or Upon Adjournment

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representative(s) Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Gannon(5)

**ABSENT/
EXCUSED:** Vice Chairman Gestrin, Representative(s) Moyle, Vander Woude

GUESTS: Braden Jensen and Dennis Tanikuni, Idaho Farm Bureau; Russell Westerberg, Rocky Mountain Power; Honorable Mike Wetherell; Brian Brooks, Idaho Wildlife Federation; Dustin Ahern, Idaho River Adventures/Middle Fork Outfitters Association; Shelly Davis, Barker Rosholt & Simpson; Jonathan Oppenheimer, Idaho Conservation League; Paul Arrington, Idaho Water Users Association; Grant Simonds, Idaho Outfitters and Guides Association

Chairman Gibbs called the meeting to order at 2:51pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 19, 2018 meeting. **Motion carried by voice vote.**

S 1275: **Rep. Kerby**, District 9, stated this bill puts into statute the current practice of collaring wolves as part of the Wolf Management Plan to reduce livestock depredation in Idaho, with the expectation this practice will continue as a proactive management tool for certain wolf packs.

Wyatt Prescott, representing the Idaho Cattle Association, stated this bill puts into statute that wolf collaring will continue as a proactive management tool for packs that are predisposed to depredation on domestic livestock. He stated this is important because collaring will enable the precise identification of the depredating packs for efficient control of those animals in response to that depredation.

In response to a question regarding funding for this program, **Mr. Prescott** stated this is a common practice of the Department of Fish and Game and simply solidifies in statute what they are already doing. The expectation is that this practice will continue with the possibility of enhancing the program. As for funding, Mr. Prescott stated he believes this program is paid for out of the depredation control account and that it would continue.

In response to the question regarding funding for this program, **Rep. Kerby** stated the Department of Fish and Game supports this program. He stated some of the collaring is accomplished with Department staff, while some work is contracted out to the USDA Fish and Wildlife Services and to contractors from Alaska. There is no request for additional funding.

There was much discussion regarding the Department of Fish and Game's wolf depredation program, but without any representation from the Department present, concern was raised if the discussion should continue.

**UNANIMOUS
CONSENT
REQUEST:** **Chairman Gibbs** made a unanimous consent request to **HOLD S 1275** until the next scheduled committee meeting, Monday, March 5, 2018. There being no objection, the request was granted.

S 1306: **Rep. Kauffman**, District 25, stated this bill amends **Idaho Code 67-6519**, to require planning and zoning authorities to notify water delivery entities, in writing, of any proposed rezoning, subdivision, or any other site-specific land development proposals. Notification shall be provided at least 15 days prior to the public hearing date concerning the development proposal.

Rep. Kauffman explained an omission was discovered in the bill, so he is requesting the bill be sent to General Orders with the following committee amendments. On page 2 of the printed bill, in line 11, following "districts," insert: "ground water districts,"; and in line 14, following "districts," insert: "ground water districts,".

Braden Jensen, representing the Idaho Farm Bureau, stated they are **in support** of this bill with the amendments **Rep. Kauffman** outlined. He stated any time there is rezoning, subdividing, or new developments proposed, this required notification will allow the various water delivery entities to be present at public meetings so they can raise any concerns and their easements and infrastructure are protected.

Lynn Tominaga, representing Idaho Ground Water Appropriators, stated the reason for the amendment is that ground water districts have to provide mitigation for any new water rights, so notification of proposed new wells being drilled for subdivisions, whether in a county or a city, is critical.

Shelly Davis, Attorney with Barker Rosholt & Simpson Law Firm, stated this bill is helpful and a very simple way to take care of the notification issue. She stated it is clear much of the farmland is growing houses these days, so this bill is helpful to eliminate this piecemeal type of development by requiring planning and zoning entities to provide notification to the water delivery entities in a timely manner.

MOTION: **Rep. Blanksma** made a motion to send **S 1306** to General Orders with committee amendments attached. **Motion carried by voice vote.** **Rep. Kauffman** will sponsor the bill on the floor.

S 1268: **Paul Arrington**, Idaho Water Users Association, stated this bill has to do with drainage districts, a system that drains lands upon being saturated by water after irrigation. There are fewer drainage districts than irrigation districts, most being located in the Treasure Valley. There are three proposed changes to drainage district statutes in this bill. The first change has to do with the \$50.00 compensation to Directors for travel to meetings, by allowing the Board to set travel compensation for their Directors. The second change clarifies language concerning setting assessments for drainage districts' operations and maintenance of drains. And, the third change adds a new section regarding the sale and exchange of personal property. Similar language changes were made to the irrigation district statutes in 2014. Mr. Arrington stated since irrigation and drainage districts are similar organizations, statutory language should mirror one another. He also stated drainage district statutes haven't been updated since 1941.

Chairman Gibbs requested the record reflect nobody came forward to testify.

MOTION: **Rep. Miller** made a motion to send **S 1268** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Youngblood** will sponsor the bill on the floor.

SCR 132: **Rep. Miller**, District 26, stated the purpose of this Resolution is to recognize the 50th anniversary of the **Wild and Scenic Rivers Act** and the contributions Idahoans have made, to the state of Idaho and the nation, in the recognition and protection of America's premier rivers and streams.

Honorable Mike Wetherell, retired Judge and former Administrative Assistant to **Senator Frank Church**, spoke **in support** of this Resolution. He stated work on this legislation began in 1959, and was designed to protect wild and free-flowing scenic rivers. The work began as an Idaho initiative and was adopted across the country. Thanks are in order to the people for their foresight in crafting this bill.

Dustin Ahern, representing Idaho River Adventures/Middle Fork Outfitters spoke **in support** of this Resolution.

Grant Simonds, representing Idaho Outfitters and Guides Association also spoke **in support** of this Resolution. He stated Idaho's wild and scenic rivers are important to the river outfitters. Roughly 100,000 people enjoy floating, jet boating, or drifting opportunities every year. He estimated these river trips generate \$80 million annually to Idaho's economy.

MOTION: **Rep. Youngblood** made a motion to send **SCR 132** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Miller** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 3:42pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30pm or Upon Adjournment
Room EW40
Monday, March 05, 2018

SUBJECT	DESCRIPTION	PRESENTER
S 1275	Wolf Collaring	Rep. Kerby
S 1305	Stockwater, Livestock	Senator 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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Gannon(5)

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Monday, March 05, 2018

TIME: 1:30pm or Upon Adjournment

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representative(s) Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Gannon(5)

**ABSENT/
EXCUSED:** Representative(s) Moyle, Giddings, Erpelding, Rubel

GUESTS: Dennis Tanikuni and Braden Jensen, Idaho Farm Bureau; Sharon Kiefer and Toby Boudreau, Idaho Department of Fish and Game; Russ Westerberg, Rocky Mountain Power; Senator Abby Lee, District 9

Chairman Gibbs called the meeting to order at 3:18pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 21, 2018 meeting. **Motion carried by voice vote.**

Chairman Gibbs returned **S 1275** to the committee for consideration, which was held from the meeting of March 1, 2018.

S 1275: **Rep. Kerby**, District 9, stated due to questions regarding Department of Fish and Game funding, this bill was held over in order to have Department representation present. Rep. Kerby yielded the podium to **Senator Abby Lee**.

Senator Lee, District 9, provided some background on this bill. She explained wolf collaring has been a part of the Wolf Management Plan since 2002, and has been funded through licensing. She stated collaring wolves directly links those wolves to depredation and also provides population data and locations and movement of packs that are preying on livestock. Senator Lee stated there was concern the Department of Fish and Game was moving away from collaring so she and the Representatives from District 9 met with the Department, who assured them collaring wolves was a critical tool they will continue to utilize. The collective thought among the Senator and Representatives from District 9 was to put this wolf collaring policy into statute.

Sharon Kiefer, Deputy Director, Idaho Department of Fish and Game, stated the Department conducted a technical review of **S 1275** and found no technical issues. They also agree the language in this bill is consistent with the 2002 Wolf Management Plan. Ms. Kiefer stated the Wolf Management Plan acknowledges collaring wolves is not the only tool, but rather one of the tools they use in proactive management for packs predisposed to depredation of livestock. Although they have no concerns with this bill, the Commission will not be taking a policy position.

In response to questions regarding the funding source for wolf collaring, **Ms. Kiefer** explained they have been conducting operations in the District 9 area due to the chronic depredation and the intensity occurring there. She stated they have been paying for that work out of a "predation budget" they created in-house as a result of the revenue benefits from **H 230**, in addition to the use of discretionary license funds. The "predation budget" is currently around \$200,000 and they anticipate this account will provide a long term funding source for this work. Ms. Kiefer stated they do evaluate the use of funds from the Sportsmen subaccount, which is overseen by the Wolf Depredation Control Board, including actions taken for managing elk herds in the Lolo Zone.

In response to questions regarding the costs of the wolf collaring program, **Ms. Kiefer** stated approximately \$65,000 has been spent in the Lolo Zone, and approximately \$52,000 has been spent in District 9. She indicated they anticipate the numbers to increase as they gain more information about the packs relative to chronic depredation.

Toby Boudreau, Assistant Chief of Wildlife, Idaho Department of Fish and Game, addressed the questions regarding the costs per collar and how long the collars last. He stated they mostly use satellite collars, which cost about \$1,000 each, and last on average two to three years, depending on how often they receive location signals from that collar. For ground trapping and collaring wolves, that activity runs about \$1,500 to \$2,000 per wolf. If they use forward-looking infrared with airplanes or helicopters, that costs about \$10,000 per wolf. This method is necessary in areas like District 9 due to the difficult terrain making it harder to locate wolves.

In summary, **Ms. Kiefer** assured the committee the wolf collaring program does not use funds in the access depredation account. The funding they use is from an in-house account the Department established with revenue benefits from **H 230**, in addition to discretionary license funds.

Dennis Tanikuni, representing the Idaho Farm Bureau, stated they are **in support** of this bill based on their policy number 93, which relates to wolves.

MOTION: **Rep. Wood** made a motion to send **S 1275** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Kerby** will sponsor the bill on the floor.

S 1305: **Senator Harris**, District 32, stated this bill amends existing law to provide that when a federal grazing permit is transferred or otherwise conveyed to a new owner, the associated stockwater rights may also be conveyed for use of the water for livestock. And, upon approval of the transfer, those water rights shall be an appurtenance to the new owner's base property.

Braden Jensen, representing Idaho Farm Bureau, stated they are **in support** of this bill.

MOTION: **Rep. Blanksma** made a motion to send **S 1305** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Boyle** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 3:53pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30pm or Upon Adjournment
Room EW40
Wednesday, March 07, 2018

SUBJECT	DESCRIPTION	PRESENTER
	2017 Flooding	Roger Batt, Treasure Valley Water Users Association, and Dan Steenson and Mike Dimmick, Flood District 10

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Gannon(5)

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Wednesday, March 07, 2018

TIME: 1:30pm or Upon Adjournment

PLACE: Room EW40

MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Gannon(5)

**ABSENT/
EXCUSED:** Representative(s) Boyle, Vander Woude, Youngblood, Blanksma, Rubel

GUESTS: None

Chairman Gibbs called the meeting to order at 1:31pm.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 27, 2018 meeting. **Motion carried by voice vote.**

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the March 1, 2018 meeting. **Motion carried by voice vote.**

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the March 5, 2018 meeting. **Motion carried by voice vote.**

Roger Batt, Treasure Valley Water Users Association, stated there was significant flooding around the state as a result of the heavy snowfall last winter. In the Boise area alone, 1.8 million acre feet of water was released for flood control through the Treasure Valley. He introduced **Dan Steenson**, who will present the 2017 Flood Report and yielded the podium to him.

Dan Steenson, Flood Control District 10, stated they wanted to share how they responded to the flooding event that occurred last year, specifically in the Treasure Valley. He stated after last winter's record snow, warm springtime temperatures triggered snow melt resulting in excess water flowing through the river channels as well as sheet flow over agricultural and dairy fields, and other low areas. Water releases for flood control began in mid-February and continued for 101 days. To date, the three Boise River reservoirs are holding water at approximately 60% capacity as a result of last year's runoff.

Mr. Steenson explained flood management has three parts: risk reduction, response, and recovery. Risk reduction occurs before a flood event and includes river channel maintenance, obstruction removal, bank stabilization, and public information and outreach. Response during the flood event includes continued public information and outreach, mitigation to reduce damages, and removal of obstructions. The recovery phase after the flood event includes damage assessments, prioritization of repairs, and repair work.

Mr. Steenson stated **S 1141** provided emergency relief funding, administered through the Office of Emergency Management, to aid in the recovery efforts. But, eligible work with these funds only includes permanent repair or restoration of roads, bridges, and related structures. Work to repair channels and stream banks was only authorized under this funding if it was necessary to restore the structural integrity of an eligible road, culvert, or bridge. So, the challenges for Flood Control Districts to respond to flood events is they have very limited funding, since there is no state funding dedicated to river channel maintenance to reduce risk and recover from flooding. He stated Flood Control District 10 had some funds available which they used for recovery work including debris removal or piling and burning, gravel removal, and river bank repairs. He stated they hope to see legislation in the future that will provide Flood Control Districts with funding for flood control management, debris removal, and repair work.

Chairman Gibbs announced the scheduled committee work had been accomplished, so the committee will be subject to call of the chair.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:16pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30pm or Upon Adjournment
Room EW40
Thursday, March 15, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 603aaS	Stockwater Rights	Rep. Boyle

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 Gibbs	Rep Boyle	Rep Kauffman
Vice Chairman Gestrin	Rep Vander Woude	Rep Giddings
Rep Moyle	Rep Miller	Rep Blanksma
Rep Raybould	Rep Burtenshaw	Rep Erpelding
Rep Shepherd	Rep Mendive	Rep Rubel
Rep Wood	Rep Youngblood	Rep Gannon(5)

COMMITTEE SECRETARY

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MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Thursday, March 15, 2018
TIME: 1:30pm or Upon Adjournment
PLACE: Room EW40
MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representative(s) Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Gannon(5)
**ABSENT/
EXCUSED:** Representative(s) Moyle, Shepherd, Kauffman, Erpelding, Rubel
GUESTS: None
Chairman Gibbs called the meeting to order at 1:30pm.
MOTION: **Rep. Gestrin** made a motion to approve the minutes of the March 7, 2018 meeting.
Motion carried by voice vote.
H603aaS: **Rep. Boyle**, District 9, provided an overview to the committee on the Senate amendments to **H 603aaS**, which included word and sentence deletions and additions in Section 2, pages 2 and 3, and a correction to title on page 1.
MOTION: **Rep. Wood** made a motion to concur with the amendments made in the Senate to **H 603aaS**. **Motion carried by voice vote.** **Rep. Boyle** will sponsor the bill on the floor.
ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:36pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary

AGENDA
HOUSE RESOURCES & CONSERVATION COMMITTEE
1:30pm or Upon Adjournment
Room EW40
Monday, March 19, 2018

SUBJECT	DESCRIPTION	PRESENTER
	Approval of Minutes	

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 Gibbs

Vice Chairman Gestrin

Rep Moyle

Rep Raybould

Rep Shepherd

Rep Wood

Rep Boyle

Rep Vander Woude

Rep Miller

Rep Burtenshaw

Rep Mendive

Rep Youngblood

Rep Kauffman

Rep Giddings

Rep Blanksma

Rep Erpelding

Rep Rubel

Rep Gannon(5)

COMMITTEE SECRETARY

Tracey McDonnell

Room: EW62

Phone: 332-1136

email: hres@house.idaho.gov

MINUTES
HOUSE RESOURCES & CONSERVATION COMMITTEE

DATE: Monday, March 19, 2018
TIME: 1:30pm or Upon Adjournment
PLACE: Room EW40
MEMBERS: Chairman Gibbs, Vice Chairman Gestrin, Representatives Moyle, Raybould, Shepherd, Wood, Boyle, Vander Woude, Miller, Burtenshaw, Mendive, Youngblood, Kauffman, Giddings, Blanksma, Erpelding, Rubel, Gannon(5)
**ABSENT/
EXCUSED:** Representative(s) Boyle, Rubel
GUESTS: None
Chairman Gibbs called the meeting to order at 1:30pm.
MOTION: **Rep. Youngblood** made a motion to approve the minutes of the March 15, 2018 meeting. **Motion carried by voice vote.**
Chairman Gibbs thanked Committee Page, **Caleb Pirc**, for his work this session. He also thanked the Secretary, **Tracey McDonnell**, for her work in support of the committee. Chairman Gibbs expressed his appreciation to the committee members for their work and support of him as Chairman.
Chairman Gibbs and the committee members expressed their appreciation to **Rep. Raybould** for his 18 years of service to the citizens of Idaho, and his hard work and commitment on the various committees he served and chaired, especially the Resources and Conservation Committee.
ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:44pm.

Representative Gibbs
Chair

Tracey McDonnell
Secretary