

AMENDED AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, January 16, 2018

SUBJECT	DESCRIPTION	PRESENTER
RS25673	Refund of Gasoline Tax Procedure	Don Williams, Tax Commission
RS25698	Imposition of Tax Upon Motor Fuel	Don Williams
RS25664	Permits for Overweight or Oversize Loads	Molly McCarty, Idaho Transportation Department

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 Palmer	Rep McDonald
Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
Rep Packer	Rep Monks
Rep Youngblood	Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

COMMITTEE SECRETARY

Kimberly Lowder
Room: EW60
Phone: 332-1146
email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, January 16, 2018
TIME: 1:30 P.M.
PLACE: Room EW40
MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** None

GUESTS: Kelby Monks, Lobby Idaho, Matthew Conde, AAA, Cynthia Adrian, State Tax Commission, Don Williams, ISTC, Nick Veldhouse, IAHD, Roger Seiber, Capitol West, Siana Carsrud, Intern, Alberto Gonzales, ITD, Jonathan Parker, IAHD, Dennis Tanikuni, Idaho School Boards Association

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

Chairman Palmer introduced **Rep. Megan Blanksma**, the Committee's newest member.

Chairman Palmer introduced **Carlie Stoker**, Page, and **Kimberly Lowder**, Secretary, to the Committee.

RS 25673: **Cynthia Adrian**, Tax Commission, presented **RS 25673**. The current statute requires a taxpayer who does not file an income tax return, but qualifies for a refund for nontaxable use of tax-paid gasoline, to file that refund request on a calendar basis. The purpose of this proposed legislation is to strike the calendar year references to allow an entity to request a refund on either a calendar or fiscal year basis.

MOTION: **Rep. Kauffman** made a motion to introduce **RS 25673**. **Motion carried by voice vote.**

RS 25698: **Cynthia Adrian**, Tax Commission, presented **RS 25698**. The purpose of this proposed legislation is to clarify that a distributor can collect and remit fuel taxes when making bulk sales of gaseous special fuels (LNG). A distributor may collect fuel taxes on bulk sales of liquefied natural gas if it can determine LNG will be used for motor vehicles. If fuel taxes are not collected at the time of the bulk sale, the owner of the fuel is required to pay the fuel tax as the fuel is dispensed into licensed motor vehicles annually.

MOTION: **Rep. McDonald** made a motion to introduce **RS 25698**. **Motion carried by voice vote.**

RS 25664: **Molly McCarty**, Idaho Transportation Department, presented **RS 25664**. The purpose of this proposed legislation is to allow for overlegal permits to be displayed in either a hard copy or digital format. Currently, Idaho Code requires overlegal permits to be in hard copy and carried in vehicles. Drivers are required to produce the hard copy permits for inspection upon demand from any peace officer or other authorized agent. Because hard copies are easily lost or become illegible, customers need to obtain duplicate copies of permits in order to be compliant. This proposed legislation will allow for overlegal permits to be displayed in either a hard copy or digital format.

In answer to Committee questions, **Alberto Gonzales**, Idaho Tax Commission, stated it is possible for a person to call into ITD to verify overlegal permits; however, it can only be done during ITD's regular business hours of 8:00 a.m. to 5:00 p.m.

MOTION: **Rep. Harris** made a motion to introduce **RS 25664**. **Motion carried by voice vote.**

Chairman Palmer stated that the Committee will be hearing the Administrative Rules in Committee sometime next week.

ADJOURN: There being no further business to come before the Committee, the meeting was adjourned at 1:43 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Thursday, January 18, 2018

SUBJECT	DESCRIPTION	PRESENTER
Cyber Security Resilience Planning in Idaho and the Region	Presentation by Pacific NorthWest Economic Region (PNWER)	Matt Morrison, CEO, PNWER General Brad Richey, Idaho Office of Emergency Management Director Colonel Jeff Weak, Idaho Director of Information Security Brandon Hardenbrook, PNWER Cyber Security Specialist Eric Holderman, PNWER Cyber Security Specialist

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 Palmer	Rep McDonald
Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
Rep Packer	Rep Monks
Rep Youngblood	Rep DeMordaunt

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, January 18, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** None

GUESTS: General Brad Richy, Idaho Office of Emergency Management Director, Brandon Hardenbrook, PNWER Cyber Security Specialist, Savannah Renslow, IAHD, Siana Carsrud, Intern, Anthony Morales, Intern

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

MOTION: **Rep. Gannon** made a motion to approve the minutes of the January 16, 2018 meeting. **Motion carried by voice vote.**

Brandon Hardenbrook, PNWER Cyber Security Specialist, presented information to the Committee regarding the Pacific NorthWest Economic Region (PNWER). The PNWER jurisdictions of Alaska, Idaho, Montana, Oregon, and Washington in the U.S. and Alberta, British Columbia, Northwest Territories, Saskatchewan, and Yukon in Canada make up the Region. The vision of PNWER is to establish a collaborative, region-wide, bi-national organization to address common issues and interests. PNWER's mission is to improve the economic well-being and quality of life for all citizens of the Region, while maintaining and enhancing our natural environment.

In 2001, **Governor Otter** created the Idaho Center for Regional Disaster Resilience (CRDR) with the goal of improving the Pacific Northwest's ability to withstand and recover, and to protect critical infrastructure from all-hazards disasters. The CRDC's objectives are to (1) educate stakeholders on cyber threats and best practices; (2) continue to build cross-sector relationships and understand interdependencies; and (3) develop prioritized recommendations focused on top projects for Idaho to pursue. CRDR and PNWER are committed to working with states, provinces, territories, and communities to develop regional public-private partnerships, action plans, and undertaking pilot projects.

General Brad Richy, Director of the Idaho Office of Emergency Management, presented additional information regarding PNWER. He stated cybercrime is on the rise. Over 40 states reported attacks on their local and state agencies in 2017. Also, 132 attacks were reported nationwide in 2017. Ransomware alone has cost the world over \$5 billion dollars over the last several years, and it was the number one threat to Public Safety Entities last year. In addition, there were over 132 incidents nationwide just in the Public Safety sector.

General Richy also stated 32 of the 33 popular iOS and Android apps that were tested raised security and privacy concerns. The program turned up "critical flaws" in 18 of the apps, including some that made apps vulnerable to "man-in-the-middle" attacks, which is when a hacker intercepts communications between two systems.

General Richy made several recommendations, some of which include: (1) Establishing a cyber resource website; (2) developing a public-private information-sharing platform to send alerts, warnings, and share updates with stakeholders; (3) developing a cyber functional exercise for multiple sectors and industries in Idaho; (4) developing a charter and action plan for a formal Idaho Disaster Resilience Partnership; (5) developing guidelines and pre-established thresholds for how to escalate cyber events in organizations, as well as in local and federal law enforcement; and (6) providing cyber policy briefings for executive and legislative leadership.

Colonel Jeff Weak, Idaho Director of Information Security, presented information regarding the Idaho Office of Information Security, which partners with the Department of Homeland Security. It is also cultivating relationships with the Idaho National Guard. Colonel Weak further stated that his Office is using a proactive approach in identifying and resolving security breaches.

In answer to questions from the Committee, **Colonel Weak** stated there will be a random-access point throughout the State. Colonel Weak explained there are multiple protections in place to prevent a false missile alert from occurring in this, such as what recently happened in Hawaii.

Chairman Palmer named **Rep. Kauffman** and **Rep. Wintrow** as proofreaders for the Committee.

ADJOURN: There being no further business to come before the Committee, the meeting was adjourned at 1:59 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Monday, January 22, 2018

SUBJECT	DESCRIPTION	PRESENTER
RS25713	Veterans License Plates Fees	Rep. Moon
RS25836	Yielding to Emergency Vehicles	Chairman Palmer
RS25837	Differential Speed Limit	Chairman Palmer

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Palmer Rep McDonald
Vice Chairman Shepherd Rep Dixon
Rep Gestrin Rep Harris
Rep Kauffman Rep Holtzclaw
Rep Packer Rep Monks
Rep Youngblood Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Monday, January 22, 2018
TIME: 1:30 P.M.
PLACE: Room EW40
MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon
**ABSENT/
EXCUSED:** None
GUESTS: Paul McKay, Logan Stanley, Intern-Kauffman, Jonathan Parker, IAHD, Skip Smyser, ITA, Nick Veldhouse, IAHD, Savannah Renslow, IAHD
Chairman Palmer called the meeting to order at 1:32 p.m.
RS 25713C1: **Rep. Moon** presented **RS 25713C1**. The purpose of this proposed legislation is to exempt veterans designated as disabled under Section 49-403A(5), Idaho Code, from paying license plate fees, registration fees, or re-registration fees when purchasing a Purple Heart license plate.
MOTION: **Rep. DeMordaunt** made a motion to introduce **RS 25713C1**. **Motion carried by voice vote.**
RS 25836: **Charman Palmer** presented **RS 25836**. The purpose of this proposed legislation is to clarify what a driver should do when an emergency vehicle approaches.
MOTION: **Rep. McDonald** made a motion to introduce **RS 25836**. **Motion carried by voice vote.**
RS 25837: **Chairman Palmer** presented **RS 25837**. The purpose of this proposed legislation is to remove the requirement for two different speed limits on Idaho highways. Currently, there is one speed limit for cars and one for trucks This legislation will change the requirement to one speed limit for both. Chairman Palmer stated 47 U.S. states have single speed limits and only three have dual speed limits on the highways.
In answer to committee questions, **Chairman Palmer** confirmed the new speed limit would be 80 miles per hour. He also stated that most trucks can go only 60 miles per hour.
MOTION: **Rep. Kauffman** made a motion to introduce **RS 25837**. **Motion carried by voice vote.**
ADJOURN: There being no further business to come before the Committee, the meeting was adjourned at 1:40 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AMENDED AGENDA #2
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, January 24, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>35-0105-1701</u>	Idaho Motor Fuels Tax Administrative Rules	Cynthia Adrian, State Tax Commission
<u>35-0105-1702</u>	Idaho Motor Fuels Tax Administrative Rules	Cynthia Adrian
<u>39-0202-1701</u>	Rules Governing Vehicle and Vessel Dealer License Requirements - Motor Vehicles	Ramon S. Hobdey-Sanchez, Idaho Transportation Department
<u>39-0271-1701</u>	Rules Governing Driver's License Violation Point System	Ramon S. Hobdey-Sanchez
<u>39-0310-1701</u>	Rules Governing When an Overweight Permit is Required.	Ramon S. Hobdey-Sanchez
<u>39-0316-1701</u>	Rules Governing Oversize Permits for Non-Reducible Vehicles and/or Loads	Ramon S. Hobdey-Sanchez

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 Palmer	Rep McDonald
Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
Rep Packer	Rep Monks
Rep Youngblood	Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, January 24, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** None

GUESTS: Brendon Floyd, ITD, Pat Carr, ITD, Reymundo Rodriguez, ITD, Lance Green, ITD, Cynthia Adrian, ISTC, Tom Shaner, ISTC, Logan Starkey, Intern, Ramon Hobdy-Sanchez, ITD, Alberto Gonzales, ITD, Jay Shaw, Admin Rules, Dennis Tanikuni, Idaho Farm Bureau, Nick Veldhouse, IAHD

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

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the January 18, 2018 meeting. **Motion carried by voice vote.**

DOCKET NO. 35-0105-1701: **Cynthia Adrian**, Idaho State Tax Commission, presented **Docket No. 35-0105-1701**. This Rule was negotiated. The content of this Rule has not changed, but has been made easier to understand and rearranged in a more logical order.

MOTION: **Rep. Gestrin** made a motion to approve **Docket No. 35-0105-1701**. **Motion carried by voice vote.**

DOCKET NO. 35-0105-1702: **Cynthia Adrian** presented **Docket No. 35-0105-1702**. This rule was not negotiated. The International Fuel Tax Agreement changed in 2017, and the Legislature adopted this change in 2017. The Idaho Tax Commission is amending this rule to be in agreement with Idaho Code and the changes that occurred in 2017 .

MOTION: **Rep. Kauffman** made a motion to approve **Docket No. 35-0105-1702**. **Motion carried by voice vote.**

DOCKET NO. 39-0202-1701: **Ramon S. Hobdey-Sanchez**, Idaho Transportation Department, presented **Docket No. 39-0202-1701**. This rule is being amended to be consistent with **H 131**, which amended Section 49-1602 of the Idaho Code in 2017. This amended rule addresses penalties for committing misdemeanor and felony violations of dealer rules and Section 49-1602 of the Idaho Code, which now defines the penalties and length of dealer and salesman license denials and suspensions.

MOTION: **Rep. Syme** made a motion to approve **Docket No. 39-0202-1701**. **Motion carried by voice vote.**

DOCKET NO. 39-0271-1701: **Ramon S. Hobdey-Sanchez** presented **Docket No. 39-0271-1701**. This rule was brought by the Idaho Board of Education, and is being amended due to the passage of **S 1019** in 2017. This amended rule adds a new moving violation for failure to obey a school safety patrol.

In answer to Committee questions, **Mr. Hobdey-Sanchez** stated a determination has not yet been made about enforcement of violations for failure to obey a school safety patrol. Mr. Hobdey-Sanchez further stated that to date there have been no citations issued by school safety patrols in school zones.

- MOTION:** **Rep. Kauffman** made a motion to approve **Docket No. 39-0271-1701**. **Motion carried by voice vote. Rep. King** requested to be recorded as voting **NAY**.
- DOCKET NO. 39-0310-1701:** **Ramon S. Hobdey-Sanchez** presented **Docket No. 39-0310-1701**. This amendment of the rule addresses emergency movement of implements of husbandry outside of business hours and on official state holidays. This amended rule allows for movement of such implements by obtaining verbal consent from the Department of Transportation.
- In answer to Committee questions, **Mr. Hobdey-Sanchez** stated the allowance of emergency movement of implements of husbandry outside of business hours and on official holidays can be granted verbally over the phone by calling **Lance Green** at the Idaho Transportation Department.
- MOTION:** **Rep. Packer** made a motion to approve **Docket No. 39-0310-1701**. **Motion carried by voice vote. Reps. Syme and Blanksma** requested to be recorded as voting **NAY**.
- DOCKET NO. 39-0316-1701:** **Ramon S. Hobdey-Sanchez** presented **Docket No. 39-0316-1701**. This rule change addresses when the movement of implements of husbandry may be permitted or allowed without an overlegal permit. The rule has been modified to exempt equipment dealers moving implements of husbandry larger than the legal width to or from a farm to a dealer for repair, rental, lease, or purchase.
- MOTION:** **Rep. Packer** made a motion to approve **Docket No. 39-0316-1701**. **Motion carried by voice vote. Reps. Blanksma, Gestrin, and Syme** requested to be recorded as voting **NAY**.
- ADJOURN:** There being no further business to come before the Committee, the meeting was adjourned at 1:53 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, January 30, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>RS25883C1</u>	Vehicle Emissions Testing Exemption	Sen. Hagedorn
<u>RS25978</u>	School Safety Patrol Reporting	Rep. Syme
<u>RS25870</u>	Traffic, Left Lane	Rep. Clow
<u>H 364</u>	Transportation, Overweight/Overload Permits	Molly McCarty, Idaho Transportation Department
<u>H 387</u>	License Plate Fees, Purple Heart	Rep. Moon

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 Palmer	Rep McDonald
Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
Rep Packer	Rep Monks
Rep Youngblood	Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, January 30, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** Rep. McDonald

GUESTS: Nick Veldhouse, IAHD, Matthew Conde, AAA, Pat Carr, ITD, Alberto Gonzalez, ITD, Savannah Renslow, IAHD, R. Seiber, CapitolWest, Bruce Wong, ACHD, Siana Carlsrud, Intern, Jack Lyman, Idaho Housing Alliance

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

MOTION: **Rep. Kauffman** made a motion to approve the Minutes of the January 22, 2018 meeting. **Motion carried by voice vote.**

MOTION: **Rep. Kauffman** made a motion to approve the Minutes of the January 24, 2018 meeting. **Motion carried by voice vote.**

RS 25883C1: **Sen. Hagedorn** presented **RS 25883C1**. Sen. Hagedorn stated all passenger and light truck motor vehicles from 2007 and newer are now equipped with an Onboard Diagnostics computer system that checks vehicle emissions. Vehicle emissions testing is being performed in Ada and Canyon Counties under the Treasure Valley Airshed. Currently, vehicles five years old or newer are exempt from emissions testing. Data shows that from 2008 testing and forward emissions failures have been significantly reduced on these vehicles. **RS 25883C1** amends the exemption from vehicles five years old and newer to 2007 and newer.

In answer to committee questions, **Sen. Hagedorn** stated he has consulted with and received data from DEQ on this issue, and that data will be presented at a future committee meeting after this proposed legislation becomes a Bill. Sen. Hagedorn further stated an experienced car repairman with a tuner can figure out how to modify computer systems in vehicles. Testing organizations know the number of vehicles that have failed the emissions testing, and they know how many failures are due to personal modification.

MOTION: **Rep. Youngblood** made a motion to introduce **RS 25883C1**. **Motion carried by voice vote.**

RS 25978: **Rep. Syme** presented **RS 25978**. Rep. Syme stated this proposed legislation seeks to remove the paragraph in Idaho Code 49-652 that states a school safety patrol may properly report violations to any peace officer. This change does not prevent a student from reporting violations to anyone.

MOTION: **Rep. Kauffman** made a motion to introduce **RS 25978**. **Motion carried by voice vote.**

- RS 25870:** **Rep. Clow** presented **RS 25870**. This proposed legislation addresses an unsafe situation on interstate controlled access highways, and clarifies that vehicles traveling in the left-hand lane of a highway cannot impede other vehicles traveling at the legally posted speed limit. This change does not require slower moving vehicles to avoid the left lane, but it establishes a requirement that vehicles moving in the left lane to pass a vehicle that is impeding their chosen speed in the right lane need to make a safe pass that does not impede the legal flow of traffic in the left lane.
- MOTION:** **Rep. King** made a motion to introduce **RS 25870**. **Motion carried by voice vote.**
- H 364:** **Molly McCarty**, Idaho Department of Transportation, presented **H 364**. Currently, drivers of overlimit truck loads are required to present overlimit permits in paper form to peace officers upon demand. The paper permits can get worn out, lost, or damaged, which requires drivers to request a duplicate permit. Since, overlimit permits are stored in electronic format, this legislation will allow drivers of overlimit trucks the option of carrying a hard copy of the permit or displaying the permit in digital format.
- MOTION:** **Rep. Harris** made a motion to send **H 364** to the floor with a DO PASS recommendation. **Motion carried by voice vote.** Rep. Harris will sponsor the bill on the Floor.
- H 387:** **Rep. Moon** presented **H 387**. This legislation deals with disabled veterans, and allows qualified disabled veterans to obtain a Purple Heart license plate, or other license plate of their choice, at no cost.
- MOTION:** **Rep. Gestrin** made a motion to send **H 387** to the floor with a DO PASS recommendation. **Motion carried by voice vote.** **Rep. Moon** will sponsor the bill on the Floor.
- ADJOURN:** There being no further business to come before the Committee, the meeting was adjourned at 1:51 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, February 06, 2018

SUBJECT	DESCRIPTION	PRESENTER
RS25905	Military vehicles, titling and registering	Rep. Boyle
RS26024C1	Driver's license, fees	Rep. Wood
RS26065C1	License plate fees, centennial design	Rep. Harris
RS25850	Rotary license plates	Rep. McDonald
RS25778	Electric-assisted bicycles	Rep. King
RS25846	Off-highway vehicles	Rep. Gestrin
RS25848	Over-snow vehicles	Rep. Gestrin

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COMMITTEE MEMBERS

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Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
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Rep Youngblood	Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, February 06, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** None

GUESTS: Matthew Conde, AAA; Nick Veldhouse, IAHD; Savannah Renslow, IAHD; R. Hobdey-Sanchez, ITD; Amber Pence, City of Boise; Jonathan Parker, IAHD

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

MOTION: **Rep. Wintrow** made a motion to approve the Minutes of the January 30, 2018 meeting. **Motion carried by voice vote.**

RS 25905: **Rep. Boyle** presented **RS 25905**. Rep. Boyle stated this proposed legislation directs the Idaho Department of Transportation to continue normal practice of titling and registering surplus military vehicles.

In answer to committee questions, **Rep. Boyle** stated the types of military vehicles were Humvees, Jeeps and various other heavy equipment.

MOTION: **Rep. Kauffman** made a motion to introduce **RS 25905**. **Motion carried by voice vote.**

RS 26024C1: **Rep. Wood** presented **RS 26024C1**. Rep. Wood stated this proposed legislation increases the fees for Class D and motorcycle skills testers. The portion of monies from Class D skills test deposited to the state highway account remains constant.

MOTION: **Rep. McDonald** made a motion to introduce **RS 26024C1**. **Motion carried by voice vote.**

RS 26065C1: **Rep. Harris** presented **RS 26065C1**. Rep. Harris stated this proposed legislation removes from statute what is more appropriately handled through a license agreement. The Idaho Department of Transportation charges \$3.75 for each vehicle license plate sold. For the vast majority of plates, those using the tricolor "Idaho Centennial" design, Idaho code specifies that \$0.50 of this charge be paid to the Idaho Heritage Trust for use of the "Centennial" design. As the Idaho Heritage Trust is a 501(c)(3) non-profit organization, such arrangements are best made through normal contract arrangements and not by statute. Currently the Idaho Heritage Trust has such an agreement in place allowing the use of the "Centennial" design for license plates and other purposes.

MOTION: **Rep. Monks** made a motion to introduce **RS 26065C1**. **Motion carried by voice vote.**

RS 25850: **Rep. McDonald** presented **RS 25850**. Rep. McDonald stated this proposed legislation creates a new section in Idaho Code to provide for an Idaho Rotary International Speciality License Plate. This amends Chapter 4 Title 49 I.C. adding a new Section 49-420P I.C. Providing for Idaho International Specialty License Plates and amending Section 49-402 I.C. to provide a correct code reference.

In answer to committee questions, **Rep. McDonald** stated that one third of the funds will go to the local chapter and one third of the funds will go to the international chapter.

MOTION: **Rep. Syme** made a motion to introduce **RS 25850. Motion carried by voice vote.**

RS 25778: **Rep. King** presented **RS 25778**. Rep. King stated the purpose of the proposed legislation is to define the meaning of low-power, pedal-assist electric bikes (e-bikes) and to revise the definition in Idaho Code. It allows cities, counties, or the governing body of a public agency to have jurisdiction over speed(s) on a path or trail and may prohibit by ordinance the operation of an e-bike on that path or trail.

In answer to committee questions, **Rep. King** stated the electric bikes can currently be used on paths and trails without restrictions. The proposed legislation is primarily used to define classifications of electric bikes and does not take gas-powered bikes into consideration.

MOTION: **Rep. Kauffman** made a motion to introduce **RS 25778**.

VOTE ON MOTION: **Chairman Palmer** stated he was in doubt regarding the voice vote and asked for a show of hands. **By a show of hands, the motion carried.**

RS 25846: **Rep. Gestrin** presented **RS 25846**. Rep. Gestrin stated the purpose of the proposed legislation is to impose a \$12.00 sticker fee upon non-residents for off-highway vehicles (OHV) off-road travel in Idaho. Current Idaho law does not require non-residents to purchase an off-road vehicle sticker in order to travel upon and play on Idaho off-road trails. This fee amount would be the same as the resident fee. Fees collected would be distributed in the same manner as resident fees. This bill allows the department to begin offering a two-year sticker for sale, similar to those provided for highway vehicles.

MOTION: **Vice Chairman Shepherd** made a motion to introduce **RS 25846. Motion carried by voice vote.**

RS 25848: **Rep. Gestrin** presented **RS 25848**. Rep. Gestrin stated current Idaho law does not require non-motorized travelers to pay a fee to travel upon and play on groomed snowmobile trails during the over-snow season. Groomed snowmobile trails are a significant county expense, funded solely by trail user fees. Recent recreation developments have led to increased non-motorized use of groomed snowmobile trails by fat tire bikes, snow sleds and cross-country skiers. The purpose of this bill is to require non-motorized users of groomed snowmobile trails to buy a trail sticker. The cost of the sticker will be same as that paid by snowmobiles and motorized vehicles. Fees collected would be distribute in the same manner as motorized sticker fees. This bill also allows the department to begin offering a two-year sticker for sale, similar to those provided for highway vehicles.

In answer to committee questions, **Rep. Gestrin** stated that the fee would be \$31 and a pass may be in a form similar to a ski-hill tag that skiers purchase. Since snowmobile trails are groomed weekly it would not matter if the user was using a motorized or non-motorized form of travel.

MOTION: **Rep. Holtzclaw** made a motion to introduce **RS 25848. Motion carried by voice vote.**

ADJOURN: There being no further business to come before the Committee, the meeting was adjourned at 2:03 p.m.

Representative Palmer
Chair

Shellie Coates
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Thursday, February 08, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>RS26128</u>	Commercial Driver's License	Rep. Monks
<u>RS26126</u>	Drone Regulations	Chairman Palmer
<u>RS26080</u>	Pet Friendly License Plate	Rep. Wintrow
<u>RS25955</u>	Train Crews	Rep. Smith

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 Palmer	Rep McDonald
Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
Rep Packer	Rep Monks
Rep Youngblood	Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

COMMITTEE SECRETARY

Kimberly Lowder
Room: EW60
Phone: 332-1146
email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, February 08, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** Reps. Dixon and Blanksma

GUESTS: Woody Richards, Insurance Companies, Roger Seiber, Capitol West, Russell Westerberg, Western Aircraft, Nick Veldhouse, IAHD, R. Hobdey-Sanchez, ITD, Brendan Floyd, ITD, Pat Cars, ITD, Tim Horn, ISP, Shawn Staley, ISP, Alan Humphries, BLET, Mike Brassey, Union Pacific Railroad, Steve Thomas, BNSF, Lisa Kauffman, HSUS, Jeff Rosenthal, IHS, Siana Carlsrud, Intern

Chairman Palmer called the meeting to order at 1:32 p.m.

RS 26128: **Rep. Monks** presented **RS 26128**. This memorial is to encourage the United States Congress to review and revise regulations requiring commercial vehicles towing trailers with a gross weight of no more than 26,001 pounds.

MOTION: **Rep. Shepherd** made a motion to introduce **RS 26128**. **Motion carried by voice vote.**

RS 26126: **Lt. Jamie Leslie**, Meridian Police Department, presented **RS 26126**. Lt. Leslie stated police departments use drones to capture evidence of serious accident and crime scenes.

After discussion by the committee, **Lt. Leslie** stated there is no distinction between an individual or an agency regarding privacy issues. Lt. Leslie also stated it is impossible to obtain written consent from every individual captured on film at an accident or crime scene. Lt. Leslie further stated the current law is inadequate, and there are many questions that have not yet been answered.

MOTION: **Rep. Harris** made a motion to introduce **RS 26126**. **Motion carried by voice vote.**

RS 26080: **Rep. Wintrow** presented **RS 26080**. Rep. Wintrow stated this proposed legislation would create a "Pet Friendly" license plate. The funds collected will assist low-income families in rural areas of Idaho with the cost of spaying or neutering their pets. This program will also enable veterinarians to assist and connect with pet owners and provide relief to Idaho animal shelters and impound facilities by decreasing pet over-population and unwanted litters.

MOTION: **Rep. Kauffman** made a motion to introduce **RS 26080**. **Motion carried by voice vote.**

RS 25955: **Rep. Smith** presented **RS 25955**. Rep. Smith stated a two-person crew is needed to operate trains. A two-person crew will ensure a secure and safe railway and help prevent railroad incidents. The engineer will remain at the controls of the train, while the other member of the crew will perform safety checks and monitor conditions.

MOTION: **Rep. Youngblood** made a motion to introduce **RS 25955**. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:05 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Monday, February 12, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>H 362</u>	Gas tax, refund claims	Cynthia Adrian, Idaho Tax Commission
<u>H 363</u>	Fuels tax, gaseous special fuels	Cynthia Adrian
<u>H 469</u>	School safety patrols	Rep. Syme
<u>H 471</u>	Traffic, left lane	Rep. Clow

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 Palmer	Rep McDonald
Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
Rep Packer	Rep Monks
Rep Youngblood	Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

- DATE:** Monday, February 12, 2018
- TIME:** 1:30 P.M.
- PLACE:** Room EW40
- MEMBERS:** Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon
- ABSENT/
EXCUSED:** None
- GUESTS:** Cynthia Adrian, Idaho State Tax Commission, Don Williams, Idaho State Tax Commission, Nick Veldhouse, IAHD, Savannah Renslow, IAHD, Carlie Foster, Lobby Idaho, Matthew Conde, AAA, Jonathan Parker, IAHD
Chairman Palmer called the meeting to order at 1:30 p.m.
- MOTION:** **Rep. Kauffman** made a motion to approve the Minutes of the February 6, 2018 meeting. **Motion carried by voice vote.**
- H 362:** **Cynthia Adrian**, Idaho State Tax Commission, presented **H 362**. The current statute requires a taxpayer who does not file an income tax return, but qualifies for a refund for nontaxable use of tax-paid gasoline, to file that refund request on a calendar basis. Ms. Adrian stated this legislation will strike the calendar year reference to allow an entity to request a refund on either a calendar- or fiscal-year basis. The primary entities affected are school districts whose normal cycles do not follow the calendar, but follow the school year.
- MOTION:** **Rep. Kauffman** made a motion to send **H 362** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Kauffman** will sponsor the bill on the floor.
- H 363:** **Cynthia Adrian** presented **H 363**. This legislation clarifies that a distributor can collect and remit fuels taxes when making bulk sales of gaseous special fuels. Ms. Adrian stated this legislation allows distributors to collect fuel taxes on bulk sales of liquefied natural gas (LNG) if it can be determined that the bulk LNG will be used for motor vehicles.
- MOTION:** **Rep. Dixon** made a motion to send **H 363** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Dixon** will sponsor the bill on the floor.
- H 469:** **Rep. Syme** presented **H 469**. **Rep. Syme** stated this legislation seeks to remove the paragraph in Idaho Code 49-652 that states a school safety patrol may properly report a violation to any peace officer. This change does not prevent a student from reporting violations to anyone.
- MOTION:** **Rep. Monks** made a motion to send **H 469** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. King** requested to be recorded as voting **NAY**. **Rep. Syme** will sponsor the bill on the floor
- H 471:** **Rep. Clow** presented **H 471**. **Rep. Clow** stated this legislation clarifies that vehicles traveling in the left-hand lane of a highway must not impede other vehicles traveling at the legal speed limits. This change requires that vehicles moving into the left lane to pass a vehicle impeding their chosen speed in the right lane, must make a safe pass that does not impede the legal flow of traffic in the left lane.

MOTION: **Rep. Harris** made a motion to send **H 471** to the floor with a **DO PASS** recommendation. **Reps. Gannon, Packer, Syme,** and **Wintrow** requested to be recorded as voting **NAY**. **Motion carried by voice vote.** **Rep. Clow** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the Committee, the meeting was adjourned at 2:05 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AMENDED AGENDA #1
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, February 14, 2018

SUBJECT	DESCRIPTION	PRESENTER
HJM 012	Commercial drivers, requirements	Rep. Monks
H 543	Seat belts, mail carriers	Rep. Erpelding
H 388	Motor vehicles, emergency approach	Chairman Palmer
H 507	Rotary license plates	Rep. McDonald

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 Palmer Rep McDonald
Vice Chairman Shepherd Rep Dixon
Rep Gestrin Rep Harris
Rep Kauffman Rep Holtzclaw
Rep Packer Rep Monks
Rep Youngblood Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, February 14, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** None

GUESTS: Nick Veldhouse, IAHD, Tim Horn, ISP, Chris Williams, ISP, Shelley Wilcox, Erik Lund, Boise Southwest Rotary, Michael Markley, Boise Southwest Rotary, Ryan Jones, Boise Police, Steve Cox, Boise Southwest Rotary

Chairman Palmer called the meeting to order at 1:33 p.m.

HJM 12: **Rep. Monks** presented **HJM 12**. **Rep. Monks** stated that the purpose of this memorial is to encourage the United States Congress to review and revise regulations requiring commercial driver's licenses for operators of pickup trucks towing trailers with a gross vehicle weight of more than 26,001 pounds.

MOTION: **Rep. Kauffman** made a motion to send **HJM 12** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote**. **Rep. Monks** will sponsor the bill on the floor.

H 543: **Rep. Erpelding** presented **H 543**. **Rep. Erpelding** stated this bill updates the safety restraint (seat belt) requirements for mail carriers, to ensure they are compliant with all vehicle regulations and safety practices of the United States Postal Service. This legislation specifically requires the occupant(s) of such vehicles to have a safety restraint properly fastened about the occupant's body at all times when the vehicle is in motion. This applies to mail carriers who operate vehicles that are privately owned, as well as to those owned by the U.S. Postal Service.

MOTION: **Rep. Harris** made a motion to send **H 543** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote**. **Rep. Erpelding** will sponsor the bill on the floor.

H 388: **Corporal Ryan Jones, Boise Police Department**, presented **H 388**. **Corporal Jones** stated this legislation clarifies what a driver should do when an emergency vehicle approaches. Upon immediate approach of an authorized emergency or police vehicle using an audible and/or visible signal, the driver of every other vehicle must yield the right-of-way and immediately drive to a position parallel to, and as close as possible to, the nearest edge or curb on the right side of the highway and clear of any intersection and stop. Those drivers must remain in that position until the authorized emergency or police vehicle has passed. **Corporal Jones** stated that this also applies to vehicles that are driving in the opposite direction.

MOTION: **Rep. Monks** made a motion to send **H 388** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote**. **Chairman Palmer** will sponsor the bill on the floor.

H 507:

Rep. McDonald presented **H 507**. Rep. McDonald stated that this legislation provides for an Idaho Rotary International Specialty License Plate. These Rotary license plates will be available for purchase by Idaho drivers, and the proceeds will go to other clubs statewide and to nineteen different organizations to improve communities in Idaho.

Eric Lund, President, Boise Southwest Rotary Club, testified in support of **H 507**. He stated that the Boise Southwest Rotary Club (BSRC) provides humanitarian service and helps build goodwill and peace. Mr. Lund also stated the BSRC has been a part of the community since 1917. Currently, there are 50 clubs and 2,000 members in Idaho. Mr. Lund stated the purpose of the BSRC is to put service above self. He also stated that fifteen other states currently have Rotary license plates. Mr. Lund further stated that these license plates will be available for purchase, the proceeds of which will be distributed as follows: one-third will go to the Boise Southwest Rotary Club, one-third to the Rotary International Foundation, and one-third to fund various community projects in Idaho.

Michael Markley, Boise Southwest Rotary Club, testified in support of **H 507**. Mr. Markley stated that the purpose of the Boise Southwest Rotary Club (BSRC) is to build understanding and connectivity. Last year the BSRC provided the opportunity for 75 students to attend a leadership academy. In that same year, the BSRC sent between fifteen and twenty students to other countries as exchange students. Mr. Markley further stated that if every seventeen year old would be an exchange student, there would be no more war.

Steve Cox, former President of the Boise Rotary Club, also testified in support of **H 507**. Mr. Cox stated that the Rotary Club is a 501(c)3 nonprofit organization, and the income generated goes through the nonprofit organization.

ORIGINAL MOTION:

Rep. Wintrow made a motion to send **H 507** to the floor with a **DO PASS** recommendation.

SUBSTITUTE MOTION:

Rep. Gannon made a substitute motion to send **H 507** to General Orders.

VOTE ON SUBSTITUTE MOTION:

Chairman Palmer stated he was in doubt regarding the voice vote and asked for a show of hands. **By a show of hands, the substitute motion carried. Rep. McDonald** will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 2:07 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
Upon Adjournment of the House
Room EW40
Friday, February 16, 2018

SUBJECT	DESCRIPTION	PRESENTER
<u>H 506</u>	Military Vehicles	Rep. Boyle
<u>H 511</u>	Heritage Trust license plates	Rep. Harris

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Palmer Rep McDonald
Vice Chairman Shepherd Rep Dixon
Rep Gestrin Rep Harris
Rep Kauffman Rep Holtzclaw
Rep Packer Rep Monks
Rep Youngblood Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Friday, February 16, 2018

TIME: Upon Adjournment of the House

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** Rep. Wintrow

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

Chairman Palmer called the meeting to order at 12:17 p.m.

H 506: **Rep. Boyle** presented **H 506**. Rep. Boyle stated this legislation directs the Idaho Department of Transportation to continue its normal practice of titling and registering surplus military vehicles. This legislation amends and adds a new Section 49-458 to the Idaho Code, which states that a military vehicle may be registered and operated on Idaho public highways. Rep. Boyle explained that without this new legislation, the Idaho Department of Transportation will no longer title and register surplus military vehicles.

Alex Gordon, Idaho Motor Pool, Inc., Fruitland, testified **in support** of **H 506**. Mr. Gordon stated that Idaho needs to continue to title and register surplus military vehicles, because in Idaho it is illegal to sell a motor vehicle without a title. Also, owners of motor vehicles cannot ship vehicles out of the country without a title. Mr. Gordon further stated that his customers require titles for proof of ownership to use as collateral for operating loans.

Robert Walsh, Flex North LLC, testified **in support** of **H 506**. Mr. Walsh stated that he has used military vehicles in his business for many years. These vehicles represent a great value for users and also provides an opportunity for the government to recover taxpayer dollars. He also stated that the federal government has been selling these vehicles to the public for over 70 years. Mr. Walsh stated he uses dump trucks for construction and a water tanker for fire suppression to rural acreage. He further stated that Valley County and many other counties operate these same types of trucks for rural fire departments throughout Idaho and across the nation.

MOTION: **Rep. Blanksma** made a motion to send **H 506** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Boyle** will sponsor the bill on the floor.

H 511:

Rep. Harris presented **H 511**. Rep. Harris stated that the centennial license plate was given to the Idaho Heritage Foundation to act as a trust or endowment for fund-raising purposes. This legislation seeks to remove the license plate fee designated to the Idaho Heritage Trust. It also removes reference to the fifty cents (50¢) per plate fee for the use of the copyrighted centennial design on license plates. The income earned from the sale of these license plates is placed into the Trust. These funds earn interest quarterly, and only the interest earned may be used for these projects. Rep. Harris stated that because the Idaho Heritage Trust is a 501(c)(3) non-profit organization, such arrangements are best made through normal contractual arrangements and not by statute. Rep. Harris further stated that the Idaho Heritage Trust currently has such an agreement in place allowing the use of the "centennial" design for license plates.

Tamara Cikaitoga, Fremont County, testified **in opposition** to **H 511**. Ms. Cikaitoga stated that she was given a historical cabin in 2006. She has utilized funds from the Idaho Heritage Trust to help her with obtaining advice, technical assistance, and preserving historical projects. Ms. Cikaitoga stated she has nowhere else to turn for help. She also stated she is confused as to why this legislation is necessary, since nothing is broken and this Fund benefits all Idahoans.

Sharon McConnell, President/Grant Writer, Sweet-Montour Syringa Club, and on behalf of the Sweet United Methodist Church. Ms. McConnell testified **in opposition** to **H 511** because of its impact on the Idaho Heritage Trust. The Sweet-Montour Syringa Club owns a unique 120-year-old building called the Syringa Hall that has been in continual use since 1910. The Syringa Club purchased this building in 1991. Because the building was so important to the community, many people contributed their own money to make the purchase of this building possible. Since then, the Syringa Hall has been used for all general elections, dances, family gatherings, and fundraisers. The Syringa Club has maintained the stewardship of the Syringa Hall and its grounds. The Club has consulted with the Idaho Heritage Trust to maintain the historical integrity of the building. Ms. McConnell stated the Trust's professional expertise has been invaluable. Four years ago when structural problems became evident, the Idaho Heritage Trust referred the Syringa Club to an architectural engineer who made sure that when the Club replaced a compromised attic and roof system it was done correctly. The Idaho Heritage Foundation not only provided guidance, but it also provided several grants for the construction. None of these projects could have been accomplished without the assistance of the Idaho Heritage Trust.

Ms. McConnell stated the Sweet United Methodist Church is another historic building that has received assistance from the Idaho Heritage Trust. Since the Church opened in 1905, it has never stopped holding services. When the congregation sought to be listed on the National Registry of Historic Places, the Idaho Heritage Trust was there to provide assistance. Ms. McConnell said there are many future projects in upper Gem County for which the Syringa Club will need professional guidance. Ms. McConnell said she hopes the Idaho Heritage Trust will be there in the future to help preserve and restore Idaho's valuable historic treasures.

Stacey Clark, Emanuel Episcopal Church, testified **in opposition** to **H 511**. Ms. Clark stated that Emanuel Episcopal Church was built in 1885 prior to Idaho becoming a state, and it is the oldest church in Idaho. When the Church needed help restoring sixteen (16) unique, stained-glass windows, the Idaho Heritage Trust provided grants to do this work. The Idaho Heritage Trust not only provided the funds, but it also provided the technical expertise that was needed. In the future, the Church would like to restore its interior and many other projects. Ms. Clark stated that without the Idaho Heritage Foundation, our heritage would be lost and grants would disappear.

Cleo Thompson, Payette, testified in **opposition** to **H 511**. Mr. Thompson stated that Payette competes with Oregon, and Idaho competes with the world. He also stated that we need to preserve historic places in Idaho.

Patty Miller, Basque Museum & Cultural Center, testified in **opposition** to **H 511**. Ms. Miller stated the Basque Museum & Cultural Center is the only one in the United States. It was built one year after Idaho became a state. Ms. Miller also stated that these old buildings need constant maintenance, and we need to keep these buildings alive for tourists and communities.

After discussion by the committee, **John Taylor**, Idaho Heritage Trust, stated the Idaho Heritage Trust owns the centennial design trademark. He also stated that the statute has more authority than a contract. He also stated that if the fifty cents (50¢) per plate is removed from statute, it will terminate the use of the license plate design. Mr. Taylor also stated that if the committee wants to change this legislation, they should contact the Idaho Heritage Trust for its input.

Julie Ingram, Director, Shoshone So. Idaho Rural Development, testified in **opposition** to **H 511**. Ms. Ingram stated that restoration of historical buildings helps attract people and potential business to Idaho. Ms. Ingram further stated that restoration is important because these historic buildings are the heartbeats of our communities.

**ORIGINAL
MOTION:**

Rep. Packer made a motion to **HOLD H 511** in committee.

**SUBSTITUTE
MOTION:**

Rep. Monks made a substitute motion to send **H 511** to the floor with a **DO PASS** recommendation.

**ROLL CALL
VOTE:**

Rep. Packer requested a roll call vote on **H 511**. **Substitute motion failed by a vote of 6 AYE and 10 NAY. Voting in support** of the motion: **Reps. Harris, Holtzclaw, Monks, DeMordaunt, Blanksma, and Chairman Palmer. Voting in opposition** to the motion: **Reps. Shepherd, Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Syme, King, and Gannon. Rep. Wintrow was absent/excused.**

**VOTE ON
SUBSTITUTE
MOTION:**

Original motion carried by voice vote.

ADJOURN:

There being no more business to come before the committee, the meeting was adjourned at 2:12 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AMENDED AGENDA #1
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, February 20, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 512	Driver's license, fees	Rep. Wood
H 509	Off-highway vehicles	Rep. Gestrin
H 510	Over-snow vehicles	Rep. Gestrin
H 508	Electric-assisted bicycles	Rep. King

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 Palmer Rep McDonald
Vice Chairman Shepherd Rep Dixon
Rep Gestrin Rep Harris
Rep Kauffman Rep Holtzclaw
Rep Packer Rep Monks
Rep Youngblood Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, February 20, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** None

GUESTS: Nick Veldhouse, IAHD, Savannah Renslow, IAHD, Anna Anning, IDPR, Tammy Kolskie, IDPR, Keith Hobbs, IDPR, Nicole West, Pedego Boise, Mike Reisonleiter, Barry Tokenchi, ITD DMV, Sandra Mitchell, ISSA/IRC/IAA, Alex Logermann, People for Bikes, Jonathan Oppenheimer, Idaho Conservation League, Frank Leone, Georges Cycles

Chairman Palmer called the meeting to order at 1:32 p.m.

MOTION: **Rep. Wintrow** made a motion to approve the minutes of the February 8, 2018 meeting. **Motion carried by voice vote**

MOTION: **Rep. Gannon** made a motion to approve the minutes of the February 12, 2018 meeting. **Motion carried by voice vote.**

H 512: **Rep. Wood** presented **H 512**. Rep. Wood stated this is a very simple bill, which increases the fees for Class D and motorcycle skills testers. The portion of monies from Class D skills tests deposited into the state highway account remains the same.

MOTION: **Rep. Harris** made a motion to send **H 512** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Wood** will sponsor the bill on the floor.

H 509: **Rep. Gestrin** presented **H 509**. Rep. Gestrin stated this legislation creates a \$12.00 sticker fee for out-of-state users of off-road travel in Idaho. This fee amount will be the same as the current resident fee. This bill also allows the Parks and Recreation Department to begin offering a two-year sticker for sale.

After questions by the committee, **Rep. Gestrin** stated that the Parks and Recreation Department and the various county Sheriffs will be enforcing this new law.

Sandra Mitchell, Idaho ATV Association, spoke **in support** of **H 509**. Ms. Mitchell stated Idaho's off-highway trail system is the envy of most western states. People come from all over to ride our trails. In spring, summer, and fall our parking lots are full of vehicles with out-of-state license plates. They come here because we have it all from spectacular deserts to high mountain riding and from easy to difficult trails. Maintaining the trail system is expensive, and resident OHV users have been footing the bill by themselves for decades. **H 509** will give visitors the opportunity to contribute to the OHV Fund by requiring them to purchase a \$12.00 non-resident certificate, which is the same amount the residents pay.

After questions by the committee, **Ms. Mitchell** stated there is no reciprocity amongst the other nearby states. Ms. Mitchell also stated that a survey was conducted, and 65% of those surveyed were **in support** of this new, non-resident fee.

MOTION: Rep. Dixon made a motion to send **H 509** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** Reps. Monks, Harris, and Blanksma requested to be recorded as voting **NAY**. Rep. Gestrin will sponsor the bill on the floor.

H 510: Rep. Gestrin presented **H 510**. Rep. Gestrin stated current law does not require non-motorized travelers to pay a fee to travel upon and play on groomed snowmobile trails during the snow season. The purpose of this bill is to require non-motorized users of groomed snowmobile trails to buy a trail sticker. These snowmobile trails need grooming once or twice a week. The costs of grooming these trails is at significant cost to the county, and this expense is funded solely by trail user fees. The cost of the sticker will be the same as what drivers of snowmobiles and other motorized vehicles pay. Rep. Gestrin stated this bill also allows the Parks and Recreation Department to begin offering for sale a two-year sticker.

After questions by the committee, **Sandra Mitchell**, stated the Forest Service decides who can use these trails. Ms. Mitchell also stated there have been many studies done, and these vehicles do not have any more impact than snowmobiles.

Larry Stevenson testified in support of **H 510**. Mr. Stevenson stated he has been riding snowmobiles for 40 years, and he is concerned about the safety of these trails. He believes this new fee for non-motorized vehicles is fair and reasonable, and he thinks most people are in favor of it.

ORIGINAL MOTION: Rep. Syme made a motion to send **H 510** to the floor with a **DO PASS** recommendation.

SUBSTITUTE MOTION: Rep. Gannon made a substitute motion to send **H 510** to General Orders.

VOTE ON SUBSTITUTE MOTION: Chairman Palmer called for a vote on the substitute motion to send **H 510** to General Orders. **Motion failed by voice vote.**

ROLL CALL VOTE ON ORIGINAL MOTION: **Motion failed by a vote of 6 AYE and 11 NAY. Voting in support** of the motion: Reps. Shepherd, Gestrin, Kauffman, Youngblood, Dixon, and Syme. **Voting in opposition** to the motion: Reps. Packer, McDonald, Harris, Holtzclaw, Monks, DeMordaunt, Blanksma, King, Wintrow, Gannon, and Chairman Palmer.

H 508: Rep. King presented **H 508**. Rep. King stated that these bikes are low-powered, pedal-assist electric bikes. These bikes have a small motor added. The purpose of this bill is to define the meaning of low-power, pedal-assist electric bikes (e-bikes) and to revise the definition in Idaho Code.

Alex Logermann, People for Bikes, testified in support of **H 508**. Mr. Logermann stated that People for Bikes is a national advocacy group that works to create better policies and infrastructure for bike riding. In addition, Mr. Logermann said this bill is about updating state traffic laws to accommodate new bicycle technology. He also stated this bill with align state law with federal law. E-bikes are just like traditional bikes, except they have a small motor attached to provide the rider with a boost. Mr. Logermann stated e-bikes can be safely integrated into our bicycle transportation system. In addition, he said Idaho is among 20 states that lack consistency in their bicycle laws. This law would not only provide consistency, but it would clarify where e-bike riders can ride, what the rules are, and define the three classifications.

Nicole West, Manager & Owner, Pedego Electric Bikes Boise, testified in support of **H 508**. Ms. West stated that consumer interest in and use of electric-assist bicycles is growing very rapidly in the United States. Market trends show e-bike growth doubled from 2016 to 2017, and it is the prime source of growth opportunity for bike shops across the nation. This legislation will have a major positive impact for her business and others across Idaho, as well as increase tax revenue for the state. These bikes provide many benefits for residents and visitors to Idaho. Electric-assist bikes will make it possible for more people to experience the health benefits of increased physical activity. A recent study done in Norway found that people riding electric-assist bikes exert themselves 95% of the time while they are riding. In addition, people riding these bikes tend to ride longer and farther than they would on a conventional bike. Ms. West further stated that the reduction in vehicle emissions is also a major health and environmental benefit with more people riding electric-assist bikes as a replacement for a car as transportation.

Mike Reisenleiter, testified in support of **H 508**. Mr. Reisenleiter stated that currently the laws in Idaho regarding pedal-assist electric bikes are unclear and contradictory. Mr. Reisenleiter also stated that this bill will provide clarification to the definition of pedal-assist electric bikes. He also stated that riding these bikes as an alternate to driving cars helps the environment have cleaner air. Mr. Reisenleiter also noted the many health benefits that riders of these bikes enjoy.

Jonathan Oppenheimer, Director, Idaho Conservation League, testified in support of **H 508**. Mr. Oppenheimer stated this bill clarifies where and how these bikes can be ridden.

In answer to committee questions, **Mr. Oppenheimer** stated riders of mopeds or other vehicles with a motor of 55 ccs or less are not required to have a driver's license.

Frank Leone, General Manager, George's Bicycles, testified in support of **H 508**. Mr. Leone stated that these e-bikes are very popular. He further stated that riders of e-bikes cannot ride on bike paths or in bike lanes, which frustrates bicyclists and motorists. Mr. Leone also stated that generally customers who buy these e-bikes are older, have disabilities, and are commuters.

In answer to committee questions, **Frank Leone** stated that law enforcement is currently unable to determine if tampering has been done to e-bikes. In addition, Mr. Leone stated e-bikes have disc brakes.

Rep. King stated that e-bike riders have the same privileges as traditional bikes. She then stated that the cost of these bikes is between \$3,000 and \$5,000. Rep. King also stated that a person riding a Class 3 e-bike must be at least fifteen (15) years of age.

**ORIGINAL
MOTION:**

Rep. Gannon made a motion to send **H 508** to the floor with a **DO PASS** recommendation.

**SUBSTITUTE
MOTION:**

Rep. Syme made a substitute motion to send **H 508** to General Orders. **Motion failed by voice vote.**

**VOTE ON
ORIGINAL
MOTION:**

The original motion failed by voice vote..

ADJOURN: There being no other business to come before the committee, the meeting was adjourned at 3:01 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Thursday, February 22, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 540	Pet friendly license plates	Rep. Wintrow
S 1214	State veterans cemeteries	Tracy Schaner, Division of Veterans Services
SCR 130	Transportation Dept., rulemaking	Roy Eiguren, Eiguren Ellis Public Policy Firm

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 Palmer	Rep McDonald
Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
Rep Packer	Rep Monks
Rep Youngblood	Rep DeMordaunt

COMMITTEE SECRETARY

Kimberly Lowder
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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, February 22, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon

**ABSENT/
EXCUSED:** Rep. Blanksma

GUESTS: Nick Veldhouse, IAHD, Savannah Renslow, IAHD, Anna Canning, IDPR, Tammy Kolskie, IDPR, Keith Hobbs, IDPR, Nicole West, Pedego Boise, Mike Reisenleiter, Barry Tokenchi, ITD/DMV, Sandra Mitchell, ISSA/IRC/IAA, Alex Logermann, People for Bikes, Jonathan Oppenheimer, Idaho Conservation League, Frank Leone, Georges Cycles.

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

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 14, 2018 meeting. **Motion carried by voice vote.**

H 540: **Rep. Wintrow** presented **H 540**. Rep. Wintrow stated the purpose of this legislation is to provide assistance with canine and feline spay and neuter services to low-income residents of Idaho. This bill will also provide relief to Idaho animal shelters and impound facilities by decreasing pet overpopulation and unwanted litters. In addition, this legislation will enable veterinarians in low-income areas to assist, educate, and connect with underserved communities in Idaho.

Rep. Wintrow stated this legislation needs some modification, and asked the committee to send this bill to General Orders.

MOTION: **Rep. Syme** made a motion to send **H 540** to General Orders. **Motion carried by voice vote. Reps. Wintrow** and **Syme** will sponsor the bill on the floor.

S 1214: **Tracy Schaner**, Deputy Administrator, Division of Veterans Services, presented **S 1214**. Ms. Schaner stated this Resolution is to make simple corrections to several statutes and the Idaho Code to provide proper reference to having one or multiple state veterans cemeteries rather than only one.

MOTION: **Rep. Syme** made a motion to send **S 1214** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Syme** will sponsor the bill on the floor.

SCR 130: **Roy Eiguren**, JD, Managing Partner, Eiguren Ellis Public Policy Firm, presented **SCR 130**. Mr. Eiguren stated there are currently eleven (11) different permits available for commercial vehicles. This legislation seeks to consolidate these permits and streamline the Idaho Transportation's permitting process and reduce administrative overhead. By consolidating these permits, it will make it easier for the trucking industry to do business. In addition, consolidation will make it easier for customers to find information about the permits.

Following discussion by the committee, **Mr. Eiguren** stated one permit is for trucks that exceed the legal size and weight. He also said over 47,000 permits are issued annually, but he does not know how many are denied. When such permits are denied, the Idaho Transportation Department tries to provide alternate routes for

the trucks. Some of the permits restrict oversize and overweight movement of trucks by the time of day, night, and holidays. These multiple permits have become a burden to business, the Idaho Transportation Department, and law enforcement. Mr. Eiguren stated the fees collected for these oversize and overweight vehicles are used to mitigate damages to roads in Idaho.

MOTION: **Rep. Monks** made a motion to send **SCR 130** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Monks** will sponsor the bill on the floor.

ADJOURN: There being no more business to come before the committee, the meeting was adjourned at 1:53 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, February 28, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 470	Motor vehicle inspections	Sen. Hagedorn
S 1282	Counties, sheriff's offices	Sen. Crabtree

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 Palmer Rep McDonald
Vice Chairman Shepherd Rep Dixon
Rep Gestrin(Walton) Rep Harris
Rep Kauffman Rep Holtzclaw
Rep Packer Rep Monks
Rep Youngblood Rep DeMordaunt

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, February 28, 2018

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin (Walton), Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon(17)

**ABSENT/
EXCUSED:** Rep. Wintrow

GUESTS: Austin Hopkins, Idaho Conservation League, Sheriff Vaughn Killeen, Executive Director, Idaho Sheriff's Association, John Taylor, TRT Emissions Testing, Roger Jensen, Air Quality Board, Lynn Green, M & L Emissions Testing, Savannah Renslow, IAHD, Nick Veldhouse, IAHD, Kent Goldthorpe, AQB, Ramon Hobdey-Sanchez, ITD, Pat Carr, ITD, Jonathan Parker, IAHD, Alex LaBeau, LACL, and Tiffany Floyd, IDEQ

Chairman Palmer called the meeting to order at 1:32 p.m.

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 16, 2018 meeting. **Motion carried by voice vote.**

MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 22, 2018 meeting. **Motion carried by voice vote.**

H 470: **Sen. Hagedorn** presented **H 470**. Sen. Hagedorn stated the purpose of this bill is to exempt vehicles built from 2007 to the present from emissions testing. Sen. Hagedorn said these newer vehicles are more efficient and cleaner, but are exempt from emissions testing because they are designed to meet EPA standards. Sen. Hagedorn stated, currently, there is no specific plan for the future of emissions testing. Sen. Hagedorn also said automobile dealers are selling more hybrids than electric cars. Sen Hagedorn stated Ada County is overseen by the EPA, and Canyon County is managed by the DEQ. Sen. Hagedorn said when Ada County comes out of non-attainment oversight by the EPA and becomes one with Canyon County, DEQ needs to have a five-year rolling plan in place, as well as provide direction on how emissions testing will proceed. Sen. Hagedorn further stated that our most important objective is to make sure our air is clean and continues to be clean. Sen. Hagedorn said the DEQ needs to understand what diagnostic test codes are and have those codes be directly related to the emission systems. Sen. Hagedorn stated, as vehicles evolve, we are putting more and more sensors on the power train of vehicles. He further stated if any of the power train sensors fail, the vehicle will fail the emissions testing. Sen. Hagedorn recommended that the committee send **H 470** to General Orders to be amended.

Austin Hopkins, Idaho Conservation League, testified in **opposition to H 470**. Mr. Hopkins stated the Idaho Conservation League (ICL) is concerned about air quality, the environment, and public health. Currently, there is a five-year window for cars to be exempt from emissions testing. Once cars become five years old, they go into the emissions testing cycle. The ICL is concerned about and wants emissions testing to be performed on all vehicles, regardless of their age. New cars are becoming cleaner, but that cleanliness relies on the engineering of the car to be working properly. Unless regular emission testing is being performed, things that are not working on the car may not be detected. The ICL is concerned about the

changes in emissions testing that could result from no longer testing any vehicles. If vehicles were no longer tested for some period of time and the air quality got worse, the blame would likely fall on non-vehicles. For example, businesses who have permits and agriculture entitles rely on ozone thresholds to burn their fields, which is a common practice throughout Idaho. Those businesses may be effected by this decision, even though it may not be the intent of this bill. Mr. Hopkins urges this bill to be rewritten.

In response to committee questions, **Mr. Hopkins** stated he conservatively estimates that between 10,000 to 15,000 miles are put on vehicles each year. Mr. Hopkins also explained the term, "non-attainment," and how it applies to the air quality. Mr. Hopkins said the federal government, through the EPA, sets national ambient air quality standards (thresholds) for a number of pollutants, including the ozone. Those thresholds are based on public health. When a specific air shed or region within a state exceeds those thresholds, it goes into non-attainment status.

John Taylor, TRT Emission Testing, testified **in opposition to H 470**. Mr. Taylor stated that DEQ makes recommendations for emissions testing every five years. He also stated hybrid vehicles do not require emissions testing. Mr. Taylor stated that he wonders if enough vehicles are being tested for emissions.

In answer to committee questions, **Mr. Taylor** stated that they cannot necessarily catch people who have tampered with their vehicles. Mr. Taylor said tampering occurs when people alter the computer settings on their vehicles, and this especially happens with diesels. Mr. Taylor said they are also now performing visual tests physically on vehicles. Mr. Taylor also stated when hybrid vehicles are purchased, emissions testing is not required.

Roger Jensen, Air Quality Board, testified **in opposition to H 470**. Mr. Jensen stated that emissions testing began in 2002. Mr. Jensen said they have been working on P (power transmission) codes since 1990, and they are commonly misunderstood. When a transmission code is detected twice, it will turn off all other emission systems. Mr. Jensen said vehicles need to be taken care of and maintained. Mr. Jensen said a lot of people ignore the check engine light when it lights up in their vehicles. Mr. Jensen further stated when testing vehicles for emissions they also look for tampering of the emission systems, and over 250 vehicles have been revoked for tampering.

Keith Goldthorpe, Director, Air Quality Board, testified **in opposition to H 470**. Mr. Goldthorpe stated that this bill is premature, and he believes this bill needs to be drafted correctly, because major changes are needed. Mr. Goldthorpe also stated that the Air Quality Board is very generous in granting waivers, and that practice will continue.

In answer to committee questions, **Mr. Goldthorpe** stated there were 129,000 emissions tests performed in 2017, and he projects that approximately 140,000 tests will be performed in 2018. He also stated there is a real problem, and more scientific data is needed.

Alex LaBeau, President LACL, testified **in opposition to H 470**, stating he does not support this bill as it is currently written, but does support amending the bill. He also stated that the Commerce & Industry Program has worked and has been successful. In addition, he stated Idaho needs to create a plan that will work and move us forward. Mr. LaBeau also said Idaho needs to be prepared for changes that are coming in the future.

Elizabeth Criner, Owner, Veritas, testified in **opposition** to **H 470**. Ms. Criner represents Food NW/NW Food Processors Association, and the J.R. Simplot Co. Ms. Criner also stated that an emissions testing program is needed that is scientifically based. Ms. Criner further stated that Idaho is close to being in non-attainment status, and when non-attainment is reached, the federal government will step in and tell the state what to do.

Sen. Hagedorn stated that this is a very complicated issue, but it really only pertains to Canyon County, because Ada County is currently under the oversight of the EPA. Sen. Hagedorn stated that air shed protection needs to be the first priority, and Idaho cannot risk the quality of the air shed and going into non-attainment. Sen. Hagedorn also stated that a low battery code will cause a vehicle to fail an emissions test. Sen. Hagedorn further stated that extending the exemption window from five to eight years would only add a little more than 2% emissions into the air shed. Sen. Hagedorn also said the use of hybrid and electric cars has grown by seventeen percent (17%) in the last ten years. If Idaho continues down that path, it will allow more room for the other vehicles. Sen. Hagedorn then stated having a five-year rolling plan will also help educate the public about the importance of emissions and taking care of their vehicles.

ORIGINAL MOTION:

Rep. Blanksma made a motion to send **H 470** to General Orders.

SUBSTITUTE MOTION:

Rep. King made a substitute motion to **HOLD H 470** in committee.

ROLL CALL VOTE ON SUBSTITUTE MOTION:

Chairman Palmer requested a roll call vote on **H 470**. **Substitute motion failed by a vote of 4 AYE, 12 NAY and 1 absent/excused. Voting in support of the motion: Reps. Kauffman, Packer, King, and Gannon(17). Voting in opposition to the motion: Reps. Shepherd, Gestrin, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, and Chairman Palmer. Rep. Wintrow was absent/excused.**

VOTE ON ORIGINAL MOTION:

Original motion carried by voice vote. Rep. Palmer will sponsor the bill on the floor.

S 1282:

Sen. Crabtree presented **S 1282**, and stated the purpose of this bill is to correct terminology. The Sheriff's "Department" will be changed to Sheriff's "Office." It will also change the letter designation on license plates from "SD" to "SO." Sen. Crabtree also stated the fiscal impact for these new license plates will be \$12,500, which is half the renewal rate.

In response to committee questions, **Ramon Hobdey-Sanchez**, ITD, stated there are approximately 1,300 county sheriff vehicles in the fleet. Of that amount, approximately 750 are standard and 600 are personalized/specialty license plates.

Sheriff Vaughn Killeen, Executive Director, Idaho Sheriffs Association, testified in **support** of **S 1282**, and stated that this bill corrects the issue of making reference to the Sheriff's "Office" instead of Sheriff's "Department."

In answer to committee questions. **Sheriff Killeen** stated that to protect the Sheriff's undercover officers, they drive vehicles with out-of-state license plates or "cold" license plates, which are untraceable.

MOTION:

Rep. McDonald made a motion to send **S 1282** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Shepherd** will sponsor the bill on the floor.

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

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Friday, March 02, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 655	Commercial vehicles, licenses	Rep. Dixon

If you have written testimony, please provide a copy of it along with the name of the person or organization responsible to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Palmer	Rep McDonald
Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
Rep Packer	Rep Monks
Rep Youngblood	Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon(17)

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Friday, March 02, 2018
TIME: 1:30 P.M.
PLACE: Room EW40
MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon(17)
**ABSENT/
EXCUSED:** Reps. Shepherd, Gestrin, McDonald, and DeMordaunt
GUESTS: None
Chairman Palmer called the meeting to order at 12:00 p.m.
MOTION: **Rep. Kauffman** made a motion to approve the minutes of the February 20, 2018 meeting. **Motion carried by voice vote.**
H 655: **Rep. Dixon** presented **H 655**. Rep. Dixon stated this bill amends Section 49-105 of the Idaho Code, and changes the standard for classifying Commercial Driver's Licenses from a manufacturer's "Gross" Vehicle Weight Rating to an "Actual" Vehicle Weight Rating.
MOTION: **Rep. Syme** made a motion to send **H 655** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Dixon** will sponsor the bill on the floor.
ADJOURN: There being no other business to come before the committee, **Chairman Palmer** adjourned the meeting at 12:02 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Monday, March 12, 2018

SUBJECT	DESCRIPTION	PRESENTER
H 506aaS	Military Vehicles	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 Palmer	Rep McDonald
Vice Chairman Shepherd	Rep Dixon
Rep Gestrin	Rep Harris
Rep Kauffman	Rep Holtzclaw
Rep Packer	Rep Monks
Rep Youngblood	Rep DeMordaunt

Rep Syme
Rep Blanksma
Rep King
Rep Wintrow
Rep Gannon(17)

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Monday, March 12, 2018
TIME: 1:30 P.M.
PLACE: Room EW40
MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon(17)
**ABSENT/
EXCUSED:** Reps. Monks and Wintrow
GUESTS: None
Chairman Palmer called the meeting to order at 4:02 p.m.
MOTION: **Rep. Gannon(17)** made a motion to approve the minutes of the February 28, 2018 meeting. **Motion carried by voice vote.**
MOTION: **Rep. Gannon(17)** made a motion to approve the minutes of the March 2, 2018 meeting. **Motion carried by voice vote.**
H 506aaS: **Chairman Palmer** reviewed the amendments made in the Senate to **H 506aaS**.
MOTION: **Rep. Youngblood** made a motion to concur with the amendments made in the Senate to **H 506aaS**. **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 4:05 p.m.

Representative Palmer
Chair

Kimberly Lowder
Secretary

AMENDED AGENDA #2
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 pm or Upon Afternoon Adjournment of the House
Room EW40
Wednesday, March 14, 2018

SUBJECT	DESCRIPTION	PRESENTER
SJM 104	Agricultural transport, exemption from electronic logging devices in commercial trucks	Rep. Gibbs
SCR 134	Study regarding imposition of registration and operating fees for commercial and farm vehicles weighing over 60,000 lbs.	Sen. Winder
S 1284	To provide for regulation of parking enforcement companies by local governments and to allow booting of vehicles on private property.	Sen. Hill

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 Palmer Rep McDonald
Vice Chairman Shepherd Rep Dixon
Rep Gestrin Rep Harris
Rep Kauffman Rep Holtzclaw
Rep Packer Rep Monks
Rep Youngblood Rep DeMordaunt

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

- DATE:** Wednesday, March 14, 2018
- TIME:** 1:30 pm or Upon Afternoon Adjournment of the House
- PLACE:** Room EW40
- MEMBERS:** Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Packer, Youngblood, McDonald, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, King, Wintrow, Gannon(17)
- ABSENT/
EXCUSED:** Rep. Wintrow
- GUESTS:** Nathan Nuno, Kase Parking Enforcement, Nick Veldhouse, IAHD, David Lincoln, IAHD, Jonathan Parker, and Kerry Meredith, Constituent/Property Management 284
Chairman Palmer called the meeting to order at 1:30 p.m.
- MOTION:** **Rep. Kauffman** made a motion to approve the minutes of the February 28, 2018 meeting. **Motion carried by voice vote.**
- MOTION:** **Rep. Kauffman** made a motion to approve the minutes of the March 2, 2018 meeting. **Motion carried by voice vote.**
- SJM 104:** **Rep. Gibbs** presented **SJM 104**. Rep. Gibbs stated a federal transportation bill was recently passed mandating all commercial trucks of year model 2000 or newer have electronic logging devices in their trucks. Rep. Gibbs stated this bill is to permanently exempt agricultural transport from being required to use electronic logging devices in commercial trucks. Rep. Gibbs stated large trucking companies are in favor of this bill; however, the requirement to use electronic logging devices has placed an undue burden on drivers of trucks hauling livestock. Rep. Gibbs said this bill is backed by many commodity groups in Idaho, and several other states are joining in this effort. Rep. Gibbs stated transportation rates are projected to go up by 40-60% if this action is not implemented for the agriculture sector.
- In response to committee questions, **Rep. Gibbs** stated commercial truckers are required to keep a log book to record driving hours, on-duty hours, and rest hours. Rep. Gibbs said in order to be compliant with current law, livestock haulers will need to have a second driver in the truck so the truck does not have to stop. Rep. Gibbs said the other option will be for drivers to stop someplace and unload the livestock from the truck. The livestock will then need to stay off the truck for a period of time, be given access to water, and then be loaded back onto the truck. Rep. Gibbs stated there is already a driver shortage in the trucking industry, and this situation increases the problem.
- MOTION:** **Rep. Dixon** made a motion to send **SJM 104** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Gibbs** will sponsor the bill on the floor.

SCR 134: **Sen. Winder** presented **SCR 134**. Sen. Winder stated this Resolution is to reappoint an interim committee to study the imposition of registration and operating fees for commercial and farm vehicles weighing over 60,000 pounds. The study will look at the impact of vehicle weights and how commercial and farm trucks will be registered. Sen. Winder stated in 1996 or 1997, a lawsuit was filed against the State of Idaho alleging that Idaho favored in-state trucks by giving them a lower fee schedule than what was given to the interstate trucks registered in other states. The court deemed the uneven fee schedule was unconstitutional, and a judgment of \$126 million was entered against the State; however, that amount was negotiated down to \$29 million. One condition of the settlement was that the weight and distance tax be abolished. Sen. Winder said the Interim Committee got started late last year and did not accomplish what they set out to do, but he would like to continue the dialogue and treat both in-state and out-of-state truckers equitably. Sen. Winder said this Resolution will authorize the interim committee to go forward and bring recommendations back to the 2019 Legislative Session.

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

ROLL CALL VOTE: **Chairman Palmer** requested a roll call vote on **SCR 134**. **Motion carried by a vote of 11 AYE, 4 NAY, and 2 absent/excused. Voting in support of the motion: Reps. Shepherd, Kauffman, Packer, Youngblood, McDonald, Dixon, Holtzclaw, DeMordaunt, Syme, King, and Gannon(17). Voting in opposition: Reps. Harris, Monks, Blanksma and Chairman Palmer. Reps. Gestrin and Wintrow were absent/excused. Rep. Kauffman** will sponsor the bill on the floor.

S 1284: **Sen. Hill** presented **S 1284**. Sen. Hill stated currently Idaho Statute allows towing, but not booting. Sen. Hill said that booting needs to be included in the ordinances. Sen. Hill stated there is a new section being added that requires parking enforcement companies to be licensed. Sen. Hill stated **S 1284** permits municipalities and private property owners to use booting if they so choose. Sen. Hill further stated all the terms need to be written in a contract between the owners and the booting companies to prevent predatory booting. Sen. Hill said signs need to be posted at every entrance. In addition, there needs to be reasonable care taken not to damage the vehicles while in the process of booting them. Sen. Hill said he is not sure we need to put in statute that booting is allowed. Sen. Hill also stated there is nothing in statute that says booting is prohibited. Sen. Hill stated he has support from the Mayor of Rexburg, the Rexburg City Council, and many apartment owners across the state. Sen. Hill stated there are many booting companies in the state that will go out of business unless we do something to remedy this situation. Property owners are asking also for help so they can control what they do on their own private property. Sen. Hill also stated this Resolution gives property owners another option in addition to towing, and then they can decide what to do.

In response to committee questions, **Sen. Hill** stated most private property owners contract with private booting companies to provide booting. Sen. Hill also stated this might be resolved in court if property owners want to sue the City Council, or they could go to the Attorney General or a private attorney. Furthermore, Sen. Hill said cities can create new ordinances to allow booting, but since the State does not currently allow booting, the City ordinances would not be valid.

Nathan Nuno, Kase Parking Enforcement, testified in support of **S 1284**. Mr. Nuno stated booting is less evasive than removing a vehicle from a private lot. In addition, booting, as opposed to towing, can help prevent medical situations from occurring when people temporarily leave their medications in their vehicles. If the vehicles are towed, they are not able to retrieve their medications. Mr. Nuno said that towing is much more expensive than booting. Mr. Nuno stated in Boise there is a drop off fee of \$150.00, and a \$250.00 to \$300.00 fee if the vehicle is towed to the yard. Mr. Nuno said there is a Boise ordinance that says owners of towed vehicles will not be charged for the first 24 hours, and then there will be a charge of \$40.00 per day. Within three to four days, impound lots will begin the lien process and impose an additional fee of \$100.00. If people cannot pay the impound fee, they can lose their vehicle. Mr. Nuno will work with property owners to be considerate and fair to people by waiting 24-48 hours before towing a vehicle parked on private property. Mr. Nuno also stated that business parking lots are a little different because vehicles are towed because of limited parking. Mr. Nuno further stated Boise requires the posting of reflective signs, so people can see them clearly at night.

Kerry Meredith, Property Management 284, testified in support of **S 1284**. Ms. Meredith works for a property management company, and she said it is very time-consuming to tow and boot vehicles. Her company hired **Mr. Nuno** to provide those services.

ORIGINAL MOTION:

Rep. Gannon made a motion to send **S 1284** to the floor with a **DO PASS** recommendation.

SUBSTITUTE MOTION:

Sen. Harris made a substitute motion to send **S 1284** to General Orders.

ROLL CALL VOTE ON SUBSTITUTE MOTION:

Chairman Palmer requested a roll call vote on **S 1284**. **Substitute motion carried by a vote of 10 AYE, 5 NAY, and 2 absent/excused. Voting in support of the motion: Reps. Shepherd, Packer, Dixon, Harris, Holtzclaw, Monks, DeMordant, Syme, Blanksma, and Chairman Palmer. Voting in opposition to the motion: Reps. Kauffman, Youngblood, McDonald, King, and Gannon(17). Reps. Gestrin and Wintrow were absent/excused. Rep. Nate will sponsor the bill on the floor.**

ADJOURN:

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

Representative Palmer
Chair

Kimberly Lowder
Secretary