

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Thursday, January 10, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26504	Organizational Meeting Logging, ISP, Transport Board	Rep. Dixon

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

Joyce McKenzie
Room: EW60
Phone: 332-1146
email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, January 10, 2019
TIME: 1:30 P.M.
PLACE: Room EW40
MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel
ABSENT/EXCUSED: Representative(s) Youngblood, Monks, Syme, Blanksma
GUESTS: Jerry Deckard, ALC; Nick Veldhoose, IAHD; Chelsea Wilson, PPA; Matthew Conde, AAA; Tom Shaner, Cynthia Adrian, ISTC; Scott Hanson, ISP; Alli Olson, ICL

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

Chairman Palmer welcomed the committee. He introduced the new committee members and Secretary, **Joyce McKenzie**. Committee Page, **Bradley Chrysler** introduced himself. He is sponsored by Chairman Palmer and is the son of **Jeremy and Cheri Chrysler** of Meridian, Idaho. Bradley attends Rocky Mountain High School in Meridian.

Committee proofreaders will be **Rep. Gannon** and **Rep. Addis**.

RS 26504: **Rep. Dixon** presented **RS 26504**. The purpose of the proposed legislation is to ensure the safe transportation of saw logs from the point of origin to the final delivery point at the mill. It provides for the participation of the Idaho State Police and the Ports of Entry in the assurance of the safely loaded and secured logs on Idaho highways.

MOTION: **Rep. Gestrin** made a motion to introduce **RS 26504**.

SUBSTITUTE MOTION: **Rep. Harris** made a substitute motion to introduce **RS 26504** with the following changes: Section 1, line 38, omit the comma after administrator, add a comma after and, delete a, add s to highway and add a comma after highway. These changes will be affected on page 2, line 1 as well.

VOTE ON SUBSTITUTE MOTION: **Chairman Palmer** called for a vote on the substitute motion. **Motion Carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:38 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, January 16, 2019

SUBJECT	DESCRIPTION	PRESENTER
	Assignment of Subcommittee	
RS26454	Model State Code, military justice	Major Stephen Stokes, Military Division
RS26483	Utility vehicle, weight restriction	Rep. Addis

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, January 16, 2019

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** None

GUESTS: Nick Veldhouse, Savannah Renslow, IAHD; Matthew Conde, AAA; Major Steve Stokes, IMD; R. Hobdey-Sanchez, Brendan Floyd, Pat Carr, Amy Smith, Jerri Hunter, ITD; Jonathan Parker, Chelsea Wilson, PPA

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

MOTION: **Rep. Addis** made a motion to approve the minutes of the January 10, 2019, meeting. **Motion carried by voice vote.**

Chairman Palmer assigned the following committee members to the **Rep. Shepherd** Subcommittee on Administrative Rules Review: **Rep. Kauffman, Addis, Ricks** and **Davis**. The Subcommittee will meet January 28, 2019, in lieu of a full Transportation Committee meeting.

RS 26454: **Major Stephen Stokes**, Idaho Military Division, presented **RS 26454**. The purpose of the proposed legislation is to amend the Idaho Code of Military Justice to include updates Congress made to the Uniform Code of Military Justice in 2016. The changes are both procedural and substantive.

MOTION: **Rep. Syme** made a motion to introduce **RS 26454**. **Motion carried by voice vote.**

RS 26483: **Rep. Addis** presented **RS 26483**. The proposed legislation will modify the definition of utility type vehicle to remove weight limits.

MOTION: **Rep. Monks** made a motion to introduce **RS 26483**. **Motion carried by voice vote.**

Chairman Palmer extended an invitation by the Idaho National Guard for the committee to visit Gowen Field in May or June. They will be transported to the range for a tour of the facilities.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:40 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, January 22, 2019

SUBJECT	DESCRIPTION	PRESENTER
<u>H 2</u>	Logging, ISP, Transportation Board LSO Budget Briefing Budget related to Transportation and Defense	Rep. Dixon Paul Headlee, Division Manager, LSO Budget and Policy Division Christine Otto, Jared Tatro, Budget Analysts

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, January 22, 2019

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** Vice Chairman Shepherd, Representative(s) Blanksma

GUESTS: Lance Green, ITD; Jonathan Parker, Chelsea Wilson, Nick Veldhouse, IAHD; Shawn Keough, ALC-Idaho; Chris Jensen, DBS; Scott Hanson, IS; Curtis Schmitz, Smart Transportation

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

H 2: **Rep. Dixon** presented **H 2**. This legislation ensures the safe transportation of saw logs from the point of origin to the final delivery point at the mill. It gives the Idaho State Police and the ITD Port of Entry authority to enforce the State Logging Safety Rules for log trucks on the highways.

MOTION: **Rep. Addis** made a motion to send **H 2** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Dixon** will sponsor the bill on the floor.

Paul Headlee, Division Manager, LSO Budget and Policy Division, gave a brief overview of the process used in setting the Idaho State Budget.

Christine Otto, Budget Analyst, LSO Budget and Policy Division, gave an historical summary of the budgets for the Idaho Transportation Department, Idaho State Police and the Idaho Military Division.

Rep. Youngblood explained the sources of funding for ITD are General Dedicated Funds, General Funds and Federal Funds.

In answer to committee questions, **Ms. Otto** clarified the percentage of unfilled positions within the agencies is relatively low. The funds for those unfilled positions can be utilized within the agency for capital expenditures, additional salaries, or other employee compensation.

Jared Tatro, Budget Analyst, LSO Budget and Policy Division, gave a summary of the budget for the Division of Veteran Services. He explained funds for Veterans services come from the General Fund, Endowment Funds, Medicaid, Veterans Affairs and other insurance. He said VA facilities struggle to retain nurses because of the higher rate of pay offered by nearby hospitals. He talked about the possible construction of an additional VA facility in Post Falls to serve veterans in North Idaho.

In answer to committee questions, **Christine Otto** confirmed a committee has been assigned to evaluate agency budgets. The committee has a uniform list of pertinent questions to ask the agencies relative to their budgets.

MOTION: **Rep. Gannon** made a motion to approve the minutes of the January 16, 2019, meeting. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:22 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

JOINT AGENDA
**HOUSE TRANSPORTATION & DEFENSE COMMITTEE
AND
SENATE TRANSPORTATION COMMITTEE**
1:30 P.M.
Lincoln Auditorium WW2
Thursday, January 24, 2019

SUBJECT	DESCRIPTION	PRESENTER
	Transportation in a Rapidly Growing State	Brian Ness, Director, Idaho Transportation Department

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris
Vice Chairman Shepherd	Rep Holtzclaw
Rep Gestrin	Rep Monks
Rep Kauffman	Rep DeMordaunt
Rep Youngblood	Rep Syme
Rep Dixon	Rep Blanksma

Rep Addis
Rep Ricks
Rep Wintrow
Rep Gannon
Rep Davis
Rep Rubel

COMMITTEE SECRETARY

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MINUTES
JOINT MEETING
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
SENATE TRANSPORTATION COMMITTEE

DATE: Thursday, January 24, 2019
TIME: 1:30 P.M.
PLACE: Lincoln Auditorium WW2
MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel
Chairman Brackett, Vice Chairman Crabtree, Senators Winder, Den Hartog, Lodge, Rice, Burtenshaw, Buckner-Webb, Nelson
**ABSENT/
EXCUSED:** Representatives Holtzclaw, Rubel; Senator Rice
GUESTS: Mathew Conde, AAA; Savannah Renslow, IAHD; Trevor Butler, Taylor & Company; Shawn Keough, Assoc Logging Cont.

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

Chairman Brackett introduced **Brian Ness**, Director of the Idaho Transportation Department.

Mr. Ness presented the annual report of the Idaho Transportation Department. He said ITD's key success factors are a streamlined organizational structure, a strong culture of innovation and focus on customer needs. The US Census Bureau estimates Idaho is the fastest growing state by population, so transportation needs are expanding rapidly. The Department is facilitating commerce by prioritizing the economic impact of road and bridge projects. The Director said by 2021 half of ITD's bridges will be beyond their design life of 50 to 60 years.

Mr. Ness deferred to **Molly McCarty**, Governmental Affairs Manager, to talk about a pilot project with Washington to consider a road usage charge in Idaho. Participating drivers track their miles traveled and either pay the fuel tax or pay a usage fee by mileage. The results of the pilot project will be included in an ITD report next year when the project is finished.

In answer to committee questions, **Mr. Ness** said ITD needs to do a better job of contracting and use of third party vendors. The Department has begun an aggressive campaign to stay ahead of the rush when drivers are required to purchase their new STAR card in 2020. When asked about the use of salt on the highways, he commented the Department has to balance the safety of lives, the environment and chemical use. They are looking at chemicals other than salt for winter maintenance because salt usage causes damage to roads and vehicles.

Chairman Brackett thanked **Brian Ness** and ITD then recognized **Jerry Whitehead**, Transportation Board Chairman.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:22 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
SHEPHERD SUBCOMMITTEE
1:30 P.M.
Room EW40
Monday, January 28, 2019

DOCKET NO.	DESCRIPTION	PRESENTER
<u>35-0105-1801</u>	Idaho Motor Fuels Tax Administrative Rules	Tom Shaner, Tax Commission
<u>39-0246-1801</u>	Temporary Motor Vehicle Registration Permit	Brendan Floyd, DMV
<u>39-0261-1801</u>	License Plates	Chris Fisher, DMV
<u>39-0341-1801</u>	Traffic Control Devices	Ramon Hobdey-Sanchez, ITD
<u>39-0348-1801</u>	Exempt Routes	R. Hobdey-Sanchez
	Repeal Chapters	R. Hobdey-Sanchez
	<u>39-0301-1801</u> ; <u>39-0304-1801</u> ; <u>39-0305-1801</u> ;	
	<u>39-0306-1801</u> ; <u>39-0307-1801</u> ; <u>39-0309-1801</u> ;	
	<u>39-0310-1801</u> ; <u>39-0311-1801</u> ; <u>39-0312-1801</u> ;	
	<u>39-0313-1801</u> ; <u>39-0314-1801</u> ; <u>39-0315-1801</u> ;	
	<u>39-0316-1801</u> ; <u>39-0317-1801</u> ; <u>39-0318-1801</u> ;	
	<u>39-0319-1801</u> ; <u>39-0320-1801</u> ; <u>39-0321-1801</u> ;	
	<u>39-0322-1801</u> ; <u>39-0323-1801</u> ; <u>39-0324-1801</u> ;	
	<u>39-0325-1801</u>	
	New Chapters	
	<u>39-0301-1802</u> ; <u>39-0302-1801</u> ; <u>39-0303-1801</u> ;	
	<u>39-0304-1802</u> ; <u>39-0305-1802</u> ; <u>39-0306-1802</u> ;	
	<u>39-0307-1802</u> ; <u>39-0308-1801</u>	

COMMITTEE MEMBERS

Chairman Shepherd
Rep.Kauffman
Rep.Addis
Rep.Ricks
Rep.Davis

COMMITTEE SECRETARY

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MINUTES
**HOUSE TRANSPORTATION & DEFENSE COMMITTEE
SHEPHERD SUBCOMMITTEE**

DATE: Monday, January 28, 2019

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Shepherd, Representatives Kauffman, Addis, Ricks, Davis

**ABSENT/
EXCUSED:** None

GUESTS: Lance Green, DMV; R. Hobdey-Sanchez, Craig Roberts, Brendan Floyd, Pat Carr, Chris Fisher, ITD; Savannah Renslow, Nick Veldhouse, IAHD; Tom Shaner, Don Williams, ISTC; Roy Eiguren, Amalgamated Sugar; Katherine Kirk, Max Black, IHT

Chairman Shepherd called the meeting to order at 1:32 PM.

DOCKET NO. 35-0105-1801: **Tom Shaner**, Policy Manager, Tax Commission, presented **Docket No. 35-0105-1801**, Idaho Motor Fuels Tax Administrative Rules. The rules have been revised to include minor editing for readability.

MOTION: **Rep. Addis** made a motion to recommend the full committee approve **Docket No. 35-0105-1801. Motion carried by voice vote.**

DOCKET NO. 39-0246-1801: **Brendan Floyd**, Department of Motor Vehicles, presented **Docket No. 39-0246-1801**, rules regarding temporary motor vehicle registration permits. The revisions to the rules would enable dealers of commercial vehicles to issue temporary permits to out-of-state customers. The agency conducted the negotiated rule making process.

MOTION: **Rep. Davis** made a motion to recommend the full committee approve **Docket No. 39-0246-1801. Motion carried by voice vote.**

DOCKET NO. 39-0261-1801: **Chris Fisher**, Department of Motor Vehicles, presented **Docket No. 39-0261-1801**, rules regarding license plates. Rule changes provide guidance for government agency registrations and include minor technical revisions to a statute that passed in 2018. The rules underwent the temporary rule making process.

MOTION: **Rep. Ricks** made a motion to recommend the full committee approve **Docket No. 39-0261-1801. Motion carried by voice vote.**

DOCKET NO. 39-0341-1801: **Ramon Hobdey-Sanchez**, Idaho Transportation Department, presented **Docket No. 39-0341-1801**, rules regarding traffic control devices. The rules went through the temporary rules process and most changes regard deleted language.

MOTION: **Rep. Addis** made a motion to recommend the full committee approve **Docket No. 39-0341-1801. Motion carried by voice vote.**

DOCKET NO. 39-0348-1801: **Mr. Hobdey-Sanchez** presented **Docket No. 39-0348-1801**, rules regarding exempt routes. The changes regard a simple removal of a proper noun.

MOTION: **Rep. Ricks** made a motion to recommend the full committee approve **Docket No. 39-0348-1801. Motion carried by voice vote.**

DOCKET NO.
39-0301-1802,
39-0302-1801,
39-0303-1801,
39-0304-1802,
39-0305-1802,
39-0306-1802,
39-0307-1802,
39-0308-1801:

Lance Green, Program Specialist, Idaho Transportation Department presented **Docket Nos. 39-0301-1802, 39-0302-1801, 39-0303-1801, 39-0304-1802, 39-0305-1802, 39-0306-1802, 39-0307-1802, 39-0308-1801.** The agency repealed 22 rules and streamlined them into eight new chapters. These chapters regard topics such as definitions, safety requirements, height standards, general information for permitted movements, new fee schedules, nonreducible and reducible loads, excess weight rules, and flag colors.

MOTION:

Rep. Addis made a motion to recommend the full committee approve the repeal and change of the 22 previous dockets to the eight new dockets. **Motion carried by voice vote.**

ADJOURN:

There being no further business to come before the subcommittee, the meeting adjourned at 2:19 PM.

Representative Shepherd
Chair

Julia Grief
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, January 30, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26552	Off-highway vehicles	Rep. Gestrin
RS26554	Off-highway vehicles, non-residents	Rep. Gestrin
RS26673	Electric assisted bicycles	Rep. Ricks
H 24	Utility vehicle weight restrictions	Rep. Addis

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, January 30, 2019

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** None

GUESTS: David Claiborne, ISATVA; Bobby Forese; Anna Canning, Dave Claycomb, Tammy Kolsky, IDPR; Sandra Mitchell, IRC; Ruby Mendez-Mota, ACLU of Idaho; Ryan McGoldrick, CUI; Murphy Olmstead, TPA's; Paul Wagner, SITPA; Len Young, CPTPA; Jane Whittmeyer; Alli Olson, ICL

Chairman Palmer called the meeting to order at 1:29 p.m.

MOTION: **Rep. Addis** made a motion to approve the minutes of the January 22 and January 24, 2019, meetings. **Motion carried by voice vote.**

MOTION: **Rep. Addis** made a motion to approve the minutes from the January 28, 2019, Shepherd Subcommittee meeting. **Motion carried by voice vote.**

RS 26552: **Rep. Gestrin**, presented **RS 26552**, legislation regarding off-highway vehicles. He stated this proposed legislation will allow any person to receive a certificate of number on a snowmobile or off road vehicle. This also provides that if a person wrecks their off road vehicle and there is only damage to their own property, they are not required to report the incident to the police. This proposed legislation also imposes a \$22.00 fee and a certificate can be purchased for two years. In answer to committee questions, Rep. Gestrin said the fee is used for trail maintenance and some parking lot maintenance after a small administration fee.

MOTION: **Rep. Kauffman** made a motion to introduce **RS 26552**. **Motion carried by voice vote.**

RS 26554: **Rep. Gestrin**, presented **RS 26554**, legislation regarding off-highway vehicles for non-residents. He stated there is currently a \$12.00 fee for resident off road vehicles, this proposed legislation will impose the same fee for out-of-state users.

MOTION: **Rep. Addis** made a motion to introduce **RS 26554**. **Motion carried by voice vote.**

RS 26673C1: **Rep. Ricks**, presented **RS 26673C1**, legislation regarding electric assisted bicycles. Rep. Ricks stated this proposed legislation will help classify electric assisted bicycles which are referred to as e-bikes. He said this proposed legislation will also provide industry standards and allow local jurisdictions to put restrictions on e-bikes.

MOTION: **Rep. Blanksma** made a motion to introduce **RS 26673C1**.

In answering committee questions, **Rep. Ricks** said the e-bikes would have the same operator restrictions as a regular bicycle and would have the same penalties. He said there are some provisions for electric assisted bikes for use in towns and on sidewalks, but restrictions would be placed on the e-bikes at the local level. There are no restrictions for use on trails unless they are provided by local communities.

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

H 24: **Rep. Addis**, presented **H 24**, legislation regarding utility vehicle weight restrictions. He said this legislation will remove weight restrictions for utility vehicles. He said the Idaho Transportation Department and Department of Parks and Recreation have expressed no issues with this legislation. **Rep. Gannon** expressed concern over safety issues with the vehicles having no windshield. **Rep. Addis** stated the definition of an automobile in Idaho Code is far different than the definition of a UTV in Idaho Code and this would not affect automobiles.

MOTION: **Rep. Blanksma** made a motion to send **H 24** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Gannon** requested to be recorded as voting **NAY.** **Rep. Addis** will sponsor the bill on the floor.

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

Representative Palmer
Chair

Susan Werlinger
Secretary

AMENDED AGENDA #1
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Monday, February 04, 2019

SUBJECT	DESCRIPTION	PRESENTER
	Local Strategic Initiative Program	Laila Kral, Deputy Administrator; LHTAC
<u>RS26587</u>	Highway distribution account	Rep. Palmer
<u>RS26631</u>	Designating Highway 20 as Idaho Medal of Honor Highway	Rep. Syme
<u>RS26710</u>	ATV; UTV definitions revised	Rep. Monks

COMMITTEE MEMBERS

Chairman Palmer
Vice Chairman Shepherd
Rep Gestrin
Rep Kauffman
Rep Youngblood
Rep Dixon

Rep Harris
Rep Holtzclaw
Rep Monks
Rep DeMordaunt
Rep Syme
Rep Blanksma

Rep Addis
Rep Ricks
Rep Wintrow
Rep Gannon
Rep Davis
Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Monday, February 04, 2019
TIME: 1:30 P.M.
PLACE: Room EW40
MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** None

GUESTS: Leila Kral, Susan Lasuen, Jeff Miles, LHTAC; Cynthia Gibson, Idaho Walk Bike; Savannah Renslow, IAHD; Russell Westerberg, RMP

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

Leila Kral, Deputy Administrator, Local Highway Technical Assistance Council, presented the FY18 Annual Report to the House Transportation and Defense Committee. Ms. Kral reported LHTAC had another successful year. The team provided technical assistance to local highway jurisdictions relating to State and Federal disaster assistance, local strategic initiatives, children pedestrian safety programs, along with managing Federal-aid programs. As 2019 begins LHTAC looks forward to another year of providing the best and most efficient assistance to every local highway jurisdiction in Idaho.

RS 26587: **Rep. Palmer** presented **RS 26587**, proposed legislation relating to the transition of Idaho State Police's funding component from gas tax to the General Fund.

MOTION: **Rep. Youngblood** made a motion to introduce **RS 26587**. **Motion carried by voice vote.**

RS 26631: **Rep. Syme** presented **RS 26631**. The proposed legislation is part of a national State effort to designate US Highway/Route 20 as Medal of Honor Highway. US Highway/Route 20 crosses the nation beginning in Newport, Oregon, and ends in Boston, Massachusetts. Idaho's portion, Idaho Medal of Honor Highway begins at Parma, Idaho, and ends at the Idaho state line at the Continental Divide/Targhee Pass where the Route enters Montana west of West Yellowstone.

Rep. Syme introduced **Ned Barker**, Commander, Military Order of the Purple Heart, **Bill Hamilton**, and **Doug Foote**, Ada County United Veterans Council.

MOTION: **Rep. Addis** made a motion to introduce **RS 26631**. **Motion carried by voice vote.**

RS 26710: **Steve Thomas**, representing Polaris, presented **RS 26710**, proposed legislation defining the size and weight of ATV and UTV vehicles.

MOTION: **Rep. Monks** made a motion to introduce **RS 26710**. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:55 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, February 06, 2019

SUBJECT	DESCRIPTION	PRESENTER
RS26642	Federal land, right-of-way	Rep. Giddings
RS26612	License plate, pet friendly	Rep. Moyle
RS26526	Driver Duty, stationary vehicles	Rep. McCrostie
RS26713	Sales tax, transportation program	Rep. Palmer

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, February 06, 2019

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** Representative(s) Youngblood, Holtzclaw, Addis

GUESTS: Matthew Conde, AAA; Alli Olson, ICL; Kent Day, Liberty Mutual; Rick Burlingame, Boise Valley Towing; Sarah Biggers, Idaho Towing Association; T.J. Biggers, Crossroads Towing and Salvage; Hy Kloc; Nick Veldhouse, Highway Districts; Chelsea Wilson, PPA

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

RS 26642: **Rep. Giddings** presented **RS 26642**. She said Idaho Statute recognizes that the federal land rights-of-way were granted to the state for public use in perpetuity. This proposed legislation recognizes that these rights-of-way are federally owned land to which an access easement has been granted, are co-managed by the federal and state government and cannot be terminated unilaterally by either party. Federal agencies are not to recognize, manage or validate these rights-of-way within their regulations without a specific act of congress. They are to coordinate their resource management planning with the resource plans of state's political subdivisions that seek to retain rights for multiple use, wildfire suppression and search and rescue. This proposed legislation would serve to strengthen Idaho Code.

MOTION: **Rep. Gestrin** made a motion to introduce **RS 26642**. **Motion carried by voice vote.**

RS 26612: **Hy Kloc**, former State Representative from District 16, presented **RS 26612**. This proposed legislation will create a 'Pet Friendly' license plate. The funds collected will be used to assist low-income Idaho families with the cost of spaying or neutering their pets. This program can improve the lives of dogs and cats in low-income households throughout the state. It will provide relief to Idaho animal shelters and impound facilities by decreasing pet over-population and unwanted litters.

MOTION: **Rep. Wintrow** made a motion to introduce **RS 26612**. **Motion carried by voice vote.**

RS 26526: **Rep. McCrostie** presented **RS 26526**, proposed legislation to amend Idaho's 'Slow Down, Move Over' law. Emergency vehicle safety provisions would extend to tow trucks as well as highway and utility maintenance vehicles that are stationary and displaying flashing lights. The provisions would also extend to stationary passenger vehicles displaying emergency hazard lights.

MOTION: **Rep. Davis** made a motion to introduce **RS 26526**. **Motion carried by voice vote.**

RS 26713: **Rep. Palmer** presented **RS 26713**. The proposed legislation increases the distribution to the Transportation Expansion and Congestion Mitigation program from 1% of sales tax collections to 2% of sales tax collections.

MOTION: Rep. Monks made a motion to introduce **RS 26713**. **Motion carried by voice vote.**

MOTION: Rep. Gannon made a motion to approve the minutes of the January 30, 2019, meeting. **Motion carried by voice vote.**

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

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
Upon Adjournment of Floor
Room EW40
Friday, February 08, 2019

SUBJECT	DESCRIPTION	PRESENTER
	Report of Rep. Shepherd Subcommittee on Administrative Rules	Vice Chairman Shepherd
RS26662C1	State Code of Military Justice	Major Stephen Stokes, Idaho Military Division
RS26562	Freemont County Transportation Project	Rep. Raymond
RS26741C1	Vehicle weights, fees	Rep. Gannon
RS26750	Overhanging loads, flag size	Rep. Kauffman

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

Joyce McKenzie
Room: EW60
Phone: 332-1146
email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Friday, February 08, 2019

TIME: Upon Adjournment of Floor

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** Representatives Youngblood, Holtzclaw, Monks, DeMordaunt, Blanksma

GUESTS: Matthew Conde, AAA; Nick Veldhouse, IAHD; R Sanchez, ITD; Major Steven Stokes, IMD

Chairman Palmer called the meeting to order at 11:49 a.m.

MOTION: **Rep. Addis** made a motion to approve the minutes of the February 4, 2019, meeting. **Motion carried by voice vote.**

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

Rep. Shepherd presented the report of the Shepherd Subcommittee on Administrative Rules. He said the Subcommittee heard and recommends approval of all Dockets and Rules changes from the State Tax Commission and Idaho Transportation Department. Rep. Shepherd thanked the members of the subcommittee who were **Reps. Kauffman, Addis, Ricks and Davis.**

MOTION: **Rep. Gestrin** made a motion to accept the report of the Shepherd Subcommittee on Administrative Rules. **Motion carried by voice vote.**

RS 26662C1: **Major Stephen Stokes**, Idaho Military Division, Brigade Judge Advocate, 116th Cavalry Brigade Combat Team, presented **RS 26662C1**. Major Stokes said the proposed legislation seeks to amend and update the Idaho Code of Military Justice to align the ICMJ with the Uniform Code of Military Justice, which was revised by the federal Military Justice Act of 2016. He said he had been in communication with Judge Wood of the Idaho Supreme Court to address procedural concerns.

MOTION: **Rep. Syme** made a motion to introduce **RS 26662C1**. **Motion carried by voice vote.**

RS 26562: **Rep. Raymond** presented **RS 26562**. He said this Joint Memorial establishes an ever present need for local input as it relates to highway safety, highway improvements and human/wildlife interactions. It also expresses the need for all stakeholders to be involved in the process as it relates to projects relying on public funding. In answer to a committee question, he said it is important for the government to be aware of the importance of local input when planning highway projects.

MOTION: **Rep. Dixon** made a motion to introduce **RS 26562**.

**SUBSTITUTE
MOTION:** **Rep. Dixon** asked to withdraw his motion. He made a substitute motion to introduce **RS 26562** and recommend it be sent directly to the Second Reading Calendar. **Chairman Palmer** asked if there were objections to the substitute motion. There was an objection to the substitute motion.

VOTE ON ORIGINAL MOTION:

Chairman Palmer called for a vote on the original motion. **Motion carried by voice vote.**

RS 26741C1:

Rep. Gannon presented **RS 26741C1**. He stated currently a county wide highway district may collect a vehicle registration fee up to Idaho Code limits only on vehicles that weigh less than 8,000 pounds after voter approval. This proposed legislation allows a county wide highway district to collect a fee of up to \$75.00 on vehicles in excess of 8,000 pounds after voter approval. In answer to committee questions, Rep. Gannon said this fee only applies to Ada County and it provides the option to put the issue before the voters.

MOTION:

Rep. Rubel made a motion to introduce **RS 26741C1**. **Motion carried by voice vote.**

RS 26750:

Rep. Kauffman presented **RS 26750**. Rep. Kauffman said currently Idaho requires red or fluorescent orange flags on projecting loads and/or loads that exceed legal width on Idaho highways. The proposed legislation would harmonize Idaho Code to require all flags be a minimum 18 inches by 18 inches so they are readily visible to the traveling public. This would eliminate the 12 inch by 12 inch flags currently in Idaho Code. It would bring into agreement the Federal Motor Carrier Safety Regulations, Idaho Administrative Rules and neighboring states with similar warning flag requirements.

MOTION:

Rep. Rubel made a motion to introduce **RS 26750**. **Motion carried by voice vote.**

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 12:08 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Tuesday, February 12, 2019

SUBJECT	DESCRIPTION	PRESENTER
<u>H 105</u>	License plates, pet friendly	Hy Kloc
<u>H 88</u>	Highway distribution account	Rep. Palmer

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

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, February 12, 2019

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt (Call), Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

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

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

Chairman Palmer called the meeting to order at 1:29 p.m.

MOTION: **Rep. Addis** made a motion to approve the minutes of the February 8, 2019, meeting. **Motion carried by voice vote.**

H 105: **Hy Kloc**, former state representative presented **H 105**, legislation to create a pet friendly license plate. He said proceeds from the sale of the license plates will assist low-income Idaho families with the cost of spaying or neutering their pets. The program will be administered by the Idaho Humane Society. Idaho Transportation Department will receive money from the sale of each plate to offset the cost of the program.

Speaking **in support** of **H 105** were **Darlene Junghans**, **Millie Reddig** and **Anne Kunkel**. Ms. Reddig said she did the artwork for the license plate and funding cat rescue has given her painting meaning. She said she personally has paid to neuter over 200 feral cats in her neighborhood.

Jeff Rosenthal, CEO, Idaho Humane Society, spoke **in support** of the bill. He said the Society has a business plan for the use of the funds collected from the pet friendly license plate. They have the infrastructure to handle the distribution of the funds from a restricted account. He added, Boise/Ada county has the lowest animal control cost in the country. In answer to committee questions, he said there are 25 to 26 animal shelters throughout the state. The money will be distributed among them according to need. Medical records will be provided as proof of service.

MOTION: **Rep. Wintrow** made a motion to send **H 105** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Moyle** will sponsor the bill on the floor.

Chairman Palmer passed the gavel to **Vice Chairman Shepherd** at 1:47 p.m.

H 88: **Chairman Palmer** presented **H 88**. He said the purpose of this legislation is to transition Idaho State Police's funding component they receive from gas tax to the General Fund. This bill will change the apportionment of the Highway Distribution Account beginning in 2021. The ISP apportionment of the Highway Distribution Account will be reduced by 1% percent per year until 2025 when their apportionment will be 0%.

In answer to committee questions, **Chairman Palmer** said currently the portion of funds the Idaho State Police receives from the gas tax can only be used for specific purposes. It requires significant effort from the ISP to ensure those funds are spent appropriately by transitioning the money from a dedicated source to the General Fund. With passage of this bill, the ISP can present their budget request to the Joint Finance and Appropriations Committee. They will be unencumbered in how they choose to allocate all of their funds.

Speaking **in support** of the legislation were **Jeremy Chew**, ACEC and **Bryan Foote**, transportation engineer. They agreed diverting the gas tax money back into transportation over time is a thoughtful and prudent approach to solving some of the problems created with additional population growth in the state.

MOTION: **Rep. Blanksma** made a motion to send **H 88** to the floor with a **DO PASS** recommendation.

Rep. Rubel asked **Chairman Palmer** if he had received feedback from Idaho State Police. He replied he could not speak for them.

Rep. Youngblood, Chairman of JFAC, spoke **in support** of the bill and assured the committee JFAC will take care of ISP. He said there is a need for more money for roads and the transition for ISP will take place over a period of five years. **Rep. Youngblood declared Rule 38** stating he is a highway district commissioner.

Rep. Syme reported he had met with the director of the Idaho State Police and they are neutral on the matter.

Rep. Gannon spoke **in opposition** to the motion. He expressed concerns relative to decreased funding for ISP when so much money has already gone to transportation through Garvey Bonds, General Fund, and raises in fuel tax and registration fees. He said ISP hasn't been able to offer competitive salaries to keep up with inflation and other concerns that accompany the rise in population.

VOTE ON MOTION: **Vice Chairman Shepherd** called for a vote on the motion to send **H 88** to the floor with a **DO PASS** recommendation.. **Motion carried by voice vote.** Representatives **Wintrow**, **Rubel**, **Gannon** and **Davis** requested they be recorded as voting **NAY**. **Chairman Palmer** will sponsor the bill on the floor.

Vice Chairman Shepherd handed the gavel back to **Chairman Palmer** at 2:04 p.m.

Chairman Palmer invited the committee to attend a demonstration of electric bicycles on the front steps of the capital tomorrow at noon.

ADJOURN: There being no further business to come before the committee the meeting adjourned at 2:04 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Thursday, February 14, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 76	Electric-assisted bicycles	Rep. Ricks
H 90	Recreational activities, vehicles	Rep. Monks
H 107	Sales tax, transportation program	Rep. Palmer
	Electric vehicles in Idaho	Jen Visser, Idaho Power
	(Committee adjourns to Lincoln Auditorium for demonstration of electric vehicles)	

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt(Call)	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, February 14, 2019

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt (Call), Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** Rep. Blanksma

GUESTS: Nick Veldhouse, IAHD; Pat Carr, R. Hobdey-Sanchez, Barry Takeuchi, ITD; Sandra Mitchel, IRC; David Claiborne, ISATVA; Morgan Lommele, People for Bikes; Jeremy Chew, Givens Pursley; Steven Thomas, Polaris; Andy Brunelle, USDA Forest Service; Jonathan Oppenheimer, Idaho Conservation League

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

H 76: **Rep. Ricks** presented **H 76**. This legislation is an attempt to create clarity in Idaho Code with regard to a new category of bicycles gaining popularity on Idaho roads, paths and trails. These bicycles utilize small electric motors to provide a boost to the rider on hills or flat roads where extra speed is desirable. They are called E-bikes and have all the features common to regular bicycles.

In answer to a committee question, **Rep. Ricks** said E-bikes are not mopeds or motorcycles. Riders will have to follow all existing laws and "rules of the road" for bicycles.

Kate Haas, of Kestrel West, representing People for Bikes, said not to consider speed when you look at E-bikes. In order to activate the electric assist, you have to be pedaling.

Morgan Lommele, representing People for Bikes, E-bike manufacturers and companies who manufacture bike accessories and parts, said most states lack regulation for electric assist bikes. She added, bicycle manufacturers have agreed on industry standards. This legislation incorporates those standards into state law, and uses them to establish a framework for how cities, counties and the state regulate the use of E-bikes. Local control will remain in place.

MOTION: **Rep. Addis** made a motion to send **H 76** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Ricks** will sponsor the bill on the floor.

H 90: **Steven Thomas**, representing Polaris, presented **H 90**. Mr. Thomas said manufacturers want to develop more capable and stable models of all terrain and utility type vehicles. In order to do this they need more width and weight than current law allows. This bill increases maximum widths for ATV's to up to 55 inches and up to 80 inches for UTV's.

In answer to committee questions, **Mr. Thomas** said Idaho is a popular state for trail riding. The manufacturers want to be able to market their products here. Trails and roads are well marked as far as what size vehicles are allowed on them. Mr. Thomas deferred to **Rep. Monks**.

Rep. Monks responded to a question saying, trails in Idaho are well marked and the laws are understood by those who trail ride.

Andy Brunelle, U.S. Forest Service said the Forest Service is neutral on the legislation. He added, maps are published with a legend stating what size vehicles are allowed on specific trails and roads. He said Forest Service roads are open to vehicles 50" and above. There are actually physical barriers to designate the size vehicle allowed in specific areas.

MOTION: **Rep. Addis** made a motion to send **H 90** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Monks** will sponsor the bill on the floor.

Chairman Palmer handed the gavel to **Rep. Syme** at 2:01 p.m.

H 107: **Chairman Palmer** presented **H 107**. This bill increases the distribution to the Transportation Expansion and Congestion Mitigation program from 1% of sales tax collections to 2% of sales tax collections.

Jeremy Chew testified in support of the bill.

MOTION: **Rep. Harris** made a motion to send **H 107** to the floor with a **DO PASS** recommendation.

Rep. Youngblood declared **Rule 38** saying he is a highway district commissioner.

Reps. Gannon and **Wintrow** spoke in opposition to the motion. They cited philosophical differences with where the funding for roads should come from.

VOTE ON MOTION: **Rep. Syme** called for a vote on the motion to send **H 107** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Wintrow, Rubel, Gannon** and **Davis** requested they be recorded as voting **NAY**. **Chairman Palmer** will sponsor the bill on the floor.

Rep. Syme passed the gavel to **Chairman Palmer** at 2:11 p.m.

Chairman Palmer recognized and thanked **Bradley Chrysler**, who has been an exemplary Page for the committee during the first half of the session. **Chairman Palmer** sponsored Brad and is a personal friend of the family. The Committee presented Bradley with the gift of a personalized, handmade blanket.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:15 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Monday, February 18, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 74	Off-highway vehicles	Rep. Gestrin
H 75	Off-highway vehicles, nonresidents	Rep. Gestrin
H 89	Medal of honor highway designation	Rep. Syme
H 126	Overhanging loads, flag size	Rep. Kauffman

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

- DATE:** Monday, February 18, 2019
- TIME:** 1:30 P.M.
- PLACE:** Room EW40
- MEMBERS:** Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel
- ABSENT/
EXCUSED:** None
- 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 1:32 p.m.
- Chairman Palmer** introduced our committee Page for the second half of the session. **Elbia Christensen** is the daughter of **Curt** and **Wendy Christensen** of Emmett. She is the second oldest of 10 children who are home schooled by their mother.
- Chairman Palmer** asked **Rep. Syme** to introduce the Military Veterans in the gallery. Rep. Syme acknowledged the veterans who were in attendance to hear **H 89**. He commended them for their military service and for protecting the freedoms we enjoy as citizens of this country.
- H 74:** **Rep. Gestrin** presented **H 74**. This bill relates to obtaining certificate numbers for snowmobiles or off-highway vehicles for the time period of two years. Any person may obtain a certificate number as long as the person has lawful possession of the machine. The bill provides that an accident occurring off-road and resulting only in property damage to the user's own property need not be reported to law enforcement. This pay to play sticker (certificate number) has nothing to do with registration and is intended to accommodate software modernization.
- Speaking **in support** of the bill were **Tammy Kolsky**, Idaho Department of Parks and Recreation; **David Claycomb**, Idaho Recreation Council.
- MOTION:** **Rep. Rubel** made a motion to send **H 74** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Gestrin** will sponsor the bill on the floor.
- H 75:** **Rep. Gestrin** said the purpose of **H 75** is to impose a \$12.00 sticker fee upon non-residents for OHV off-road travel in Idaho.
- Speaking **in support** were **David Claycomb**, **Tamara Cikaitoga**, **Mike Kane**, **Steve Frisbie**, **David Claiborne**, **Steve Huffman**, **Rusty Fairclock**, **Jim Kalm**, **Darlene Smith**, and **Kent Oliver**. They agreed the out-of-state fee will help defray the cost of trail maintenance. The funds will also help pay for ATV rescue and enforcement.

Speaking **in opposition** was **Bryce Somsen**, Caribou County Commissioner, representing Bonneville, Bear Lake and Caribou counties. He said the counties he represents have been working with the Wyoming Legislature on a reciprocal agreement for residents of Idaho and Wyoming to use a trail system that crosses state boundaries. This bill could shut down those negotiations. He said more research should have been done on the affects of this legislation.

In answer to a committee question, **David Claycomb**, Idaho Parks and Recreation, said stickers can be enforced by anyone who is Post Certified.

MOTION: **Rep. Addis** made a motion to send **H 75** to the floor with a **DO PASS** recommendation.

Rep. Ricks spoke **in support** of the motion. He said his local ATV club in Madison County supports the bill.

Rep. Gestrin was recognized to close testimony on **H 75**. He said the Idaho Association of Counties voted to support this legislation.

VOTE ON MOTION: **Chairman Palmer** called for a vote on the motion to send **H 75** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Blanksma** and **Monks** requested they be recorded as voting **NAY**. **Rep. Gestrin** will sponsor the bill on the floor.

H 89: **Rep. Syme** presented **H 89**. This bill designates US Highway 20 as the Idaho Medal of Honor Highway. This route will be part of an effort to name Highway Route 20 stretching from Newport, Oregon, to Boston, Massachusetts, Medal of Honor Highway. It is a way of honoring current and future Medal of Honor recipients. The Medal of Honor is our nation's highest award for valor to veterans of the Armed Forces of the United States for acting above and beyond the call of duty during combat and at the risk of death to oneself.

Sergeant Major, Retired, **Phil Hawkins** stated this is an opportunity to thank Idaho's Medal of Honor recipients.

MOTION: **Rep. Kauffman** made a motion to send **H 89** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Syme** will sponsor the bill on the floor.

H 126: **Rep. Kauffman** presented **H 126**. Idaho requires red or fluorescent orange flags on projecting loads and/or loads that exceed legal width on Idaho highways. This bill will harmonize Idaho Code to require all flags on projecting loads and/or loads that exceed legal width be 18 inches by 18 inches. This change will bring into agreement the Federal Motor Carrier Safety Regulations, Idaho Administrative Rules and neighboring states with similar warning flag requirements.

MOTION: **Rep. Blanksma** made a motion to send **H 126** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Kauffman** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:43 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Wednesday, February 20, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 124	State code of military justice	Major Steven Stokes, Judge Advocate, Idaho National Guard
H 106	Driver duty, stationary vehicles	Rep. McCrostie
H 125	Vehicle weights, fees	Rep. Gannon
HJM 6	Fremont county transportation project	Rep. Raymond

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, February 20, 2019

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** None

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 1:29 p.m.

H 124: **Major Steven Stokes**, Brigade Judge Advocate, 116th Cavalry Brigade Combat Team, presented **H 124**. The bill amends and updates Idaho Code to align the Idaho Code of Military Justice (ICMJ) with the Uniform Code of Military Justice (UCMJ).

MOTION: **Rep. Syme** made a motion to send **H 124** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Syme** will sponsor the bill on the floor.

H 106: **Rep. McCrostie** said the purpose of this bill is to amend Idaho's "Slow Down, Move Over" law to extend emergency vehicle safety provisions to tow trucks and highway and utility maintenance vehicles when they are stationary and displaying emergency hazard lights.

Matthew Condie, representing AAA, said five club vehicles were hit last year. Two of those were hit and run accidents. Tow truck providers in their partner network are often the owner/operator's rolling office. When their vehicle is damaged they lose their livelihood. He added AAA responded to 44,000 roadside emergencies last year.

Speaking **in support** of the bill were **Rick Burlingame**, **Sarah Biggers** and **TJ Biggers**. The towing company owners commented on the dangers tow truck operators face in their day to day work. Towers have the highest mortality rate of all first responders.

MOTION: **Rep. Davis** made a motion to send **H 106** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. McCrostie** will sponsor the bill on the floor.

H 125: **Rep. Gannon** said this bill allows a county wide highway district to collect a fee of up to \$75.00 on vehicles in excess of 8,000 pounds after voter approval.

Jerry Deckard, representing Ada County Highway District introduced **Steve Price**, General Counsel for the Ada County Highway District. He applauded **Rep. Gannon's** efforts. Mr. Price said ACHD has an immediate need for increased funding. He added, the vehicles who put the most stress on the roads need to pay their fair share.

MOTION: **Rep. Wintrow** made a motion to send **H 125** to the floor with a **DO PASS** recommendation. She spoke to the motion saying constituents want everyone to pay their fair share.

Speaking **in support** of **H 125** were **Clancy Anderon, Bill Morgan, Ken Pidjean, Erica Schofield,** and **Dave Kangas**. They agreed owners of all vehicles should pay to build and maintain roads. The vehicles addressed in this bill cause the most damage to the roads.

Speaking **in opposition** to **H 125** was **DeLon Lee**, representing the Idaho Farm Bureau. He objected to the bill because once passed, this legislation could apply to all counties across the state. Agriculture, or fleet vehicle owners will feel the impact. The owner of Ag or fleet vehicles only has one vote. If the business is in a different county than the owner's residence, the owner could potentially have no vote.

SUBSTITUTE MOTION:

Rep. Harris made a substitute motion to **HOLD H 125** in committee.

Rep. Rubel spoke **in opposition** to the substitute motion, saying this bill empowers the voters.

VOTE ON SUBSTITUTE MOTION:

Chairman Palmer called for a vote on the substitute motion. **Motion carried by voice vote. Reps. Wintrow, Rubel, Gannon and Davis** requested they be recorded as voting **NAY**.

HJM 6:

Rep. Raymond presented **HJM 6**. He said this Joint Memorial establishes an ever present need for local input as it relates to highway safety, highway improvements and human/wildlife interactions. He also expressed the need for all stakeholders to be involved in the NEPA (National Environmental Policy Act) process as it relates to projects relying on public safety. NEPA is the basic national charter for protection of the environment. It establishes policy, sets goals and provides means for carrying out the policy. Action forcing provisions make sure federal agencies act according to the letter and spirit of the Act. NEPA provides public officials with the information they need to make better decisions.

In answer to committee questions, **Rep. Raymond** said this memorial came about because of the issue of safety for travelers on the Highway 20 corridor. The proposed highway project was a conservative approach to making the roads safer for drivers due to the amount of wildlife crossing the highway in the Island Park area. He said this memorial is a reminder to Congress we need a seat at the table when local issues are at stake.

Rep. Furniss said he helped in drafting the memorial. Constituent concerns, in this case, were mainly directed at the building of bridges and fences along the highway in an attempt to keep wildlife off the roads. The cost of maintenance was also an issue. Animal detection devices are 80% effective in warning travelers of the danger of wildlife on the roadway and a preferred choice.

MOTION:

Rep. Ricks made a motion to send **HJM 6** to the floor with a **DO PASS** recommendation.

Reps. Wintrow and **Syme** said this appeared to be a local issue that had already been solved. They didn't see the need for a memorial to be sent to Congress.

ROLL CALL VOTE:

Roll call vote was requested. **Motion carried by a vote of 9 AYE, 5 NAY, 4 absent/excused. Voting in favor** of the motion: **Reps. Palmer, Shepherd, Gestrin, Kauffman, Youngblood, Holtzclaw, DeMordaunt, Addis, Ricks. Voting in opposition** to the motion: **Reps. Syme, Wintrow, Gannon, Davis, Rubel. Reps. Dixon, Harris, Monks, Blanksma were absent/excused. Rep. Raymond** will sponsor the bill on the floor.

MOTION: Rep. Addis made a motion to approve the minutes of the February 14, and February 18, 2019, meetings. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 3:02 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
Upon Adjournment of the Floor
Room EW40
Friday, February 22, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 167:	Motor vehicles, designated routes	Rep. Palmer
H 168:	Vehicles, weights, routes	Rep. Palmer

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

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

Joyce McKenzie
Room: EW60
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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Friday, February 22, 2019

TIME: Upon Adjournment of the Floor

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** Representative(s) Youngblood, Davis, Rubel

GUESTS: Jason Kreizenbeck, Lobby Idaho; Mark Duffin, ID Sugarbeet Growers; R. Hobdey-Sanchez, ITD; Jeff Miles, LHTAC

Chairman Palmer called the meeting to order at 12:49 p.m.

H 167: **Roy Eiguren**, representing Amalgamated Sugar Company, presented **H 167**. This legislation amends Idaho Code to eliminate specific pilot project routes as established by the Legislature allowing vehicles up to 129,000 pounds gross weight to operate on certain state highways. **Mr. Eiguren** said including the routes in Idaho Code is no longer necessary.

MOTION: **Rep. Kauffman** made a motion to send **H 167** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Palmer** will sponsor the bill on the floor.

H 168: **Roy Eiguren** presented **H 168**. He said this bill establishes new processes and fees for local authorities and the Idaho Transportation Department to designate routes and issue permits allowing vehicles of prescribed weights to access highways and streets under their jurisdiction. The bill helps Idaho shippers solve issues that arise when trucks between 105,000 GVW and 129,000 GVW need to access highways and streets under local jurisdiction. It provides an industry-funded solution that will help shippers move freight and continue to contribute to Idaho's economy.

MOTION: **Rep. Gestrin** made a motion to send **H 168** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Palmer** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:07 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AMENDED AGENDA #1
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 or Upon Adjournment of Afternoon Floor
Room EW40
Tuesday, February 26, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 179	Motor vehicle insurance	Rep. Furniss
S 1046	Highway district, property sale	Senator Harris

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

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

- DATE:** Tuesday, February 26, 2019
- TIME:** 1:30 or Upon Adjournment of Afternoon Floor
- PLACE:** Room EW40
- MEMBERS:** Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel
- ABSENT/
EXCUSED:** Representative(s) Harris
- GUESTS:** Nick Veldhouse, Idaho Assn. of Highway Districts; Gordon Bates, Golden Gate Hwy Dist.; Alberto Gonzalez, ITD; Savannah Renslow, IAHD; Sarah Betwieser, Mike Brassey, State Farm; Woody Richards, Insurance Co's; Kent Day, Liberty Mutual
- Chairman Palmer** called the meeting to order at 2:16 p.m.
- MOTION:** **Rep. Gannon** made a motion to approve the minutes of the February 20, 2019, meeting. **Motion carried by voice vote.**
- H 2aa S:** **Rep. Dixon** said the Senate returned **H 2** with amendments. The amendments add further clarification of jurisdiction.
- MOTION:** **Rep. Dixon** made a motion to **concur** with the Senate amendments. **Motion carried by voice vote.**
- H 179:** **Rep. Furniss** presented **H 179**, legislation to amend Idaho Code. The bill specifies certain requirements of the online insurance verification program (portal) when registering or renewing a vehicle and provides an effective date. Idaho law requires motorists to carry liability insurance. This bill will allow for revocation of car title if a vehicle is not insured. Uninsured motorists will receive notice that they have 30 days to comply. Upon revocation of a registration due to a lack of insurance verification, an owner will be assessed a fee of \$75.00. In answer to committee questions, Rep. Furniss said the Department of Transportation will link in to the Department of Insurance portal to connect proof of insurance to automobile registration. Notice of noncompliance will be sent by mail or e-mail. Exemptions will be granted for vehicles used seasonally, collector or show cars, and rental/commercial vehicles where insurance is not linked to vin numbers.
- Alberto Gonzalez**, Idaho Transportation Department, spoke **in support** of the **H 179**. He said the bill accounts for postage, not the three to six additional personnel needed. He added, ITD will do the necessary work and enforcement required to implement the program.
- Rep. Moyle**, co-sponsor of the bill, said most states require verification of insurance when a vehicle is registered. Insurance companies share this information with the transportation department. He added, this bill protects citizens and is a way to help uninsured drivers. A similar program is in effect with emissions testing.
- Woody Richards**, representing insurance companies, spoke **in support** of the bill.
- MOTION:** **Rep. Ricks** made a motion to send **H 179** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Furniss** will sponsor the bill on the floor.

S 1046: **Senator Mark Harris** presented **S 1046**. The intent of this bill is to amend Idaho Code by increasing the threshold value of no longer useful and/or personal and real property owned by local highway districts. The legislation would allow a local highway district to sell this property without holding a public hearing as long as its value does not exceed \$10,000.

MOTION: **Rep. Kauffman** made a motion to send **S 1046** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Kauffman** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 3:04 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AMENDED AGENDA #1
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
Upon Adjournment
Room EW40
Thursday, February 28, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 77	Wireless devises, driving	Rep. Christensen

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, February 28, 2019

TIME: Upon Adjournment

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** Vice Chairman Shepherd, Representative(s) DeMordaunt, Blanksma

GUESTS: Jess Harrison, AIC; Fred Birnbaum, Idaho Freedom Foundation; Nick Veldhouse, IAHD

Chairman Palmer called the meeting to order at 3:15 p.m.

H 77: **Rep. Christensen** presented **H 77**. He said this bill preempts city ordinances prohibiting the use of handheld devices while operating a vehicle within city limits. Idaho code says cities can pass general ordinances such as requirements relating to speed, manner of driving or operating vehicles on any of the highways within the cities. He added, the Idaho motor vehicles code should be uniform throughout the state and no local authority can regulate something state code already covers. Currently, Idaho code prohibits texting while driving.

Jess Harrison, Association of Idaho Cities, spoke **in opposition** to the bill. She said cities have seen an increase in accidents due to the use of handheld devices while driving. The city of Idaho Falls educated the public before implementing the ban.

Fred Birnbaum and **Rep. Zollinger** spoke **in support** of **H 77**. In answer to committee questions, they agreed this bill is a starting point to get rid of the patchwork approach and clutter of signs in cities banning cell phone use while driving. A court case in Blaine County could have implications for bans on cell phone use while driving in other Idaho cities.

In answer to committee questions, **Rep. Christensen** said traffic laws should be consistent statewide. We have laws that address inattentive driving, which sufficiently address irresponsible use of handheld devices.

MOTION: **Rep. Ricks** made a motion to send **H 77** to the floor with a **DO PASS** recommendation.

SUBSTITUTE MOTION: **Rep. Gannon** made a substitute motion to hold **H 77** for **time certain**, March 14, 2019.

Rep. Davis spoke to the substitute motion. She said Hailey and Ketchum have found a solution to the problem. Don't repeal what is working.

Rep. Kauffman said he can't support either motion. He supports local control.

AMENDED SUBSTITUTE MOTION: **Rep. Wintrow** made an amended substitute motion to **HOLD 77** in committee.

Speaking to the motion, **Rep. Syme** said maybe the Hailey law suit will resolve the issue.

**VOTE ON
AMENDED
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 motion failed.**

**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 motion failed.**

**VOTE ON
ORIGINAL
MOTION:**

Chairman Palmer called for a vote on the motion to send **H 77** to the floor with a **DO PASS** recommendation.

**ROLL CALL
VOTE:**

Roll call vote was requested. **Motion failed by a vote of 7 AYE, 8 NAY, 3 Absent/Excused. Voting in favor of the motion: Reps. Gestrin, Youngblood, Dixon, Harris, Monks, Addis, Ricks. Voting in opposition to the motion: Reps. Palmer, Kauffman, Holtzclaw, Syme, Wintrow, Gannon, Davis, Rubel. Reps. Shepherd, Blanksma and DeMordaunt, were absent/excused.**

MOTION:

Rep. Addis made a motion to approve the minutes of the Feb. 22, 2019, meeting. **Motion carried by voice vote.**

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 3:55 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 pm or Upon Adjournment
Room EW40
Monday, March 04, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 208	Transportation Dept./Railroad Crossings	Mike Brassey, Union Pacific Railroad

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Monday, March 04, 2019

TIME: 1:30 pm or Upon Adjournment

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** Representative(s) Wintrow, Gannon, Rubel

GUESTS: Mike Brassey, Union Pacific Railroad; Jim Pline, Retired
Chairman Palmer called the meeting to order at 2:53 p.m.

MOTION: **Rep. Addis** made a motion to approve the minutes of the February 26, 2019, meeting. **Motion carried by voice vote.**

H 208: **Mike Brassey**, presented **H 208**. This legislation relates to the requirements for traffic control devices at railroad crossings. The bill repeals the existing statutory requirement for the state and local jurisdictions to place and maintain stop signs at all at-grade railroad crossings. The effect of the legislation is to allow state and local jurisdictions to erect stop signs only where they are actually needed and to require railroads to install yield signs at crossings where there are no stop signs.
Rep. Youngblood declared **Rule 38**, stating he is a highway district commissioner.
Jim Pline, spoke **in support** of the bill. He said he has been a consultant and expert witness. He was on a national committee where he helped develop standards in the National Manual on Uniform Traffic Control Devices. The manual and industry practice reflect recommendations for railroad crossing signs. This bill will put Idaho in step with the rest of the nation.

MOTION: **Rep. Monks** made a motion to send **H 208** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Monks** will sponsor the bill on the floor.

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

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
 1:30 pm or Upon Adjournment
 Room EW40
 Wednesday, March 06, 2019

SUBJECT	DESCRIPTION	PRESENTER
S 1079	Veterans, financial relief	Marv Hagedorn, Idaho Division of Veterans Services
S 1080	Veterans, recognition income fund	Marv Hagedorn
S 1081	Wheelchair-bound veterans	Marv Hagedorn

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Wednesday, March 06, 2019
TIME: 1:30 p.m. or Upon Adjournment
PLACE: Room EW40
MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel
**ABSENT/
EXCUSED:** Representative(s) Wintrow, Rubel
GUESTS: Nick Veldhouse, IAHD
Chairman Palmer called the meeting to order at 1:31 p.m.
MOTION: **Rep. Gannon** made a motion to approve the minutes of the Feb. 28, 2019, meeting. **Motion carried by voice vote.**
MOTION: **Rep. Addis** made a motion to approve the minutes of the March 4, 2019, meeting. **Motion carried by voice vote.**
S 1079: **Marv Hagedorn**, Chief Administrator, Idaho Division of Veterans Services, presented **S 1079**. He said this statutory amendment allows the Idaho Division of Veterans Services the ability to offer emergency relief grants to all eligible Idaho destitute veterans and their dependents instead of only those destitute veterans who come under the classifications of disabled or wartime.
MOTION: **Rep. Ricks** made a motion to send **S 1079** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Goesling** will sponsor the bill on the floor.
S 1080: **Marv Hagedorn** presented **S 1080**. He explained this legislation permits the short-term holdings in the Veterans Recognition Income Fund to be solely used to benefit Idaho veterans.
MOTION: **Rep. Addis** made a motion to send **S 1080** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Goesling** will sponsor the bill on the floor.
S 1081: **Marv Hagedorn** presented **S 1081**. This bill repeals a section of Idaho Code relating to transportation of wheelchair-bound veterans.
MOTION: **Rep. Dixon** made a motion to send **S 1081** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Goesling** will sponsor the bill on the floor.
Mr. Hagedorn gave a brief overview of the Division of Veterans Services budget. He said the major source of income for the IDVS is from the State veterans homes.
ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:53 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 pm or Upon Adjournment
Room EW40
Thursday, March 14, 2019

SUBJECT	DESCRIPTION	PRESENTER
SJM 104	Mountain Home Air Force Base	Senator Brackett
H 106aaS	Driver duty, stationary vehicles	Rep. McCrostie

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis(Goldman)
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, March 14, 2019
TIME: 1:30 p.m. or Upon Adjournment
PLACE: Room EW40
MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis (Goldman), Rubel
**ABSENT/
EXCUSED:** Vice Chairman Shepherd
GUESTS: Paul Arrington, Morgan Howard, IWUA; Brian Patton, IDWR; Matthew Sandelier, 366 FW MHAFB
Chairman Palmer called the meeting to order at 1:32 p.m.
SJM 104: **Senator Brackett** presented **SJM 104**. This Joint Memorial states the huge economic impact the Mountain Home Air Force Base has on the entire State of Idaho. It outlines the challenges the base faces with the availability of water due to a declining aquifer, and the risk of the base closing if the water supply situation is not solved. The state, in partnership with the United States Air Force, is working on the Mountain Home Air Force Base Sustainable Water Supply Project. The purpose of the project is to provide a sustainable, long-term water supply for the base from the Snake River. This will eliminate the base's reliance on the declining Mountain Home Aquifer.
In answer to a committee question, it was stated the cost of the project will be shared by the water management account in the General Fund and federal dollars. The State will build, own and operate the system while the Air Force will maintain the treatment plant.
MOTION: **Rep. Dixon** made a motion to send **SJM 104** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Blanksma** will sponsor the bill on the floor.
H 106aaS: **Rep. McCrostie** presented **H 106aaS**. This bill was brought before the committee again for consideration of the Senate amendments. Rep. McCrostie, sponsor of the bill, recommended the committee concur with the amendments.
MOTION: **Rep. Kauffman** made a motion to concur with the amendments made in the Senate to **H 106aaS**. **Motion carried by voice vote.** **Rep. McCrostie** will sponsor the bill on the floor.
ADJOURN: There being no further business to come before the committee, the meeting adjourned at 1:42 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
1:30 P.M.
Room EW40
Monday, March 18, 2019

SUBJECT	DESCRIPTION	PRESENTER
S 1131aa	Traffic, passing school bus	Rep. Kauffman

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 Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis(Goldman)
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Monday, March 18, 2019

TIME: 1:30 P.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

**ABSENT/
EXCUSED:** Representative(s) DeMordaunt, Ricks

GUESTS: Mary Symms, Cascade Student Transportation; Daniel Sperry, Makayla's Story; Matthew Conde, AAA; Francoise Cleveland, AARP-Idaho; Erin Bennett, AHA - ASA

Chairman Palmer called the meeting to order at 2:12 p.m.

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

S 1131aa: **Rep. Kauffman** presented **S 1131aa**. This bill amends Idaho Code to deter injuries/fatalities at school bus stops by increasing fines for offending drivers. A portion of the funds collected in fines will be used to purchase stop arm cameras to capture photos of offending drivers.

MOTION: **Rep. Wintrow** made a motion to send **S 1131aa** to the floor with a **DO PASS** recommendation.

Mary Symms, Meridian resident and school bus driver, testified **in support of S 1131aa**. She maintained there are three layers to the issue of drivers illegally passing school buses: motorists are not obeying the law, violators are not being identified, and the law is not being enforced. She said students who ride in school buses are most vulnerable when they are outside the bus in the "danger zone". Drivers in Idaho have increased the frequency of passing school buses during the boarding and disembarking of children. The current deployment of flashing lights and stop arms is not effective enough. Increasing the fines for this infraction will be a notable deterrent against unsafe driving behavior. Her opinion is increased fines and the use of stop arm cameras to identify offending drivers will result in safer conditions for school children.

Daniel Sperry, Bonneville County Deputy Sheriff spoke, **in support of S 1131aa**. He is a School Resource Officer who investigates stop arm violations. Officer Sperry reported School District 93 in Idaho Falls uses cameras on school bus stop arms. This has resulted in reduced violations. In answer to questions, he advised the committee to think of a bus as a stop light or stop sign. He added, his daughter was tragically killed when a motorist failed to stop for her school bus.

Matthew Conde, AAA, spoke **in support** of the bill. He said a national survey has shown camera use on stop arms reduces violations. When **S 1131aa** passes, AAA will do their part on the public awareness side.

**VOTE ON
MOTION:**

Chairman Palmer called for a vote on the motion to send **S 1131aa** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Kauffman** will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 2:43 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AMENDED AGENDA #1
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
Upon Adjournment
Room EW40
Tuesday, March 26, 2019

SUBJECT	DESCRIPTION	PRESENTER
<u>S 1201</u>	Transportation fund distribution	Rep. Palmer
<u>S 1065</u>	Transportation, bonds, funds	Jeremy Chou, American Council of Engineering Companies
<u>S 1126</u>	Transportation funding	Rep. Palmer

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

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Tuesday, March 26, 2019

TIME: Upon Adjournment

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel

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

GUESTS: Chelsea Wilson, PPA; Ken Burgess, Compass; Savannah Renslow, IAHD

Chairman Palmer called the meeting to order at 3:47 p.m.

MOTION: **Rep. Gannon** made a motion to approve the minutes of the March 18, 2019, meeting. **Motion carried by voice vote.**

S 1201: **Chairman Palmer** presented **S 1201**. The bill transitions the Idaho State Police funding component they receive from the gas tax to the General Fund. This legislation will change the apportionment of the Highway Distribution Account. Beginning in Fiscal Year 2021, the Idaho State Police apportionment of the Highway Distribution Account will be reduced by 1% per year until Fiscal Year 2025 when the apportionment will be at 0%.

Rep. Gannon stated he would like to see the dedicated fund stay with the State Police.

MOTION: **Rep. Monks** made a motion to send **S 1201** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Gannon, Rubel** and **Davis** requested to be recorded as voting **NAY**. **Rep. Palmer** will sponsor the bill on the floor.

S 1065: **Jeremy Chou**, representing the American Council of Engineering Companies, presented **S 1065**. He stated this bill amends the Transportation Expansion and Congestion Mitigation program to provide for a bonding mechanism for the funds already being received in that program.

MOTION: **Rep. DeMordaunt** made a motion to send **S 1065** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Palmer** will sponsor the bill on the floor.

S 1126: **Chairman Palmer** presented **S 1126**. This legislation extends the surplus eliminator. The funds transferred as a result of this legislation will be split equally. The Budget Stabilization Fund will receive 50% of the funds, and the other 50% will be split between the Strategic Initiatives Fund programs within the Idaho Transportation Department and the Local Strategic Initiatives Fund administered by the Local Highway Technical Assistance Council. After presenting the bill, Chairman Palmer requested it be sent to General Orders.

MOTION: **Rep. Addis** made a motion to send **S 1126** to **General Orders**.

Rep. Rubel asked what to expect when the bill goes to General Orders.

Chairman Palmer said the aim would be to amend the bill and create a more steady fund for future transportation needs.

**VOTE ON
MOTION:**

Chairman Palmer called for a vote on the motion to send **S 1126** to General Orders.
Motion carried by voice vote. Rep. Palmer will sponsor the bill on the floor.

Committee Page, **Elbia Christensen** was given a gift on behalf of the committee and thanked for her service. Her gift was a personalized blanket with the Great Seal of Idaho, picture of Elbia and the names of all the committee members. This blanket (quilt) was handmade by the committee secretary, **Joyce McKenzie**.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 3:59 p.m.

Representative Palmer
Chair

Joyce McKenzie
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
9:30 A.M.
Room EW40
Friday, April 05, 2019

<u>SUBJECT</u>	<u>DESCRIPTION</u>	<u>PRESENTER</u>
H 300	Interstate transport, hemp	Rep. Boyle

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

COMMITTEE MEMBERS

Chairman Palmer	Rep Harris	Rep Addis
Vice Chairman Shepherd	Rep Holtzclaw	Rep Ricks
Rep Gestrin	Rep Monks	Rep Wintrow
Rep Kauffman	Rep DeMordaunt	Rep Gannon
Rep Youngblood	Rep Syme	Rep Davis(Page)
Rep Dixon	Rep Blanksma	Rep Rubel

COMMITTEE SECRETARY

Joyce McKenzie
Room: EW60
Phone: 332-1146
email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Friday, April 05, 2019

TIME: 9:30 A.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis (Page), Rubel

**ABSENT/
EXCUSED:** None

GUESTS: Phil Haunschild, IFF; Chelsea Wilson, PPA

Chairman Palmer called the meeting to order at 9:32 AM.

H 300: **Rep. Boyle** presented **H 300**, legislation allowing the Director of Idaho State Police to issue permits for interstate transport of hemp.

MOTION: **Rep. DeMordaunt** made a motion to send **H 300** to the floor with a **DO PASS** recommendation.

Phil Haunschild, Idaho Freedom Foundation, testified **in opposition to H 300**. He was of the opinion the legislation has two main issues: permitting and check stations. He expressed concern about out-of-state hemp supporters not knowing how to obtain the permit. If they do not have an active permit, their product could be seized, including at check stations. He state the legislation would create a burden to interstate commerce.

Chelsea Wilson, Idaho Farmers for Health, testified **in support of H 300**. She was of the opinion that although the legislation is not a perfect solution, it does provide a better alternative to current law and it would keep local control intact.

Rep. Troy, co-sponsor of **H 300**, clarified a few points of the legislation including the permits would be issued from the Director of the Idaho State Department of Agriculture as opposed to the Director of Idaho State Police. She also explained the permitting process will be similar to the brand inspection process and although the Federal government has not issued regulations with regards to permits, the State of Idaho has the supremacy to regulate interstate commerce. The fees from the permits would go to a dedicated fund for hemp development.

VOTE ON MOTION: **Motion carried by voice vote. Reps. Boyle and Troy** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 9:55 AM.

Representative Palmer
Chair

Julia Grief
Secretary

AGENDA
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
9:00 A.M.
Room EW40
Thursday, April 11, 2019

SUBJECT	DESCRIPTION	PRESENTER
H 300aaS	Interstate Transport - Hemp - Senate Amendment	Rep. Judy Boyle

COMMITTEE MEMBERS

Chairman Palmer Rep Harris
Vice Chairman Shepherd Rep Holtzclaw
Rep Gestrin Rep Monks
Rep Kauffman Rep DeMordaunt
Rep Youngblood Rep Syme
Rep Dixon Rep Blanksma

Rep Addis
Rep Ricks
Rep Wintrow
Rep Gannon
Rep Davis
Rep Rubel(Morales)

COMMITTEE SECRETARY

Irene Moore
Room: EW60
Phone: 332-1146
email: htran@house.idaho.gov

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE

DATE: Thursday, April 11, 2019

TIME: 9:00 A.M.

PLACE: Room EW40

MEMBERS: Chairman Palmer, Vice Chairman Shepherd, Representatives Gestrin, Kauffman, Youngblood, Dixon, Harris, Holtzclaw, Monks, DeMordaunt, Syme, Blanksma, Addis, Ricks, Wintrow, Gannon, Davis, Rubel (Morales)

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

GUESTS: Nick Veldhouse, Highway Districts; Phil Hachschild, ID Freedom Foundation; Chelsea Wilson, PPA

Chairman Palmer called the meeting to order at 9:02 a.m.

MOTION: **Rep. Addis** made a motion to approve the minutes of the April 5, 2019, meeting.
Motion carried by voice vote.

H 300aaS: **Rep. Judy Boyle**, District 9, presented the amendments for **H 300aaS**. She stated the original legislation was needed for the interstate transport of hemp. Review of the 2018 Farm Bill (Farm Bill) and the court ruling, indicate no interstate transport is allowed until all of the Farm Bill processes, US Department of Agriculture (USDA) rules, and the federal plan are in place. At that point the transport can occur, if the commodity growing state has a plan approved or uses the USDA plan. The rules and plan are not expected to be in place until the fall of 2019.

Previously, the Idaho State Police(ISP) code was placed within the Agriculture code. The amendments now place the agriculture commodity within the ISP statute. The judge's opinion and the Farm Bill both say a state plan is not needed to allow the farmers to grow the commodity. Adopting the Farm Bill would actually be less costly.

Answering questions, **Rep. Boyle** said the best option is to not concur with the amendments, which will allow the USDA plan and rules to be in place so interstate transport can occur. Additionally, the Board of Pharmacy will have to promulgate temporary rules to comply with the changed federal Schedule 1 drugs regulation. At that point the USDA plan can be accepted through legislative action and farmers can grow this crop. This is the easiest, cleanest, and least expensive route for Idaho. The Farm Bill requires any state plan be formulated between the state's Chief Law Enforcement Officer, the Governor's Office, and the State Attorney General.

MOTION: **Rep. Gestrin** made a motion to not concur with the amendments made in the Senate to **H 300aaS**.

Rep. Boyle said, responding to additional questions, the ISP is not in agreement with hemp as an agriculture commodity. To achieve agreement between all three parties and stakeholders would be a lengthy process with no guarantee the plan would not be more restrictive than the USDA plan.

Rep. Caroline Troy, District 5, further presented **H 300aaS**. The amendments insert "foreign country" to provide for products imported from Canada and China. Enforcement is by the Director of the Idaho State Department of Agriculture (ISDA), who will understand the issue better than the ISP. Clarification is made for hemp products without delta-9 tetrahydrocannabinol (THC) concentration and not derived from the prohibited parts of the marijuana plant. The dedicated fund will receive revenues from fees and civil penalties.

The intent language allows Idaho primary plan development and submission authority through the negotiated rule making process, the Governor's office, and the ISP. Such rules would be expected in September or October. The Farm Bureau and food producers support the amendments and agree an Idaho plan should be developed by the Department of Agriculture and farmer stakeholders to assure all voices are heard.

Replying to questions, **Rep. Troy** explained there may not be any faster path because everyone is awaiting the federal plan before proceeding. By starting negotiated rule making now, farmers can prepare to plant seeds next spring. The fiscal note revision removes ISP permit issuance of interstate transport permits, which will be done by the ISDA Director as part of the Idaho plan.

Rep. Boyle, clarified products with THC are already illegal, so another stipulation is not needed. The USDA has 60 days to approve or not approve an Idaho plan. The Farm Bill eliminates the need for any state corrective action plan, unless it is a USDA or state plan violation. Any violation would require a new plan and the approval of both the USDA Secretary and the US Attorney General.

The USDA plan, in her opinion, would not require additional staff for plan development. If the USDA plan does not work, we can develop an Idaho plan, which can be more, but not less, restrictive.

SUBSTITUTE MOTION:

Rep. Kauffman made a substitute motion to concur with the amendments made in the Senate to **H 300aaS**.

ROLL CALL VOTE:

Roll call vote was requested. **Motion failed by a vote of 5 AYE, 12 NAY, 1 Absent/Excused. Voting in favor of the motion: Reps. Kauffman, Youngblood, Syme, Ricks, and Davis. Voting in opposition to the motion: Chairman Palmer, Reps. Shepherd, Gestrin, Dixon, Harris, Monks, DeMordaunt, Blanksma, Addis, Wintrow, Gannon, and Rubel. Rep. Holtzclaw was absent/excused.**

VOTE ON ORIGINAL MOTION:

Chairman Palmer called for a vote on the motion to not concur with the amendments made in the Senate to **H 300aaS. Motion carried by voice vote.**

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 9:40 a.m.

Representative Palmer
Chair

Irene Moore
Secretary