

MINUTES  
**HOUSE BUSINESS COMMITTEE**

**DATE:** Friday, February 07, 2020  
**TIME:** 1:30 P.M.  
**PLACE:** Room EW41  
**MEMBERS:** Chairman Dixon, Vice Chairman DeMordaunt, Representatives Collins, Crane, Palmer, Barbieri, Stevenson, Armstrong, Clow, Andrus, Furniss, Nichols, Raymond, Kiska, Smith, Berch, Green  
**ABSENT/  
EXCUSED:** Reps. Clow, Stevenson

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

**H362:** **Rep. Furniss** presented **H362** repealing the Idaho Hospital Liability Trust Act. No hospital liability trusts are currently registered in the state of Idaho nor have any trusts applied since 1999. Rep. Furniss explained there has been no money held by this trust, nor any access to the trust since 1999.

**MOTION:** **Rep. Collins** made a motion to send **H362** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Monks** will sponsor the bill on the floor.

**RS 27622:** **Rep. Scott** presented **RS 27622**. This proposed legislation removes the Idaho Department of Transportation's (ITD) ability to suspend registration for any registered vehicle that doesn't have insurance on it. It also removes the ITD's ability to charge a \$75.00 fee to re-instate the registration. While the ITD may continue to send notices of financial responsibility status up to two times a year, the legislation removes the ability to send notices related to a thirty-day suspension and final notices of registration suspension. This eliminates the parts of code regarding suspension communications between the citizen and the ITD, as well as where the fines would be directed. The legislation requires Insurers to update the vehicle verification system at least monthly in efforts to keep the database current. This legislation raises the fines for driving without insurance from \$75 to \$225 and directs 50% of funds directed to administration costs and 50% going to county dispatch centers (PSAPs) of the county in which the driver. **Rep. Scott** asked **Senator Woodward** to continue the presentation.

**Senator Woodward** continued on **in support** of the presentation of **RS 27622**.

Committee debated the intent to collect an increased fee from drivers if they couldn't afford insurance and the comparative costs of insurance in other states.

**MOTION:** **Rep. Palmer** made a motion to return **RS 27622** to the sponsor.

**SUBSTITUTE  
MOTION:** **Rep. Nichols** made a substitute motion to hear **RS 27622** in committee.

**ROLL CALL  
VOTE ON  
SUBSTITUTE  
MOTION:** Roll call vote was requested. **Substitute motion failed by a vote of 4 AYE, 11 NAY, 2 Absent/ Excused.** **Voting in favor** of the motion: **Reps. Barbieri, Armstrong, Nichols, and Chairman Dixon.** **Voting in opposition** to the motion: **Reps. DeMordaunt, Collins, Crane, Palmer, Andrus, Furniss, Raymond, Kiska, Smith, Berch, and Green.** **Reps. Clow and Stevenson were absent/excused.**

**VOTE ON  
MOTION:** **Rep. Barbieri** withdrew his request for a roll call vote. **Motion carried by voice vote.**

**RS 27535:** **Rep. Armstrong** presented **RS 27535**, proposed legislation ensuring uniformity and certainty to home builders of 4 units and under, nullifying the need to install a sprinkler system. Currently in Idaho most counties allow this, but the position differs from the International Building Code and some local policies, which require sprinkler systems in personal dwellings larger than 2 units. The intent of this legislation is to provide Statewide consistency in the bidding process. **Reps. Crane, Furniss, Palmer, and Nichols** declared Rule 80.

**MOTION:** **Rep. Furniss** made a motion to introduce **RS 27535**. **Motion carried by voice vote.**

**RS 27250C1:** **Richard Sherrick** presented **RS 27250C1**, proposed legislation to grant authority to the Director to issue enforcement actions directly to a credit union, provide for confidentiality of examination reports and other confidential information, and authorize credit unions to act as a custodian or fiduciary for tax-advantaged savings plans. Amendments are proposed to reorganize and update provisions relating to examinations and investigation reports, and to authorize the director to examine and investigate the affairs of a subsidiary of a credit union, credit union service organization, and third-party service providers. A new section is added to provide for the confidentiality of examination reports and confidential communication; provide for circumstances where disclosing confidential information is authorized; imposing penalties violations; authorizes the Director to issue cease and desist orders and suspension or removal orders directly to a credit union or affected person; and to prohibit future employment by a credit union. Provisions authorize the Director to appoint a receiver, outline the powers and duties of a receiver, and amend the act to allow state-chartered credit unions to act as a custodian or fiduciary to the same extent as a federal credit union for the purpose of offering tax-advantaged savings plans.

**MOTION:** **Rep. Green** made a motion to introduce **RS 27250C1**. **Motion carried by voice vote.** **Reps. Nichols, Palmer, and Kiska** requested to be recorded as voting **Nay**.

**RS 27609:** **Rep. Monks** presented **RS 27609**, proposed legislation to eliminate phantom insurance and reduced payments for benefits paid by others. When a citizen purchases motor vehicle underinsurance coverage, the purchaser receives the stated benefit on the declarations page. This prevents insurance companies (which receive a premium for underinsured coverage) from taking credit for benefits paid by other insurance companies. It further limits the benefits recoverable to the purchaser's actual losses or the amount of coverage purchased, whichever is less. Some motor vehicle insurance companies voluntarily provide this type of coverage and their premium rates are competitive with companies who do not adhere to this policy.

**MOTION:** **Rep. Palmer** made a motion to introduce **RS 27609**. **Motion carried by voice vote.**

**RS 27629C1:** **Rep. Green** presented **RS 27629C1**, proposed legislation to honor sick leave offered to employees without penalty, such as an absence subject to discipline, discharge, demotion, suspension, or any other adverse action.

**MOTION:** **Rep. Kiska** made a motion to introduce **RS 27629C1**. **Motion carried by voice vote.**

- RS 27513:** **Rep. Syme** presented **RS 27513**, proposed legislation to eliminate a section of the code which requires a broker's physical presence in the office at certain intervals. Brokers are required to properly supervise their sales associates, regardless of their location. As technology advances have made it possible for brokers to supervise contracts electronically, the physical presence requirement created unnecessary restrictions for the business models of some brokerage companies. In order to protect the consumer in a real estate transaction, language was added to clarify the broker's responsibility to be reasonably available to answer questions and complaints
- MOTION:** **Rep. Crane** made a motion to introduce **RS 27513**. **Motion carried by voice vote.**
- RS 27243:** **Rep. Syme** presented **RS 27243**, proposed legislation seeking an amendment clarifying that all sales associates must provide copies of signed real estate transaction documents to their broker by the end of the next business day. This update benefits consumers by increasing broker supervision of their licensees' activities.
- MOTION:** **Rep. DeMordaunt** made a motion to introduce **RS 27243**. **Motion carried by voice vote.**
- RS 27288:** **Rep. Syme** presented **RS 27288**, proposed legislation to reduce barriers to licensure and burdens on current licensees of the Real Estate Commission. The changes would reduce the minimum number of hours required in individual accredited courses, eliminate unnecessary requirements to mark rejected offers, and have a written agency office policy. The proposed legislation also clarifies language about calling meetings of the Commission and removes a citation to a rule that was allowed to expire.
- MOTION:** **Rep. DeMordaunt** made a motion to introduce **RS 27288**. **Motion carried by voice vote.**
- RS 27676:** **Rep. Furniss** presented **RS 27676**, proposed legislation to extend the start date of the legislation to July 1, 2020.
- MOTION:** **Rep. DeMordaunt** made a motion to introduce **RS 27676**. **Motion carried by voice vote.**
- ADJOURN:** There being no further business to come before the committee, the meeting adjourned at 2:25 p.m.

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Representative Dixon  
Chair

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Jayne Feik  
Secretary