

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Tuesday, January 17, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
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Organizational Meeting

COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

Rep Palmer

Rep Barbieri

Rep Dixon (1)

Rep Andrus

Rep Furniss

Rep Mitchell

Rep Monks

Rep Cornilles

Rep Crane (12)

Rep Lanting

Rep Petzke

Rep Redman

Rep Berch

Rep Green (Ruckh)

Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson

Room: EW49

Phone: 332-1139

Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Tuesday, January 17, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Monks, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green (Lesmeister), Rubel

**ABSENT/
EXCUSED:** None

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

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

Chairman Clow welcomed the committee and introduced the committee secretary, **Michelle Anderson** and Page, **Cache Miller**.

Chairman Clow assigned proofreaders for the committee: **Rep. Berch** and **Rep. Lanting**.

Chairman Clow put the committee at ease.

Chairman Clow resumed the meeting.

Chairman Clow shared the mission of the business committee. He also reviewed the committee procedures and upcoming items. He said the committee will function as an electronic committee and will allow remote public testimony. He reminded committee members the RSs provided in the electronic folder are confidential and should not be shared. **Chairman Clow** also explained his preference to have legislation brought to him in draft form before it is an RS.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:49 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Thursday, January 19, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
RS 29938C1	Idaho Division of Occupational and Professional Licenses review to change code references. Discussion regarding administrative rules process. Will include an overview of IDAPA Rules.	Tim Frost, Division of Occupational and Professional Licenses Rep. Ehlers Josh Scholar, Legislative and Regulatory Affairs Bureau Chief

COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

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Rep Petzke

Rep Redman

Rep Berch

Rep Green (Lesmeister)

Rep Rubel

COMMITTEE SECRETARY

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MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Thursday, January 19, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Monks, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green (Lesmeister), Rubel

**ABSENT/
EXCUSED:** Barbieri, Monks

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

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

Chairman Clow asked committee members to introduce themselves.

MOTION: **Rep. Berch** made a motion to approve the minutes of January 17, 2023. **Motion carried by voice vote.**

RS 29938C1: **Tim Frost**, Deputy Administrator at Division of Occupational and Professional Licenses (DOPL) presented **RS 29938C1** explaining it's purpose is to change code references to align the reference terms of the former Division of Building Safety into the Idaho Division of Occupational and Professional Licenses and the reference terms of the administrator of Division of Building Safety to be the administrator of the Division of Occupational and Professional Licenses. Mr. Frost explained **RS 29938C1** is the final bill of three clean-up bills.

MOTION: **Rep. Furniss** made a motion to introduce **RS 29938C1**. **Motion carried by voice vote.**

Chairman Clow called on **Vice Chair Ehlers** to share with the committee what they would be seeing with rules this year. **Chairman Clow** turned the gavel over to **Vice Chair Ehlers**.

Vice Chair Ehlers gave an introduction about the rules process and how last year's rule making has impacted this year's process. He further explained since there are so few rules and they are all related to one department, the committee will address them as a whole committee at a future meeting.

Vice Chair Ehlers also explained the Business Committee was erroneously sent **Docket No. 24-0000-2201F** meant for the Health and Welfare Committee and suggested the committee forward them to Health and Welfare. **Rep. Crane (13)** and **Rep. Dixon (1)** expressed their preference to see the docket before voting to forward the rule to Health and Welfare. **Rep. Rubel** assured members that as a member of the Health and Welfare Committee, the rules will be thoroughly reviewed.

Vice Chair Ehlers turned the gavel over to **Chairman Clow**.

MOTION: **Rep. Crane (13)** made a motion to delay voting on forwarding **Docket No. 24-0000-2201F** to Health and Welfare until a later meeting. **Motion carried by voice vote.**

Josh Scholer, Legislative and Regulatory Affairs Bureau Chief, gave an overview of the administrative rules and legislative review process.

In response to committee questions, **Mr. Scholer** further clarified the process for creating rules including the circumstance when rules are brought back to the legislature after being rejected in previous sessions. He also explained the difference between rules and law and how statutes trump rules. Mr. Scholer shared that he is unaware of any agency without statutory rule-making authority that makes rules. Specifically, he said the Electrical Board believes they have been given statutory authority by the legislature to promulgate the rules, but the legislature has repeatedly rejected the rules regarding ratios. Mr. Scholer position is that the simplest way to resolve this issue would be for the legislature to pass a statute stating there should be no ratio. **Chairman Clow** shared a similar experience on the Education Committee which resulted in the legislature codifying standards to resolve the issue. Mr. Scholer further explained in Idaho law it says non-fee rules go into effect upon sine die and fee rules must be approved by concurrent resolution.

ADJOURN:

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

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Monday, January 23, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
24-0000-2201F	Division of Occupational and Professional Licensing — Notice of Omnibus Rulemaking (Fee Rule) - Proposed Rule	Chairman Clow
	Department of Finance Overview and Mission	Anthony Palidori, Department of Finance
	Department of Insurance Overview and Mission	Director Dean Cameron, Department of Insurance
	IDOPL Overview and Mission	Tim Frost, Idaho Division of Occupational and Professional Licenses

Public testimony may be limited to two minutes at the discretion of the Chair. Germane stakeholder groups with prior approval may request up to 5 minutes.

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[***Register to Testify***](#)

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COMMITTEE MEMBERS

Chairman Clow
Vice Chairman Ehlers
Rep Crane (13)
Rep Palmer
Rep Barbieri
Rep Dixon (1)

Rep Andrus
Rep Furniss
Rep Mitchell
Rep Monks
Rep Cornilles
Rep Crane (12)

Rep Lanting
Rep Petzke
Rep Redman
Rep Berch
Rep Green (Lesmeister)
Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson
Room: EW49
Phone: 332-1139
Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Monday, January 23, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Monks, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green (Miller), Rubel

**ABSENT/
EXCUSED:** Reps. Barbieri, Dixon(1),Rubel

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

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

Chairman Clow welcomed **Rep. Morgan Miller** substituting for **Rep. Green**.

Chairman Clow shared the next item on the agenda is to pick up where the committee left off on **DN. 24-0000-2201F** within the DOPL fee rules which should have been sent to the House Health & Welfare Committee.

MOTION: **Rep. Crane (13)** made a motion to refer **DN. 24-0000-2201F** to the Health and Welfare Committee for their action. **Motion carried by voice vote.**

Director Patty Perkins of the Department of Finance presented an overview of the organization. The department's mission is to safeguard the financial health of Idahoans through the appropriate oversight of diverse financial institutions, the education and protection of consumers, and by fostering sensible innovation in the financial services markets. She shared the department has a vision to excel in this space and do that through the practice of values instituted: trust, accountability, empowerment, collaboration, adaptability and fairness.

Deputy Director Anthony Polidori expanded more about the bureaus contained within the Department of Finance: Financial Institutions Bureau, Consumer Finance Bureau, Securities Bureau, and Supporting Services Bureau.

In response to committee questions: **Director Perkins** shared while it is not currently regulated by Federal or Idaho law, the Department of Finance is aware of issues surrounding cryptocurrency. The department's position is some activities utilized in the cryptocurrency market are subject to the Trust Institutions Act for the protection of Idahoans. Director Perkins also elaborated that if Idaho consumers are victims of financial fraud, the Department of Finance investigates. If the issue is not financial related, they would direct the consumer to the appropriate department.

Director Dean Cameron of the Department of Insurance introduced Deputy Director, **Wes Trexler**, Consumer Services Bureau Chief, **Randy Pipal**, Consumer Activities Bureau Chief, **Eric Fletcher**, and Public Information Officer, **Julie Robinson**. He thanked Department of Finance **Director Perkins**, sharing their departments' fraud units often collaborate on fraud cases. Director Cameron presented an overview of the Department of Insurance including the Consumer Services Bureau, Market Oversight Bureau, Company Activities Bureau and State Fire Marshal. He also shared the mission of the department is to serve and protect Idahoans by equitably and effectively and fairly administering the Idaho Insurance Code and the International Fire Code.

In response to committee questions, **Director Cameron** explained when fraud investigations determine the action to be taken is administrative in nature, it is referred to an administrative hearing, if it is determined there is enough evidence of criminality, it is referred to the Attorney General's office. He explained it's getting more difficult to find insurance in rural areas due to reinsurance and because of the number of fires on state lands and forest lands. Director Cameron shared that having the Fire Marshall housed within the Department of Insurance, which is true for most states, began with **Benjamin Franklin** who was the first fire chief and created the first fire insurance company.

Deputy Administrator Tim Frost of the Idaho Division of Occupational & Professional Licenses introduced **Administrator Russel Barron**, Building, Construction & Real Estate Bureau Chief, **Amy Lorenzo**, and Occupational Licenses Bureau Chief, **Ann Lawler** to the committee. Mr. Frost presented an overview of IDOPL including the division history which began with the signing of **H 318** and the creation of the new division from the former Bureau of Occupational Licenses. He shared the division's strategic plan covering 2022-2026 as well as their mission: "Consumer protection and public safety". He also explained about the move from multiple locations around the Treasure Valley to a consolidated location which began in 2021 and completed in 2022. Mr. Frost encouraged the committee members to take a tour of the new campus. He explained the new location is customer-centric for any of the board and commission meetings the public attends in person or online. Mr. Frost explained the final task from the governor was to seek efficiencies from the combined organizations with the consolidation of information technology systems across their boards. DOPL is currently in negotiations regarding that technology system.

In response to committee questions, **Mr. Frost** explained they are in the final stages of the negotiations for the information technology systems.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 2:32 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Wednesday, January 25, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
18-0203-2201	Certificate of Liability Insurance for Motor Vehicles (ZBR Chapter Rewrite) - Proposed Rule	Dean Cameron, Director, Dept. of Insurance
18-0701-2201	Rules for Acquiring Control, Insurance Holding Company Systems and Mutual Insurance Holding Companies (ZBR Chapter Rewrite) - Proposed Rule	Dean Cameron, Director, Dept. of Insurance
18-0702-2201	Reserve Liabilities and Minimum Valuations for Annuities and Pure Endowment Contracts (ZBR Chapter Rewrite) - Proposed Rule	Dean Cameron, Director, Dept. of Insurance
18-0703-2201	Valuation of Life Insurance Policies Including the Use of Select Mortality Factors (ZBR Chapter Rewrite) - Proposed Rule	Dean Cameron, Director, Dept. of Insurance
RS 30059	Prohibits financial institutions from disclosing deposit and transaction information to the federal IRS except where required by law.	Rep. Petzke

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COMMITTEE MEMBERS

Chairman Clow
Vice Chairman Ehlers
Rep Crane (13)
Rep Palmer
Rep Barbieri
Rep Dixon (1)

Rep Andrus
Rep Furniss
Rep Mitchell
Rep Monks
Rep Cornilles
Rep Crane (12)

Rep Lanting
Rep Petzke
Rep Redman
Rep Berch
Rep Green (Miller)
Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson
Room: EW49
Phone: 332-1139
Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Wednesday, January 25, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Monks, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green (Miller), Rubel

**ABSENT/
EXCUSED:** Representatives Crane (12), Rubel

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

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

Chairman Clow turned the gavel over to **Vice Chair Ehlers**.

DOCKET NO. 18-0203-2201: **Director Cameron** from Department of Insurance gave a history of his department's reduction of rules even prior to **Governor Little's** Zero Based Regulation. He noted how Idaho has become a trendsetter in the insurance regulation world because of the continued reduction in the regulations. Director Cameron explained the proposed rule changes in **Docket No. 18-0203-2201**, regarding Certificate of Liability Insurance for Motor Vehicles (ZBR Chapter rewrite).

In response to committee questions, **Director Cameron** explained as a general rule, they have avoided the terms shall and must in rules, unless required by statute. There is a permissiveness in the way the insurance certificate may be provided- either in the original contract or a copy thereof.

MOTION: **Rep. Berch** made a motion to approve **Docket No. 18-0203-2201**. **Motion carried by voice vote.**

DOCKET NO. 18-0701-2201: **Director Cameron** explained **Docket No. 18-0701-2201**, proposed rules for Acquiring Control, Insurance Holding Company Systems and Mutual Insurance Holding Companies (ZBR Rewrite). He said it is a simplification and rules reduction, not a change in policy or procedure. During the rule-making process, there were no comments or concerns expressed by industry or interested parties.

In response to committee questions, **Director Cameron** clarified the changes to the definitions of affiliated person is not changing the meaning but to reduce the number of words. He also explained changing the word dividends to distribution doesn't broaden the meaning.

MOTION: **Rep. Furniss** made a motion to approve **Docket No. 18-0701-2201**. **Motion carried by voice vote.**

DOCKET NO. 18-0702-2201: **Director Cameron** explained **Docket No. 18-0702-2201**, pending rules for Reserve Liabilities and Minimum Valuations for Annuities and Pure Endowment Contracts (ZBR Chapter Rewrite). This rule does not change any policy or procedure or make any definitional change it is clarifying language and removes duplicated languages. During the rule-making process, there were no comments or concerns expressed by industry or interested parties.

In response to committee questions, **Director Cameron** clarified the tables used are tied to when the policy is purchased. The mortality tables are established nationally and they are the foundation by which carriers operate in developing rates.

MOTION: **Rep. Redman** made a motion to approve **Docket No. 18-0702-2201**. **Motion carried by voice vote.**

DOCKET NO. 18-0703-2201: **Director Cameron** explained **Docket No. 18-0703-2201**, pending rules for Valuation of Life Insurance Policies Including the Use of Select Mortality Factors (ZBR Chapter Rewrite). This rule does not change any policy or procedure or make any definitional change it is clarifying language and is simplifying the rules. During the rule-making process, there were no comments or concerns expressed by industry or interested parties.

MOTION: **Rep. Lanting** made a motion to approve **Docket No. 18-0703-2201**. **Motion carried by voice vote.**

Vice Chair Ehlers turned the gavel over to **Chairman Clow**.

RS 30059: **Rep. Petzke** presented **RS 30059** proposed legislation which protects the privacy of Idahoans by prohibiting a bank, savings bank, savings and loan association, or credit union chartered under this state's law (state-chartered financial institution) from disclosing to the federal Internal Revenue Service deposit and withdrawal transaction information for any account held at the state-chartered financial institution except when required by preexisting state or federal law.

In response to committee questions, **Rep. Petzke** explained any transactions information that would currently be legally released by subpoena would still be allowed, while stopping the IRS from additional regulations. He also shared that this RS has no threshold dollar amount. **Trent Wright** from the Idaho Bankers Association added there are a total of eight states he is aware of that have or will be bringing similar legislation forward this year.

MOTION: **Rep. Monks** made a motion to introduce **RS 30059**. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:13 p.m.

Representative Ehlers
Vice Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Tuesday, January 31, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
H 23	OCCUPATIONAL AND PROFESSIONAL LICENSES - Amends existing law to replace references to the Division of Building Safety with the Division of Occupational and Professional Licenses.	Rep. Andrus Tim Frost, DOPL
18-0202-2201	Automobile Insurance Policies (ZBR Chapter Rewrite) - Proposed Rule	Dean Cameron, Director, Idaho Dept. of Insurance
18-0708-2201	Property and Casualty Actuarial Opinion Rule (ZBR Chapter Rewrite) - Proposed Rule	Dean Cameron, Director, Idaho Dept. of Insurance
18-0709-2201	Life and Health Actuarial Opinion and Memorandum Rule (ZBR Chapter Rewrite) - Proposed Rule	Dean Cameron, Director, Idaho Dept. of Insurance
18-0802-2201F	Fire Protection Sprinkler Contractors (ZBR Chapter Rewrite, Fee Rule) - Proposed Rule	Dean Cameron, Director, Idaho Dept. of Insurance

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COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

Rep Palmer

Rep Barbieri

Rep Dixon (1)

Rep Andrus

Rep Furniss

Rep Mitchell

Rep Monks

Rep Cornilles

Rep Crane (12)

Rep Lanting

Rep Petzke

Rep Redman

Rep Berch

Rep Green (Miller)

Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson

Room: EW49

Phone: 332-1139

Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Tuesday, January 31, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Monks, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** None

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

Chairman Clow Called the meeting to order at 1:30 p.m.

H 23: **Rep. Andrus** introduced **H 23** to the committee and welcomed **Tim Frost**, Division Deputy Administrator, Idaho Division of Occupational and Professional Licenses. **Rep. Andrus** explained H 23 is a clean-up bill to align reference terms of the former Division of Building Safety into the Idaho Division of Occupational and Professional Licenses. In addition, the proposal will align the reference terms of the administrator of Division of Building Safety to be the administrator of the Division of Occupational and Professional Licenses.

MOTION: **Rep. Dixon(1)** made a motion to send **H 23** to the floor with a **DO PASS** recommendation. **Motion carried with a voice vote.** **Rep. Andrus** will sponsor the bill on the floor.

Chairman Clow introduced page, **Trew Lammers**.

Chairman Clow turned the gavel over to **Vice Chair Ehlers**

Reps. Redman, Furniss, Cornilles, and Dixon(1) declared a **Rule 80**.

DOCKET NO. 18-0202-2201: **Vice Chair Ehlers** welcomed **Dean Cameron**, Director, Department of Insurance. **Director Cameron** explained the purpose of **Docket No.18-0202-2201** was to clarify a certain type of insurance policy coverage information disclosures for consumers, to disallow insurers from charging premium for minimum limit coverage at offset. In addition, the rule change clarified and simplified language and removed duplicated language.

In response to committee questions, **Director Cameron** shared the department worked to simplify the process and make it easy to understand for consumers.

MOTION: **Rep. Redman** made a motion to approve **Docket No.18-0202-2201**. **Motion carried by voice vote.**

DOCKET NO. 18-0708-2201: **Dean Cameron**, Director, Department of Insurance. **Director Cameron** explained the purpose of **Docket No. 18-0708-2201** is to clarify and reduce language. There were no changes in policy or substance of the rule.

Reps. Redman, Dixon(1), Furniss, and Cornilles declared a **Rule 80**.

MOTION: **Rep. Furniss** made a motion to approve **Docket No. 18-0708-2201**. **Motion carried by voice vote.**

DOCKET NO. 18-0709-2201: **Dean Cameron**, Director, Department of Insurance, explained the purpose of **Docket No. 18-0709-2201** is to clarify and reduce language. There were no changes in policy or procedures.

Reps. Redman, Dixon(1), Furniss, and Cornilles declared a **Rule 80**.

MOTION: **Rep. Cornilles** made a motion to approve **Docket No. 18-0709-2201**. **Motion carried by voice vote.**

DOCKET NO. 18-0802-2201F: **Dean Cameron**, Director, Department of Insurance, explained the purpose of **Docket No. 18-0802-2201F** is to clarify and reduce language. There were no changes in policy and no changes to fees.

In response to committee questions, **Director Cameron** introduced Fire Marshall **Knute Sandahl** who explained the elimination of duplicate text in the rules are covered in other sections and within the body of the standard which is required to be followed.

Reps. Crane(13) and Crane(12) declared a **Rule 80**.

MOTION: **Rep. Berch** made a motion to approve **Docket No. 18-0802-2201F**. **Motion carried by voice vote.**

Vice Chair Ehlers turned the gavel over to **Chairman Clow**.

Chairman Clow explained the fee rules will require a concurrent resolution with both bodies to accept that. Concurrent resolutions will be drafted for on all these rules.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:06 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Wednesday, February 01, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
RS 29952C1	Universal work recognition licensure pathway	Rep. Crane (13)
24-0000-2202F	Division of Occupational and Professional Licensing — Notice of Omnibus Rulemaking (Fee Rule) - Proposed Rule	Tim Frost, Division Deputy Administrator, IDOPL
	24-2501-2202F - Idaho Driving Businesses Licensure Board (ZBR Chapter Rewrite, Fee Rule)	
	24-3001-2202F - Idaho Accountancy Rules (ZBR Chapter Rewrite, Fee Rule)	
	24-3920-2202F - Plumbing (ZBR Chapter Rewrite, Fee Rule)	
	24-3970-2202F - Installation of Heating, Ventilation, and Air Conditioning Systems (ZBR Chapter Rewrite, Fee Rule)	

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 Rep Furniss
 Rep Mitchell
 Rep Monks
 Rep Cornilles
 Rep Crane (12)

Rep Lanting
 Rep Petzke
 Rep Redman
 Rep Berch
 Rep Green
 Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson
 Room: EW49
 Phone: 332-1139
 Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Wednesday, February 01, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Monks, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** Rep. Monks

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

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

RS 29952C1: **Rep. Crane (13)** explained the purpose of **RS 29952C1** is to create a universal work recognition licensure. He shared a challenge for experienced tradesmen moving to Idaho from a state which doesn't have a license for their trade, is in order to get an Idaho license, they have to start from square one and go back to school. This legislation creates a pathway for individuals with certain work experience gained in the military, another state, district or territory of the United States, to have an opportunity to take a competency test to obtain an Idaho license in certain fields.

MOTION: **Rep. Palmer** made a motion to introduce **RS 29952C1**. **Motion carried by voice vote.**

DOCKET NO. 24-2501-2202F: **Chairman Clow** introduced **Tim Frost**, Division Deputy Administrator, Idaho Department of Occupational and Professional Licenses (IDOPL) who explained the proposed rule changes in **Docket No. 24-2501-2202F**. There are formatting changes, simplified language, relaxed training requirements, reporting requirements removed, simplified ability for schools to update curriculum, and is no change to fees.

In response to committee questions, **Mr. Frost** explained online delivery method is allowable for continuing education training.

MOTION: **Rep. Furniss** made a motion to approve **Docket No. 24-2501-2202F**. **Motion carried by voice vote.**

DOCKET NO. 24-3001-2202F: **Tim Frost**, Division Deputy Administrator, IDOPL explained the proposed rule changes in **Docket No. 24-3001-2202F** includes updating the continuing education standards and accreditation rules, simplifying the pathway for continuing education credit, simplifying language, removing duplicate language and aligning language to statute.

Vice Chair Ehlers declared a Rule 80.

In response to committee questions, **Mr. Frost** explained all CPA exams are administered at an off-site location.

MOTION: **Rep. Berch**, expressing concern about the change of language from "will" to "may", made a motion to reject section 105.01 of **Docket No. 24-3001-2202F**.

Chairman Clow suggested another way to handle the motion would be to make a motion to approve **Docket No. 24-3001-2202F** while rejecting section 105.01.

MOTION WITHDRAWN: **Rep. Berch** made a unanimous consent request to withdraw his motion. There being no objections, the request was granted.

MOTION: **Rep. Berch** made a motion to approve **Docket No. 24-3001-2202F**, with the exception of Section 105.01, which will be rejected.

SUBSTITUTE MOTION: **Vice Chair Ehlers** made a substitute motion to approve **Docket No. 24-3001-2202F** with the exception of all of Section 105. Rejecting only 105.01 would leave that section incomplete. **Substitute motion carried by voice vote.**

Chairman Clow turned the gavel over to **Vice Chair Ehlers**.

DOCKET NO. 24-3920-2202F: **Mr. Frost** explained the proposed rule changes in **Docket No. 24-3920-2202F** provide clarity and language simplification, removes duplications, and extends permit expiration dates. There are no new permit fees introduced and no fees were increased, and the permitting application process, experience needed and continuing education was simplified. The proposed rule changes also align to code and statute as well as change civil penalties.

MOTION: **Rep. Andrus** made a motion to approve **Docket No. 24-3920-2202F Motion carried by voice vote.**

DOCKET NO. 24-3970-2202F: **Mr. Frost** explained the proposed rule changes in **Docket No. 24-3970-2202F** included an update to legal authority and proper statute citations, clarity in scope of regulation, and clarified original intent of previous changes. They also simplified language, simplified licensing pathways, expanded accepted continuing education methods, simplified specialty journeyman qualifications, and consolidated three specialty licenses. He shared there are no new permit fees and no permit increases.

MOTION: **Rep. Redman** made a motion to approve **Docket No. 24-3970-2202F. Motion carried by voice vote.**

Rep. Ehlers turned the gavel over to **Chairman Clow**.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:30 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AMENDED AGENDA #1
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Thursday, February 09, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
RS 30177	Update to 48-603G, Idaho Code regarding online subscriptions.	Rep. Shepherd
H 74	OCCUPATIONAL LICENSING - Amends and adds to existing law to provide for attorney licensure by the Idaho Supreme Court, to prohibit additional methods of demonstrating competency to qualify for universal licensure, to provide for conditional licensure under certain conditions, and to provide for universal work recognition.	Rep. Crane (13)
	Overview of department performance report.	Tim Frost, Division Deputy Administrator, DOPL
	Overview of department performance report.	Patricia Perkins, Director, Dept. of Finance

Public testimony may be limited to two minutes at the discretion of the Chair. Germane stakeholder groups with prior approval may request up to five minutes

Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow	Rep Andrus	Rep Lanting
Vice Chairman Ehlers	Rep Furniss	Rep Petzke
Rep Crane (13)	Rep Mitchell	Rep Redman
Rep Palmer	Rep Monks	Rep Berch
Rep Barbieri	Rep Cornilles	Rep Green
Rep Dixon (1)	Rep Crane (12)	Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson
Room: EW49
Phone: 332-1139
Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Thursday, February 09, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Monks, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** Reps. Crane(12), Monks, Rubel

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

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

Chairman Clow turned the gavel over to **Vice Chair Ehlers**

MOTION: **Rep. Lanting** made a motion to approve the minutes of the January 19, 2023, January 23, 2023, January 25, 2023 and January 31, 2023 meetings. **Motion carried by voice vote.**

RS 30177: **Rep. Shepherd** presented **RS 30177** to the committee explaining it is an update to statute to make cancelling online subscriptions as simple as it is to subscribe in the first place. This does not include certain industries which are already regulated at the state or federal level.

MOTION: **Rep. Palmer** made a motion to introduce **RS 30177**. **Motion carried by voice vote.**

Vice Chair Ehlers turned the gavel over to **Chairman Clow**.

H 74: **Rep. Crane(13)** explained the purpose of **H74** is to create a universal work recognition licensure pathway for individuals with four years of work experience in the military, another state, district, or territory of the United States which does not require a license to regulate that person's profession or occupation but for which Idaho uses a license to regulate a profession or occupation. **Rep. Crane(13)** gave the example of HVAC contractors. He explained more than half of states in the United States do not have journeyman requirements to be an HVAC contractor. In addition, he explained the military has no journeyman provision.

In response to committee questions, **Rep. Crane(13)** shared there is a requirement for a certain number of documented hours in addition to sitting for the competency test. He also explained an applicant's previous criminal convictions are still subject to the licensing authority's determination.

Chairman Clow opened the legislation to public testimony. No one indicated their desire to testify.

MOTION: **Rep. Palmer** made a motion to send **H 74** to the floor with a **DO PASS** recommendation. **Motion carried with a voice vote.** **Rep. Crane(13)** will sponsor the bill on the floor.

In accordance with statute, **Tim Frost**, Division Deputy Administrator, Idaho Division of Occupational and Professional Licenses (IDOPL) appeared before the committee to report on the department's performance, including goals set and their achievements.

In response to committee questions, **Mr. Frost** shared disparity in some reported numbers from year to year were due to a change in the way new licenses are processed. In addition, there was underreporting of complaints and disciplinary actions taken by the previous organization. He further shared that the rise in numbers to the Boards of Medicine and Nursing were due to COVID-19. Mr. Frost also explained the purpose of the prescription drug monitoring program.

Chairman Clow thanked **Mr. Frost** for coming before the committee to share the information. He also requested the committee forward any performance measure suggestions they would like to have IDOPL include in their next performance report to the committee.

In accordance with statute, **Patricia Perkins**, Director, Idaho Department of Finance appeared before the committee to report on the department's performance, including goals set and their achievements. She also shared top challenges and how the department is addressing them.

Ms. Perkins introduced **Anthony Polidori**, Deputy Director, Department of Finance who further reported on the department's performance.

In response to committee questions, **Mr. Polidori** explained the number of title and payday lenders is accurate and shared how the law passed several years ago impacted that industry. He further explained the metric used to calculate the number of compliance exams and shared the metric should be clarified in future reporting. Mr. Polidori also clarified the source of revenue received by the department includes licensing fees, assessments made to banks and credit unions as well as fines levied against those in violation of the law. The fines often cause a spike in the agency's revenue depending on the year. He went on to clarify the agency's fees are amongst the lowest in the country. Mr. Polidori also shared the department is working to increase their consumer outreach specifically putting out press releases and updating the department's website to make it more consumer-friendly.

Chairman Clow asked **Vice Chair Ehlers** to give a report on the status of one of the partial rules the committee previously rejected.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:45 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AMENDED AGENDA #2
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Monday, February 13, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
RS 30326	The purpose of this legislation is to combat and reduce illegal activities pertaining to the sourcing of catalytic converters.	Rep. Barbieri
RS 30308	Clarifies that state and municipal building codes cannot prohibit use of substitute refrigerants.	Rep. Petzke

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow
Vice Chairman Ehlers
Rep Crane (13)
Rep Palmer
Rep Barbieri
Rep Dixon (1)

Rep Andrus
Rep Furniss
Rep Mitchell
Rep Monks
Rep Cornilles
Rep Crane (12)

Rep Lanting
Rep Petzke
Rep Redman
Rep Berch
Rep Green
Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson
Room: EW49
Phone: 332-1139
Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Monday, February 13, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Monks, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** Reps. Palmer, Monks

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

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

RS 30326: **Chairman Clow** called on **Rep. Barbieri** to present **RS 30326** to the committee. Rep. Barbieri explained this legislation addresses the increasing problem of catalytic converters being stolen out of vehicles. They are being recycled because the rare minerals they contain are valuable. This bill will add catalytic converters and the rare minerals to existing code to track those who are recycling those materials.

In response to committee questions, **Rep. Barbieri** reiterated the bill is to simply record the information of those who are recycling the catalytic converters.

MOTION: **Rep. Redman** made a motion to introduce **RS 30326. Motion carried by voice vote.**

RS 30308: **Chairman Clow** called on **Rep. Petzke** to present **RS 30308** to the committee. Rep. Petzke explained the purpose of the legislation is to clarify existing state and municipal building codes to prohibit the use of a substitute refrigerant with certain limitations. This legislation is in response to the passage of the American Innovation in Manufacturing Act. This legislation is being put forth until a regulatory solution can be established.

Rep. Crane(13) shared his experience with the fire sprinkler business and the high cost these regulations create for Idaho businesses, he supports the legislation.

MOTION: **Rep. Cornellis** made a motion to introduce **RS 30326. Motion carried by voice vote.**

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

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Wednesday, February 15, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
H 116	CONSUMER PROTECTION - Amends existing law to revise provisions regarding automatic subscription renewal cancellation. Overview of department performance report.	Rep. Shepherd Dean Cameron, Director, Department of Insurance

Public testimony may be limited to two minutes at the discretion of the Chair. Germane stakeholder groups with prior approval may request up to five minutes.

Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow
Vice Chairman Ehlers
Rep Crane (13)
Rep Palmer
Rep Barbieri
Rep Dixon (1)

Rep Andrus
Rep Furniss
Rep Mitchell
Rep Monks
Rep Cornilles
Rep Crane (12)

Rep Lanting
Rep Petzke
Rep Redman
Rep Berch
Rep Green
Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson
Room: EW49
Phone: 332-1139
Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Wednesday, February 15, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Monks, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** Reps. Barbieri, Monks, Rubel

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

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

Chairman Clow thanked page **Cache Miller** for his service and presented him with a gift from the committee.

H 116: **Rep. Shepherd** introduced himself and presented **H 116** to the committee. He explained this is the "click on- click off" bill. He further shared companies sometimes make subscribing online easy, while making it excessively difficult to unsubscribe or they charge fees. This bill allows subscribers to unsubscribe at no cost, have at least one reasonable unsubscribe option, and no frivolous lawsuits. This bill will not apply to companies which are already regulated by state or federal law.

Chairman Clow opened the legislation to public testimony. No one indicated their desire to testify.

MOTION: **Rep. Redman** made a motion to send H 116 to the floor with a **DO PASS** recommendation. **Motion carried by a voice vote.** **Rep. Shepherd** will sponsor the bill on the house floor.

Director Dean Cameron from the Department of Insurance introduced Deputy Director **Wes Trexler**, Company Activities Bureau Chief, **Eric Fletcher**, Consumer Services Bureau Chief, **Randy Pipal**, Market Oversight Bureau Chief, **Shannon Hohl**, Public Information Officer, **Julie Robinson**, and Idaho State Fire Marshal, **Knute Sandahl**.

In accordance with statute, **Director Cameron** reported on the Department of Insurance's performance, including goals set and their achievements.

In response to committee questions, **Director Cameron** clarified the figures shown for total number of producer licenses do not include inactive, dormant, or terminated licenses. He also shared the department does have fire investigation data classified by category of fire. He explained the two reasons no licenses were denied for the reporting period are: department staff takes a collaborative approach and guides applicants through the process, the other is when applicants learn they will be denied due to a criminal issue, rather than wait for a denial, they withdraw the application instead. **Director Cameron** also clarified how the calculation for responding to company rates and forms filing average time is derived.

Rep. Berch suggested it would be interesting to track the withdrawals when licences won't be approved, in order to demonstrate the due diligence the department does take.

ADJOURN: There being no business before the committee, the meeting was adjourned at 2:21 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Tuesday, February 21, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
H 27	Adds to existing law to implement the Employee Medical Information Protection Act.	Rep. Shepherd

Public testimony may be limited to two minutes at the discretion of the Chair. Germane stakeholder groups with prior approval may request up to five minutes.

***Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)***

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

Rep Palmer

Rep Barbieri

Rep Dixon (1)

Rep Andrus

Rep Furniss

Rep Mitchell

Rep Monks

Rep Cornilles

Rep Crane (12)

Rep Lanting

Rep Petzke

Rep Redman

Rep Berch

Rep Green

Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson

Room: EW49

Phone: 332-1139

Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Tuesday, February 21, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** Reps. Barbieri, Dixon(1), Petzke, Redman

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

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

Chairman Clow introduced page, **Kayla Seward**.

H 27: **Rep. Shepherd** gave a brief history of **H 27** and shared it needs more work.

MOTION: **Rep. Crane(13)** made a motion to **HOLD H 27** subject to the call of the chair.
Motion carried by voice vote.

Chairman Clow shared what would be on the upcoming committee meeting's agenda.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:39 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Thursday, February 23, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
H 76	Amends and adds to existing law to prohibit homeowner's associations from restricting the right to grow and raise food.	Senator Nichols
24-3910-2201	Rules of the Idaho Electrical Board (ZBR Chapter Rewrite, Fee Rule) - Proposed Rule	Tim Frost, Division Deputy Administrator

Public testimony may be limited to two minutes at the discretion of the Chair. Germane stakeholder groups with prior approval may request up to five minutes

Public Testimony Will Be Taken by Registering Through the Following Link:
[***Register to Testify***](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

Rep Palmer

Rep Barbieri

Rep Dixon (1)

Rep Andrus

Rep Furniss

Rep Mitchell

Rep Cornilles

Rep Crane (12)

Rep Lanting

Rep Petzke

Rep Redman

Rep Berch

Rep Green

Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson

Room: EW49

Phone: 332-1139

Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Thursday, February 23, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** None

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

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

H 76: **Sen. Nichols** explained the purpose of **H 76** is to permit and encourage programs and policies which sustain greater local food security and to improve access to healthy foods, and it will protect the inherent rights of citizens to sustain themselves on their own property by growing and raising food and will encourage the protection of sustainable cultivation of fresh produce and protein at all levels of production in Idaho. She further shared the inspiration for this legislation was when a constituent came to her concerned about rising food prices and how HOA rules go beyond their local ordinances preventing people from being able to grow and raise their own food.

In response to committee questions, **Sen. Nichols** shared there are HOAs located outside of city boundaries. She further explained approximately forty city and county ordinances have been verified to already contain limits on the size of lots which permit certain kinds of animals. **Sen. Nichols** further shared there were no cities or counties found during their research which didn't have ordinances regarding the keeping and processing of animals. She explained cities tend to be more restrictive. For example, many will allow hens but not roosters. **Sen. Nichols** also shared there is no grandfather allowance in the legislation.

Chairman Clow opened the legislation to public testimony.

Amy Weidner explained how HOA rules have impacted her gardening and farming students' ability to grow and raise food which is why she worked with **Sen. Nichols** to write **H 76**. She also explained during her research, she found in Canyon County alone, there are more than 4000 HOAs, 75% of which have restrictions or outright prohibitions of any agricultural activities. She further shared these restrictive HOAs include larger, 10 acre-sized pieces of property.

Rep. Crane(13) said while he is sympathetic to food security issues, asked **Mrs. Weidner** if she would be amenable to amending the bill to limit it to smaller animals. **Mrs. Weidner** explained that state, county and city ordinances already address the humane keeping and care of animals.

Kim Yanecko, Ryan Kuhns, and Lyle Johnstone testified in support of **H 76** explaining their concerns about the rising costs and supply shortage of food, being able to grow one's own food is important but HOAs often stand in the way.

In testimony **opposed to H 76**, **Scott Emerich**, president of Hillsdale Estates HOA, **Bob Van Arnem**, and **Bill Schultz** president of Kingsbridge HOA, shared their concerns about the nuisances animals might bring onto properties and concerns about owners who already purchased their properties in HOAs because of the strict covenants. **Brittany Bones**, attorney representing Idaho CAI Legislative Action Committee shared the legislation undermines the purpose of CC&Rs and explained, concerns about growing food would be better addressed by changing rules through the HOA. **Brindee Collins** representing Idaho CAI Legislative Action Committee, shared concerns about the definitions of town homes in the legislation and how **H 76** is far reaching. **Max Pond** from Idaho Association of Realtors shared concerns about the legislation's impact on property values. **Michelle Stanovich**, association manager, shared her concerns as to the way the bill is written and how it would be enforced. She doesn't believe it would be practical to implement.

In response to committee questions, **Brittany Bones** said the bill would cover home subdivisions that do not have HOAs but do have restrictive covenants. She also explained the restrictive covenants HOAs use are living documents which can be altered by their communities. She shared most covenants deal with the correction of nuisance issues like lack of maintenance and not the improvement of gardening.

In response to committee questions, **Max Pond** said the existence of a HOA doesn't impact a property's value.

In her closing remarks, **Sen. Nichols** reiterated the intent is to rely on local jurisdiction for food growing ordinances. She shared examples of existing city ordinances which address animal care and keeping. Sen. Nichols also read an excerpt from Title 22, chapter 45 of Idaho Code, which includes the statement: the right to farm is a natural right and is recognized as a permitted use throughout the state of Idaho. She also explained a bill which was signed by the governor in 2022 restricted HOAs from superseding Idaho Code in regards to solar panels, political signs and flags, paint colors and restrictions on rentals. Sen. Nichols told the committee she shared **H 76** with the Attorney General's Office which found no legal issues with the bill. HOAs prevent people from being self-sufficient. Local ordinances already cover problems which could arise like smell, maintenance, animal neglect and so on.

In response to committee questions, **Sen. Nichols** said if the committee is willing to work with her and her constituent to come up with an amicable solution, she would be agreeable to amending the legislation.

MOTION: **Rep. Jordan** made a motion to send **H 76** to General Orders.

SUBSTITUTE MOTION: **Rep. Rubel** made a substitute motion to hold **H 76** in committee.

Speaking to that motion, **Rep. Rubel** shared general orders is helpful when small changes are needed, however when there's a substantial rewrite needed it's not ideal. Rep. Rubel shared there is still enough time in the session to get a new bill introduced.

Speaking in **support** of the substitute motion, **Rep. Berch** commented he doesn't see a balance being struck in the bill as written between those who want to be more self-sufficient and their neighbors.

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

Chairman Clow put the committee at ease at 3:01 p.m.

Chairman Clow resumed the meeting at 3:06 p.m.

MOTION: **Rep. Crane** made a motion to hold **DOCKET No: 24-3910-2201** subject to the call of the chair. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 3:14 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Monday, February 27, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
24-3910-2201	Rules of the Idaho Electrical Board (ZBR Chapter Rewrite, Fee Rule) - Proposed Rule	Tim Frost, Division Deputy Administrator
H 142	Amends and adds to existing law to provide for catalytic converters and to establish statewide jurisdiction and preemption.	Rep. Barbieri

Public testimony may be limited to two minutes at the discretion of the Chair. Germane stakeholder groups with prior approval may request up to five minutes

***Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)***

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow
Vice Chairman Ehlers
Rep Crane (13)
Rep Palmer
Rep Barbieri
Rep Dixon (1)

Rep Andrus
Rep Furniss
Rep Mitchell
Rep Cornilles
Rep Crane (12)
Rep Lanting

Rep Petzke
Rep Redman
Rep Berch
Rep Green
Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson
Room: EW49
Phone: 332-1139
Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Monday, February 27, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** None

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

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

MOTION: **Rep. Lanting** made a motion to approve the minutes of the February 1, 2023 meeting. **Motion carried by voice vote.**

Chairman Clow turned the gavel over to **Vice Chairman Ehlers.**

**DOCKET NO.
24-3910-2201:** **Tim Frost**, Division Deputy Administrator of Idaho Department of Professional and Occupational Licenses (IDOPL) explained the proposed fee rule changes in **DOCKET NO. 24-3910-2201** were to consolidate, simplify, clarify, and align language with statute. The electrical board also adopted the 2020 National Electrical Code (NEC) with amendments.

In response to committee questions, **Mr. Frost** explained the red-line rule chapter presented last year was approved by both the House Business Committee and Senate Commerce and Human Resources Committee and was authorized as a temporary fee rule. However, the legislature as a whole did not make a concurrent resolution on the rule chapter, therefor it went away. He also shared virtual inspections are not defined in law or rule and currently there are no commercial virtual inspections permitted. He further explained statute requires a final inspection be performed. Mr. Frost also shared there is ambiguity in statute prior to 2008 regarding master electricians and journeymen. He also explained there is no journeyman-to-apprentice ratio in statute of rule for the HVAC or plumbing trades nor is there a general contractor-to-subcontractor ratio in statute. Mr. Frost also shared the board's rule-making authority is derived from statute and explained the process for the board to adopt a new code cycle as well as the rationale for rule changes and NEC amendments.

Chairman Clow opened the legislation to public testimony.

Testifying **in support** of approving **DOCKET NO. 24-3910-2201**, **Kelly Lamp** representing Idaho National Electrical Contractors Association and the Idaho State Code Collaborative committee shared his experience with the negotiated rule-making process and the members of industry who participated. **Larry Geyer** representing Quality Electric, spoke **in support** of approving **DOCKET NO. 24-3910-2201** without change. **Miles Whittington**, representing Southwest Idaho Electrical Training Center, testified **in support** of **DOCKET NO. 24-3910-2201**, explaining the value of learning under direct supervision of a mentor. **Mark Zaleski**, a journeyman electrician spoke **in support** of approving **DOCKET NO. 24-3910-2201**, explaining electrical codes encourage safety in the industry. **Jason Hudson** representing the Idaho AFL-CIO testified **in support** of **DOCKET NO. 24-3910-2201** explaining he attended the majority of the rule meetings and says a balance has been struck.

Tom Brown owner of B & B Electric and former Idaho Electrical Board member designated as a journeyman for forty-six years and a contractor for forty-two years, spoke **in opposition** of a need for a master electrician designation. He shared he is **in support** of a ratio, however, it needs to be based on the experience level of the apprentice noting a first-year apprentice needs more supervision than a four-year apprentice.

In his testimony **in opposition** of approving **DOCKET NO. 24-3910-2201**, **Steve Kren** shared how difficult it has been to keep enough employees and believes the ratio change would increase the challenge. He suggested allowing contractors to decide what is a safe ratio for the specific job conditions. He also recommended staying with the 2017 National Electrical Code and work towards updating to the 2023 NEC next year.

In response to committee questions, **Mr. Kren** shared about the push back received from inspectors at board meetings when he made amendment suggestions and was concerned about the impact this would have in his business.

MOTION: **Chairman Clow** made a motion to hold **DOCKET NO. 24-3910-2201** in committee at the call of the chair. **Motion carried by voice vote.** **Rep. Rubel** requested she be recorded as voting **NAY**.

Vice Chairman Ehlers turned the gavel over to **Chairman Clow**.

H 142: **Rep. Barbieri** explained the purpose of **H 142** is to add catalytic converters to the Idaho Scrap Dealers Act in order to help combat the rising rate of theft of catalytic converters in the state. It requires scrap dealers to document record transactions of certain scrap metal purchases. **Rep. Barbieri** introduced **Melinda Merrill** from Euguren Merrill Public Policy Firm representing United Metals Recycling. She explained their client came to them regarding the increase of catalytic converter thefts in Idaho. She further shared they worked with industry and the Sheriff's Association to draft the legislation.

Chairman Clow opened the legislation to public testimony.

Brady Aston representing Enterprise Car Rentals testified **in support** of **H 142**. He shared Enterprise Car Rentals saw a decrease in theft after similar legislation was enacted in Utah. **Tom Neal** from United Metals Recycling spoke **in support** of **H 142**. He explained why catalytic converters have value and indicated enacting this legislation would give law enforcement a tool to help reduce their theft.

Julie Hart from Association of Idaho Cities spoke **in opposition** to **H 142** stating while not opposed to adding catalytic converters to the Idaho Scrap Dealers Act, they have concerns regarding the section which removes local control.

Chairman Clow closed the legislation to public testimony.

In response to committee questions, **Melinda Merrill** shared it is important to have uniformity across the state because catalytic converters are being stolen and transported across county lines for disposal. She further shared the legislation will give law enforcement a tool to help combat catalytic converter theft. **Julie Hart** shared concerns regarding specific language in **H 142** and how it would impact current local regulation of the sale and recycling of scrap metal. Melinda Merrill shared they are amenable to amending the language to address Association of Idaho Cities' concerns.

MOTION: **Rep. Berch** made a motion to hold **H 142** in committee until no sooner than March 3, 2023 to allow the parties involved, time to make amendments.

SUBSTITUTE MOTION: **Rep. Crane(13)** made a substitute motion to send **H 142** to General Orders.

UNANIMOUS CONSENT REQUEST: **Rep. Berch** requested, without objection, unanimous consent to withdraw his motion.

VOTE ON MOTION: **Motion carried by voice vote.** Rep. Barbieri will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 3:29 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AMENDED AGENDA #2
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Wednesday, March 01, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
H 157	Amends existing law to provide that charging a fee for any statement of a unit owner's or member's account is a violation of specified law.	Rep. Dixon (24)
H 158	UNFAIR SERVICE AGREEMENTS ACT - Adds to existing law to establish the Unfair Service Agreements Act.	Rep. Dixon (24)
H 238	(Replaces H158) UNFAIR SERVICE AGREEMENTS ACT - Adds to existing law to establish the Unfair Service Agreements Act.	Rep. Dixon (24)
H 166	Adds to existing law to prohibit certain kinds of restrictions on accessory dwelling units.	Rep. Nash

Public testimony may be limited to two minutes at the discretion of the Chair. Germane stakeholder groups with prior approval may request up to five minutes

Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

Rep Palmer

Rep Barbieri

Rep Dixon (1)

Rep Andrus

Rep Furniss

Rep Mitchell

Rep Cornilles

Rep Crane (12)

Rep Lanting

Rep Petzke

Rep Redman

Rep Berch

Rep Green

Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson

Room: EW49

Phone: 332-1139

Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Wednesday, March 01, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** None

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

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

H 157: **Rep. Dixon(24)** explained the purpose of the legislation is to amend existing law to provide charging a fee for the final statement of a unit owner's or member's account is a violation of specific law.

Testifying **in opposition** to **H 157**, **Scott Emerich**, president of Hillsdale Estates HOA, explained there are costs associated with providing the statements and is concerned there would be no limit of repeatedly requested statements. **Brandi Pearson**, Director of Association Management representing the Legislative Action Committee for Idaho Community Association Institute speaking **in opposition** to **H 157** shared concerns the legislation language is not aligned with association language. **Brindee Collins**, Attorney at Law representing Community Associations Institute spoke **in opposition** to **H 157** sharing there is a wide variety of contracts, accounts, closings and communities with different needs. Ms. Collins also explained there are third-party providers who charge fees for their services which need to be paid for by the property owner or would have to be unfairly shifted to the rest of the members of the association. **Mike Madson** representing MGM Management testified **in opposition** to **H 157**, stating the homeowner can obtain a copy of their statement online already with no charge. The legislation is mandating a guarantee document which is associated with additional costs.

In response to committee questions, **Mike Madson** and **Brindee Collins** explained while the statement is accessible for no cost to the homeowner online, if they are requesting an estoppel with a guarantee to show any compliance or collections issues with the property, those incur additional costs from third parties. Mr. Madson also shared the cost to provide such a document will vary for different properties.

In closing, **Rep. Dixon(24)** said when homeowners pay their HOA dues, they expect certain services, one of which should be an accurate statement of account when closing.

In response to committee questions, **Bob Rice** from Land and Title Association explained since the HOA chose the type of contracted engagement with their management company, it is their responsibility to pay those fees.

In response to committee questions, **Rep. Dixon(24)** confirmed the HOAs are now charging for homeowners to obtain an accurate closing statement which was included in the HOA Act passed last year.

MOTION: **Rep. Redman** made a motion to send **H 157** to the floor with a **DO PASS** recommendation.

In support of the motion, **Rep. Green** explained when the information about the HOA Act was brought before the committee last year, they learned homeowners were being given inaccurate information when trying to close out their accounts. She said homeowners should be able to obtain accurate information about their own homes and not be charged for it.

VOTE ON MOTION: **Motion carried by voice vote. Reps. Cornilles and Rubel** requested they be recorded as voting **NAY**. **Rep. Dixon(24)** will sponsor the bill on the floor.

H 158: **Chairman Clow** explained **H 238** replaces **H 158** on today's agenda.

H 238: **Rep. Dixon(24)** shared the changes which were made to **H 158** in order to write **H 238**. She explained the purpose of the legislation is to protect homeowners and to provide a remedy for existing unfair service agreements, while discouraging future unfair and deceptive trade practices in real estate transactions. She further shared service providers offer monetary compensation for the homeowner to make an agreement to sell their home at a later time. She explained some of these agreements last for 40 years and travel with the land. So, if you make an agreement and pass away, heirs are often unaware of the agreement and end up being sued for 3% of the sale price. **Rep. Dixon(24)** said, similar to best practice in real estate sellers agreements which last for one year, the legislation also limits service agreements to one year.

MOTION: **Rep. Rubel** made a motion to send **H 238** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote. Rep. Dixon(24)** will sponsor the bill on the floor.

H 166: **Rep. Nash** explained the purpose of the legislation is to give private property owners the right to have accessory dwelling units ("ADU's") on owner-occupied residential property with certain limitations. ADU's can be basement apartments or mother-in-law suites, attached or detached but subordinate to a primary dwelling. He further shared the legislation preempts general bans of ADUs while still allowing HOAs and cities to regulate them. **Rep. Nash** also explained provisions of the legislation include measures to preserve the character of single-family homes.

In response to committee questions, **Rep. Nash** said he agrees there is a friction between collective rights and individual rights but believes his duty as a representative is to protect the constitutional private property rights of the individual and is not comfortable with enforcing collective property rights to keep individuals out of housing.

Brindee Collins, Attorney at Law representing Community Associations Institute spoke **in opposition** to **H 166** explaining the rights of homeowners to make agreements about living preferences are disregarded by this legislation. She further shared HOAs are the ultimate reflection of local control and this legislation removes it. Testifying **in opposition** to **H 166**, **Scott Emerich**, president of Hillsdale Estates HOA, shared his concern the legislation would allow for the unlimited conversion of garages and outbuildings into apartments. He also explained most people who choose to live in an HOA do so because they want to live in a specific environment and to know it will remain so in the future. **Julie Hart** representing Association of Idaho Cities spoke **in opposition** to **H 166**, sharing concerns about language contained in the bill which may lead to confusion. In addition, she explained about social contract theory which is the right of individuals to join a collective agreement to live in neighborhoods which follow certain rules. Testifying **in opposition** to **H 166**, **Bill Schultz**, president of Kingsbridge HOA shared he purchased a home in an HOA because of the restrictions. He explained his concern about the legislation creating a parking problem in his neighborhood.

In closing, **Rep. Nash** expressed his appreciation to HOAs who shared feedback which helped **H 166** to be a better bill. He also shared he would have been happy to include constructive language feedback from the Association of Idaho Cities had it been given. Rep. Nash also explained HOAs are able to regulate the size and type of ADUs, also concerns about sewer capacity are addressed in the legislation.

MOTION: **Rep. Redman** made a motion to send **H 166** to the floor with a **DO PASS** recommendation.

Speaking **in support** of the motion, **Rep. Barbieri** said with the housing shortage and the need for smaller, more affordable units, this bill provides a good balance.

Speaking **in opposition** of the motion, **Rep. Lanting** said he would prefer the preemption be taken out of the bill and is concerned about the building of ADUs not being considerate of neighbors. Speaking **in opposition** of the motion, **Rep. Cornilles** said he was not comfortable with the language allowing the ADUs to be outside the footprint of the primary dwelling and explained people choose to live in homes because of the restrictive covenants which help to maintain their property value.

Speaking to the motion, **Rep. Furniss** said the committee must be mindful of the unintended consequence of additional pressure additional ADUs would put onto the sewer.

In response to committee questions, **Rep. Nash** said HOAs and local governments would be able to restrict the number of bathrooms and bedrooms on lots which would alleviate capacity concerns. He reminded the committee the intent of the bill is to prevent blanket bans of ADUs, not the ability of HOAs and local governments to regulate them.

VOTE ON MOTION: **Motion carried by voice vote. Reps. Cornilles and Lanting** requested they be recorded as voting **NAY**. **Rep. Nash** will sponsor the bill on the floor.

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

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Thursday, March 09, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
24-3910-2201	Rules of the Idaho Electrical Board (ZBR Chapter Rewrite, Fee Rule) - Proposed Rule No further testimony will be taken.	

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow
Vice Chairman Ehlers
Rep Crane (13)
Rep Palmer
Rep Barbieri
Rep Dixon (1)

Rep Andrus
Rep Furniss
Rep Mitchell
Rep Cornilles
Rep Crane (12)
Rep Lanting

Rep Petzke
Rep Redman
Rep Berch
Rep Green
Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson
Room: EW49
Phone: 332-1139
Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Thursday, March 09, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** Reps. Palmer, Barbieri, Furniss, Mitchell

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

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

MOTION: **Rep. Lanting** made a motion to approve February 9, 2023, February 13, 2023, February 15, 2023, February 21, 2023, and February 23, 2023 meeting minutes.
Motion carried by voice vote.

Chairman Clow turned the gavel over to **Vice Chairman Ehlers**.

**DOCKET NO.
24-3910-2201:** **Vice Chairman Ehlers** reminded the committee of the previous presentations, discussions and public testimony given on **Docket No. 24-3910-2201**. He stated **Docket No. 24-3910-2201** is now before the committee.

MOTION: **Rep. Crane(13)** made a motion to approve **Docket No. 24-3910-2201** with the exception of sections: 100.5, 200.03.c, 200.03.c.i, and 600 which will be rejected.

**SUBSTITUTE
MOTION:** **Rep. Rubel** made a substitute motion to approve **Docket No. 24-3910-2201** in its entirety.

Speaking to the substitute motion, **Rep. Lanting** shared based on previous testimony given, he is in support of the board's decisions. He also explained his rationale for supporting the journeyman-to-apprentice ratio comes from his concern for public safety.

Speaking to the substitute motion, **Rep. Rubel** explained, not being an electrician, she believes it's important to defer to the experts in their fields. She reminded the committee about the multiple meetings and testimony the Idaho Electrical Board heard on the proposed rules changes which had support of the majority of industry. She went on to share she thinks a thorough job was done vetting the changes and is in support of approving **Docket No. 24-3910-2201** as written.

Speaking to the original motion, **Rep. Crane(13)** shared it was exactly what the Senate Committee passed, so if the House Business Committee chooses to pass the original motion, it would align with where the Senate Commerce and Human Resources Committee is on this issue. **Chairman Clow** explained **Docket No. 24-3910-2201** is a fee rule as such, when passed, regardless if it's the original or substitute motion, it must have concurrence of both bodies. **Rep. Crane(12)**, citing his experience in the electrical profession, spoke **in support** of the original motion. **Rep. Dixon(1)**, speaking **in support** of the original motion, shared his concerns the testimony was weighted to one section of the industry.

Reps. Crane(13), Crane(12) and Dixon(1) declared a rule 80.

**ROLL CALL
VOTE ON
SUBSTITUTE
MOTION:**

Rep. Crane(13) requested a roll call vote on the original motion and substitute motions. **Vice Chairman Ehlers** called for a vote on the substitute motion. **Substitute motion failed** by a vote of **4 AYE, 9 NAY, 4 absent/excused**. Voting in favor of the motion: **Reps. Lanting, Berch, Green, Rubel**. Voting in opposition to the motion: **Reps. Ehlers, Crane(13), Dixon(1), Andrus, Cornilles, Crane(12), Petzke, Redman, Clow**. **Reps. Palmer, Barbieri, Furniss, Mitchell absent/excused**.

Speaking **in opposition** to the original motion, **Rep. Rubel** expressed concerns about the safety implications by changing the ratio and having a lower degree of supervision.

Speaking **in support** of the original motion, **Rep. Crane(13)** assured the committee an inspection is conducted prior to any wiring being covered by sheetrock, then a final inspection is completed afterwards.

**ROLL CALL
VOTE ON
ORIGINAL
MOTION:**

Vice Chairman Ehlers called for a vote on the original motion to approve **Docket No. 24-3910-2201** with the exception of sections: 100.5, 200.03.c, 200.03.c.i, and 600. **Original motion carried by a vote of 9 AYE, 4 NAY, 4 absent/excused**. Voting in favor of the motion: **Reps. Ehlers, Crane(13), Dixon(1), Andrus, Cornilles, Crane(12), Petzke, Redman, Clow**. Voting in opposition to the motion: **Reps. Lanting, Berch, Green, Rubel**. **Reps. Palmer, Barbieri, Furniss, Mitchell absent/excused**.

Vice Chairman Ehlers turned the gavel over to **Chairman Clow**.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 1:48 p.m.

Representative Ehlers
Vice Chair

Michelle Anderson
Secretary

AMENDED AGENDA #1
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Monday, March 13, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
H 287	ENERGY CODE - Amends existing law to provide for preemption, retroactive application, and future application.	Rep. Palmer
HCR 8	RULE APPROVAL - HOUSE BUSINESS AND SENATE COMMERCE AND HUMAN RESOURCES COMMITTEES - States findings of the Legislature and approves fee and non-fee rules of the Department of Insurance reviewed by the House Business Committee and the Senate Commerce and Human Resources Committee.	Rep. Ehlers
H 74aaS	Universal Licensure	Rep. Crane (13)
H 116aaS	Online Subscriptions	Rep. Shepherd

Public testimony may be limited to two minutes at the discretion of the Chair. Germane stakeholder groups with prior approval may request up to five minutes

Public Testimony Will Be Taken by Registering Through the Following Link:
[**Register to Testify**](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

Rep Palmer

Rep Barbieri

Rep Dixon (1)

Rep Andrus

Rep Furniss

Rep Mitchell

Rep Cornilles

Rep Crane (12)

Rep Lanting

Rep Petzke

Rep Redman

Rep Berch

Rep Green

Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson

Room: EW49

Phone: 332-1139

Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Monday, March 13, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** None

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

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

HCR 8: **Vice Chairman Ehlers** presented **HCR 8** to the committee explaining the legislation is a formality to adopt all fee and non-fee rules from the Department of Insurance during the 2023 Legislative Session which the committee previously approved.

Chairman Clow opened the legislation to public testimony. No one indicated their desire to testify.

MOTION: **Rep. Dixon(1)** made a motion to send **HCR 8** to the floor with a **DO PASS** recommendation. **Motioned carried by voice vote.** **Vice Chairman Ehlers** will sponsor the concurrent resolution on the floor.

H 74aaS: **Rep. Crane(13)** explained the Senate amendment was made to clarify the legislation does not include lawyers.

MOTION: **Rep. Crane(13)** made a motion to concur with amendments made in the Senate. **Motion carried by voice vote.** **Rep. Crane(13)** will sponsor the bill on the floor.

H 116aaS: **Rep. Mitchell** explained the Senate amendment to the legislation was made to exempt insurance companies since that industry is already regulated.

MOTION: **Rep. Mitchell** made a motion to concur with amendments made in the Senate. **Motion carried by voice vote.** **Rep. Shepherd** will sponsor the bill on the floor.

H 287: **Rep. Palmer** presented **H 287** to the committee, explaining the legislation amends the retroactivity clause of the Idaho Energy Conservation Code in order to clarify legislative intent. He shared there has been confusion in some jurisdictions regarding the grandfather clause as enacted. This legislation remedies the issue.

Rep. Palmer introduced **Ken Burgess** from Vertitas Advisors on behalf of Idaho Home Builders Association to explain the legislation further. He shared the legislation clarifies the retroactive date of implementation. He explained the history and duties of the building code board. He shared examples of jurisdictions which have implemented rules more stringent than Idaho code requirements: one enacted a climate mitigation fee for homes which utilize natural gas to heat a pool or hot tub, another is the requirement of all new garage constructions to include the wiring for EV charging stations. He explained these increase the building costs for consumers.

In response to committee questions, **Ken Burgess** shared he doesn't have information about the fiscal impact on local governments. He also explained consumer savings amounts would vary depending on the cost of the project.

Chairman Clow opened the legislation to public testimony.

Speaking **in opposition** to **H 287**, **Johnathon Oppenheimer** representing Idaho Conservation League shared his concern the legislation removes the legacy clause and goes beyond building codes and could eliminate the ability to have incentive programs and adopt energy-saving practices.

Speaking **in opposition** to **H 287**, **Brody Aston** representing Idaho Association of Building Officials shared the issue of jurisdictions having adopted more stringent policies than the 2020 Idaho Energy Code was not widespread. His understanding is the grandfather clause from previous legislation has held those jurisdictions from implementing further policies until the next code cycle. He explained car charging infrastructure rule is based on the electrical code and not energy conservation code. He also shared concerns about the language which goes into process, policy, and guidance.

Testifying **in opposition** to **H 287**, **Cathy Griesmeyer**, Government Affairs Director for City of Boise said the City, aside from three previous instances, has remained in compliance with Idaho Energy Conservation Code. Regarding the electrical outlet used for EV charging stations, she explained they fall under electrical code, not Energy Conservation Code. She further shared language concerns in the bill.

Steve Martinez from Tradewinds Homes spoke **in support** of **H 287**, explained the frustration in building in five different jurisdictions and having five different building codes in which to adhere. He shared contractors are still able to offer incentives for including energy-saving items which go above code. He explained his concerns about the mandate to put EV chargers into every new home build and shared his experience of having one malfunction in his personal home. Mr. Martinez also shared the cost savings from implementing the energy efficiency measures usually aren't realized until beyond the time when people remain in their homes.

In response to committee questions, **Steve Martinez** shared if given guidance by a jurisdiction, it's really a mandate. He also explained retrofitting something like an EV charging station will be more costly to the homeowner than installing during the original home build.

In response to committee questions, **Rep. Palmer** shared the legislation wouldn't preclude a jurisdiction from sharing brochures about energy saving ideas to their constituents.

In response to committee questions, **Jason Blais**, City of Boise building official shared building permit fees are based on values and work out to be approximately 1% of the homes value.

In closing, **Rep. Palmer** explained this bill is important to keep affordable housing by reigning in the mandating of costly energy-efficiency measures.

MOTION:

Rep. Crane(13) made a motion to send **H 287** to the floor with a **DO PASS** recommendation.

Speaking to the motion, **Rep. Rubel** shared how the discussion surrounding the legislation demonstrates the importance of local control and would like to see building and energy codes handled at the local level and encourages the committee to not send the legislation to the floor.

Speaking to the motion, **Rep. Berch** while agreeing some energy-saving measures should be optional, would like to see the bill language to be more specific to address the main concerns.

VOTE ON MOTION:

Motion carried by voice vote. **Reps. Rubel** and **Berch** requested they be recorded as voting **NAY**. **Rep. Palmer** will sponsor the bill on the floor.

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

Representative Clow
Chair

Michelle Anderson
Secretary

AMENDED AGENDA #1
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Wednesday, March 15, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
S 1109	OCCUPATIONAL AND PROFESSIONAL LICENSES - Amends existing law to remove a provision regarding sunrise review and to revise provisions regarding sunset review.	Rep. Dixon (1)
24-0000-2202F	Discussion to review prior recommendation to reject section 105.01.	Rep. Clow

Public testimony may be limited to two minutes at the discretion of the Chair. Germane stakeholder groups with prior approval may request up to five minutes.

Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

Rep Palmer

Rep Barbieri

Rep Dixon (1)

Rep Andrus

Rep Furniss

Rep Mitchell

Rep Cornilles

Rep Crane (12)

Rep Lanting

Rep Petzke

Rep Redman

Rep Berch

Rep Green

Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson

Room: EW49

Phone: 332-1139

Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Wednesday, March 15, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** Rep. Barbieri, Lanting

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

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

S 1109: **Rep. Dixon(1)** presented **S 1109** to the committee and explained the purpose of the legislation is to remove a sunset on the Occupational Licensing Review committee's ability to function and help reduce the burden of unnecessary government regulation. The existence of the committee has been a good deterrent to the pursuit of unnecessary government regulation licensing. It also modifies the review period for each existing licensing authority regulations to at least once every ten years.

Chairman Clow opened the legislation to public testimony. No one indicated their desire to testify.

Rep. Dixon(1) introduced **Tim Frost**, Division Deputy Administrator from Idaho Department of Occupational and Professional Licenses. In response to committee questions, Mr. Frost explained LSO handles the current staffing from their existing budget. He further shared the majority of the work the committee has done so far has been about Occupational Licensing Reform Act. They have not yet met regarding sunsets.

MOTION: **Rep. Redman** made a motion to send **S 1109** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Dixon(1)** will sponsor the bill on the floor.

DOCKET NO. 24-0000-2202F: **Chairman Clow** reminded the committee about the previous action to reject section 105.01 of the accountancy rules.

In support of approving **Docket No. 24-0000-2202F**, **Vice Chair Ehlers** explained the response from DOPL, which outlined the purpose of changing the language was to align the rule to statute.

MOTION: **Rep. Lanting** made a motion to approve **Docket No. 24-0000-2202F** **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:47 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AMENDED AGENDA #1
HOUSE BUSINESS COMMITTEE
Upon Adjournment of the House Floor Session
Room EW41
Friday, March 17, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
H 337	Idaho electrical statute	Rep. Dixon (1)

Public Testimony Will Be Taken by Registering Through the Following Link:
[Register to Testify](#)

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

Rep Palmer

Rep Barbieri

Rep Dixon (1)

Rep Andrus

Rep Furniss

Rep Mitchell

Rep Cornilles

Rep Crane (12)

Rep Lanting

Rep Petzke

Rep Redman

Rep Berch

Rep Green

Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson

Room: EW49

Phone: 332-1139

Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Friday, March 17, 2023
TIME: Upon Adjournment of the House Floor Session
PLACE: Room EW41
MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel
**ABSENT/
EXCUSED:** Rep. Barbieri
GUESTS: The sign-in sheet will be retained in the committee secretary's office; following the end of session the sign-in sheet will be filed with the minutes in the Legislative Library.

Chairman Clow called the meeting to order at 12:47 p.m.

Chairman Clow introduced page **Caitlin Yang**.

H 337: **Rep. Dixon(1)** expressed gratitude to all the stakeholders who came together to draft this legislation. He explained the purpose of this legislation is to address a number of different portions of Idaho electrical statutes: It creates the Idaho Electrical Code and adopts the 2023 version of the National Electric Code, with any previously accepted exclusions; creates a residential electrician license classification; defines what a residential electrical setting is; expands the scope of work for a journeyman electrician; expands who an electrical contractor may employ; limits the number of years a person can be an apprentice electrician; amends the electrical apprenticeship ratio; removes the continuing education requirement from apprentice electricians; increases the penalty for a violation of these statutes; affirms that the state of Idaho has the sole authority to establish apprenticeship ratios.

Chairman Clow opened the legislation to public testimony.

Testifying **in support** of **H 337 Jason Hudson** representing the Idaho AFL-CIO shared the legislation represents the hard work and compromise of multiple stakeholders. He expressed thanks to the sponsor for listening to the concerns of everyone and reiterated a lot of hands have been on this legislation.

MOTION: **Rep. Andrus** made a motion to send **H 337** to the floor with a **DO PASS** recommendation.

Speaking to the motion, **Reps. Rubel** and **Green** expressed support while sharing concerns there wasn't more time for public comment and reserve the right to change their votes on the floor.

Speaking to the motion, **Rep. Dixon(1)** assured the committee this legislation has been a long time coming and stakeholders have been a part of the drafting process. He also expressed gratitude to **Chairman Clow** for gently nudging the stakeholders to the table.

Rep. Crane(13) expressed his thanks to all the stakeholders and the sponsor for the hard work to work on the legislation. He also thanked **Chairman Clow** for his leadership to bring the parties together. While the legislation doesn't have everything he wanted, a good compromise has been reached.

Speaking to the motion, **Chairman Clow** gave thanks to **Tim Frost** from DOPL and **Jason Hudson** from AFL-CIO for their efforts during the negotiation process.

VOTE ON THE MOTION:

Motion carried by voice vote. Rep. Dixon(1) will sponsor the bill on the floor.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 1:15 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary

AGENDA
HOUSE BUSINESS COMMITTEE
1:30 P.M.
Room EW41
Tuesday, March 21, 2023

For members of the public to observe the meeting, please click on the following link:
<https://www.idahoptv.org/shows/idahoinsession/ew41/>

SUBJECT	DESCRIPTION	PRESENTER
	Approval of minutes	

If you have written testimony, please provide a copy to the committee secretary.

COMMITTEE MEMBERS

Chairman Clow

Vice Chairman Ehlers

Rep Crane (13)

Rep Palmer

Rep Barbieri

Rep Dixon (1)

Rep Andrus

Rep Furniss

Rep Mitchell

Rep Cornilles

Rep Crane (12)

Rep Lanting

Rep Petzke

Rep Redman

Rep Berch

Rep Green

Rep Rubel

COMMITTEE SECRETARY

Michelle Anderson

Room: EW49

Phone: 332-1139

Email: hbus@house.idaho.gov

MINUTES
HOUSE BUSINESS COMMITTEE

DATE: Tuesday, March 21, 2023

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Clow, Vice Chairman Ehlers, Representatives Crane(13), Palmer, Barbieri, Dixon(1), Andrus, Furniss, Mitchell, Cornilles, Crane(12), Lanting, Petzke, Redman, Berch, Green, Rubel

**ABSENT/
EXCUSED:** Crane(13), Palmer, Dixon(1), Furniss, Mitchell, Crane(12), Lanting

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

Chairman Clow called the meeting to order at 1:39 p.m.

MOTION: **Rep. Berch** made a motion to approve the minutes of the February 27, 2023, March 1, 2023, March 9, 2023, March 13, 2023, March 15, 2023, and March 17, 2023 meetings. **Motion carried by voice vote.**

Chairman Clow thanked page **Kayla Seward** for her service and presented her with a gift from the committee.

Chairman Clow thanked business secretary **Michelle Anderson** for her service and presented her with a gift from the committee.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:47 p.m.

Representative Clow
Chair

Michelle Anderson
Secretary