

MINUTES
HOUSE WAYS & MEANS COMMITTEE

DATE: Friday, March 02, 2018
TIME: 1:00 pm or upon adjournment
PLACE: Room EW05
MEMBERS: Chairman Anderst, Representatives Moyle, Crane, Vander Woude, Erpelding, Rubel, Smith
ABSENT/EXCUSED: None
GUESTS: Ryan Rhodes, Meridian Police/Idaho FOP

Chairman Anderst called the meeting to order at 12:01 p.m.

RS 26236: **Rep. McDonald** explained the proposed legislation updates current statute to provide for a misdemeanor charge to willful threats of violence directed at schools, school activities, school buses, school property, school staff and/or school students regardless of the point of origin, and delivered by any means of communication. The proposed legislation accommodates twenty-first century technology advances in communication to include internet communication delivery platforms and cellular phone delivery platforms when making threats directed at schools, school activities, school buses, school property, school staff and/or school students. The proposed legislation includes a felony indicator clause on threats made by an individual who has acquired or assembled the equipment necessary to carry out threats.

Paul Jagosh, Idaho Fraternal Order of Police, and **Rep. Luker** addressed committee questions relating to: 1) whether or not the wording creates the unintended potential of capturing students who carry pocket knives on school premises, 2) threats made but not on school premises and 3) the addition of an emergency clause relating to line 23 not containing the phrase "willingly make a threat". Mr. Jagosh explained current statute is inadequate for addressing threats that occur off school premises. The language in **RS 26236** accommodates twenty-first century technology advances in communication and includes language relating to threats that occur off school premises. Mr. Jagosh addressed the potential of charging students carrying pocket knives with a felony by stating the proposed legislation contains inference language on intent. Rep. Luker favors inclusion of an emergency clause relating to line 23 being made by the Senate.

MOTION: **Rep. Erpelding** made a motion to introduce **RS 26236** and recommended it be sent directly to the Second Reading Calendar. **Motion carried by voice vote.** **Rep. McDonald** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 12:22 p.m.

Representative Anderst
Chair

Karen Westen
Secretary