

LOBBYIST MONTHLY REPORT FORM

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State of Idaho
Ben Ysursa
Secretary of State

To Be Filed By:
L-3 LOBBYISTS
(Sec. 67-6619)

04 MAR 10 PM 4:16

SECRETARY OF STATE
STATE OF IDAHO

(Type or print clearly)
See instructions at bottom of page

Lobbyist's name and permanent business address Teresa Molitor Idaho Assn. of Commerce & Industry PO Box 389 Boise ID 83701	Date prepared 3/8/04	Period covered <input checked="" type="checkbox"/> month ending (Mo.) (Day) (Yr.) 2 29 04
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Category of Expenditure Reimbursed Personal Living and Travel Expenses Pertaining to Lobbying Activity Do Not Have to be Reported	Total Expenditure	Proportionate amounts contributed by each employer (Identify employers, under Item 3, at bottom of page.)			
		Employer No. 1	Employer No. 2	Employer No. 3	Employer No. 4
Entertainment	\$ 24.25	\$ 24.25	\$	\$	\$
Food and Refreshment	0.00				
Living Accommodations	0.00				
Advertising	0.00				
Travel	0.00				
Telephone	60.00	60.00			
Office Expenses	100.00	100.00			
Other Expenses or Services	0.00				
Total	\$ 184.25	\$ 184.25	\$ 0.00	\$ 0.00	\$ 0.00

Item 2	The totals of each expenditure of more than fifty dollars (\$50) for a legislator or other holder of public office.		
Date	Place	Amount	Names of Legislators & Public Officials in Group

Continued on attached page(s)

<p align="center">INSTRUCTIONS</p> <p>Who should file this form: Any lobbyist registered under Section 67-6617 Idaho Code</p> <p>Filing deadline: Monthly reports due within ten (10) days of the month for activities of the past month.</p> <p>TO BE FILED WITH: Ben Ysursa Secretary of State PO Box 83720 Boise, ID 83720-0080 Phone: (208) 334-2852 Fax: (208) 334-2282</p>	Item 3	Employer(s) Name(s) and Address(es)
	No. 1	Idaho Assn. of Commerce & Industry PO Box 389 Boise ID 83701
	No. 2	
	No. 3	
	No. 4	

Item 4	Expenditures made by the lobbyist or by the lobbyist's employer in the nature of contributions of money or other tangible or intangible personal property to any Legislator, or for or on behalf of any legislator.		
	Date	Amount	Name of Legislator Receiving or Benefited

Item 5 Subject matter of proposed legislation, the number of the Senate or House Bill, Resolution or other legislative activity in which the Lobbyist was supporting or opposing.

LEGISLATIVE SUBJECT IDENTIFICATION

Subject Code (from table)	Bill, Resolution or Other Legislative Ident. Number	Appropriation Bill Number and Section Number
8, 17, 22, 28	See attached report	

- | Code | Subject | Code | Subject |
|------|---|------|--|
| 01 | Agriculture, horticulture, farming, and livestock | 17 | Health service, medicine, drugs and controlled substances, health insurance, hospitals |
| 02 | Amusements, games, athletics and sports | 18 | Higher education |
| 03 | Banking, finance, credit and investments | 19 | Housing, construction, codes |
| 04 | Children, minors, youth, senior citizens | 20 | Insurance (excluding health insurance) |
| 05 | Church and religion | 21 | Labor, salaries and wages, collective bargaining |
| 06 | Consumer affairs | 22 | Law enforcement, courts, judges, crimes, prisons |
| 07 | Ecology, environment, pollution, conservation, zoning, land and water use | 23 | License, permits |
| 08 | Education | 24 | Liquor |
| 09 | Elections, campaigns, voting, political parties | 25 | Manufacturing, distribution and services |
| 10 | Equal rights, civil rights, minority affairs | 26 | Natural resources, forest and forest products, fisheries, mining and mining products |
| 11 | Government, financing, taxation, revenue, budget, appropriations, bids, fees, funds | 27 | Public lands, parks, recreation |
| 12 | Government, county | 28 | Social insurance, unemployment insurance, public assistance, workmen's compensation |
| 13 | Government, federal | 29 | Transportation, highways, streets and roads |
| 14 | Government, municipal | 30 | Utilities, communications, televisions, radio, newspaper, power, CATV, gas |
| 15 | Government, special districts | 31 | Other (please specify) _____ |
| 16 | Government, state | | |

CERTIFICATION: I hereby certify that the above is a true, complete and correct statement in accordance with Section 67-6624 Idaho Code.

Teresa Holita 3/10/04
 Lobbyist signature Date

BILLS TO FOLLOW

(IACI Position: + Support, - Oppose, M= Monitoring, N=neutral)

Shaded Area=Change from Last Week

Bold=Final Action on Bill

Bill and Description	House	Senate	Final
H476 (By Reps. Robison & Cuddy) Restores the 1995 property tax law to its original form. Property taxes that school districts are no longer permitted to collect under the 1995 law would be replaced by the state, costing the general fund \$1.6 million.	Revenue & Taxation		
H501 (By Rep. Deal) Establishes that individuals serving as members or officers of governing boards of governmental units, boards and agencies or of governmental corporations shall not be personally liable in their private capacity for, or on account of, any act performed or contract entered into in an official capacity.	Returned to State Affairs	—	—
H502 (By Qwest) Changes regulation of land-line telephone companies.	Passed 36-34	2 nd Reading	
H517 (By Rep. Deal) Requires collection of valid signatures equal to at least 6% of the registered voters in 20 Idaho legislative districts in order to qualify an initiative for the ballot.	Withdrawn by Sponsors	—	—
H533 (By Department of Administration) Extends sunset clause on I.C. §72-334 (which requires provision of materials to Industrial Special Indemnity Fund before filing a complaint) to June 30, 2008.	Passed 68-0	3 rd Reading	
H536 (By Gov. Kempthorne) Remove 2005 sunset provision on 5% tax credit for research and development investment, and the 3% tax credit for investment in broadband equipment.	Passed 65-0	3rd Reading	
H543 (By Rep. Langhorst) Clarifies definition of transactions qualifying for an exemption from last year's one-cent sales tax increase; costs general fund about \$1.2 million.	Passed 64-4	3 rd Reading	
H545 (By Rep. Langford & Sen. Ingram) Allows a worker or his/her heirs to recover damages from an employer who, due to gross negligence, has caused the death or injury of said worker. Legislation further provides that said employer shall reimburse the Industrial Special Indemnity Account as provided in Section 72-223, Idaho Code.	Held in Commerce & Human Resources	—	—
H550 (By Reps. Ringo, Trail, Saylor, Mitchell, Naccarato, Shepherd, Andersen, Martinez, Douglas, Boe, Pasley-Stewart, Robison, Smith, Henbest, Langhorst, Jaquet, and Sens. Keough and Schroeder) Repeals authority to impose an "educational necessity" levy to abate unsafe or unhealthy conditions in schools, as passed in last year's H403aa; has emergency clause.	Revenue & Taxation	—	—
H555 (By Rep. Trail) Relates to personal information and privacy: Provides legislative intent relating to the protection of personal information; provides for disclosure upon breach in the security of personal information by certain agencies; provides for delayed notification in the event of certain criminal investigation; provides certain rights and remedies for breach in the security of personal information.	State Affairs	—	—
H556 (By Rep. Trail) Requires certain recordkeeping agencies and political subdivisions of the State of Idaho to adhere to designated principles of information practice.	State Affairs	—	—
H557 (By Rep. Trail) Relates to misuse of identifying information; Prohibits certain activities relating to use of another person's identifying information; provides for restitution; provides for victim assistance by the Attorney General; provides exception for members of law enforcement agencies; provides for expungement of certain false identity information from court and law enforcement agency records.	Withdrawn by Sponsor	—	—

<p>H567 (+) (By Governor Kempthorne) Current law allows taxpayers to deduct half of the premiums they pay for long-term care insurance for the taxpayer, taxpayer's spouse, or employee, if the premium is not otherwise deductible. This bill removes the limitation and allows the deduction for the full amount of the premiums; reduces general fund revenues by \$500,000 annually.</p>	<p>Passed 70-0</p>	<p>3rd Reading</p>	
<p>H582 (-) (By Rep. Ringo) Provides an Idaho tax credit to individuals qualifying for the Federal Earned Income Credit; extends the grocery tax credit to citizens currently not qualified for it; adds one more income tax bracket with an increased rate of taxation.</p>	<p>Revenue & Taxation</p>	<p>—</p>	<p>—</p>
<p>H590a (+) (By Idaho Lodging and Restaurant Association) Idaho Common Sense Consumption Act: Would limit civil liability of a manufacturer, distributor, seller or retailer of food or beverages in cases in which liability is based on an individual's weight gain, obesity or obesity-related health condition which results from the individual's long-term consumption of a food or beverage.</p>	<p>Passed 53-16</p>	<p>Judiciary & Rules</p>	
<p>H594 (-) (By Rep. Langford) The purpose of this legislation is to allow small, rapidly-growing counties to encourage preservation of agricultural land and to help such counties to recover a portion of the cost of providing for a rapidly-growing population; authorizes county commissioners to levy an "Agricultural Land Preservation" tax on certain property; has emergency clause.</p>	<p>Withdrawn by Sponsor</p>	<p>—</p>	<p>—</p>
<p>H597 (-) (By Rep. Langhorst and Sen. Burkett) The purpose of this act is to refine contracting procedures of the state of Idaho to account for the full economic impact of public contract awards by including consideration of the tax and revenue effects of those decisions. This bill is intended to increase economic activity in Idaho by keeping jobs in the State that are created by the expenditure of public funds.</p>	<p>Held in State Affairs</p>	<p>—</p>	<p>—</p>
<p>H598 (-) (By Rep. Langhorst, Sen. Burkett) This legislation adds a reporting requirement to Section 44-1001 of Idaho Code, so that contracting authorities may readily verify compliance with the 95% residency requirements in hiring for all state, county, municipal and school district construction.</p>	<p>Held in State Affairs</p>	<p>—</p>	<p>—</p>
<p>H599 (-) (By Rep. Ken Roberts) PROPERTY TAX ON RURAL HOMESITE DEVELOPMENT: Provides that agricultural land platted for residential development shall be taxed at the agricultural use rate until the lots are sold.</p>	<p>Revenue & Taxation</p>		
<p>H607 (+) (By Gov. Kempthorne) This bill merges the Department of Commerce and the Department of Labor into a single department that will be named the "Idaho Department of Commerce and Labor." The intent is to more effectively promote economic and community development and a stable, well-trained workforce. Additionally, the merger is intended to strengthen support for Idaho businesses and communities, to enhance the Department's ability to create higher-wage jobs with benefits, and to increase tourism and international trade opportunities.</p>	<p>Passed 62-5</p>	<p>3rd Reading</p>	
<p>H611 (+) (By Rep. Dick Harwood and US Ecology Idaho) Revises fees for hazardous waste disposal.</p>	<p>Passed 63-2</p>	<p>3rd Reading</p>	
<p>H613 (-) (By Bob Corbell) Create Idaho Aquaculture Commission to promote aquaculture industry; represent producers, processors, and related industries; and seek USDA research funds and grants. Commission shall function in same manner as other state agricultural commissions.</p>	<p>Held in Agricultural Affairs</p>	<p>—</p>	<p>—</p>

H617 (-)	(By Rep. Sali) Adds a new section to Chapter 43, Title 39 to afford people a legal right to receive copies of their health records	Health and Welfare		
H619 (+)	(By Rep. Deal) Removes sunset provision and amends language regarding the retention of index rate bands as they relate to the rating system for health insurance plans.	Passed 66-0	3rd Reading	
H640 (-)	(By Rep. Sali and Rep. Harwood) Requires qualified, unbiased providers to perform independent medical examinations.	Held in Committee	—	—
H647 (+)	(By Rep. Deal) <u>REPLACES H501</u> Provides immunity for actions performed or contracts entered into in an official capacity by elected or appointed officials, officers of governing boards of commissions authorized by state law, and for persons acting on behalf of the governmental entity in an official capacity.	Passed 60-6	State Affairs	
H650 (-)	(By Idaho Association of Counties) Requires mandatory disclosure of real estate sales prices for all real estate transactions; amends Idaho public records law to exempt disclosure except to licensed appraisers, real estate brokers, State Tax Commission, and persons with 5% ownership interest in the property.	Withdrawn by Sponsor	—	—
H651a (+)	(By Gov. Kempthorne) A new-jobs credit of \$1,000 will be available to a business for creation of a new job paying at least \$12.50 an hour, accompanied by coverage under an accident or health plan; does not change the \$500 new-jobs tax credit for natural resource-based businesses; estimated to have about \$300,000 impact on general fund.	Passed 55-14	Local Government & Taxation	
H657 (-)	(By Jim Jones) Amends Patient Freedom of Information Act to include licensed professional nurses (LPNs) in the category of providers that are required to furnish certain job-related information to professional licensing boards. Such information would include criminal convictions, disciplinary action, malpractice information. Reporting requirements would be expanded for all providers to include instances where providers who are authorized to handle controlled substances have been disciplined or convicted for abuse of such substances. Imposes additional reporting requirements on employers of such providers.	Held in Health & Welfare	—	—
H663 (+)	(By Rep. Cuddy) Clarifies process of collection and distribution of taxes on forest lands. Under the bare land and yield basis, the property owner pays tax only on the land – until the timber on the land is harvested, or at the end of a 10-year period. However, if during that period, the property title is transferred.	Passed 65-0	3 rd Reading	
H664 (-)	(By Reps. Sali & Harwood) Creates a private right of action for persons injured by false testimony, presentation of false scientific principles and filing of documents which include false or misleading information. Liability can be established only when the person knew or should have known the information was false or when the person intended the information to be misleading.	Held in House Judiciary & Rules	—	—
H669 (+)	(By Dept. of Lands) Provides that certain actions by the State Board of Land Commissioners relating to direction, control or disposition of public lands, shall not be considered to be "contested cases".	Passed 55-12	2nd Reading	
H671 (+)	(By Committee to Revise the Idaho Corporate Code) This legislation has been prepared by the Committee to Revise the Idaho Corporate Code, under the auspices of the State Bar's Business and Corporate Law Section. The charge to the committee was to review the Idaho Business Corporation Act for the purpose of developing proposals to the Idaho Legislature for amendments to bring the Act into conformity with the most current draft of the Revised Model Business Corporation Act, as amended to date and published by the Committee on Corporate Law of the Section of Corporation, Banking	Passed 66-0	Commerce & Human Resources	

	and Business Law of the American Bar Association. The Committee has limited this project to the subject of business corporations and has not involved itself directly with nonprofit corporations, professional corporations, limited liability companies, and the several forms of partnerships or any other "specialty areas" of business organization law.			
H673 (+)	(By IACI) Provides a statute of limitations on medical benefits in denied workers' compensation cases.	Withdrawn by Sponsor	—	—
H674 (+)	(By IACI) Clarifies that evaluations of permanent impairment shall only be made by a qualified physician; reinforces Legislature's intent that impairment evaluations are to be medical evaluations.	Withdrawn by Sponsor	—	—
H675 (+)	(By Woody Richards/Blue Cross) Clarifies difference between Preferred Provider Organizations (PPOs) and managed care organizations.	Business		
H683 (+)	(By Idaho Potato Commission) Provides more specific authority for the Idaho Potato Commission; clarifies that the Commission has authority to cooperate with similar organizations, to take legal action to protect the marks owned/administered by the Commission, to collect assessments, and to lease or own real or personal property; substitutes the concept of "promotion" in place of marketing and advertising.	Passed 63-0	Agricultural Affairs	
H685 (-)	(By Reps. Sali, Bayer) Requires 2/3 citizen vote before annexation; increases legal notice publication requirements; any annexation cannot take effect until Oct. 1 following the election at which annexation was approved.	Held in Local Government	—	—
H688 (-)	(By Rep. Eberle) Restricts creation of Local Business Improvement Districts; provides for one-man, one-vote election on creation of districts, instead of votes by dollar amount of property owned; requires a 2/3 majority vote to change the district's rate of taxation.	Held in Local Government	—	—
H689 (-)	(By David Kerrick) Prohibits use of auditorium district funds to advertise or promote ballot measures related to the district (including proposals to create or dissolve an auditorium district, as well as proposals to incur bonded indebtedness).	Revenue & Taxation		
H690 (-)	(By David Kerrick) Establishes graduated rates for hotel-motel taxes depending on distance from auditorium/convention center (5% maximum tax at facilities located within a half-mile of the convention center; 4% maximum at facilities within 1 1/2 mile radius; 3% maximum at facilities within a 3-mile radius; and 2% maximum at facilities beyond a 3-mile radius).	Revenue & Taxation		
H708 (-)	(By Rep. Henbest) Mandates insurance coverage for obesity counseling.	Ways & Means		
H710 (+)	(By Rep. Black) Covers reimbursement for emergency services by non-contracting health care providers: Would require that if a health care provider or other health care professional who does not contract with a health insurance carrier renders emergency or post-stabilization service to a patient in a hospital that contracts with that health insurance carrier, the health care provider or other health care professional shall collect from the health insurance carrier only the amount paid to contracted providers for the same services, and from the patient, any applicable coinsurance, co-pay or deductible or any charges for non-covered services.	Held in Business	—	—
H716 (-)	(By Rep. McKague) Exempts an additional \$150,000 of market value on residences for home-owners at least 70 years old.	Revenue & Taxation		
H720 (+)	(By State Tax Commission) Conforms the Idaho income tax to changes made to the Internal Revenue Code after Jan. 1, 2003, including the federal "Jobs and Growth Tax Relief Act of 2003" (JGTRA). However, no Idaho deduction will be allowed relating to	Passed 67-2	Passed 23-11	To

	the increased (from 30% to 50%) special allowance for first year "bonus depreciation" permitted by subsection (k) of section 168 of the IRC.			Gov
H724 (+)	(By Reps. Deal and Collins, Sen. Stegner) Simplifies the method used to compute payment of premium taxes by insurance carriers doing business in Idaho; modifies the present structure by adjusting the premium tax, over a six-year time frame, to a single premium tax rate of 1.5%, intended to make Idaho more competitive in efforts to attract insurance carriers to locate in Idaho as their "home" or "domiciliary" state; also will eliminate legal and financial exposure to the State created by the dual rate system.	Passed 63-4	Local Government & Taxation	
H759 (+)	(By Mike Brassey) Provides for creation of Public Improvement Districts upon filing of a petition by 100% of landowners in the proposed district; would allow building new public infrastructure improvements to serve new growth and development and provide for paying those costs; outlines formation and operation of the Public Improvement Districts.	Revenue & Taxation		
H781 (-)	(By Reps. Deal, Eskridge, Campbell and Sen. Keough) Gives property tax exemption for property owned by qualified persons; applies the exemption to residential improvements and the residential lot; provides that the exemption shall continue for spouses under certain circumstances; provides conditions for the exemption; provides that an owner is required to make application for the exemption only once if certain conditions are met; provides that the exemption shall be available for certain owners who are absent by reason of active military service in a designated combat zone.	Revenue & Taxation		
H814 (+)	(By Rep. Gagner, Jeremy Piscal/Idaho Building Contractors, John Eaton/Building Contractors Association of SW Idaho, and Alex LaBeau/Idaho Realtors Association) This bill will create a registration system for contractors and would require that all contractors be registered with the state Division of Building Safety. It would provide a mechanism for the state to remove contractors who prove to be incompetent, dishonest, or unprincipled from the registry. It would require proof that the applicant has complied with Idaho's workers compensation law, and that the applicant has a general liability insurance policy in an amount not less than \$300,000; no general fund fiscal impact.	Business		
HCR40 (+)	(By Rep. Trail and Sen. Marley) Encourages Idaho citizens to reduce, reuse and recycle household hazardous waste and electronic waste - including computers and televisions.	Adopted on Voice Vote	2 nd Reading	
HJM16 (-)	(By all 16 House and 7 Senate Democrats) Asks U.S. Congress and the President to allow Idahoans the opportunity to legally buy prescription drugs from Canada.	Health & Welfare	—	—
HJR7 (+)	(By Rep. Barrett, Sen. Sweet & Idahoans for Tax Reform) Constitutional amendment that would limit state spending to an amount equal to the previous year's level plus the annual inflation rate, plus the annual percentage increase in population. State revenues collected in excess of the limit are distributed among three created funds - the Emergency Fund (25%), the Budget Stabilization Fund (50%), and the Excess Revenue Fund (25%). The Emergency Fund can be tapped upon a declaration of emergency by the governor and a majority vote; the Budget Stabilization Fund can be tapped when state revenues come in below the spending cap, but only up to the amount of the deficiency, and upon a 2/3 vote; Legislature may deposit additional revenues into the Emergency Fund or Budget Stabilization Fund.	Revenue & Taxation	—	—

<p>S1225 (By Sen. Schroeder) Emphasizes that the Idaho Constitution gives authority to the Idaho Legislature to establish education policy for the State of Idaho, and that the Executive branch of state government has a Constitutional responsibility to faithfully execute the laws of the State of Idaho.</p>		Education	
<p>S1226 (By Dept. of Labor) Prevents so-called "SUTA (State Unemployment Tax Acts) dumping" – wherein an employer with a poor experience rating in the unemployment insurance system buys a small business that has a low unemployment insurance tax rate, closes activity of the small business, and transfers payroll to it from the buyer business to obtain the better unemployment insurance rating; four Idaho cases discovered so far reportedly already have cost Idaho more than \$436,000; has emergency clause.</p>	Passed 64-0	Passed 31-0	To Gov.
<p>S1232a (By Sen. Noh) Creates a new crime of damaging commercial aquaculture operations, with a penalty of 20 years in prison and a \$10,000 fine.</p>	Agricultural Affairs	Passed 32-0	
<p>S1279a (By DEQ) Transfers licensure for Drinking Water and Wastewater Professionals from DEQ to the Bureau of Occupational Licenses.</p>	Amending Order	Passed 28-0	
<p>S1287 (By Idaho Association of Highway Districts) Provides ordinance-making authority to highway district commissioners.</p>		Amending Order	
<p>S1308 (By Ryan Kerby) Requires full-time kindergarten attendance for specific students and includes this change in the kindergarten attendance factor in the school funding formula. The fiscal impact would be \$7,395,000.</p>		Education	
<p>S1339 (By Sen. Bailey) Provides for preparation of economic impact statements and regulatory flexibility analyses prior to the promulgation of agency rules upon written request of 25 persons or a business entity; when adopting rules to protect the health, safety and economic welfare of Idahoans, state agencies should seek to achieve statutory goals as effectively and efficiently as possible without imposing unnecessary burdens on business employers.</p>	—	Withdrawn by sponsor	—
<p>S1340 (By Idaho Building Contractors) This bill would require that all contractors be registered with the state Division of Building Safety. It would provide a mechanism for the state to remove contractors who prove to be incompetent, dishonest, or unprincipled from the registry. Application for registration would require a statement disclosing whether any person with an ownership interest in the business has ever been suspended or prohibited from practicing construction in Idaho or any other state. It would require proof that the applicant has complied with Idaho's workers' compensation law, and that the applicant has a general liability insurance policy in an amount not less than \$300,000.</p>	Commerce & Human Resources	Passed 27-6	
<p>S1349 (By Sens. Stennett, Burkett, Malepeai, Marley, Werk, Calabretta, & Kennedy) Specifies that the Board of Education is the agency with authority over certain matters pertaining to higher education, and the Department of Education is the agency with authority over certain matters pertaining to early public education through grade 12.</p>		Education	
<p>S1354 (By Sens. Calabretta, Werk, Burkett, Kennedy, Stennett, Marley, Malepeai & Rep. Ringo) provide additional qualifications for members of the State Board of Education, requiring that consideration be given to balanced geographical representation, and that at least 3 but not more than 4 of the members shall be from the same major political party.</p>		Education	
<p>S1384 (By Sen. Cameron & Reps. Newcomb and Bedke) Authorizes creation of a county-based intermodal commerce authority to create, stimulate and advance commerce and economic development. The authority is empowered to receive federal, state or local gifts, grants</p>	—	Replaced by	—

	and direct appropriations. The authority can enter into contracts and hold and lease property only to promote local and statewide economic growth and commerce. There is no taxing authority.		S1439	
S1392 (-)	(By Sen. Schroeder) Prohibits the State Board of Education from authorizing any alternative means of certifying teachers.		Education	
S1406 (-)	(By Bob Henry) Deletes limit on number of new public charter schools and prohibits the authorization of any new public charter school within two miles of an existing public charter school.		Education	
S1439 (+)	(By Sen. Cameron, Speaker Newcomb, Rep. Bedke) (REPLACES S1384) Authorizes creation of county-based intermodal commerce authorities, designed to aid economic development. The authority is empowered to receive federal, state or local money including gifts, grants, direct appropriations, and to enter into contracts, acquire, hold and lease property only for purposes of promoting local and statewide economic growth and commerce, maintaining facilities for commerce, commodity shipping, transportation transfer, and storage; no tax authority is allowed; no general fund fiscal impact.		2 nd Reading	
SCR125 (-)	(By Sen. Schroeder) Requests that the Office of Performance Evaluations assess the Idaho Standard Achievement Test prior to the test's implementation to determine if the test is appropriately aligned to Idaho, is reliable, and valid; requires that OPE in doing the study shall retain not less than three nationally recognized testing experts. Cost of study is estimated to be approximately \$250,000.		Failed 17-18	
SJR102 (-)	(By Sen. Schroeder) A constitutional amendment that would create separate boards to administer Idaho's higher education and K-12 school systems; the State Board of Education would oversee the K-12 system, while a newly created Board of Regents would supervise two-and four-year institutions of higher education.		State Affairs	
H498 (M)	(By Idaho Bureau of Occupational Licenses) Authorizes the Bureau of Occupational Licenses to revoke, suspend, refuse issuance or refuse renewal of licenses and requires regulated professionals to answer questions and produce documents.	Passed 43-27	3 rd Reading	
H510 (M)	(By Department of Lands) Gives the State Land Board the right to sell land with mineral rights. Currently, mineral rights are reserved to the State when any State land is sold.	Passed 53-13	Passed 34-1	LAW
H515 (M)	(By Department of Lands) Gives authority for the State Land Board to lease all endowment lands for a lease period of up to 49 years for commercial purposes; revises definition of "commercial purposes"; provides application to mineral leases on state lands.	Passed 56-8	Resources & Environment	
H544a (M)	(By Sen. Pearce & Reps. Denney and Edmunson) Requires the Director of DEQ to appoint watershed advisory groups (WAGs). The purpose of these groups is to work with DEQ on development of Total Maximum Daily Loads (TMDLs). An affirmative vote of at least 50% of the members of the WAG is required before a TMDL can be submitted for approval.	Passed 55-14	Resources & Environment	
H569 (M)	(By Building Owners & Managers Assoc.) Provides authority to the Division of Building Safety for enforcement and rule-making regarding the inspection, installation, and adoption of safety codes of public elevators.	Passed 65-0	3 rd Reading	
H624 (M)	(By Qwest) Companion bill to H502, requested by the Idaho Telephone Association; if a telephone company exercises its election for an alternate form of regulation, then the existing exemption from antitrust laws applies only to the extent that the	Passed 52-18	State Affairs	

	telephone corporation's service is the subject of a specific public utilities commission order that's entered after the election has been made. This authorizes the Idaho Public Utilities Commission to act to stop "predatory pricing" by a telephone company.			
H655 (N)	(By Rep. Ridinger) Adds \$10 to the current \$8 fee for transfer of title on motor vehicles to provide an additional \$5 million for local highway construction.	Failed 29-41	—	—
H658 (M)	(By Rep. McGeachin) This bill is intended to help control costs of long-term care in the Medicaid budget and to encourage Idahoans to buy their own long-term care insurance; administered by Idaho's departments of Health & Welfare and Insurance; Health & Welfare would count insurance benefits paid under a private policy toward "asset disregard," to the extent the payments are for services covered under the long-term care partnership program.	Passed 67-1	Health & Welfare	
H698 (M)	(By Rep. Sali) Two-year delay in implementing CHIP Plan B and Access Card programs.	Passed 67-1	Health & Welfare	
H705 (M)	(By Steve Tobiason & Lyn Darrington/Idaho Association of Health Plans) Requires prompt payment by health insurance carriers of claims submitted electronically by contracting physician providers. It allows contracting physicians to send the patient an informational statement setting forth the fees for services, but prohibits the physician from seeking immediate payment except for applicable coinsurance, deductibles and copayments. It requires a health insurance carrier to pay the physician the statutory contract rate of interest for claims not paid within the proper time frame.	Business		
H709 (M)	(By Ken McClure/Idaho Medical Association) Requires insurance companies that provide health insurance in Idaho to pay claims for covered services within 30 days following receipt of a bill or, in the alternative, to specify what information or documentation is necessary to process a claim. Once the necessary information or documentation is provided, the claims then must be paid within 30 days. If an insurance company has a contract with an insured or a provider which contains different payment requirements, the contractual provisions supercede the requirements of this statute. This statute will apply only when an insurer is not complying with its contract or where there is no contract.	Business		
H714 (M)	(By Reps. Snodgrass, Langhorst) Establishes minimum standards for automobile emissions testing programs in any Idaho county with more than 125,000 population where vehicle emissions exceed or threaten to exceed air quality standards, which would harm economic growth through further restrictions on auto owners, industry and agriculture.	Environmental Affairs		
H740 (M)	(By Rep. Boe) Makes school attendance compulsory between the ages of 6-16 years; requires school districts to provide compulsory kindergarten program.	Failed 26-44	—	—
H743 (M)	(By Chuck Lempesis/HIAA) Provides for prompt payment of health care insurance claims; provides for provider billing; states that insurers are not required to accept an assignment of payment, etc.	Business		
H750 (M)	(By Reps. Barraclough & Eberle) Raises the age a child can decide to drop out of school to seventeen (17), unless the student has the written permission of a parent, in which case the age of sixteen (16) still applies.	Education		
H754 (M)	(By Reps. Roberts, McGeachin, Moyle, & Bayer) General Fund expenditures for any fiscal year shall be limited to a base of the FY05 appropriation plus annual adjustments for population growth and inflation; creates a "taxpayers reserve fund" and provides for	Revenue & Taxation		

	refunds to taxpayers from this fund.			
H757 (M)	(By Rep. Gagner) Provides disclosure to patients at the time of their initial contact with a health care provider as to whether they contract with the insurer.	3rd Reading		
H760 (M)	(By Sen. Hill, Rep. Eskridge) Authorizes an investment tax credit against state income taxes for investments in wind turbines, solar energy, low impact hydro, industrial waste, animal waste, municipal waste, geothermal resources, other renewable resources, patterned after the broadband tax credit that was enacted in 2001. The credit escalates if a qualifying facility is located in certain economically depressed counties; sunsets in 2009.	Amending Order		
H761 (M)	(By Sen. Hill, Rep. Eskridge) Authorizes an income tax credit of one-half cent per kilowatt for electric energy generated by wind turbines, solar energy, low impact hydro industrial waste, animal waste, municipal waste, geothermal resources and other renewable resources; only facilities constructed after January 1, 2004, to qualify.	Amending Order		
H768 (M)	(By Appropriations) Appropriates \$223,366,200 from the general fund to the State Board of Education and the Board of Regents of the University of Idaho for Boise State University, Idaho State University, the University of Idaho, Lewis-Clark State College, and the Office of the State Board of Education for FY05; expresses the Legislature's continued belief regarding funding equity among Idaho's four year institutions of higher education.	Passed 38-31	Finance	
H775 (M)	(By Reps. Newcomb & Moyle, Idaho Grain Producers Assoc. and Idaho Bankers Assoc.) Revises provisions relating to the creation, attachment, duration, priority and discharge of certain agricultural liens; provides that persons selling or agreeing to sell any agricultural product for use as livestock feed may ask for and obtain specified information from persons with certain security interests; to provide for immunity from civil and criminal liability; and to require that certain owners of livestock disclose specified information.	Withdrawn by Sponsors		
H788 (M)	(By Rep. Ridinger, Sen. Stennett, Soil Conservation Commission) Provides an income tax credit for eligible expenditures by landowners implementing best management practices to improve natural resources for water quality, and threatened and endangered species; provides for review and approval of qualified expenditures before a tax credit is approved; up to \$250,000 in state tax credits may be approved annually.	Revenue & Taxation		
H799 (M)	(By Speaker Newcomb) Amends provisions passed last year allowing a taxpayer to elect a two-year exemption from property tax in lieu of the investment tax credit against income taxes. The bill: (1) Clarifies that the election is available for qualified property placed in service in calendar year 2003; (2) Clarifies the determination of a loss year; (3) limits disclosure of tax information exchanged between the State Tax Commission and county assessors; (4) Excludes taxpayers whose rates or returns are regulated according to federal or state law; and (5) Provides for recapture of the property tax benefit of property ceasing to qualify for the investment tax credit or for the election. H799's effective date is January 1, 2003, the effective date of the original legislation.	Revenue & Taxation		
H803 (M)	(By Rep. Deal) The Federal Trade Act of 2002 includes provisions to help certain categories of individuals who have lost their jobs purchase health insurance. Under the federal act, persons participating in the Trade Adjustment Assistance Program or receiving payments from the Pension Benefit Guaranty Corporation			

	are eligible for a federal tax credit that is equal to 65 percent of the premium cost of a state qualified health insurance plan. To be a qualified health insurance plan for purpose of the act, the plan must meet certain minimum federal requirements. Currently, there are no qualified plans in Idaho, and individuals who would otherwise qualify for the federal tax credit are unable to take advantage of the credit. The amendments made by this bill will allow the Idaho Individual High Risk Reinsurance Pool plans to be designated as state qualified health benefit plans for purposes of the Trade Act of 2002.	State Affairs		
H808 (M)	(By Woody Richards/Blue Cross) Clarifies whether health care plans are managed care plans for purposes of Title 41, Chapter 39, Idaho Code. Sets forth requirements for insurers offering health care plans that do not meet the definition of managed care plans; no general fund fiscal impact.	Business		
H809 (M)	(By Reps. Moyle, Ridinger, Stevenson) Requires a minimum voter turnout of 30% of registered voters in order to approve a bond; allows a taxing district to hold an election on whether to increase property taxes beyond the 3% cap limitation and requires minimum voter turnout of 30% of registered voters and a 2/3 voter approval for that increase to pass; no general fund fiscal impact.	Revenue & Taxation		
HJM23 (M)	(By Speaker Bruce Newcomb) Opposes releasing large amounts of irrigation storage water for flow augmentation, contrary to the law of the state of Idaho, and opposes breaching of the four lower Snake River dams.	Resource and Conservation Committee		
HJM24 (M)	(By Speaker Newcomb) Encourages development of additional water supply enhancement projects, such as reservoirs and aquifer recharge.	Resource and Conservation Committee		
HJR4 (M)	(By Department of Lands) Amends Idaho Constitution to increase the acreage of state lands that may be sold in subdivisions by the State Board of Land Commissioners, from 320 to 640 acres allows the lands to be sold to any one individual, company or corporation.	Passed 57-8	State Affairs	
S1243a (M)	(By Blackfoot Police Dept.) Defines crime of video voyeurism as a felony; amends I.C. § 18-8304 to require persons convicted of video voyeurism to register as sex offenders.	Judiciary & Rules	Passed 32-0	
S1269a (M)	(By Sen. Ingram) INTRACITY LIGHT RAIL SYSTEMS – Authorizes specified public entities with responsibility for transportation systems and urban renewal projects to acquire, construct, reconstruct, extend, maintain or repair intracity light rail systems including, but not limited to, rights-of-way, rails, cars, and other ancillary improvements owned, controlled or operated by a public entity; revises and modernizes laws governing regulation of the offer and sale of securities. This bill closely tracks the Uniform Securities Act recently adopted by the National Conference of Commissioners on Uniform State Laws.		3 rd Reading	
S1270 (M)	(By Sen. Werk) Removes cap from the experience and education index used in the salary-based apportionment formula for distribution of state money to public schools.		3 rd Reading	
S1278 (M)	(By DEQ) Allows DEQ to use a portion of interest revenue from wastewater and drinking water loans to municipalities for the administrative costs of operating the loan fund. The purpose is to replace anticipated reductions in federal funding.	Passed 65-0	Passed 34-0	To Gov
S1284a (N)	(By Sen. Compton) Revenues from Idaho's sales and uses tax shall be attributed by dollar amount to the counties in which the sales occurred. Purpose is to provide information about sales/use		3 rd Reading	

	taxes being collected in the various counties, enhancing measurement of economic growth.		
S1342 (M)	(By Sen. Cameron) Prohibits carriers offering health benefit plans under the Small Employer Health Insurance Availability Act or the Individual Health Insurance Availability Act from providing compensation in the form of a flat fee; requires compensation to be in the form of a commission, limits the commission, and defines "carrier." Bill affects only individual and small group products, not large group (over 50) and self-funded plans.		Commerce & Human Resources
S1373a (M)	(By Sen. Sorensen) Requires contractors and subcontractors (including temporary employees) to participate in the Idaho Employer Alcohol and Drug-free Workplace program in order to be eligible for contracts with the state.		3 rd Reading
S1383 (M)	(By Sen. Stennett) Requires that all vendors and public works contractors (with 25+ employees) that contract with the state of Idaho provide health insurance for 80% of their full and part time employees as a condition of doing business with the state.		Health & Welfare
S1422 (M)	(By Roy Eiguren/ValleyRide) Clarifies that Regional Public Transportation Authorities are exempt from taxation as are other political subdivisions of the state; public transportation services operated by RPTAs are subject to the same fuels tax treatment, whether operated by city, county or regional authority, no general fund fiscal impact, but will impact gasoline fuel tax by \$11,000 per year.		Transportation
S1430 (M)	(By Finance) FY05 Public Schools Budget: Appropriation of \$72,821,000 in general funds for the Division of Administrators portion. Adds funds for the effects of a PERSI rate increase, an increase of 175 new midterm support units and 200 new full-term support units, and an increase in available federal pass-through funds. This budget also includes an elimination of funding for the Administrators' portion of the Early Retirement Program, in which Administrators no longer participate. The pieces of the Public Schools budget that are part of this division's appropriation include: 1.) The administrators' portion of the salary-based apportionment formula; 2.) State paid employee benefits for administrators, which include PERSI and FICA; and 3.) The administrators' portion of federal pass-through funding to local school districts.		2 nd Reading
S1431 (M)	(By Finance) FY05 Public Schools Budget: Appropriation of \$633,663,400 in general funds for the Division of Teachers portion. This budget adds funds for the effects of a PERSI rate increase, an increase of 175 new midterm support units and 200 new full-term support units, an increase in Master Teacher awards, an increase in teacher participation in the Early Retirement Program, and an increase in available federal pass-through funds. Funding is also added for the estimated \$2.2 million impact of increasing the cap on the experience/education index for instructional staff, to account for all estimated growth in the index for FY 2004 and FY 2005 that is attributable to teachers earning additional education credits. Additional funds are added for the estimated \$5.9 million cost of fully funding a 10% increase in the statewide minimum teacher salary, from \$25,000 to \$27,500. The pieces of the Public Schools budget that are part of this division's appropriation include: (1) The teachers' portion of the salary-based apportionment formula; (2) State paid employee benefits for teachers, which include PERSI and FICA; (3) Funding for Master Teacher awards; (4) Early Retirement Program payouts for teachers; (5) Funding for training teachers to work with Gifted & Talented students; and (6) The Teachers' portion of federal pass-through funding to local school districts.		2 nd Reading

<p>S1432 (By Finance) Public Schools Budget: Appropriation of \$244,022,100 in general funds for the Division of Operations portion. This budget adds funds for the effects of a PERSI rate increase, an increase of 175 new midterm support units and 200 new full-term support units, and an increase in available federal pass-through funds. It also maintains at the current year's level the state's K-12 Technology program (\$8.4 million) and discretionary funding per classroom (\$24,450 per support unit). This level of funding per classroom is backed by a guarantee of support from the \$7.1 million Public Education Stabilization Fund, which would be automatically tapped, if necessary, to maintain FY 2005 discretionary funds at the level stated in Section 8 of the bill. Section 9 includes the language necessary to provide a 1% base salary increase for all classified staff. The pieces of the Public Schools budget that are part of this division's appropriation include: (1) The classified staff portion of the salary-based apportionment formula; (2) State paid employee benefits for classified staff, which includes PERSI and FICA; (3) State funding for property tax replacement; (4) Pupil transportation costs; (5) Floor, which guarantees each school district at least 90% of the dollars it received from the state in the previous year; (6) Technology funds; (7) State discretionary funds; and (8) The Operations' portion of federal pass-through funding to local school districts.</p>		2 nd Reading	
<p>S1433 (By Finance) Public Schools Budget: Appropriation of \$14,200,000 in general funds for the Division of Children's Programs portion. This budget adds funds for increases in Exceptional Contracts/Tuition Equivalencies, growth in Limited English Proficiency (LEP) enrollment, and an increase in available federal pass-through funds. The budget also reflects a reduction in the amount of funding necessary for the Idaho Reading Initiative, due to a reduced need for teacher training and remedial student education (fewer children are reading below grade level). Section 9 of the bill ratifies recent decisions made by the State Board of Education, by directing the Board to use available federal funds to develop a computer-based program to help provide remedial education for students who fail to achieve full proficiency in the Idaho Standards Achievement test (ISAT). The pieces of the Public Schools budget that are part of this division's appropriation include: (1) Border Contracts for children educated out-of-state; (2) Exceptional Contracts/Tuition Equivalencies; (3) Program Adjustments (funding for Booth Home); (4) Idaho Safe & Drug-Free Schools program; (5) Idaho Reading Initiative; (6) Limited English Proficiency (LEP) program; (7) Idaho Digital Learning Academy funding; and (8) The Children's Programs' portion of federal pass-through funding to local school districts.</p>		2 nd Reading	
<p>S1434 (By Finance) Public Schools Budget: Appropriation (no general funds) for the Division of Facilities. The pieces of the Public Schools budget that are part of this division's appropriation, all of which are funded with State Lottery revenues, include: (1) Funding for the Bond Levy Equalization program; (2) A final transfer to the School Safety & Health Revolving Loan & Grant Fund, for the second half of an interest subsidy payment due the Whitepine School District; and (3) The regular distribution to Idaho school districts of all net remaining lottery proceeds.</p>		2 nd Reading	
<p>S1436 (By Sens. Ingram and Bunderson, Rep. Gagner) Creates new method for funding local transportation infrastructure projects: Idaho Transportation Board would be authorized to dedicate up to 25% of the state's annual distribution of federal fuel taxes to service bonds issued to pay for qualified road projects, estimated to create \$12-\$13 million in revenue annually and finance up to \$700 million in bond</p>		Transportation	

<p>proceeds; authorizes participation by the Idaho Housing Finance Association in these bonding actions; no negative general fund fiscal impact.</p>			
<p>S1437 (By Sens. Andreason and Bunderson) Allows Idaho to work with (M) 44 other states and the District of Columbia in addressing problems resulting from the nationwide growth in Internet sales, which creates an unfair competitive disadvantage for local retail businesses and allows avoidance of as much as \$44 million (2001 estimate) to \$151 million (2006 estimate) in sales tax revenues to the state. This legislation allows Idaho to fully participate with the Streamlined Sales Tax Implementing States (SSTIS) by sending a voting delegate to the SSTIS to work on amending the model Streamlined Sales and Use Tax Agreement (SSUTA). Before Idaho can sign the Agreement, the Idaho Legislature will need to pass additional legislation conforming Idaho's sales and use tax statutes to the agreement; no negative general fund fiscal impact.</p>		<p>Government & Taxation</p>	
<p>SJM108 (By Sen. Schroeder, Reps. Barraclough, Bedke, & Jaquet) (M) Suggests amendments to the federal No Child Left Behind Act</p>	<p>Adopted on Voice Vote</p>	<p>Adopted on Voice Vote</p>	<p>—</p>