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February 12, 2018

Monday deadline to introduce Legislation in standing com- mittees

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2018 Legislative Reports

February 12

Today (February 12th) was the last day to introduce legislation in the standing committees. Any new legislation could still be introduced through privileged committees. It does signal that this legislative session is nearing what could be the half-way mark or not, depending on what lies ahead.

A number of water-related bills were introduced today in the Senate Resources & Environment Committee (See Calendar—page 4).

On Wednesday, February 7th, the House Resources & Conservation Committee introduced a joint memorial “urging the U.S. Department of State to support specified positions in negotiations with Canada regarding any modification or future implementation of the Columbia River Treaty.” The House committee will hold a public hearing on February 13th.

Last week we reported that the introduction of HCR 35 has many cities concerned about its potential impacts to their back-flow testing programs. A second concurrent resolution, HCR 37, was also introduced last week that similarly proposes to reject the Idaho Division of Building Safety’s Plumbing rules relating to back-flow testing. Initially it was assumed that these concurrent resolutions were in response to rules being proposed this session by the respective agencies. That is not the case. These concurrent resolutions appear to be an attempt to change existing agency rules. At present, the agencies are reviewing their responses to these proposals. Hearings, if scheduled, would be held in the House Environment, Energy & Technology Committee for HCR 35 and the House Business Committee for HCR 37.

Water - House

HO370 WATER DISTRICTS – Amends existing law to revise provisions relating to water district meetings and elections; and to provide that absentee and proxy voting is prohibited unless authorized by specified law. **House: 02/05 PASSED 69-0-1**

Senate: 02/06 Introduced; 1st reading; referred to Resources & Environment

HO371 CRITICAL GROUND WATER AREAS – Amends existing law to revise provisions regarding certain administration on a time priority basis. **House: 02/05 PASSED 70-0-0**

Senate: 02/06 Introduced; 1st reading; referred to Resources & Environment

HO372 WATER RIGHTS – Amends existing law to provide a fee for applications to change only the legal description for the place of use or the point of diversion under specified conditions.

House: 02/05 PASSED 70-0-0

Senate: 02/06 Introduced; 1st reading; referred to Resources & Environment

Water - Senate

S1218 ENVIRONMENTAL QUALITY – Amends and adds to existing law to revise factors to be considered when the Director of the Idaho State Department of Agriculture is deciding whether to designate a poultry animal feeding operation; to provide that certain law shall not affect the authority of the Department of Environmental Quality to administer and enforce an Idaho NPDES program; to provide that the Director of the Department of Environmental Quality shall consult with the Director of the Idaho State Department of Agriculture before certifying discharges from poultry operations; and to provide for the Idaho Pollutant Discharge Elimination System Program and fund. **Senate: 01/19** Introduce; 1st reading; referred for printing **01/22** Printed; referred to Agricultural Affairs **02/01** Report out Do Pass to 2nd reading **02/02** 2nd to 3rd reading **02/07 PASSED 32-1-2** **House: 02/09** 1st reading; referred to Environment, Energy & Technology

S1260 LAKE PEND OREILLE, PEND OREILLE RIVER, PRIEST LAKE AND PRIEST RIVER COMMISSION – Amends existing law to provide that the commission shall have the authority to designate representatives to participate in proceedings regarding the Columbia River Basin; and to provide that moneys in the commission fund may also be used to provide for participation in proceedings regarding the Columbia River Basin. **Senate: 02/01** Introduce; 1st reading; referred for printing **02/02** Printed; referred to Resources & Environment **02/08** Report out Do Pass to 2nd reading **02/09** 2nd to 3rd reading

S1261 PRIEST LAKE – Amends existing law to provide that the Priest Lake outlet control structure shall be under the supervision and control of the Idaho Water Resource Board; to revise provisions regarding the operation and maintenance of the structure; and to revise provisions regarding the maintenance and regulation of the water surface level of Priest Lake. **Senate: 02/01** Introduce; 1st reading; referred for printing **02/02** Printed; referred to Resources & Environment **02/08** Report out Do Pass to 2nd reading **02/09** 2nd to 3rd reading

S1268 DRAINAGE DITCHES - Amends and adds to existing law to revise drainage commissioner compensation provisions; to provide for assessment for the payment or retirement of any bonds or warrants; to revise provisions regarding the sale of personal property of a drainage district; to provide for the trade-in or exchange of personal property of the district. **Senate: 02/06** Introduce; 1st reading; referred for printing **02/07** Printed; referred to Resources & Environment

Energy - House

HO392 ENERGY TAX – Amends existing law to provide and revise dates by which notification shall be made of electrical, gas, solar, wind and geothermal energy producer’s tax allotment and apportionment.

House: 01/29 PASSED 69-0-1 Senate: 01/30 Introduced; 1st reading; referred to Local Government & Taxation **02/02** Report Out Do Pass to 2nd reading **02/05** 2nd to 3rd reading

Resolutions

HCR031 CLIMATE CHANGE STUDY COMMITTEE – Stating findings of the Legislature and authorizing the Legislative Council to appoint a committee to undertake and complete a study of climate change and its impact on Idaho. **House: 01/24** Introduce; 1st reading; referred for printing **01/25** Printed; referred to House Ways & Means

HCR035 DEPARTMENT OF ENVIRONMENTAL QUALITY – RULE REJECTION – Stating findings of the Legislature and rejecting certain rules of the Department of Environmental Quality relating to Idaho Rules for Public Drinking Water Systems. **House: 01/31** Introduce; 1st reading; referred for printing **02/01** Printed; referred to Environment, Energy & Technology

HCR037 DIVISION OF BUILDING SAFETY - RULE REJECTION - Stating findings of the Legislature and rejecting a certain rule of the Division of Building Safety relating to Rules Concerning Idaho State Plumbing Code. **House: 02/01** Introduce; 1st reading; referred for printing **02/05** Printed; referred to Business

HJM011 COLUMBIA RIVER TREATY - A joint memorial urging the U.S. Department of State to support specified positions in negotiations with Canada regarding any modification or future implementation of the Columbia River Treaty. **House: 02/09** Introduce; 1st reading; referred for printing

Approved Rules Dockets:

Docket No. 58-0102-1502 Water Quality Standards: Copper Criteria for Aquatic Life Use

Docket No. 58-0102-1701 Water Quality Standards: Update to Selenium Criteria for Aquatic Life Use

Docket No. 58-0102-1702 Water Quality Standards: Revision to Criteria for Toxic Substances table

Docket No. 58-0125-1701 Rules Regulating the Idaho Pollutant Discharge Elimination System Program

Docket No. 07-1001-1701 Rules Governing the Damage Prevention Board

APPOINTMENTS

Dr. Renee Breedlovestrout, Idaho Oil & Gas Conservation Commission, July 1, 2017-July 1, 2019

James Classen, Idaho Oil & Gas Conservation Commission, July 1, 2017-July 1, 2021

Kevin Dickey, Idaho Oil & Gas Conservation Commission, July 1, 2017-July 1, 2020

Mark Shigeta, Idaho Oil & Gas Conservation Commission, July 1, 2017-July1, 2021

Michael Elliott, Idaho Energy Resources Authority

Dr. John Rusche, Idaho Water Resource Board, August 31, 2017-January 1, 2019

Jim Yost, Northwest Power & Conservation Council, January 2018-2021

Calendar

Monday: February 12 Senate Resources & Environment 1:30 p.m., RS25924C1 relating to stockwater; RS26078 relating to local land use planning; RS26121 recognizing 50th anniversary of Wild & Scenic Rivers Act; S1268 Drainage Districts; confirmation Oil & Gas Conservation Commission appointees

Tuesday: February 13 JFAC, 8 a.m. Supplemental for Dig Line– Damage Prevention
Senate Ag Affairs, 8 a.m., Idaho Soil and Water Conservation Commission
& Idaho Association of Soil Conservation Districts
Ag Lobbyists, Lock Stock & Barrell, noon
House Resources & Conservation, 1:30 p.m. HJM 11 Columbia River Treaty

Wednesday: February 14 Jefferson Clarke GWD Board & Annual Meeting, Mud Lake, noon
Food Producers, 10 a.m., Idaho Grain Producers
Food Producers Legislative Luncheon, noon to 1 p.m., Yen Ching

Thursday: February 15

Friday: February 16

Key Legislative Dates:

February 12: 36th Day Bill Introduction Deadline in standing committees
February 16: JFAC Target to Complete Budget Hearings
March 2: Committee Target to Report on Rules Review
March 5: Target Date for Transmittal Date of All Legislation between Houses
March 9: JFAC Target to Complete Budget Setting

Senate Committees:

Agricultural Affairs, T/TH, 8 am, Rm WW53
Commerce and Human Resources, T/TH, 1:30 pm, Rm WW54
Education, M/T/W/Th, 3 pm, Rm WW55
Finance, Daily, 8 am, Rm C310
Health and Welfare, M, T, W, Th, 3:00 pm, Room WW54
Judiciary and Rules, M/W/F, 1:30 pm, Rm WW54
Local Government & Taxation, T/W/Th, 3 pm, Rm WW53
Resources and Environment, M/W/F, 1:30 pm, Rm WW55
State Affairs, M/W/F, 8 am, Rm WW55
Transportation, T/TH, 1:30 pm, Rm WW53

House Committees

Agricultural Affairs, Even Days, pm, Room EW42
Appropriations, Daily, am, Room C310
Business, Odd Days, pm, Room EW41
Commerce & Human Resources, Odd Days, pm, Rm EW05
Education, Daily, a.m., EW41
Environment, Energy, & Technology, Even Days, pm, Rm EW41
Health & Welfare, Daily, am, Rm EW20
Judiciary, Rules, & Administration, Odd Days, pm, Rm EW42
Local Government, Even Days, pm, Rm EW05
Resources and Conservation, Odd Days, pm, Room EW40
Revenue & Taxation, Daily, am, Rm EW42
State Affairs, Daily, am, Room EW40
Transportation and Defense, Even Days, pm, Rm EW40
Ways and Means, On Call, pm, Room EW05