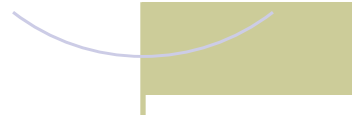




Legislative Reports 2009



House Preparing Compromise

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April 27, 2009

Special points of interest:

**Legislators wait for
compromise between
Governor & leadership
on transportation**

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The Idaho Legislature adjourned early on Friday, giving weary legislators a temporary reprieve. Today House leadership is reportedly working on a compromise bill that could end the stalemate over transportation funding. The bill could be introduced tomorrow and, if approved by both houses, may signal the end of a long, contentious session.

After unleashing a flood of red ink last week wielding his veto power, Governor Otter reached out to legislators with a fence-mending letter asking for cooperation on transportation. If the issue can be resolved, the session could potentially wrap up later this week.

Joint Finance will meet tomorrow to address the appropriation bills that fell to the governor's veto last week. Budget writers earmarked \$2 million in federal stimulus dollars for the Comprehensive Aquifer Management Plan (CAMP). Those monies were part of SB1222 that was adopted in the Senate but later rejected by the House. The legislation failed for other reasons and CAMP funding generally not believed to be in jeopardy due to an informal agreement with leadership and the governor that those funds will be set aside for 2010.

Meanwhile, most committees have completed their business and adjourned subject to the call of the chair. Senate Resource & Environment did hold an informational meeting today to discuss resource issues, including conservation easements. Much has been made about this being the second longest session on record. To break the record set in 2003, legislators would have to remain in town through May 9th. Let's hope a compromise is forthcoming. Sometimes there's something to be said for being second best.

April 27—May 1, 2009

Monday: April 27

Tuesday, April 28

Judicial Review of Thousand Springs Administrative Decision by IDWR, Gooding County Courthouse, 1:30 p.m.

Wednesday: April 29

Drinking & Wastewater Professionals Workshop, IBOL conference room, 2nd floor Ohwyee Plaza, 9 a.m.

Thursday: April 30

Friday: May 1

Upcoming Events:

May 4: 2009 Mitigation Computation for SWC Order, Water Center/Director's Conference Rm, Boise, 1:30 p.m.

May 7: PUC workshop regarding IPCO PCA filing, Boise, 7 p.m.

May 14: Deadline for written comments to PUC on IPCO PCA filing

Follow the Idaho Legislature on the internet at

www.legislature.idaho.gov

WATER—HOUSE

H033 2/25 Returned to Ag Affairs

H0210 Replaced by H0264

H0264 COMPREHENSIVE AQUIFER MANAGEMENT PLAN

4/23 Governor signed Session Law Chapter 223 Effective: 4/23/2009

WATER—SENATE

S1002 Held

S1096 PROCUREMENT Session Law Chapter 223 Effective: 07/01/2009

S1162 DOMESTIC WATER SYSTEMS - 4/10 Held at Desk

S1167 WATER RESOURCE BOARD—SENATE: 4/9 PASSED 35-0-0

HOUSE: 4/16 PASSED 67-0-3 4/20 To Governor

S1168 Replaced by S1185

S1169 PUBLIC UTILITIES COMMISSION - SWAN FALLS AGREEMENT - WATER RIGHTS - SENATE: 4/9 PASSED 35-0-0

HOUSE: 4/16 PASSED 66-0-4 4/20 To Governor

S1185 GROUND WATER RECHARGE—SENATE: 4/9 PASSED 35-0-0

HOUSE: 4/16 PASSED 67-0-3 4/20 To Governor

ENERGY—HOUSE

H007 PUC priority designation for transmission Session Law Chapter 9 Effective 7/1/09

H052 Referred to Interim Committee at sponsor's request.

H0122 ENERGY ENTERPRISE ZONES - Held per sponsor's request.

HO200 ENERGY RESOURCE AUTHORITY Held at sponsor's request

HO203aa TAXATION—RENEWABLE ENERGY PROJECTS Withdrawn at request of sponsor

H0208 PROPERTY EXEMPT FROM TAXATION Held at sponsor's request

HO209 PROPERTY - TAX EXEMPTION Held at sponsor's request

H0233aa PROPERTY—TAX EXEMPTION Held

ENERGY—SENATE

S1027 ENERGY FACILITY SITING Held

S1097 PUBLIC HIGHWAYS—UTILITIES Session Law Chapter 142 Effective 07/01/09

S1119 FAILED 17-18-0

S1120 SCHOOL BUILDINGS Re-introduced as S1132

S1123 PUBLIC UTILITY RATES Session Law Chapter 145 Effective: 07/01/09

S1132 SCHOOL BUILDINGS Session Law Chapter 169 Effective: 7/01/09

S1143 PUBLIC UTILITIES COMMISSION Withdrawn by sponsor

APPROPRIATIONS

H0061 OMNIBUS RESCISSION AND SUPPLEMENTAL - **HOUSE: 3/9 Ret'd to Finance**

H0250 OMNIBUS RESCISSION AND SUPPLEMENTAL - **Session Law Chapter 170 Effective: 4/14/09**

H0255 OFFICE OF ENERGY RESOURCES - **Session Law Chapter 165 Effective: 4/14/09**

H0272 APPROPRIATIONS - DEPARTMENT OF WATER RESOURCES - Appropriates \$22,092,400 to the Department of Water Resources for fiscal year 2010; limits the number of full-time equivalent positions to 165; and directs a 5% salary reduction. **HOUSE: 4/3 PASSED 46-18-6 SENATE: 4/16 PASSED 34-0-1 4/21 VETOED**

H0276 APPROPRIATIONS - DEPARTMENT OF ENVIRONMENTAL QUALITY -

HOUSE: 4/7 PASSED 53-16-1 SENATE: 4/16 PASSED 34-0-1 4/23 Governor signed

Session Law Chapter 234 Effective: 4/23/2009 Sections 8, 9 & 10; 7/1/2009 All other sections

S1179 APPROPRIATIONS—ENERGY RESOURCES OFFICE—**4/20 VETOED**

S1188 APPROPRIATIONS - PUBLIC UTILITIES COMMISSION - **4/20 VETOED**

S1222 APPROPRIATIONS - FY 2009 YEAR-END TRANSFERS - FY 2010 FUND TRANSFERS - FEDERAL STIMULUS FUNDS

Rules suspended SENATE: PASSED 34-1-0 HOUSE: 4/15 FAILED 18-51-1

S1229 APPROPRIATIONS - PUBLIC UTILITIES COMMISSION - Appropriates \$4,962,200 for the Public Utilities Division for fiscal year 2010; limits the number of authorized full-time equivalent positions to 49; directs the reduction of personnel costs; and declares an emergency.

SENATE: 4/22 Introduce/Rules suspended **34-0-1 HOUSE: 4/23** Introduce/To 2nd reading **4/24** 2nd to 3rd reading

S1231 APPROPRIATIONS - ENERGY RESOURCES OFFICE - Appropriates \$18,850,800 to the Office of Energy Resources for fiscal year 2010; limits the number of full-time equivalent positions to 18; and directs a 5% salary reduction. **SENATE: 4/22** Introduce/Rules suspended **34-0-1 HOUSE: 4/23** Introduce/to 2nd reading **4/24** 2nd to 3rd reading

CONCURRENT RESOLUTIONS, JOINT MEMORIALS, PROCLAMATIONS & RESOLUTIONS

HCR013 NATURAL RESOURCE ISSUES - STUDY - **3/9 To Secretary of State**

HCR016 ENERGY, ENVIRONMENT AND TECHNOLOGY ISSUES - STUDY - **3/9 To Secretary of State**

HCR018 NATURAL RESOURCE INTERIM COMMITTEE - **3/16 To Secretary of State**

HJM006 CLEAN WATER RESTORATION ACT OF 2007 - OPPOSITION TO - **4/8 To Secretary of State**

SCR103 DEPARTMENT OF ENVIRONMENTAL QUALITY - RULE - **4/14 To Secretary of State**

SCR109 QUAGGA MUSSELS - ZEBRA MUSSELS - **4/14 To Secretary of State**

APPOINTMENTS/CONFIRMATIONS

Idaho Water Resource Board: Vince Alberdi, Leondard Beck,
Roger Chase, Terry Uhling

Idaho Energy Resources Authority: Larry Crowley

Idaho Energy Resources Authority: Ralph Williams

RULES

24-0501-0801 Pending Rule Rules of the Board of Drinking Water & Wastewater Professionals

31-0101-0801 Pending Rule Rules of Procedure of the Idaho Public Utilities Commission IPUC

37-0301-0801 Adjudication Rules IDWR

37-0309-0601 Well Construction Standard Rules IDWR

58-0112-0801 Pending Rule Rules for Administration of Water Pollution Control Loans (*Rulemaking to provide flexibility for use of loan fees and to meet nonpoint source needs*) IDEQ

58-0108-0802 Pending Rule Idaho Rules for Public Drinking Water Systems (*Incorporation by reference of federal Ground Water*) IDEQ

58-0108-0803 Pending Rule Idaho Rules for Public Drinking Water Systems (*Incorporation by reference of National Primary Drinking Water Regulations for Lead and Copper*) IDEQ

58-0108-0801 Pending Rule Idaho Rules for Public Drinking Water Systems (*Revision and clarification of facility and design standards*)

58-0116-0801 Pending Rule Wastewater Rules (*Revision and clarification of facility and design standards*) IDEQ

58-0111-0801 Pending Fee Rule Ground Water Quality Rule (*Rulemaking to clarify portions of the Ground Water Quality Rule to promote consistency in application of the rule to mining activities*) IDEQ

58-0103-0801 Pending Rule Individual/Subsurface Sewage Disposal Rules (*Rulemaking to provide for a revised method to estimate wastewater flow from single-family dwellings*) IDEQ

More information regarding these and other rules may be viewed at

<http://adm.idaho.gov/adminrules/bulletin>