

AGC POSITION NOTED IN RED

Status of Bill

<i>Bill</i>	<i>Description</i>	<i>House</i>	<i>Senate</i>	<i>Final</i>
HB 29 OPPOSE	(By Rep. Tom Trail & Rep. Shirley Ringo): SALES TAX ON SERVICES: This legislation is designed to eliminate certain exemptions from the Sales Tax, and reduce the Sales Tax rate from 6% to 5%. The main features of the legislation are: Retain the Production/Agricultural exemptions; Eliminate ten exemptions – broadcast equipment, commercial aircraft, railroad rolling stock and remanufacturing, drivers education automobiles, trade in value, ski lifts and snow grooming equipment, heating materials, utility sales, precious metal bullion, and telecommunications equipment; Extends Sales Tax to nine categories of Services. (Professional, Personal, Business, Construction, Transportation, Repairs, Lottery and Pari-mutual betting, Media Measurement, and miscellaneous.) Maintains the exemption for Medical Services, and extends Sales Tax to motor vehicle purchases by related parties, sales through vending machines, and sales by outfitters and guides.	House Rev/Tax		DEAD FOR THE YEAR
HB 80 MONITOR	(By the Idaho Department of Labor): CORPORATE OFFICERS AND UNEMPLOYMENT INSURANCE: Currently the amount of unemployment insurance benefits paid out to corporate officers who temporarily separate from employment and later return to work for the same corporate employer exceeds the amount of unemployment contributions paid on their behalf by a ratio of 7 to 1. Corporate officer claimants for the 4th quarter of 2007 through the 4th quarter of 2009 paid into the Unemployment Insurance Trust Fund \$5.8 million, but received \$42 million in benefits. Some of these corporate officers lay themselves off from work to obtain unemployment insurance benefits, while continuing to work without pay for their corporate employers. To correct this problem, the Department would amend the Employment Security Law to allow corporations to exempt from coverage certain corporate officers. For corporations who do not elect this exemption, a corporate officer would not be “unemployed” for unemployment insurance purposes unless the corporation was dissolved or the corporate officer was removed from office according to the corporation's articles of incorporation or bylaws.	Passed the House on February 18 55-7-8	Passed the Senate on March 8 35-0-0	Governor signed on March 16; Law effective on July 1, 2011
HB 91a MONITOR	(By the Idaho Coalition for Motorcycle Safety): COVERED LOADS: Would provide a statewide policy for load securement on all vehicles. It provides an exemption for forestry and agriculture products. As amended it specifically does NOT apply to “a government, quasi-government, their agents or employees or contractors thereof, in performance of maintenance or construction of a highway.” Also, relating to <u>all</u> loads, the “Covering of such loads is not required if six (6) inches of freeboard is maintained.”	Amended in House on March 15; Passed House March 29 62-6-0	Passed Senate on April 4 19-16-0	Governor signed on April 7; Law effective on July 1, 2011
HB 108 SUPPORT	(By the Idaho Dept. of Labor): Amends the Idaho Housing and Finance Association and Employment Security Laws to allow the Idaho Housing and Finance Association to issue bonds to repay advances from the federal Unemployment Insurance Trust fund and to increase the unemployment insurance trust fund size multiplier to ensure a more solvent trust fund. The AGC participated in an industry coalition to develop this legislation.	Passed House on March 4 61-4-5	Passed Senate On March 11 34-0-1	Governor signed on March 22; Law effective immediately
HB 109 MONITOR	(By the Idaho Dept. of Labor): Amends the Employment Security Law to add an additional temporary total unemployment rate indicator for extended benefits that qualify for one-hundred percent federal funding.	Passed House on March 2 48-28-1	Passed Senate On March 11 24-7-4	Governor signed on March 22; Law effective 1/1/11

HB 132 UNDER REVIEW	(By David Curtis on behalf of the Board of Engineers and Land Surveyors): BOARD OF ENGINEERS AND LAND SURVEYORS - Amends and adds to existing law relating to engineers and land surveyors to revise provisions relating to engineers and land surveyors.	Passed House on March 3 62-1-0	Passed Senate on March 17 35-0-0	Governor signed on March 25; Law effective 7/1/11
HB 153 SUPPORT	(By Rep. Dell Raybould, Senator Steve Bair, & IACI Coalition that includes Idaho AGC): WATER QUALITY - Amends existing law relating to water quality to provide a policy relating to Tier I, II and III protections associated with water quality; to provide for an antidegradation review associated with the issuance of certain general permits, to provide that the department may presume certain discharges are insignificant or that certain pollution controls are the least degrading alternative if supported by the permit record; to provide for the identification of Tier II waters; to provide for the determination of appropriate levels of protection; to provide that the department shall determine whether certain activities or discharges are insignificant; and to provide for the approval of specified rules.	Passed House on Feb 23 54-14-2	Passed Senate on March 11 26-6-3	Governor signed March 22; Law effective 3/22/11
HB 202 OPPOSE	PUBLIC WORKS DIVISION - Adds to existing law relating to the Division of Public Works to provide for a construction manager at-risk in certain works of the state of Idaho, to provide for selection of an individual or firm providing construction manager at-risk services and to provide for requirements relating to a construction manager at-risk.	House State Affairs		DEAD FOR THE YEAR
HB 207 UNDER REVIEW	(By Rep. Lynn Luker): Deals with the issuance of building permits for improvements, extensions, or alterations of existing buildings, residences or other structures. The purpose is to grandfather unaffected parts of existing structures from having to meet more stringent building code requirements than were in existence at the time of the original construction. It is anticipated that this change will stimulate more remodel and expansion construction activity in instances where code upgrades in the existing building make such remodel or expansion projects financially prohibitive. The bill contains an exception for specific substantial safety hazards identified by the permitting authority which are created by reason of the new improvement, so long as the additional requirement is limited to correcting the specific safety hazard. While existing structures are generally grandfathered in from compliance with subsequent building code revisions, that exemption can be lost when the structure is modified or changed. Because of constantly evolving building codes which include both technical and procedural changes by unelected commissions, this provision would provide a reliable standard for owners of existing buildings seeking to improve, remodel or expand the building.	Passed House March 21 53-14-3	Passed Senate March 31 30-4-1	Governor signed on April 6; Law effective 7/1/11
HB 232 UNDER REVIEW	(By Stuart Davis, Idaho Association of Highway Districts) Amends existing law relating to encroachments to revise provisions relating to the immediate removal of certain encroachments by a county or highway district; and to provide that certain provisions shall not be construed to limit, abrogate or supersede specified law governing the power, authority or jurisdiction of a county or highway district.	Passed House March 22 67-3-0	Passed Senate April 4 34-0-1	Governor signed April 11; Law effective 7/1/11
HB 256 MONITOR	(By Milford Terrell, Chair of the Idaho Plumbing Board – and AGC member) Would provide that all plumbing and plumbing systems shall be designed, constructed, installed, improved, extended and altered in substantial accord with the Idaho State Plumbing Code and to provide provisions relating to cities electing to implement a plumbing code enforcement program, to provide provisions relating to cities amending the Idaho State Plumbing Code.	Passed House on March 22 66-1-3	Held in Senate Commerce	Dead for the Year
HB 265 OPPOSE	(By Rep. Erik Simpson) would put a moratorium on wind farm and turbine construction projects.	Held in House State Affairs		Dead for the Year
HB 285 SUPPORT	(HIGHWAY PROJECTS - GARVEE BONDING AUTHORITY) Provides bonding authority in a principal amount to finance \$162,000,000 of highway transportation projects and to provide intent language regarding the use of bond proceeds.	Passed House on March 21 48-28-0	Passed Senate on March 29 26-9-0	Governor signed April 5; Law effective immediately
HB 324 OPPOSE	(DEPT. OF INSURANCE APPROPRIATION): Replaces SB 1158 . House insisted on stripping \$2.5 million in federal funds from DOI appropriation to thwart efforts to comply with federal health care reform mandate on health care exchanges which is a key issue for the Idaho AGC Health Plan.	Passed House on March 30 53-15-2	Passed Senate on April 4 32-2-1	Governor signed April 8; Law effective 7/1/11

<p>S1006 MONITOR (Reaffirmed AGC Position on 2/14/11)</p>	<p>(By Spokane ABC. Legislative Co-Sponsors: Sen. Russell Fulcher, Sen. Robert Geddes, Sen. John Goedde, Sen. Curt McKenzie, Sen. Monty Pearce, Rep. Clifford Bayer, Rep. Max Black, Rep. Brent Crane, Rep. Marv Hagedorn, Rep. Frank Henderson, Rep. Ken Roberts): RIGHT TO WORK - Adds to existing law relating to right to work to provide that, in regard to contracts for certain public works, the state or any political subdivision shall not require certain payment to certain employees and to provide that, in regard to contracts for certain public works, the state or any political subdivision shall not require that a contractor, subcontractor, material supplier or carrier engaged in public works become a party to certain agreements.</p>	<p>Passed House 55-14-1 On Feb 22.</p>	<p>Passed Senate 27-7 on Feb 1</p>	<p>Governor signed on March 3; Law effective on July 1, 2011</p>
<p>S1007 MONITOR (Reaffirmed AGC Position on 2/14/11)</p>	<p>(By Spokane ABC. Legislative Co-Sponsors: Sen. John Goedde, Sen. Monty Pearce, Sen. Robert Geddes, Sen. Russell Fulcher, Sen. Curt McKenzie, Rep. Frank Henderson, Rep. Ken Roberts, Rep. Brent Crane, Rep. Clifford Bayer, Rep. Max Black, and Rep. Marv Hagedorn): LABOR ORGANIZATIONS - Adds to and amends existing law relating to labor organizations to prohibit certain activities relating to labor organizations, to provide for violations and penalties, and to provide for challenges by interested parties.</p>	<p>Passed House 55-15-0 on Feb 22.</p>	<p>Passed Senate 25-8-2 on Feb 4.</p>	<p>Governor signed on March 3; Law effective on July 1, 2011</p>
<p>S1091 OPPOSE</p>	<p>(By Senator Chuck Winder for the Ada County Highway District): The proposal would grant "single county-wide highway districts" the right to use design build for highway construction. The proposal would amend the DPW design build for buildings statute rather than the transportation design build statute.</p>		<p>Senate Transportation</p>	<p>Dead for the Year</p>
<p>S1158 SUPPORT</p>	<p>(APPROPRIATIONS - DEPARTMENT OF INSURANCE) Appropriates \$10,012,500 to the Department of Insurance for fiscal year 2012; and limits the number of authorized full-time equivalent positions to 75. Includes \$2.5 million to assist in compliance with federal health care reform "health care exchange" mandates. House pulled back bill to eliminate that funding in protest of federal health care. This move by the House jeopardizes Idaho AGC Health Plan. The resulting bill is HB 324.</p>	<p>House returned to JFAC for rewrite on March 25 See HB 324</p>	<p>Passed Senate 20-15-0 on March 16</p>	<p>See HB 324</p>
<p>S1210 MONITOR</p>	<p>(By Senator John McGee HIGHWAYS AND BRIDGES - Amends existing law relating to highways and bridges to revise provisions relating to certain federally-funded transportation projects and to provide for a bridge safety program. Essentially, this would authorize using the remaining \$143 million in the original \$998 GARVEE program and authorize the ITD Board to use it for bridges. Introduction of this bill is designed to provide for discussion of the idea through the next few months.</p>		<p>Senate Transportation</p>	<p>NO INTENT TO PURSUE THIS YEAR; MAYBE ISSUE NEXT YEAR</p>