

**FWAA - Idaho
2018 Legislative Session Tracker**

BILL #	BILL TITLE	STATUS	CATEGORY	DESCRIPTION	UPDATE	POSITION
58-0102-1502	Water Quality Standards	adopted-Senate	Environment	Changes to water quality standards for copper.	Approved by Senate Resources on 1/15.	Support
58-0102-1701	Water Quality Standards	adopted-Senate	Environment	Changes to water quality standards involving selenium.	Approved by Senate Resources on 1/15.	Support
58-0102-1702	Water Quality Standards	adopted-Senate	Environment	House-keeping rule for streamlining toxic substance table	Approved by Senate Resources on 1/15.	Support
58-0125-1701	Rules Regulating the IPDES	approved-Senate	Environment	Latest stage of rules for the completion of the Idaho Pollutant Discharge Elimination System program in Idaho.	Approved by Senate Resources on 1/15.	Support
39-0310-1701	Rules Governing When an Overweight Permit is Required.	adopted-House	Transport	Clarifies when there is an emergency movement of implements of husbandry and says that verbal approval of the movement may be allowed in some cases in lieu of a written permit.	Approved by House Transportation & Defense on 1/24	Monitor
39-0316-1701	Rules Governing Oversize Permits for Non-Reducible Vehicles and/or Loads	adopted-House	Transport	Exempts equipment dealers moving implements of husbandry larger than legal size to or from a farm to a dealer for repair, rental, lease or purchase from needing a permit.	Approved by House Transportation & Defense on 1/24	Support
LBB5-149	p. 23, #46 Strategic Initiatives Program Fund, LBB5-149	Approved-JFAC	Transport	Addressed \$2.7 million surplus from FY17 that was supposed to be transferred (but was not, due to an error in SB 1206) to the Strategic Initiatives Program (60% to state, 40% to local)	Approved by JFAC	Support

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H335	Unemployment Insurance Reduction	LAW	Taxes	Amends Section 72-1350, Idaho Code, to reduce the taxable wage rate used for determining employers' unemployment insurance taxes by adjusting the unemployment fund size multiplier downward. This bill will result in a substantial net tax savings to Idaho's covered employers.	Signed by Gov. on 1/31.	Support
H355	Income Tax	LAW	Taxes	Legislation to conform to IRS Code changes post passage of the federal tax reform legislation.	Reported out of Senate Local Govt on 2/1 with do pass. Passed senate, vote was 33-0-2. Signed by speaker.	Support
H363	Fuels Tax, gaseous special fuels	House 3rd Reading	Transportation	This bill clarifies that a distributor can collect and remit fuels taxes when making bulk sales of gaseous special fuels. The State Tax Commission has determined that a distributor may collect fuel taxes on bulk sales of liquefied natural gas (LNG) if it can determine that the bulk LNG will be used for motor vehicles. If fuel taxes are not collected at the time of the bulk sale, the owner of the fuel is required to pay the fuel tax as the fuel is dispensed into licensed motor vehicles annually.	Reported out of committee with do pass recommendation on 2/13.	Monitor
H364	Transportation Permits	Senate 3rd Reading	Transportation	The Idaho Transportation Department (ITD) is responding to industry needs as well as the necessity to transition vehicle credentialing to a digital format. Modifying Idaho Code will allow for overlegal permits to be displayed in either a hard copy or digital format which would create efficiencies for both customers and ITD.	Reported out of committee with do pass recommendation on 2/9.	Monitor
H369	Roadless Rule Commission	Senate 3rd Reading	Environment	This bill would codify the existing Idaho Roadless Rule Implementation Commission that has been operating pursuant to executive order for the last decade.	Reported out of committee with do pass recommendation on 2/12	Support

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H371	Critical Ground Water Areas	Senate Resources	Water	This proposed legislation amends Chapter 2, Title 42, Idaho Code, to clarify that the director shall not curtail a participant in an approved water management plan within a critical ground water area so long as the participant is in compliance with the approved water management plan. This proposed legislation will make curtailment in a Critical Ground Water Area the same as curtailment in a Ground Water Management Area, which gives more clarity and certainty to water users during times of administration.	Passed House on 2/5 with 70-0-0 vote. Sent to senate committee	Support?
H372	Water Rights - Application Fee	Senate Resources	Water	Sometimes water right owners need to update their water right places of use or points of diversion to achieve consistency with the Public Land Survey System rather than for actual physical changes to their water diversion and use locations. To encourage water right holders to update their water right records, this bill proposes to amend section 42-221O, Idaho Code, to charge a flat fee of only \$50.00 per water right for a transfer application updating the legal description of the point of diversion or place of use for a water right when no physical change is proposed and no unauthorized water use change has occurred.	Passed House on 2/5 with 70-0-0 vote. Sent to senate committee	Monitor
H373	Mineral Rights - Rent Deductions	DONE	Mining	This legislation removes the requirement to apply rent payments for any year toward royalties as they accrue which maximizes Earnings Reserve Fund revenue to support the Mineral Leasing Program. This change also simplifies mineral lease administration for the state as the current royalty crediting accounting process requires significant time and effort to track, reconcile, and repost funds. This legislation only applies to new mineral leases and does not affect existing mineral leases under contract.	Bill returned to sponsor.	Oppose
H374	Mining Exploration	Senate Resources	Mining	Current statute allows for submittal of written mining exploration notifications to the Idaho Department of Lands (IDL) by certified mail only. This legislation will allow for any type of written submission for mining exploration notifications, to include electronic and digitized formats.	Passed House on 1/29. Vote was 69-0-1 Referred to Senate Resources & Environment	Monitor

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H375	Shortline Rail Tax Credit	Senate Local Gov	Transportation and Taxes	The purpose of this legislation is to authorize a non-refundable income tax credit for shortline transportation investment and maintenance into Idaho's shortline railroad infrastructure. This legislation provides 50% income tax credit on the value of investment, capped at \$3,500 per mile of track owned/operated by the shortline railroad in Idaho. If not used by the shortline railroad, credit is transferable only to railroad customers and vendors. The effective date is January 1, 2019 and sunsets in five years in 2024.	Passed house on 2/1. vote was 43-26-1. Referred to Senate Local Govt & Tax	Support
H389	Motor Vehicle - speed limit	House Transport.	Transport	The Legislature will remove the requirement for two different speed limits on Idaho highways. This technically raises the speed limit for trucks to 80 miles per hour.	Printed on 1/24	Monitor
H397	Minimum Wage	House Ways & Means	Business	This legislation repeals language passed two years ago that prevents local governments from establishing an increased minimum wage separate and above the state based minimum wage.	Printed on 1/25 - personal bill. Not expected to move.	Oppose
H405	Unfair Sales Act Repeal	Senate Commerce	Business	Repeal the Unfair Sale Act, Chapter 4, Title 48, Idaho Code. This depression-era statute became law in 1939 and, with limited exceptions, required merchandise to be marked-up over cost by a minimum, statutorily-set amount. Today, it is common for merchants to offer their wares at or below cost as an inducement to patronize the merchandiser and purchase other goods. Although the law is generally not enforced, its violation is a misdemeanor carrying fines and jail time. As the enforcement of such a price-fixing scheme would harm consumers and reduce competition, this Act should be repealed.	Referred to committee on 2/8	Support
H455	Farm Equipment Agreements	DONE	Business	Provides clarity to dealer protection statute to help put dealers on a level playing field with equipment manufacturers. This would diminish dangerous competition for dealers by preventing manufacturers from selling directly.	DONE - see H526	Monitor

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H463	Income Tax Reduction	Senate Local Gov	Taxes	The bill will conform the Idaho income tax code to changes made to the Internal Revenue Code (IRC) that affect the 2018 taxable year, including but not limited to standard deduction increase, personal and dependent exemption elimination, and miscellaneous business income tax changes. The Idaho income tax code is based on using the federal taxable income as a starting point for both business and individual income tax returns. This bill also creates a nonrefundable Idaho child tax credit of \$130 per qualifying child. Additionally it reduces personal income tax rate by 0.475%, in all brackets, and reduces the corporate income tax rate by 0.475%.	Passed House on 2/6 with 59-11-0 vote. Referred to Senate Local Govt	Support
H466	Minimum Wage, Family	Senate Commerce	Business	Allows family owned businesses to pay immediate family less than minimum wage to work jobs at family owned businesses (similar to the agricultural exemption for family workers)	Passed House with 60-9-1 vote on 2/13.	Monitor
H470	Motor Vehicle - Inspections	House Transport	Environment	All passenger and light truck motor vehicles from 2007 forward are equipped with an onboard diagnostic computer system that checks vehicle emissions and other critical parameters of vehicle operations. The emissions testing application of the onboard computer uses the same ISO standards that emissions testing machines now use for testing in both Ada and Canyon counties. This bill amends Idaho Code §39-116B to change the exemption from testing from vehicles that are 5 years old to vehicles of model year 2007 and newer.	No action this week.	Oppose
H485	Wage Claims - Time Period	House Judiciary	Business	This would extend the time in which a claim for unpaid wages could be made to the Department of Labor (DOL), or in District Court, from the current six (6) month limitation to twelve (12) months.	No action this week.	Monitor
H526	Farm Equipment Agreements	House 2nd Reading	Business	Provides clarity to dealer protection statute to help put dealers on a level playing field with equipment manufacturers. This would diminish dangerous competition for dealers by preventing manufacturers from selling directly.	Reported out of committee with do pass recommendation on 2/15.	Support

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H536	Trespass, civil, criminal	House 2nd Reading	Property	Amends Idaho's trespass statutes to provide a consistent definition of trespassing, that is more easily understood by landowners and land users. The bill eliminates inconsistencies in criminal and civil penalties.	Passed House Ag with do pass on 2/14.	Monitor
H556	Tax exemption, county option	House Rev & Tax	Taxes	Gives local control relating to personal property tax. It provides county commissioners the opportunity to grant complete exemption of the personal property tax on those businesses within their county boundaries that are still tracking and paying the tax.	Printed on 2/13	Support
H558	Income Taxes	House Rev & Tax	Taxes	Conforms the Idaho Tax Code to changes made on the federal level that affect the 2018 taxable year. Lowers personal and corporate tax rates by 0.30%, and adds dependent exemptions and deductions. Total tax relief of -\$193.3 million.	Printed on 2/13. Bill competes with Governor Otter's income tax relief.	Monitor
HCR31	Climate Change Study	House Ways & Means	Environment	Establishes a legislative interim committee to study the impacts of climate change on Idaho's economy, industries, and environment, to consider policy options regarding mitigation of the causes and effects of climate change, and to report findings and make recommendations to the Second Regular Session of the Sixty-fourth Idaho Legislature.	Not expected to move.	Monitor
S1207	Seed Indemnity Fund Law	Senate Ag	Seed	This legislation adds a requirement that review of the net worth be included in the relicensing of seed buyers. The bill also clarifies the criteria under which the licensee will be approved or renewal denied.	No action this week. Possible changes	Monitor?
S1218	IPDES Implementation Bill	House 2nd Reading	Environment	The proposed legislation is necessary for Idaho to receive authorization to implement a state National Pollutant Discharge Elimination System (NPDES) program to be known as the Idaho Pollutant Discharge Elimination System (IPDES) program.	Passed Senate with 32-1-2 vote. Sent to House. House Environment to floor with do pass.	Support