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LOBBYIST ANNUAL REPORT FORM

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2006 JAN -5 AM 8:44

SECRETARY OF STATE

State of Idaho

Ben Ysursa
Secretary of State

To Be Filed By:
L-2 LOBBYISTS (Sec. 67-6619)

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

Lobbyist's name and permanent business address	Date prepared	Period covered
Richard R. Rush Idaho Assn. of Commerce & Industry PO Box 389 Boise ID 83701-0389	1/3/06	☑ year ending (Mo.) 12 (Day) 31 (Yr.) 05

Item 1 Totals of all reportable expenditures made or incurred by Lobbyist or by Lobbyist's Employer on behalf of Lobbyist's Employer.

Category of Expenditure Reimbursed Personal Living and Travel Expenses Pertaining to Lobbying Activity Do Not Have to be Reported	* Total Amount for All Employers	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 Food and Refreshment	$	$ 235.11	$	$	$
Living Accommodations					
Advertising					
Travel					
Telephone		224.00			
Other Expenses or Services		384.00			
Total	$ 0.00	$ 843.11	$ 0.00	$ 0.00	$ 0.00

*When the number of employers you are reporting for requires multiple L-2 forms to be filed a total amount for all employers should be entered on Page 1.

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)

INSTRUCTIONS

Who should file this form: Any lobbyist registered under Section 67-6617 Idaho Code.

Filing deadline: Annual report is due on January 31st.

TO BE FILED WITH:

Ben Ysursa
Secretary of State
PO Box 83720
Boise, ID 83720-0080
Phone: (208) 334-2852 Fax: (208) 334-2282

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.	
Subject Code (from table)	Bill, Resolution or Other Legislative Ident. Number	Appropriation Bill Number and Section Number
1, 3, 5, 7, 9, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30	Please see attached report.	

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

LEGISLATIVE SUBJECT IDENTIFICATION

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		

Lobbyist signature — Date 1/03/2006

Employer No. 1 signature — Date 1-4-06

Employer No. 2 signature — Date

Employer No. 3 signature — Date

Employer No. 4 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	Description	House	Senate	Final
H2 (+)	**(By Department of Commerce & Labor) EMPLOYMENT SECURITY LAW** – Prevents an Unemployment Insurance tax evasion scheme called "SUTA Dumping" – e.g., a company with a negative unemployment insurance rating acquires a company with a positive rating and assumes the better rates. Sets forth procedures for assignment of rates and transfers of experience; Provides civil and felony penalties (depending on severity of the case) for specified violations (H2 includes a civil penalty for SUTA Dumping of a 10% increase in UI rates for 1 year, less stringent than the federal felony penalty of increasing to the maximum UI rate for 4 years); Provides that the DC&L director shall establish procedures to identify the transfer or acquisition of a business; Conforms Idaho law to federal law.	Passed 62-6	Passed 33-0	**LAW**
H4 (+)	**(By Department of Commerce & Labor)** A three-year freeze on Unemployment Insurance tax rates, which had held the UI rate at 0.8%, ended Dec. 31, 2004. Without the freeze, the unemployment insurance tax rate for employers will more than double to 1.7%, which would cost employers $344 million over the next 6 years. H4, however, will replace the 113% average tax increase in 2005 with a 12.5% UI *rate increase,* raising rates instead by $72 million over 6 years. H4 also will *reduce benefit payouts* by about $72 million over 6 years, balancing out the rate increase. In addition, H4 will reduce fraud and waste by providing additional tools to collect delinquent UI taxes and increasing penalties for UI fraud. Finally, H4 caps the unencumbered balance of the Workforce Development Training Fund at $6 million. Has emergency clause retroactive to Jan. 1, 2005; no impact on state general fund.	Passed 65-0	Passed 35-0	**LAW**
H10 (+)	**(By State Tax Commission)** This is the annual bill to conform Idaho's tax code to changes in the federal Internal Revenue Code (IRC). This bill also makes two changes that affect Idaho taxpayers: (1) Requires that any deduction for general state sales taxes allowed by the American Jobs Creation Act of 2004 be added back when computing Idaho taxable income, and (2) Allows Idaho taxpayers to deduct charitable contributions made in January 2005 for relief of the Indian Ocean tsunami victims on their 2004 tax returns. The bill would be effective retroactive to Jan. 1, 2005. Fiscal impact: An increase of $1.1 million to the state's General Fund in FY2005, and $800,000 in FY06.	Passed 70-0	Passed 32-0	**LAW**
H99 (+)	**(By Rep. Mike Moyle)** Any tax district may call an election to ask voters to approve, by two-thirds or more, a budget increase from property tax revenues beyond the amount authorized by statute.	Passed 65-3	Passed 29-0	**LAW**
H126 (+)	**(By Intermountain Forest Association, Idaho Association of Counties & Idaho Forest Owners Association)** Implements a new method of valuing forest land. The new method, outlined in the 2005 Users Guide developed by the statutorily designated Committee on Forestland Taxation Methodologies (CFTM), uses the soil expectation/net present value approach to value forest lands in category 6. H126 is intended to encourage private forest land owners in taxn category 6 to retain and improve their holdings of forest lands and to promote better forest management.	Passed 69-0	Passed 34-0	**LAW**

H152 (+)	**(By Reps. Bruce Newcomb, Bert Stevenson, Dell Raybould, Scott Bedke & Wendy Jaquet, and Sens. Bob Geddes, Don Burtenshaw, Gary Schroeder, Stan Williams & Clint Stennett)** The Snake River Water Rights Agreement of 2004: This legislation approves, ratifies and confirms the Snake River Water Rights Agreement of 2004; it authorizes and directs the Governor and the executive branch agencies with obligations under the agreement to execute and perform all actions consistent with this act that are necessary to implement the agreement.	Passed 55-14	Passed 27-7	**LAW**
H153 (+)	**(By Reps. Bruce Newcomb, Bert Stevenson, Dell Raybould, Scott Bedke & Wendy Jaquet, and Sens. Bob Geddes, Don Burtenshaw, Gary Schroeder, Stan Williams & Clint Stennett)** Implements Snake River Flow Component of the Snake River Water Rights Agreement of 2004 by extending the interim authority for rental of water to augment flows for anadromous fish listed under the endangered species act for the term of the Agreement. All water rentals must be from willing sellers and must be secured through the state water supply bank and local rental pools. The total amount of water provided from all sources in the Snake River Basin above Lewiston, including storage and natural flow water rights, may not exceed 487,000 acre-feet in any single year.	Passed 55-12	Passed 29-5	**LAW**
H154 (+)	**(By Reps. Bruce Newcomb, Bert Stevenson, Dell Raybould, Scott Bedke & Wendy Jaquet, and Sens. Bob Geddes, Don Burtenshaw, Gary Schroeder, Stan Williams & Clint Stennett)** Passage of H154 establishes the Snake River Water Rights Agreement minimum stream flow water rights adopted by the Idaho Water Resource Board. The Board shall hold the minimum stream flow rights in trust for the people of the State of Idaho.	Passed 54-14	Passed 29-5	**LAW**
H163 (+)	**(By Reps. Max Black, Sen. John Andreason, Idaho Building Contractors Association, and the Idaho Association of Realtors)** This bill will create a registration system for contractors and would require that all contractors be registered with the state Bureau of Occupational Licenses. The intent is to give the State of Idaho a way to stop unscrupulous or dishonest building contractors from continuing to practice in this state. 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.	Passed 43-27	Passed 23-11	**LAW**
H164 (+)	**(By Skip Smyser)** (1) Removes all provisions authorizing assessment of property taxes by any districts and clarifies that the sole sources of tax support for auditorium districts shall be hotel/motel room taxes. (2) Expands the board of directors of auditorium districts from five (5) to seven (7) to give broader representation to residents of the district. (3) Clarifies that the Campaign Reporting Law applies to any election conducted by auditorium districts of directors and elections on any measures, including propositions of any kind submitted to vote of the district.	Revenue & Taxation	—	—
H165 (+)	**(By Reps. Lawerence Denney, Mike Moyle & Wendy Jaquet, and Sens. Brad Little and Clint Stennett)** This measure would shorten the holding period required for Real Estate transactions from 18 months to 12 months to qualify for long-term Capital Gains taxation. This would bring Idaho into Federal Internal Revenue Service compliance for tax treatment of long-term capital gains. Would reduce general fund by $500,000	Passed 62-4	Passed 31-0	**LAW**

H176 (+)	**(By Idaho Association of Commerce & Industry, Association of Idaho Cities, and Intermountain Forest Association)** Directs the Department of Environmental Quality to develop information necessary for the Legislature to determine if the State of Idaho should seek primacy of the National Pollution Discharge Elimination System (NPDES) program from the United States Environmental Protection Agency (EPA). H176 provides framework for the Department to submit an NPDES primacy package to EPA.	Passed 69-0	Passed 34-0	**LAW**
H222 (+)	**(By Potlatch Corp.)** H222 will allow a business to voluntarily provide confidential financial information to a county assessor to use in determining fair market value assessment of the property. Upon passage of H222, financial information being voluntarily provided will not be subject to public disclosure. Under current law, this type of information may be subject to public disclosure and therefore is withheld from the assessment process, which thereby inhibits full and complete value assessment of the property.	Passed 67-0	Passed 30-4	**LAW**
H224 (+)	**(By QWEST)** H224 will allow Idaho's regulated telephone companies to forego the former monopoly-based regulation and, following a transition period of up to 5 years, be a full participant in the competitive communications marketplace. H224 prohibits rural rate increases above the rate established in the company's most populous urban area, thus giving rural customers the benefit of the competition that now exists and will continue to grow in the urban areas. This provision does not sunset or end with the conclusion of the transition period. H224 also guarantees that a customer will always have the option of "plain old telephone service" (POTS), without having to buy unwanted package plans or services.	Passed 48-22	Passed 18-17	**LAW**
H228 (-)	**(By Rep. Julie Ellsworth)** Authorizes the Public Utilities Commission to establish, by rule, minimum telecommunications service quality standards, reporting procedures, and to determine circumstances when the service quality standards should not apply; authorizes the commission to assess administrative penalties by rule for failure to meet minimum telecommunications service quality standards.	State Affairs	—	—
H230 (+)	**(By Idaho Association of Commerce & Industry)** Under Idaho law, air pollution source permits are to be issued in conformity with federal programs established under the Clean Air Act. Recently, the U.S. District Court for the District of Idaho interpreted portions of the Idaho air rules in a manner that exceeds federal requirements. H230 requires the Idaho Department of Environmental Quality to adopt rules that conform state law to the Clean Air Act (and its regulations) with respect to the scope of "regulated air pollutants" included for pollution source permit applicability. Air contaminants included in determining whether pollution source construction or operating permit requirements apply for programs administered by the Department must be consistent with, and no more stringent than, the air contaminants included for such permitting determinations under the Clean Air Act and its regulations. H230 conforms state law to the federal Clean Air Act and regulations, so fugitive emissions are not included in calculations to determine the applicability of construction or operating permit requirements, unless expressly designated under the Clean Air Act by the EPA Administrator.	Passed 53-13	Passed 25-9	**LAW**
H231 (+)	**(By Reps. Mack Shirley, Ann Rydalch, Jana Kemp, Rich Wills & Idaho State Board of Education)** Idaho universities are prohibited from charging tuition for core instructional activities (faculty salaries, hiring additional faculty, library support, etc.). H231 will allow Boise State University, Idaho State University, and Lewis-Clark State College charge tuition fees for all resident and nonresident students. (The University of Idaho is constitutionally exempt from being able to charge tuition.)	Passed 49-18	Passed 25-8	**LAW**

H238 (+)	**(By Rep. Mack Shirley and University of Idaho)** H238 has two purposes: Protect research in the development stage, and protect the identity of the participants. Once the research is completed, the results will be made available to the public.	Passed 68-1	Passed 28-6	**LAW**
H249 (N)	**(By Idaho State Independent Living Council)** Changes in Idaho's Human Rights Act to add "disability" to the current prohibitions against discrimination in connection with public accommodations (private businesses). The proposed changes add to state law those obligations already applicable to private businesses under federal law. Government entities are not affected by the changes regarding places of public accommodation.	Passed 64-3	Passed 34-0	**LAW**
H261 (+)	**(By Reps. Bruce Newcomb & Mike Moyle and Micron Technology)** This bill (1) Provides a new exemption from sales and use taxes for property that is used in research and development activities; (2) Amends the sales and use tax exemption for clean rooms to include those clean rooms used for research and development, and (3) Amends the production exemption to remove property used for research and development as an exclusion from the production exemption. Exempting research and development property from the sales and use tax is intended to serve as an incentive for new jobs and investment from existing Idaho businesses, along with attracting new research and development investment from businesses looking to locate such activities in the state. The bill is effective January 1, 2005. **General Fund fiscal impact:** About $6.8-$7 million, based on past use and projected new investment in research and development activities.	Passed 66-3	Passed 32-2	**LAW**
H279 (+)	**(By Rep. Mike Moyle)** This legislation would delete the value of new construction from the three percent (3%) growth factor exemption.	Revenue & Taxation	—	—
H281a (+)	**(By Rep. Mike Moyle)** This legislation requires use of surface water for irrigation on lawns and landscaping when available.	Passed 67-0 as Amended in Senate	Passed 29-1 as Amended in Senate	To Gov
H285 (-)	**(By Rep. Bert Stevenson)** Authorizes County Commissioners to adjust highway district boundaries of coexisting districts affected by siting of an electrical generating property that utilizes wind and has a combined production capacity greater than 10 megawatts; authorizes County commissioners to adjust district boundaries of cemetery and fire protection districts coexisting within the county that are reasonably affected by siting of an electrical generating property that utilizes wind and has a combined production capacity greater than 10 megawatts.	Local Government	—	—
H298a (+)	**(By Mike Brassey)** Provides for forming a public infrastructure improve district by a petition filed by 100% of the owners of all land in which the proposed district would be located. A district would be formed to build public infrastructure improvements to serve new growth and development, and to provide for the payment of those costs by the new growth and development district in which they would be located. H298 will promote and accommodate orderly growth and development in both rural and non-rural areas. Only property in the district that is specially benefited by those improvements will pay the costs. *(NOTE: IACI supports the 4 amendments attached to H298 by Revenue & Taxation.)*	Passed 33-31 as Amended in House	Local Government & Taxation	—

H306a (+)	**(By Gov. Dirk Kempthorne) Corporate Headquarters Incentive Act** – Provides tax incentives for location or expansion of corporate headquarters in Idaho. To qualify for incentives, a company must: • Create at least 500 new jobs in Idaho; • Jobs must have a starting annual salary of at least $50,000 per year, plus benefits; • Invest at least $50 million in new headquarters and administrative buildings; and • Accomplish this within a five-year period. Qualifying companies would receive these income tax credits: • A 6% investment tax credit with no credit limitation. • An additional new jobs tax credit with a graduated scale starting at $1,000 per job and climbing to $3,000 per job. • A 10% real property improvement tax credit for investment in headquarters and administrative buildings of up to $500,000 in any one year. Qualifying companies would receive these property tax benefits: A temporary property tax abatement for new headquarters and administrative buildings of up to $2 million in any year. The state, not local governments, pays the abatement. Qualifying companies would also receive a temporary sales tax abatement for materials used in new headquarters and administrative buildings. If a corporation fails to maintain adherence to these criteria, normal recapture provisions apply.	Passed 61-9 as amended in House	Passed 30-5	To Gov
H315a (+)	**(By Idaho School Boards Association) (REPLACES H217)** Includes a power and duty for school districts to provide support for teachers in their first year of the profession; eliminates the statutory requirement that districts provide support programs for teachers during their first three years; eliminates the Department of Education's charge to develop guidelines and procedures for a district teacher support program, and uncouples the district teacher support requirement from the issuance of district employment contracts.	Passed 47-20 as Amended in Senate	Passed 27-8 as Amended in Senate	To Gov
H317 (+)	**(By Rep. Mike Moyle)** Provides there shall be no increase above the 3% property tax cap attributable to new construction or change of land use classification in a revenue allocation area operated by an urban renewal agency.	Revenue & Taxation	—	—
H319 (+)	**(By Reps. Dolores Crow and Debbie Field & Micron Technology)** Exempts "significant capital investment" from property taxation. Exemption is for the market value of all property of a business or person in excess of $800 million within a single county. A business or person would qualify for this exemption if they make a significant capital investment which would put the market value of their operations over $800 million, along with maintaining the following annual investment objectives: - *The taxpayer must make a capital investment of at least $25 million in the county of the qualifying exemption each year before claiming the exemption.* - *The taxpayer must employ a minimum of 1,500 full-time employees in the county of the qualifying exemption during the year of the exemption.* H319 is retroactive to Jan. 1, 2005. No fiscal impact until there is a taxpaying entity with market value over $800 million.	Passed 67-3	Passed 34-0	**LAW**
H320 (-)	**(By Idaho Association of Counties)** Revises criteria for appraisal process, providing that the burden of proof falls on the taxpayer where the taxpayer has failed to provide documentation or data as required.	Ways & Means	—	—

H323a (+)	**(By Reps. Dolores Crow & Mike Moyle) Small Employer Incentive Act**: Companies that create at least 10 new Idaho jobs with starting annual salaries of at least $40,000 plus benefits, and that invest at least $50,000 in new facilities and equipment for each new project employee added in Idaho within a 5-year period will earn: 1. Income tax credits: o A 3.75% investment tax credit with credit limitation of 62.5%. o An additional new jobs tax credit with a graduated scale starting at $1,000 per job and climbing to $3,000 per job. 2. A 2.5% real property improvement tax credit for investment in in headquarters or administrative buildings of up to $125,000 in any one year. 3. A temporary sales tax abatement of 25% for materials used in new headquarters and administrative buildings. The Act conveys authority to county boards of equalization to exempt new plant investment at project site from property taxation. Existing recapture provisions apply	Passed 67-2 as amended in House	Passed 35-0	To Gov
H331 (+)	**(By Sen. John Goedde)** The current system of physician compensation adopted by the Industrial Commission has created reimbursement inequities. The Advisory Committee to the Industrial Commission has struggled for over 2 years to recommend changes acceptable to all parties, with no result. Forty states now use a fee schedule, as did Idaho prior to adoption of its current system. This bill adopts the fee schedule basis currently used by Blue Cross and Blue Shield as well as 13 other states and charges the Industrial Commission with developing responsible conversion factors.	Passed 60-0	Passed 35-0	To Gov
H367 (-)	**(By Rep. Wendy Jaquet)** Permits school districts to levy property tax to make up the difference between the annual $75 million state appropriation for school property tax replacement and the actual amount needed to fully fund up to 0.001 multiplied by the prior year's actual or adjusted market value for assessment purposes of the school district. This retains the guarantee that the 0.001 will be met, as promised, in legislation enacted by the Legislature in 1995.	Revenue & Taxation	—	—
H373a (+)	**(By Rep. Bert Stevenson)** Addresses serious water shortage problems in the state by authorizing the Idaho Water Resource Board to fund a water rights acquisition and mitigation program through issuance of revenue bonds secured by program revenues paid by water users who will benefit from the program and from other sources. The program is intended to provide a means of financing water projects designed to enhance water supplies, reduce water demand, improve water management, and provide water for mitigation purposes. The program is declared to be a "water project deemed to be in the public interest." The program will be implemented in a manner that is protective of individual rights and that promotes the best interests of the citizens of the state. The legislation adds acquisition of water rights as a purpose for which the Water Resource Board may issue revenue bonds. The legislation adds revenues received from assessments or fees paid by water users as a potential source of funds credited to the Board's Revolving Development Fund. H373a authorizes moneys from the Revolving Development fund to be allocated to the Water Resource Board for payment of costs associated with the issuance and repayment of the Board's revenue bonds. ***FISCAL NOTE:*** *Enactment of this legislation will have no direct effect on the state's general fund or other state or local funds, but should indirectly benefit these funds by helping to achieve long-term stability in water supplies relied on for the economic well-being of the citizens of the state.*	Passed 65-4 as Amended in House	Passed 32-1 as Amended in House	To Gov

H374a (+)	**(By Rep. Bert Stevenson)** Provides for collection of a special annual assessment from water users in water districts established or to be established on the Eastern Snake River Plain. The special assessment is to pay added water administration costs of the Department of Water Resources attributable to implementing the monitoring and enforcement provisions of the Eastern Snake Plain Aquifer (ESPA) Conceptual Settlement Framework (the "Straw Man Proposal," dated Sept. 15, 2004). The assessment shall be allocated among the water users of the affected water districts in the same manner as assessments to pay the costs of water distribution. ***FISCAL NOTE:*** *Enactment of this legislation will have no effect on the state's general fund or other state or local funds.*	Passed 64-6 as Amended in House	Passed 32-1 as Amended in House	To Gov
H386a (N)	**(By Rep. Jim Clark)** H386a makes permanent the 2003 cigarette tax increase; in FY06, all revenues go into the Economic Recovery Reserve Fund; in FY07 and beyond, revenues go into the Permanent Building Fund to be used for repair, remodel and restoration of the Capitol and state facilities related to the Capitol; once the director of the Department of Administration certifies that Capitol restoration and repair is completely funded, revenues once again will go back into the Economic Recovery Reserve Fund.	Passed 41-27 as Amended in Conference Committee	Passed 28-5 as Amended in Conference Committee	To Gov
H391 (-)	**(By Reps. Doug Jones & Wendy Jaquet)** Removes the exemption for domestic and stock users from participation in ground water districts.	**Held in Resources & Conservation**	—	—
H398 (+)	**(By Rep. Mike Moyle)** **REPLACES H317** - Limits budget requests of tax districts by applying a cap against market value of personal property; has emergency clause; is retroactive to Jan. 1, 2005.	Revenue & Taxation	—	—
H399 (+)	**(By Reps. Dell Raybould and Bert Stevenson & Sens. Don Burtenshaw and Stan Williams)** AMENDS H153 by adding the words "or leased," which were inadvertently omitted from one sentence in H153, which implements the Snake River Flow Component of the Snake River Water Rights Agreement of 2004. HB 153 should have provided that the legislation would become effective upon certification by the Governor that the biological opinions had been issued.	Passed 62-4	Passed 29-4	To Gov
HCR20 (+)	**(By Idaho School Boards Association)** Recognizes the work of the mentoring task force created by the State Board of Education, and uses findings of the initial work of this task force to develop and implement mentoring pilot projects funded with existing federal funds. Resolution calls for the State Board of Education's task force to remain in place for two years to monitor the projects, collect data, analyze progress, determine teacher development and how that relates to increased student achievement, and report to the legislature in 2006. The resolution further calls upon the task force to present a final report bringing programmatic and funding recommendations to the House and Senate germane Education Committees in 2007.	**Adopted on Voice Vote**	**Adopted on Voice Vote**	—
HCR29 (+)	**(By Reps. Larry Bradford and Max Black)** Recognize and commend Jared and Jerusha Hess for production of the movie *"Napoleon Dynamite,"* by which they have increased the nation's awareness of Idaho.	**Passed on Unanimous Voice Vote**	**Passed on Voice Vote**	—
S1017 (-)	**(By Sen. Gary Schroeder)** This legislation adds a requirement that the lottery to select students for admission to a public charter school and to place students on waiting lists for a public charter school must be conducted by an independent third party.	—	**Failed 14-19**	—
S1092 (+)	**(By Sen. John Goedde)** Clarifies impact and meaning of Idaho Code section 72-706 (5) as it was amended in 1991, and has been subsequently interpreted by the Idaho Industrial Commission. The amendment removes concerns over lack of a statute of limitations on medical benefits in denied worker's compensation claims.	Passed 69-0	Passed 33-0	**LAW**

S1142a (+)	**(By Sen. David Langhorst)** Establishes a citizens' Treasure Valley Air Quality Council to develop a Treasure Valley air quality plan; Provides for development of a trust fund; provides for implementation of a regional air quality plan.	Passed 53-15 as amended in House	Passed 31-0 as Amended in House	**LAW**
S1150a (-)	**(By Sen. Clint Stennett)** Outsourcing of jobs offshore is detrimental to the economy of Idaho and the U.S., and taxpayers should not be expected to support this practice. The state Department of Health and Welfare currently has some phone banks contracted overseas (India). The cost to have those calls answered in the United States would be $124,700 to the general fund and $142,900 from federal funds, without taking into account the fiscal benefits of state monies allocated to the U.S. residents who would perform those jobs. S1150 would bar state agencies from contracting with contractors or vendors who perform services offshore that could easily be performed by U.S. workers. ***(NOTE: IACI members voted to oppose the original S1150, but have not yet had an opportunity to analyze the impact of amendments attached to the bill this week.)***	Ways & Means	Passed 34-0 as Amended in Senate	—
S1170a (+)	**(By Charter School Commission) (Replaced S1145)** This bill allows time for authorized chartering entities to fully review a petition and to work with petitioners to develop the petition for a charter school; establishes a deadline for submission of a public charter school petition so that, if the petition is approved, there is time to notify the State Department of Education, no later than April 1, that the public charter school will be opening and will need funding for the upcoming school year, subject to limits on the number of charter schools opening in a school year .	Passed 66-2 as Amended in Senate	Passed 31-3 as Amended in Senate	To Gov
S1172 (-)	**(By Sen. Tom Gannon) (Replaced S1123)** This bill would require classroom experience prior to granting a teacher certificate.	—	Amending Order	—
S1183 (+)	**(By Gov. Dirk Kempthorne)** A 1995 federal law allows states to use their apportioned federal-aid highway funds as a debt-financing instrument known as "GARVEE" (Grant Anticipation Revenue Vehicle) Bonds. S1167 authorizes the Idaho Housing Finance Association (IHFA) to issue GARVEE bonds, which are then approved by the Board of Transportation. IHFA would manage all aspects of the issuance and servicing of the bonds. This legislation would amend the IHFA enabling statute to authorize the issuance of GARVEE bonds. The average term of most bonds would likely be eighteen years. Idaho currently receives approximately $220 million a year from federal fuel tax revenues. Prior to entering into agreements to issue bonds, the Idaho Transportation Department, as part of its annual budget request, would be required to request legislative approval for each specific bonding issuance as a separate item in its annual budget request.	Passed 47-23 as Amended in House	Passed 30-3 as Amended in House	To Gov
S1201 (+)	**(By Sens. Hal Bunderson and John Andreason, and Reps. Bill Deal and Maxine Bell, and Idaho Retailers Association)** Idaho is one of five states that has not been legislatively authorized to participate in development of, and voting on, the national Streamlined Sales Tax agreement. S1201 allows Idaho to be a full voting participant in crafting and approving the Streamlined Sales Tax Agreement, but will not allow Idaho to sign the agreement – that will require future legislative approval.	Revenue & Taxation	Passed 32-2	—
S1228 (+)	**(By Department of Environmental Quality and IACI) Trailer Bill to H230** - Adds to the definition of "regulated air pollutant" the authority for DEQ to adopt and implement the permit to construct programs required by Sections 7412(g) and 7412(i)(1) of the Clean Air Act for major sources of hazardous air pollutants (HAPS). Also adds implementing regulations to the Clean Air Act reference, allows the Department of Environmental Quality to meet minimum federal requirements in regard to the permit applicability treatment of "fugitive emissions."	Passed 66-0	Passed 26-8	**LAW**

SCR 103 (-)	**(By Sen. Gary Schroeder) Public Charter Schools Study** Authorizes the Legislative Council to appoint a committee to undertake and complete a study of the public charter school statutes and systems.	—	State Affairs	—
SCR 111 (-)	**(By Sens. Bert Marley, Mike Burkett and Gary Schroeder)** The purpose of this resolution is to establish a legislative goal for increasing the beginning and average salary levels for Idaho public school teachers, as well as other categories of public school employees. The estimated impact of reaching the average salary included in this resolution is $180 million.	—	**Failed 15-19**	—
SJM 106 (-)	**(By Sens. John Goedde and Gary Schroeder)** Urges Congress to support amendments to the No Child Left Behind Act.	Held in Committee on 11-6 vote	Adopted on Voice Vote	—
SJM110 (+)	**(By Sens. Hal Bunderson and John Andreason, Reps. Bill Deal and Maxine Bell, and Idaho Retailers Association)** This memorial requests the U.S. Congress to pass legislation authorizing states to require remote sellers to collect sales taxes on sales made into those states. Failure to collect sales tax on retail sales on the Internet costs Idaho more than $30 million in general fund revenues, according to a 2004 University of Tennessee study, and gives Internet sellers an unfair advantage over Idaho retail businesses.	Revenue & Taxation	Adopted on Voice Vote	—
SJR 102 (-)	**(By Sen. Gary Schroeder)** Allows popular vote on limiting State Board of Education to oversight of K-12 system, with a separate Board of Regents to supervise Idaho's institutions of higher education	—	**Returned to Secretary of the Senate**	—
H392 (M)	**(By Joint Finance-Appropriations Committee)** – Includes legislative intent for dealing with statewide water issues; • Authorizes the Water Resource Board to buy water rights owned by the Bell Rapids Mutual Irrigation Company and appropriates $21,300,000 for that purchase; • Appropriates $7,200,000 to the Water Resource Board for water projects and to lease water rights; • Appropriates $3,000,000 to the Water Resource Board to implement the Conservation Reserve Enhancement Program; • Appropriates an additional $360,000 to the Soil Conservation Commission for FY06; • Authorizes an additional three full-time equivalent positions for the Soil Conservation Commission; • Appropriates an additional $1,200,000 to the Department of Water Resources (IDWR) for FY06; • Authorizes an additional one full-time equivalent position; • Appropriates an additional $700,000 to IDWR for the Planning and Technical Services Program for FY06; and • Appropriates an additional $300,000 to DEQ for the Water Quality Program for FY06.	Passed 63-7	Passed 27-7	To Gov

H394 (M)	**(By Rep. Bert Stevenson and Idaho Ground Water Appropriators) REPLACES H372a** – All groundwater irrigators are required to be members of groundwater districts. Proposes four changes to Chapter 52, Title 42, Idaho Code. 1. First change: Allows election of 2 directors-at-large by a two-thirds majority at annual meeting of a Ground Water District. Intent is to allow broader decision-bases in districts where the demographics do not support seven directors. 2. Second change: Allows ground water districts to increase their indebtedness from 10 to 30 years. 3. Third change: Addresses several concerns relating to the operation of Ground Water Districts. Existing law would be amended to provide that a delinquent assessment list be acknowledged by the district treasurer before it is filed with the county recorder, and that upon payment of a delinquent assessment the treasurer also files notice of the payment with the county recorder. H394 provides a procedure through which a Ground Water District will collect mitigation costs from nonmember participants. The legislature has provided by previous law that the holders of certain ground water rights not otherwise covered by a mitigation plan shall be deemed nonmember participants in the district solely for mitigation purposes. 4. Fourth change: Enables IDWR director to review charges for nonmember participants on the basis of other mitigation costs and apportionment of those assessments and costs among all district members.	Passed 60-7	Passed 32-1	To Gov
HCR23 (M)	**(By Rep. Gary Collins)** The purpose of this concurrent resolution is to undertake and complete a study of property taxation matters; House and Senate each will name 7 members to the interim committee; committee co-chairs may appoint non-legislative, non-voting members to the committee; committee will report findings and recommendations to 2006 Legislature.	Passed 65-0	Passed 34-0	—
HCR28 (M)	**(By Reps. Bert Stevenson and Dell Raybould)** Directs Natural Resources Interim Committee and Idaho Water Resources Board to work with interested parties to develop a plan to implement an effective managed recharge program for the Eastern Snake Plain Aquifer. This resolution demonstrates Idaho's commitment to developing an effective managed recharge program for the Eastern Snake Plan Aquifer.	**Adopted on Voice Vote**	**Adopted on Voice Vote**	—