Rev. 06/2006

LOBBYIST ANNUAL REPORT FORM

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State of Idaho

Ben Ysursa
Secretary of State

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

06 SEP -7 PM 4:43
SECRETARY OF STATE
STATE OF IDAHO

☑ Annual ☐ Semi-Annual

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

Lobbyist's name and permanent business address	Date prepared	Period covered ☑ year ending (Mo.)	(Day)	(Yr.)
Teresa Molitor Idaho Assn. of Commerce & Industry PO Box 389 Boise ID 83701	9/6/06	8	31	06

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	$	$ 2,043.56	$	$	$
Living Accommodations					
Advertising					
Travel					
Telephone		435.00			
Other Expenses or Services		401.75			
Total	$ 0.00	$ 2,880.31	$ 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, other holder of public office, and executive officials.

Date	Place	Amount	Names of Legislators, Public and Executive Officials in Group
	None		

☐ 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.
Executive Lobbist semi-annual report due July 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	
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, Public or Executive Official or for or on behalf of any Legislator, Public or Executive Official.		
	Date	Amount	Name of Legislator, Public or Executive Official Receiving or Benefiting
	4/1/06	50.00	Idaho Senate Republican Caucus
	7/1/06	175.00	Registration - Governor's Challenge

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
1,2,3,4,6, 7,8,9,10, 11,12,13, 14,15,16, 17,18,19, 20,21,22, 23,24,25, 26,27,28, 29,30,	See attached	

Item 6	Identify any rule, ratemaking decision, procurement, contract bid or bid process, financial services agreement or bond lobbyist was supporting or opposing.

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		

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

Stephen H. Ahrens 9-7-06
Lobbyist signature Date

Teresa Molitor 9/7/06
Employer No. 1 signature Date

Employer No. 2 signature Date

Employer No. 3 signature Date

Employer No. 4 signature Date

IACI Idaho Association of Commerce & Industry

PO Box 389 Boise ID 83701 ***The Voice of Business In Idaho®***
(208)343-1849 fax (208) 338-5623 www.iaci.org

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*
H405 (+)	**(By Commerce and Human Resources)** Extends the sunset clause of the Workforce Development Training Fund tax an additional five years, to Jan. 1, 2012.	**Passed 66-0**	**Passed 34-0**	**LAW**
H406 (+)	**(By Commerce and Human Resources)** Creates a Science and Technology Advisory Council in statute, rather than by Executive Order of the Governor. Defines the governing structure of the Advisory Council.	**Passed 66-0**	**Passed 34-0**	**LAW**
H441 (-)	**(By State Tax Commission)** Conforms Idaho income tax to changes made to the Internal Revenue Code (IRC) after January 1, 2005, including the American Jobs Creation Act, but disallowing deductions for qualified production activity income.	**Held in Revenue & Taxation**	—	—
H442 (-)	**(By State Tax Commission)** Modifies the sales factor of the three-factor formula by which multi-state corporations apportion business income to Idaho for computing income tax. For sales of other than tangible personal property, gross receipts are included in the numerator of the factor in the same proportion that the costs of performing that sale are in this state.	**Withdrawn by Sponsor**	—	—
H444a (+)	**(By State Tax Commission)** Repeals the requirement for Idaho residents on active military duty outside Idaho for at least 120 consecutive days to reduce their exemptions and deductions in proportion to exempt military income.	**Passed as amended 63-0**	**Passed 33-0**	**LAW**
H445 (-)	**(By State Tax Commission)** Addresses income taxation of "pass-through entities" (S-Corporations, partnerships, limited liability companies and trusts). Authorizes the use of "composite returns" and adds a withholding requirement when making payments of taxable income to their shareholders, partners, members or beneficiaries.	**Withdrawn by Sponsor**	—	—
H469 (-)	**(By Rep. Wendy Jaquet)** Amends the Consumer Protection Act by making exorbitant prices charged to wholesalers and retailers during a declared emergency illegal. Doubles the maximum civil fine from $5,000 to $10,000.	**Held in State Affairs**	—	—
H484 (+)	**(By Idaho Mining Assoc. & Milk Producers of Idaho)** Clarifies the sales tax exemption for pollution control equipment to be available for devices, materials and equipment that become improvements to real property. Would make eligible a synthetic liner, required by DEQ and intended to protect ground water.	**Passed 58-11**	**Died in Local Government & Taxation**	—
H485 (+)	**(By Alex LaBeau, Ken McClure)** Provides a voluntary mechanism for new growth to pay for necessary public infrastructure and minimize its impact on existing taxpayers.	**Failed 30-39**	—	—
H486 (-)	**(By Rep. Bill Sali)** Suspends the tax on motor fuels for 3 months, beginning April 1, 2006.	**Transportation**	—	—
H487 (-)	**(By Rep. Bill Sali)** Transfers $49 million from the General Fund to the State Tax Commission to replace the motor fuel tax suspended for 90 days by H486.	**Appropriations**	—	—
H497a (+)	**(By Idaho Commerce & Labor)** Provides a rebate of sales tax paid on qualifying expenses when a minimum of $200,000 is spent on a film and media production in Idaho over 36 months. Sunsets in 2013	**Passed 65-4 as amended in Senate**	**Passed 21-10 as amended in Senate**	**LAW**

H498 (-)	**(By Rep. Phil Hart)** Clarifies the definition of four terms such that the income tax, as it is imposed by the state of Idaho, conforms to the original intent of the Sixteenth Amendment to the Federal Constitution. The proposed language will insure that the Idaho Code, where it levies an income tax, will be strictly construed. Would reduce state income tax revenues by $650 million.	**Revenue & Taxation**	—	—
H577 (+)	**(By Idaho Commerce & Labor) (Replaces H407)** Enhances Idaho Commerce & Labor's ability to detect and deter fraud.	**Passed 70-0**	**Passed 35-0**	**LAW**
H578 (-)	**(By Idaho Commerce & Labor) (Replaces H407)** Removes one of the conditions that prohibit the deposit of 17 percent of employer unemployment taxes into the state-invested Employment Security Reserve Fund for calendar year 2006.	**Passed 55-15**	**Passed 33-0**	**LAW**
H644 (-)	**(By Rep. Margaret Henbest)** Requires coverage for medically necessary care for children born with cleft lip or cleft palate.	**Business**	—	—
H649 (+)	**(By Rep. Kathie Garrett)** Defines balance billing under the Worker's Compensation statute and clarifies that balance billing is not permitted.	**Passed 67-0**	**Passed 35-0**	**LAW**
H662 (+)	**(By Rep. Sharon Block, Sen. Dick Compton, Dept. of Health & Welfare)** Authorizes the Director of the Idaho Dept. of Health & Welfare to restructure the Idaho Medicaid program in order to achieve improved health outcomes for Medicaid participants and slow the rate of growth in Medicaid costs.	**Health & Welfare**	—	—
H663a (+)	**(By Rep. Sharon Block, Sen. Dick Compton, Dept. of Health & Welfare)** Permits the Dept. of Health & Welfare to establish Personal Health Accounts for Medicaid participants.	**Passed 53-13 as amended in House**	**Passed 35-0**	**LAW**
H683 (-)	**(By Rep. Tom Trail)** Requires every person who is employed to serve in any elementary or secondary school in the capacity of teacher, supervisor, administrator, education specialist, school nurse or school librarian to have a certificate issued under authority of the State Board of Education, valid for the service being rendered.	**Education**	—	—
H689 (-)	**(By Reps. Block, Field, Smith, Brackett, Jaquet and Sens. Gannon, Coiner, Stennett)** Places a moratorium on permitting, licensing or construction of coal-fired power plant, other than those constructed by a public utility regulated by the Idaho Public Utilities Commission or by a cooperative or municipality, until April 1, 2008, as the Departments of Environmental Quality and Water Resources assist the Public Utilities Commission in conducting a study to examine the economic and environmental effects of coal-fired power plants.	**Environment, Energy & Technology**	—	—
H691 (-)	**(By Reps. Rusche, Ringo)** Establishes a school facilities fund, provides for the state to participate in the redemption of new and existing school facility bonds on a sliding scale and establishes a process to assist in repair of unsafe school facilities.	**Education**	—	—
H705a (+)	**(By Rep. Darrell Bolz)** Provides a mechanism for Cooperative Service Agencies (CSAs) to levy money for buildings and maintenance, to be passed by each district in the CSA.	**Passed 67-0 as amended in House**	**Passed 35-0**	**LAW**
H707 (+)	**(By Reps. Newcomb, Denney, Moyle, Ellsworth, Clark, Jaquet, Sayler, Martinez and Sens. Davis, Stegner, Stennett, Kelly, Langhorst)** Adds executive branch lobbyists and lobbying activities to Idaho's sunshine laws. Requires persons who attempt to influence executive or administrative actions for compensation at the state level to register with the Secretary of State and to file semi-annual reports of lobbying activities and expenditures.	**Passed 68-0**	**Passed 35-0**	**LAW**
H721 (-)	**(By Rep. Bruce Newcomb, Sharon Block)** Requires legislative approval of any permanent or temporary change in point of diversion, period of use, or nature of use of any water right or combination of water rights with a diversion rate equal to or greater than 2 cfs or storage volume of 1450 acre-feet if use of such right(s) is in conjunction with the coal-fired generation of electricity other than integrated gasification combined cycle technology where coal is not burned but oxidized as a power source.	**Resources & Conservation**	—	—

H729 (+)	**(By State Tax Commission)** Conforms the Idaho income tax to changes made to the Internal Revenue Code after January 1, 2005, including the American Jobs Creation Act.	**Passed 68-0**	**Passed 35-0**	**LAW**
H736a (+)	**(By Rep. Bert Stevenson)** Clarifies membership in ground water districts for non-irrigators; provides that a non-irrigator who is a member of a ground water district or whose ground water rights are appurtenant to property located within a ground water district shall be entitled to credit for the contribution made by that non-irrigator's mitigation plan towards the district's mitigation obligation; allows IDWR to review assessments on nonmember participants for fairness; and provides for the equitable petition of exclusion of lands from a ground water district by a non-irrigator.	**Passed 61-2 as amended in House**	**Passed 33-0**	**LAW**
H737a (+)	**(By Rep. Bert Stevenson)** Provides that the holder of certain ground water rights shall be provided reasonable notice and the opportunity to join a ground water district solely for mitigation purposes; provides that the Director of the Department of Water Resources has the right to proceed with any appropriate action or remedy against such ground water right if the holder of such water right elects not to join a ground water district and does not have an approved mitigation alternative.	**Passed 70-0 as amended in House**	**Passed 33-0**	**LAW**
H743 (+)	**(By Reps. Newcomb, Denney, Moyle, Ellsworth, Bedke and Sens. McKenzie, Keough)** Establishes a School Facilities Improvement Act; to meet the Legislature's responsibility to provide a general, uniform and thorough system of public, free common schools, which guarantees that students will attend safe facilities. Uses a three-part approach.	**Passed 52-14**	**Passed 22-12**	**LAW**
H776 (+)	**(By Rep. Sharon Block, Sen. Dick Compton)** Simplifies current Medicaid eligibility categories by establishing three new population groups, based on participants' health needs. Authorizes the Director of the Idaho Department of Health and Welfare to develop a State Plan for Medical Assistance for each of the three groups.	**Passed 56-11**	**Passed 33-0**	**LAW**
H791 (-)	**(By Speaker Newcomb and Reps. Bell, Block, Jaquet & Stevenson and Sen. Stennett)** Places 2-year moratorium on applying for or issuance of permits, licenses or construction of certain coal-fired power plants, beginning as soon as the law goes into effect. Bill does not apply to coal-fired power plants owned or constructed by a public utility regulated by the Idaho Public Utilities Commission or by a cooperative or municipality, nor does it apply to the operations of the Idaho National Laboratory. Bill also does not apply to power plants using integrated gasification combined cycle technology where coal is not burned but rather is oxidized as a power source. *(no General Fund fiscal impact)*	**Passed 64-5**	**Passed 30-5**	**LAW**
H792 (-)	**(By Speaker Newcomb & Rep. Jaquet)** This bill ensures that the Legislature will have an opportunity to evaluate the effect of coal-fired generation of electricity on Idaho's water resources. Requires legislative approval until July 1, 2008, of any change in point of diversion or nature of use of any water right or combination of water rights with a diversion rate equal to or greater than 2 cfs or storage volume of 1450 acre-feet if use of such right(s) is in conjunction with the coal-fired generation of electricity other than integrated gasification combined cycle technology (where coal is not burned but oxidized as a power source). *(no General Fund fiscal impact)*	**Resources & Conservation**	—	—
H795 (+)	**(By Speaker Newcomb, Majority Leader Denney, Ass't Maj. Ldr. Moyle, and Caucus Chairman Ellsworth)** This bill increases salaries of the Public Utilities Commissioners, the Industrial Commissioners and the State Tax Commissioners by 3%, effective July 1, 2006. The bill also adds additional funding for State Tax Commission salaries to align those salaries more closely with that those of the Public Utilities Commission and the Industrial Commissioners. *(General fund impact is only $30,283 for Tax Commission salary increases; salaries for Public Utilities Commissioners and Industrial Commissioners are paid from dedicated funds.)*	**Passed 51-10**	**Passed 32-1**	**LAW**

H796 (+)	**(By Idaho Mining Association and Milk Producers of Idaho)** Clarifies that the sales tax exemption for pollution control equipment is available for liners and reagents intended to protect ground water.	**Passed 57-5**	**Passed 33-1**	**LAW**
H800 (-)	**(By Reps. Newcomb, Raybould, Stevenson and Sens. Davis, Burtenshaw, Williams)** Allows diversion of expected flood flows in the spring of 2006 in the upper Snake River Basin into existing canal structures to recharge the Eastern Snake Plain Aquifer. Makes recharge a primary use of water, preempting existing, prior water rights including those for power production.	**Passed 43-22**	**Failed 14-21**	—
H820 (+)	**(By Reps. Wood, Roberts, Bedke, Shirley, Edmunson, Anderson, Stevenson and Sens. Geddes, Brandt, Cameron)** Sets up the Rural Economic Development and Integrated Freight Transportation Program to be administered by the Department of Commerce and Labor. Directs the Idaho Transportation Department to prepare and update a state rail and intermodal facility system plan.	**Passed 68-0**	**Passed 34-0**	**LAW**
H841 (-)	**(By Rep. Bruce Newcomb)** A trailer bill to H800, adding an emergency clause to the bill.	**Passed 61-6**	**Died due to action on H800**	—
H850 (-)	**(By Reps. Newcomb, Rusche, Henbest, Bolz)** Allows compensation for a work-related severe psychological injury.	**Died in State Affairs**	—	—
H854 (+)	**(By Legislative Services)** Provides bonding authority for the issuance of GARVEE bonds in a principal amount to finance up to $200,000,000 for six highway transportation projects; allocates a set amount for each project.	Passed 49-19	Passed 34-1	To Gov
HCR62 (N)	**(By Reps. Newcomb, Denney, Moyle, Ellsworth, Jaquet, Martinez)** Requests the Legislative Council Interim Committee on Energy, Environment and Technology to develop an integrated state energy plan that provides for the state's power generation needs and protects the health and safety of the citizens of Idaho.	**Adopted 67-1**	**Adopted 35-0**	**Adopted**
HJM18a (-)	**(By Rep. Miller, Sen. Werk, Idaho Education Association)** Urges the United States Senate, the United States House of Representatives and the Idaho Congressional Delegation to support two amendments to the No Child Left Behind Act relating to students enrolled in public schools who have limited English proficiency.	**Adopted 67-0 as amended in House**	**Adopted on Voice Vote**	**Adopted**
HJR4 (-)	**(By Rep. Steve Smylie)** Allows school districts to incur indebtedness with the approval of two-thirds of the qualified voters or the approval of no less than 60%. Also specifies when elections could be held.	**State Affairs**	—	—
S1257 (-)	**(By Sen. Elliot Werk)** Allows that once a statute created through the initiative process is repealed by the Legislature, the appeal will automatically be placed on the next general election ballot for approval or rejection by the citizens of the state of Idaho.	—	**State Affairs**	—
S1267 (N)	**(By Sens. Williams, McKenzie, McGee and Langhorst, and Reps. Wood, Rydalch, Bastian, Roberts and Smith)** Creates a standard, once Idaho is producing 30 million gallons of ethanol, that gasoline sold for motor vehicle use shall contain at least 10 percent ethanol.	—	Transportation	—
S1274 (-)	**(By Sen. Clint Stennett)** Provides a moratorium until April 1, 2007 on the permitting or construction of coal-fired power plants with a generating capacity of 250 megawatts or more when the owner is not regulated by the Public Utilities Commission; allows the Legislature and counties to develop rules governing coal-fired power plants and a comprehensive energy plan.	—	**State Affairs**	—
S1276 (N)	**(By Sens. Stennett, Marley, Malepeai, Werk, Kelly, Langhorst and Burkett)** Amends the Local Planning Act to provide notice of an ordinance amendment or proposed special use permit to residence of adjoining counties to a thermal generation power plant.	**Local Government**	**Passed 26-8**	—
S1281 (-)	**(By Sens. Tom Gannon and Gary Schroeder)** Clarifies that in Charter School admissions procedures, when capacity is insufficient to enroll all pupils who submit a timely application, that the provisions of 33-5205, Idaho Code, take precedence over any other provisions of Idaho Code.	—	**Education**	—

S1282 (-)	**(By Sen. Gary Schroeder)** Requires that petitions to establish charter schools include statements describing the manner in which the Board of Directors of the charter school are to be elected.	—	**Education**	—
S1285 (-)	**(By Sen. Gary Schroeder)** Establishes scholarships at Idaho's public colleges and universities, based on merit, for individuals seeking degrees in mathematics, science and engineering. The scholarships shall be implemented and administered by the Office of the State Board of Education.	—	**Education**	—
S1292 (-)	**(By Sens. Kelly, Stennett, Werk, Malepeai, Marley and Rep. Jaquet)** Codifies a statewide process for the selection of sites for the construction and operation of energy facilities.	—	**State Affairs**	—
S1293 (-)	**(By Sens. Stennett, Kelly and Werk and Rep. Jaquet)** Limits emissions of mercury from coal-fired thermal generating facilities to one pound per year.	—	**Health & Welfare**	—
S1333 (+)	**(By Sen. John Goedde)** Increases state funding for instructional staff who spend the majority of their time teaching in the math and science fields, in order to attract more teachers in those fields in the K-12 arena. Fiscal impact would be $2.8 million if all districts negotiate contracts with the incentive included.	—	**Failed 13-21**	—
S1344 (-)	**(By Sens. John Andreason and Mike Burkett)** Allows, but does not require, school districts to offer pre-school programs for children who have not yet reached the age to attend kindergarten.	—	**Education**	—
S1353 (+)	**(By Idaho Water Users Assn., Idaho Ground Water Assn.)** Ensures that no other agency or political subdivision takes any action which impinges upon the Department of Water Resource's exclusive jurisdiction over the appropriation of the water of the state.	**Passed 68-0**	**Passed 35-0**	**LAW**
S1357a (-)	**(By Sens. Tim Corder, Kate Kelly)** Increases the maximum dollar amount pleaded or claimed for purposes of allowed costs.	**Held in Judiciary & Rules**	**Passed 19-16 as amended in Senate**	—
S1364 (N)	**(By Sens. Williams, McKenzie, McGee, Langhorst and Reps. Wood, Rydalch, Bastian, Roberts, E. Smith)** Implements a renewable fuel standard once Idaho is producing 30 million gallons of ethanol. Specifies that gasoline sold for motor vehicle use in the state shall contain at lease 10% ethanol.	**Environment, Energy & Technology**	**Passed 27-8**	—
S1371 (-)	**(By Sen. John Andreason, Rep. Kathie Garrett)** Extends workers comp death benefits for children of workers whose death has been caused by a compensable accident or occupational disease.	**Passed 63-0**	**Passed 34-0**	**LAW**
S1374 (+)	**(By Sen. Elliot Werk, Rep. Max Black)** Provides for the disclosure to Idaho citizens of a breach of security of computerized personal information by an agency, individual or commercial entity.	**Passed 61-0**	**Passed 35-0**	**LAW**
S1380 (-)	**(By Sen. Mike Burkett)** Provides legislative direction for High School redesign. Sets goals and criteria for the State Board of Education rule-making to improve rigor and content of High School curricula.	—	**Education**	—
S1381 (-)	**(By Sens. Mike Burkett, Bert Marley)** Establishes a voluntary pre-kindergarten program for children 4 years of age. Local school district pre-K education councils, appointed by the district superintendent, may plan and develop a high quality pre-K program for the district.	—	**Education**	—
S1382 (-)	**(By Sen. Gary Schroeder, Rep. Tom Trail)** Establishes scholarships at Idaho's public colleges and universities for individuals seeking degrees in mathematics, science and engineering who commit to remain in Idaho for 2 years after obtaining their degree.	—	**Failed 17-18**	—
S1393 (-)	**(By Sen. Schroeder)** This bill would provide a biodegradable fuel standard, provide an effective date, define "biodiesel fuel", provide for disclosure of biodiesel content and would provide an exception. (no General Fund fiscal impact)	—	**Failed 11-23**	—
S1395a (+)	**(By Sen. Brad Little, Rep. Carlos Bilbao)** Allows school districts to competitively hire teachers with prior experience teaching at college or university level, and enables this experience to be reflected in the years taught on the pay matrix.	**Passed 58-9**	**Passed 33-0 as amended in Senate**	**LAW**

S1402 (-)	**(By Sens. Sweet, Fulcher and Reps. Sali, Bayer)** Requires notice to law enforcement officers when a person is carrying a concealed weapon, extends the validity of a permit to 5 years, extends the period for renewal without paying a late fee and eliminates the requirement for concealed weapons to be disassembled in a vehicle.	—	Judiciary & Rules	—
S1423a (N)	**(By Sen. Joyce Broadsword, Rep. Mary Lou Shepherd)** ***(Replaces S1361)*** Ensures the privacy of genetic testing results, specifically with regard to insurers and employers.	Passed 65-0	Passed 34-0 as amended in Senate	LAW
S1438 (-)	**(By Sen. Goedde)** Provides the following fair employment assurances and clarifications to Idaho Code regarding non-certified employees of Idaho public school districts: at least one evaluation will be completed annually before March 1; an opportunity for an informal reviewwill be provided before the local school board; establishment of a meet-and-confer process upon the request of a majority of classified employees; provision that no property rights are afforded by reason of these statutory changes; and realignment of current statutory language to provide greater clarity.	Held in Education	Passed 20-15	—
S1439 (-)	**(By Idaho Education Association)** Provides a probationary period for non-certified employees of Idaho public school districts after they have been employed for 180 days.	—	Education	—
S1440 (-)	**(By Idaho Education Association)** Provides an assurance that non-certified employees of Idaho public school districts will, no later than May 15 of each year, be provided written notice regarding their employment status for the following school year.	—	Education	—
SCR 131 (-)	**(By Sens. Compton, Coiner, Kelly and Rep. L. Smith, Jaquet)** Requests DEQ to opt out of the EPA cap and trade program for mercury emissions from coal fired electrical generation plants. State adoption of the EPA cap and trade program is necessary in order to meet mercury emission reductions required by federal air quality regulations for coal-fired electrical plants.	Held in Environment, Energy & Technology	Adopted 31-4	—
SCR 134 (-)	**(By Sens. Schroeder, Marley, Pearce)** Rejects the rules of the State Board of Education.	Education	Adopted 24-11	—
SJM 118 (+)	**(By Sen. Tom Gannon)** Requests the Idaho delegation of the US Environmental Agency support putting on hold the new 10 PPM standard for arsenic in drinking water, adopted by the US Environmental Agency, until adequate research can be conducted in the United States to determine what level of arsenic is health threatening.	Adopted 57-7	Adopted on Voice Vote	Adopted
SJR 103 (-)	**(By Sen. Elliot Werk)** Provides that if the Legislature repeals a statute created through the initiative process, the repeal will be placed on the ballot in the next general election for approval or rejection by the people.	—	State Affairs	—
SJR 104 (-)	**(By Sen. Gary Schroeder)** Provides for 2 separate councils of the State Board of Education; one would be the Council for Higher Education, the other the Council for Public Schools.	—	Education	—
H780 (M)	**(By Reps. Frank Henderson, Bob Nonini)** Revises and simplifies the procedures for the imposition of development impact fees. Extends the number of years a governmental entity may hold development impact fees before expending them.	Passed 62-0	Passed 34-0	LAW
H822 (M)	**(By Reps. Max Black, Bill Deal)** Updates and adds to requirements imposed upon self-funded employer health plans. Adds a definition for multiple employer plans and requires that self-funded plans maintain adequate reserves to cover anticipated health claims of the employees covered by the plan.	Passed 67-0	Passed 33-0	LAW
H825 (M)	**(By Reps. Max Black, Bill Deal)** Creates a new chapter of the insurance code to regulate self-funded health plans offered to employees of governmental entities when the self-funding arrangement involves more than one employer.	Passed 66-2	Passed 34-0	LAW

PROPERTY TAX BILLS

(IACI Position: + Support, - Oppose, M= Monitoring, N=Neutral) Shaded Area=Change from Last Week Bold=Final Action on Bill

Bill	Description	*House*	*Senate*	*Final*
H418 (M)	**(By Reps. Dolores Crow, Jim Clark and Mike Moyle)** Lowers the public school property tax Maintenance & Operations (M&O) budget limit from 0.3 percent of the property tax value base to 1.5 percent of the property tax value beginning in 2006. Revenue losses to school districts under this change will be paid from the general fund. Provides a 3% cap statewide for school property taxes and provides that property tax replacement would grow at a rate of 3% annually.	**Held in Revenue & Taxation, Subject to Call of Chair**	—	—
H419 (+)	**(By Reps. Crow, Clark and Moyle)** Revises how new construction or change of land use classification may be calculated for property tax revenue purposes. Eliminates the "foregone amount" concept in developing budgets for taxing districts, and limits the carry-over period of the unused portion of growth increase to the following year. Limits the use of new construction in the year it occurs and does not allow use of new construction in subsequent years.	**Held in Revenue & Taxation, Subject to Call of Chair**	—	—
H421a (-)	**(By Rep. Dennis Lake and Sen. Shawn Keough)** Expands the homeowners exemption from the lower of 50% of assessed valuation, or $50,000, to the lower of 50% of assessed valuation or $75,000. Indexes the maximum allowable deduction in succeeding years to cost of living adjustments as determined by the federal government.	Passed 60-8 as amended in Senate	Passed 28-7 as amended in Senate	To Gov
H422a (+)	**(By Rep. Lake and Sen. Keough)** Expands the "Circuit Breaker" law; The income qualifier changes from $22,500 to $28,000 and the maximum amount of participation by state increases from $1,200 to $1,320. In the future, the law will continue to be indexed to the CPI.	**Passed 67-0 as amended in Senate**	**Passed 35-0 as amended in Senate**	**LAW**
H423 (-)	**(By Rep. Lake and Sen. Keough)** Allows the value of the residential home site to be included when computing property valuations for the homeowners exemption.	**Held in Revenue & Taxation, Subject to Call of Chair**	—	—
H429 (-)	**(By Rep. Wendy Jaquet)** Repeals the $75 million cap for school district M&O on Governor Batt's property tax replacement legislation/statute of 1995, which has prevented districts from receiving additional funds despite the rapidly increasing market value of homes in Idaho.	**Held in Revenue & Taxation, Subject to Call of Chair**	—	—
H461 (+)	**(By State Tax Commission)** Corrects property tax laws by: • Providing that property not taxed due to the exemption for "significant capital improvements" shall not be included on any new construction roll; • Strikes any requirement that exempted property be included on any new construction roll; and • Deletes obsolete language requiring percentage reduction of state money under the circuit breaker property tax relief program.	**Passed 64-0**	**Passed 33-0**	**LAW**
H470 (-)	**(By Rep. Shirley McKague)** Provides that the owner-occupied homestead used as the primary dwelling place of an individual who is at least 70 years of age, has paid Idaho real property taxes on Idaho residential real property continuously for the immediately preceding 10 years, and who is the record owner holding title or who has retained or been granted a life estate, may apply for an exemption from the tax on the property each year upon application. If the owner dies, after the exemption has been approved, it shall be in force for the rest of the year.	**Held in Revenue & Taxation, Subject to Call of Chair**	—	—
H478 (+)	**(By Reps. Mike Moyle, Dolores Crow and Jim Clark)** Limits all property tax portions of any budget to a 3% increase per year.	**Held in Revenue & Taxation, Subject to Call of Chair**	—	—

H480a (M)	**(By Rep. Mike Moyle)** Amends Chapter 8, Title 63, Idaho Code to allow a taxing district budget to be limited by a vote of the people. Exempts school budgets.	Passed 62-7 as amended in House	Local Government & Taxation	—
H481 (+)	**(By Rep. Jim Clark)** Applies a moratorium on all taxing districts for fiscal years 2006 and ending in 2007 on the certification of budget requests to finance the property tax portion of their operating budget.	Held in Revenue & Taxation, Subject to Call of Chair	—	—
H501 (-)	**(By Rep. Wendy Jaquet)** Allows counties to implement and collect a sales tax, of up to 0.5% or five tenths of one percent. It requires a 66 2/3% vote, sunsets every 10 years and clarifies that revenues are to be used for property tax relief and funding capital projects, exclusive of maintenance and operations, including affordable housing.	Held in Revenue & Taxation	—	—
H502 (-)	**(By Reps. Chadderdon, Henderson, Sayler and Sens. Goedde, Compton)** Authorizes counties to adopt local option sales taxes. Requires that the measure (1) Be put to the voters and obtain a minimum of 66 2/3% approval, (2) Set forth the capital project to be funded, (3) Be set for a period of time, 10 years or less, and (4) Set forth the rate of taxation and that rate shall not exceed .5%. Not less than 50% of the revenue generated would be applied to reduce existing property taxes and the balance of such revenues used to provide needed services which would otherwise be paid for by general fund revenues. Elections can only be held on primary and general election dates and 40% of the registered voters must vote to validate the outcome. No general fund impact.	Died in Revenue & Taxation on 14-5 Vote	—	—
H504 (-)	**(By Sens. Werk, Keough, Corder and Reps. Jaquet, Anderson, Sayler)** Works within the existing framework of Idaho impact fee code to provide impact fees for the construction of K-12 education facilities related to growth. School districts would be given very limited authority to enact an impact fee ordinance (in conformance with all existing requirements) and expenditure of fees would be allowed only within the county where they are collected.	Held in Revenue & Taxation, Subject to Call of Chair	—	—
H505 (M)	**(By Rep. Ken Roberts)** Repeals 3 mills of school M&O levying authority, increases the sales tax by one penny.	Held in Revenue & Taxation	—	—
H508a (+)	**(By Rep. Ken Roberts)** Allows a taxing district to include only 50% of the value of annexation during the previous calendar year for property tax budget limitation purposes.	Did not Concur in Senate amendments	Passed 25-7 as amended in Senate	—
H509 (+)	**(By Rep. Ken Roberts)** Revises how taxing districts can calculate value of new construction and limits how that new construction value may be included in a taxing district's budget for property tax limitation purposes.	Held in Revenue & Taxation, Subject to Call of Chair	—	—
H532 (-)	**(By Rep. Wendy Jaquet)** Provides for a local option real estate transfer tax. Implementation and collection requires a 66 2/3% vote to not exceed 10 years on a consolidated election date. The tax may not exceed 1% of the sales price. Exempts residential homes under the state median price. Revenues are targeted 50% for property tax relief and capitol 50% for one time expenditures.	Held in Revenue & Taxation, Subject to Call of Chair	—	—
H658 (+)	**(By Russell Westerberg, Westerberg & Assoc. and Rep. Barrett)** Provides exemption from property tax for the speculative portion of the value of each parcel of land in a rural homesite development plat until improvements are being built upon the parcel, or any interest in the ownership of the parcel is sold or transferred to an unrelated entity.	Revenue & Taxation	—	—
H676a (+)	**(By Reps. Lake, Raybould, Roberts)** Repeals the partial property tax exemption for parcels of land in a rural home site development plat. Provides that platting land actively devoted to agriculture or transferring a parcel to a child or spouse does not alone cause the land to lose its agriculture exemption.	Passed 63-0 as amended in Senate	Passed 34-1 as amended in Senate	LAW

H677 (-)	**(By Reps. Lake, Moyle, Clark and Sen. Keough)** Allows school districts to impose an impact fee on new residential construction. The revenue will first be used to abate unsafe school facilities and then to retire school district bonded indebtedness.	General Orders	—	—
H678 (-)	**(By Reps. Roberts, Moyle, Lake)** Reduces the maximum property tax levy for school M&O from .3% to .15%. Repeals .10% of property tax replacement which has been capped at $75,000,000 and is currently funded through the general fund. Further caps the revenue growth produced by the remaining .15% levy at 3% per year.	Passed 52-17	Returned to Local Government & Taxation	—
H679 (-)	**(By Reps. Roberts, Lake)** Imposes an increase in the sales tax of one half of one percent (.5%) beginning June 1, 2006. The intent is that the additional revenue will be used to fund schools that will experience a similar decrease in funding from property taxes.	Passed 37-30	Returned to Local Government & Taxation	—
H680 (M)	**(By Governor's Office)** Allows individual homeowners with low incomes who are elderly, disabled or widowed and who qualify for circuit breaker property tax relief to postpone payment of property taxes on their homes.	Passed 67-2	Passed 35-0	LAW
H781 (M)	**(By Rep. Ken Roberts)** Provides that school district taxes shall be shown separately on tax notices as maintenance and operation, bond, supplemental and other. Provides that the tax collector may establish a payment schedule to allow payments of current or future real or personal property taxes on a monthly or quarterly basis of at least $25 or the balance owing.	Passed 62-0	Passed 34-0	LAW
H859 (+)	**(By Rep. Ken Roberts)** Provides meaningful and substantial property tax relief to all Idaho property owners by repealing the school maintenance and operations (M&O) levy. Funds would be replaced, up to the equalized funding level, by an increased General Fund appropriation to public schools. The source of these funds would be an increase in the state sales tax rate from 5% to 6%.	Returned to Local Government & Taxation	—	—
H876 (-)	**(By Reps. Ken Roberts, Jim Clark, Dennis Lake)** Provides property tax relief by repealing the public school maintenance and operations (M&O) levy and replacing the funds by increasing the state sales tax from 5% to 6.25%. Also increases the homeowners' exemption from $50,000 to $75,000 and includes the value of land in the calculation	Passed 44-26	Failed 15-20	—
S1280 (-)	**(By Sens. David Langhorst, Elliot Werk, Clint Stennett, Bert Marley, Mike Burkett, Edgar Malepeai and Kate Kelly)** Increases the limit of the homeowners property tax exemption to $100,000 (from the current $50,000). Includes the value of land in the calculation of property value and indexes the exemption for inflation.	—	Local Government & Taxation	—
S1468 (M)	**(By Sens. McKenzie, Sweet, Fulcher)** Requires a taxing district to provide notice, by newspaper or mail, if the property tax revenue portion of its annual budget increases by more than 3% from the prior tax year, and requires additional information on the valuation notice sent to taxpayers.	—	Local Government & Taxation	—
S1501a (M)	**(By Sens. Brad Little, Hal Bunderson, Brent Hill)** Advisory vote to be placed on the November 7, 2006 ballot: Should public school M&O be paid with local property taxes or be shifted to the state general fund which would require a commensurate increase in the sales tax rate sufficient to offset the cash flow from property taxes?	Passed 56-16 as amended In House	Failed 5-30 As amended In House	—
S1502 (M)	**(By Sen. Brad Little)** Places an advisory vote on the November 7, 2006 ballot, which asks voters: Should public school M&O be paid with local property taxes or be shifted to the state general fund which would require a commensurate increase in the sales tax rate sufficient to offset the cash flow from property taxes?	Revenue & Taxation	Passed 35-0	—
SCR 133 (M)	**(By Sen. Hal Bunderson)** Authorizes Legislative Council to appoint a committee to continue the study of property taxes, focusing on evaluation of the core reasons there is excessive growth in property taxes in many parts of the state.	Ways & Means	Adopted 34-0	—

SJR 108 (M)	**(By Sens. Little, Cameron, Geddes, Keough)** Provides that as of January 1, 2007, property taxes will not be collected for public school maintenance and operation (M&O), and the funds will be replaced from the state sales and use tax.	—	**Failed 18-17 (Less than 2/3)**	—