

**LOBBYIST MONTHLY REPORT FORM**

THIS SPACE FOR OFFICE USE ONLY



State of Idaho

Pete T. Cenarrusa  
Secretary of State

To Be Filed By:

**L-3** LOBBYISTS  
(Sec. 67-6619)

03 APR -3 PM 1:21  
SECRETARY OF STATE  
STATE OF IDAHO

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

Lobbyist's name and permanent business address <i>Mark Dunham 1450 W. Bannock Boise, Id 83702</i>	Date prepared <i>4/2/03</i>	Period covered <input checked="" type="checkbox"/> month ending (Mo.) (Day) (Yr.) <i>3   31   03</i>
--	--------------------------------	---

Category of Expenditure <small>Reimbursed Personal Living and Travel Expenses Pertaining to Lobbying Activity Do Not Have to be Reported</small>	Total Expenditure	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	\$ <i>577.55</i>	\$ <i>577.55</i>	\$ _____	\$ _____	\$ _____
Food and Refreshment	_____	_____	_____	_____	_____
Living Accommodations	_____	_____	_____	_____	_____
Advertising	_____	_____	_____	_____	_____
Travel	<i>35.00</i>	<i>35.00</i>	_____	_____	_____
Telephone	<i>312.03</i>	<i>312.03</i>	_____	_____	_____
Office Expenses	_____	_____	_____	_____	_____
Other Expenses or Services	<i>50.00</i>	<i>50.00</i>	_____	_____	_____
<b>Total</b>	\$ <i>914.58</i>	\$ <i>914.58</i>	\$ _____	\$ _____	\$ _____

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
		<i>N/A</i>		

Continued on attached page(s)

<p align="center"><b>INSTRUCTIONS</b></p> <p><b>Who should file this form:</b> Any lobbyist registered under Section 67-6617 Idaho Code</p> <p><b>Filing deadline:</b> Monthly reports due within ten (10) days of the month for activities of the past month.</p> <p><b>TO BE FILED WITH:</b> Pete T. Cenarrusa Secretary of State PO Box 83720 Boise, ID 83720-0080 Phone: (208) 334-2852 Fax: (208) 334-2282</p>	<p><b>Item 3</b></p> <p>Employer(s) Name(s) and Address(es)</p>
	<p>No. 1 <i>Idaho Assoc. of Realtors 1450 W. Bannock Boise, ID 83702</i></p>
	<p>No. 2</p>
	<p>No. 3</p>

**POSTED**

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
			N/A

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	
	see attached		

**LEGISLATIVE SUBJECT IDENTIFICATION**

- |  |   |
|--|---|
| <b>Code Subject</b>  | <b>Code Subject</b>   |
| 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.

Wade S. Swanson 4-3-03  
 Lobbyist signature Date

**Idaho Association of REALTORS Legislative Action Summary**  
**April 2, 2003**

Bill Number and Description	IAR Position on the Issue	Current Status
<b>House Bills</b>		
<b>HB-92 Tort Reform by ILRC;</b> The legislation changes several points in tort law to elevate the requirements to bring certain suits while placing caps on non-economic and punitive damages at \$250,000. The legislation retains safeguards against criminal or reckless behavior. The bill places a \$1,000,000 cap on the requirement to bond to stay a judgment for appeal.	SUPPORT-W	LAW
<b>HB-121 Utility Sales Tax by Rep. Trail;</b> The legislation would remove the exemption for gas, power, coal and other fuel utilities from the sales tax. The bill would raise an estimated \$55 million from Idaho residences and businesses that would be used for public school and university facilities.	MONITOR	Held--House Revenue and Taxation
<b>HB-133 Construction Defects by Builders;</b> The legislation gives contractors a right to cure construction defects before a lawsuit related to the defect is filed. It would be applicable to all construction where the value of the construction is at least half of the value of the structure.	SUPPORT-W	LAW
<b>HB-136aaS Rural Home site Development by Rep. Raybould;</b> The legislation amends the current law to clarify that in counties below 100,000 in population the agricultural exemption will apply to subdivided property as long as the subdivided parcels are still being used in and agricultural operation.	SUPPORT	Senate Amending Order
<b>HB-148 Property Tax Appeals by Counties;</b> The legislation would cut off one week from the period of time allowed for individuals and corporations to appeal their property tax assessments. The thought is it would give the County Board of Equalizations more time to review cases.	OPPOSE-W	Held-House Revenue and Taxation
<b>HB-150aaS Stringency on DEQ Rules by IACI;</b> The bill requires the Department of Environmental Quality to provide evidence of risk based science when the Departments is wanting to exceed federal standards for environmental protection.	SUPPORT	To Gov
<b>HB-172 50/50 Cost of Living Adjustment by Sen. Kennedy, Rep. Cuddy;</b> The legislation would provide a cost of living adjustment equal in percentage to the annual CPI on the upper limit of \$50,0000 in the 50/50 homeowners' exemption. It results in a corresponding tax shift to all other non-owner occupied and non-residential property.	OPPOSE-W	Held--House Revenue and Taxation
<b>HB-177aaS Manufactured Housing Subdivisions by IMHA;</b> The legislation sets up a separate process for the subdivision and sale of individual lots of certain manufactured housing developments.	MONITOR	Senate Failed
<b>HB-192 Local Option Tax by Sen. Goedde, Compton &amp; Rep. Kellogg &amp; Ridinger;</b> The legislation allows for certain counties defined as resort counties to apply a local sales tax of up to 1% upon a vote of the citizens within the county.	SUPPORT-L	Held-House Revenue and Taxation
<b>HB-207 Valuation Freeze for Elderly and Veterans by Sen. Kennedy and Rep. Cuddy;</b> The legislation would freeze home valuations for the purposes of property taxation for those over 65 years of age and/or disabled veterans. The legislation makes no reference to the already available circuit breaker provisions in code that prevent property tax shifts like this bill will force.	OPPOSE-W	Held-House Revenue and Taxation
<b>HB-232 Business Improvement District Disclosure by Rep. Bieter;</b> The legislation requires disclosure to a lessee or a purchaser that they are buying or leasing within a Business Improvement District. The bill contains a required form and protects agents from certain liability for failure to disclose.	MONITOR	To Gov
<b>HB-249 2-Year Residency for 50/50 Exemption by Keogh;</b> The legislation would require that a citizen live in the state for two years prior to being eligible for the 50/50 Homeowner's Exemption. This legislation is a potential Constitutional violation.	OPPOSE-W	Withdrawn
<b>HB-250 Elimination of Estate Tax by Keogh;</b> The legislation would repeal the estate tax in Idaho starting on January 2006.	SUPPORT	House Revenue and Taxation
<b>HB-256aa Regulatory Takings Act by Speaker Newcomb;</b> The legislation would require that a takings analysis using the Attorney General's guidelines be completed and available to the public upon request by an affected landowner based on governmental action.	SUPPORT-W	LAW
<b>HB-257 Regulatory Takings in Planning Act by Speaker Newcomb;</b> The legislation would allow for when a takings analysis could be requested. The bill also restricts the length of time for a moratorium on development.	SUPPORT-W	LAW
<b>HB-273 Recreational Property Liability Protection by Pofflatch;</b> The legislation provides liability protection for property owners where there is a conservation easement or the property is being used for recreational purposes unless there is a fee being charged for the use.	SUPPORT	To Gov
<b>HB-274 Annexation Law Repeal and Replace by Rep. Barrett;</b> The legislation repeals law that was supported by the IAR in 2002. The measure is designed to require a vote on annexations of property. The vote would even be applicable to certain voluntary annexations.	OPPOSE-W	Held-House Loc. Gov.
<b>HB-275 2477 Rights of Way Procedure by Wood;</b> The legislation would create a process for the vacation and amendment of rights of way that are provided for by federal 2477 action. The legislation is vague and creates too much flexibility for government to change rights of way against an owner's wishes.	OPPOSE-W	Withdrawn
<b>HB-276 Urban Renewal Area Clarification by Rep. Gagner;</b> The legislation would restrict urban renewal districts from making decisions outside of city boundaries.	MONITOR	To Gov

**Idaho Association of REALTORS Legislative Action Summary**  
**April 2, 2003**

<b><u>HB-286 School District Consolidation by Rep. Tilman;</u></b> The legislation provides for school district consolidation of services based on a population standard. The bill would result in an approximate \$11 million savings in duplicative overhead and administrative costs.	<b>SUPPORT</b>	<b>House Education</b>
<b><u>HB-302 Property Tax Appeals by Leadership;</u></b> The legislation reduces the high standard of proof that a person must bring to appeal a property tax assessment from clear and convincing evidence to a preponderance of evidence.	<b>SUPPORT</b>	<b>To Gov</b>
<b><u>HB-321 Transferable Development Rights Amendments by Jaquet;</u></b> The legislation gives the owner of a TDR (s) more flexibility to negotiate with a potential buyer of a TDR (s). The legislation gives the right to the participants in the transaction the ability to negotiate for terms they believe are in their best interests without government intervention. The legislation also clarifies recording requirements and processes for TDRs.	<b>SUPPORT</b>	<b>To Gov</b>
<b><u>HB-375 2477 Rights of Way Procedure by Wood;</u></b> The legislation would create a process for the vacation and amendment of rights of way that are provided for by federal 2477 action. The legislation is vague and creates too much flexibility for government to change rights of way against an owner's wishes. The bill is slightly revised from HB-275	<b>OPPOSE-W</b>	<b>Withdrawn</b>
<b><u>HB-383 Franchisee Rights by Block;</u></b> The legislation allows a franchisee the right to file a suit in Idaho using their own counsel against a franchisor. Current law maintains a loophole that allows franchisors the ability to require that a franchisee in Idaho litigate disputes in the franchisor's home state.	<b>SUPPORT</b>	<b>Senate Commerce</b>
<b>SENATE BILLS</b>		
<b><u>SB-1097 Broker Law Amendments by IAR;</u></b> The legislation removes the responsibility in Idaho Code that requires brokers to perform a "reasonable inspection" of the property. It also clarifies the responsibility of the broker to investigate financial information of a potential buyer. The amendments will allow real estate licensees the ability to rely on the information provided to them by their clients unless	<b>SUPPORT</b>	<b>To Gov</b>
<b><u>SCR-104 Interim Committee on Land Use Planning Act by Noh;</u></b> The resolution calls for an interim committee to review and provide recommendation for an overhaul of the Idaho Land Use Planning Act.	<b>MONITOR</b>	<b>House Ways and Means</b>
<b><u>SJM-102 Elimination of Estate Tax by Sen. Davis;</u></b> The memorial asks that Congress confirm the elimination of the estate tax. The memorial will be transmitted to the Idaho delegation for consideration.	<b>SUPPORT-W</b>	<b>Adopted</b>