

LOBBYIST MONTHLY REPORT FORM



State of Idaho
Ben Yursa
Secretary of State

To Be Filed By:
L-3 LOBBYISTS
(Sec. 67-6619)

Page _____ of _____ Page(s)
THIS SPACE FOR OFFICE USE ONLY

06 MAR 10 AM 9:05
SECRETARY OF STATE
STATE OF IDAHO

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

Lobbyist's name and permanent business address Richard R. Rush Idaho Assn. of Commerce & Industry PO Box 389 Boise ID 83701-0389	Date prepared <p style="text-align: center;">3/8/06</p>	Period covered <input checked="" type="checkbox"/> month ending <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">(Mo.)</td> <td style="text-align: center;">(Day)</td> <td style="text-align: center;">(Yr.)</td> </tr> <tr> <td style="text-align: center;">2</td> <td style="text-align: center;">28</td> <td style="text-align: center;">06</td> </tr> </table>	(Mo.)	(Day)	(Yr.)	2	28	06
(Mo.)	(Day)	(Yr.)						
2	28	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	\$ 0.00	\$ 0.00	\$ _____	\$ _____	\$ _____
Food and Refreshment					
Living Accommodations					
Advertising					
Travel					
Telephone	87.00	87.00			
Other Expenses or Services	80.35	80.35			
Total	\$ 167.35	\$ 167.35	\$ 0.00	\$ 0.00	\$ 0.00

*When the number of employers you are reporting for requires multiple L-3 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
		None		

Continued on attached page(s)

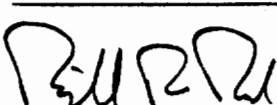
<p style="text-align: center;">INSTRUCTIONS</p> <p>Who should file this form: Any lobbyist registered under Section 67-6617 Idaho Code.</p> <p>Filing deadline: Monthly reports due within ten (10) days of the month for activities of the past month.</p> <p>TO BE FILED WITH: Ben Yursa Secretary of State PO Box 83720 Boise, ID 83720-0080 Phone: (208) 334-2852 Fax: (208) 334-2282</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%; text-align: center;">Item 3</td> <td>Employer(s) Name(s) and Address(es)</td> </tr> <tr> <td style="text-align: center;">No.1</td> <td>Idaho Assn. of Commerce & Industry PO Box 389 Boise ID 83701-0389</td> </tr> <tr> <td style="text-align: center;">No.2</td> <td> </td> </tr> <tr> <td style="text-align: center;">No.3</td> <td> </td> </tr> <tr> <td style="text-align: center;">No.4</td> <td> </td> </tr> </table>	Item 3	Employer(s) Name(s) and Address(es)	No.1	Idaho Assn. of Commerce & Industry PO Box 389 Boise ID 83701-0389	No.2		No.3		No.4	
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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
		None	

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)	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	

LEGISLATIVE SUBJECT IDENTIFICATION	
Code	Subject
01	Agriculture, horticulture, farming, and livestock
02	Amusements, games, athletics and sports
03	Banking, finance, credit and investments
04	Children, minors, youth, senior citizens
05	Church and religion
06	Consumer affairs
07	Ecology, environment, pollution, conservation, zoning, land and water use
08	Education
09	Elections, campaigns, voting, political parties
10	Equal rights, civil rights, minority affairs
11	Government, financing, taxation, revenue, budget, appropriations, bids, fees, funds
12	Government, county
13	Government, federal
14	Government, municipal
15	Government, special districts
16	Government, state
17	Health service, medicine, drugs and controlled substances, health insurance, hospitals
18	Higher education
19	Housing, construction, codes
20	Insurance (excluding health insurance)
21	Labor, salaries and wages, collective bargaining
22	Law enforcement, courts, judges, crimes, prisons
23	License, permits
24	Liquor
25	Manufacturing, distribution and services
26	Natural resources, forest and forest products, fisheries, mining and mining products
27	Public lands, parks, recreation
28	Social insurance, unemployment insurance, public assistance, workmen's compensation
29	Transportation, highways, streets and roads
30	Utilities, communications, televisions, radio, newspaper, power, CATV, gas
31	Other (please specify) _____

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

 3/8/06
 Lobbyist 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
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 66-0-4	Passed 34-0-1	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 66-0-4	Passed 34-0-1	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 63-0-7	2 nd Reading	
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 58-11-1	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. Permits landowners, in cooperation with cities and counties, to establish public infrastructure districts to pay for public infrastructure improvements.	Failed 30-39-1	---	---
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		
H497 (+)	(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 68-1-1	Local Government & Taxation	
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		

H707 (+)	(By Reps. Newcomb, Denney, Moyle, Ellsworth, Clark, Jaquet, Saylor, 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.	3 rd Reading		
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.	3 rd Reading		
H736 (+)	(By Rep. Bert Stevenson) Clarifies membership in ground water districts for nonirrigators; provides that a nonirrigator 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 nonirrigator'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 nonirrigator.	Resources & Conservation		
H737 (+)	(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.	Resources & Conservation		
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.	Printing		
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 26-8-1	

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.	Resources & Conservation	Passed 35-0	
S1357 (-)	(By Sens. Tim Corder, Kate Kelly) Increases the maximum dollar amount pleaded or claimed for purposes of allowed costs.			
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 least 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 if the child is a full time student in an accredited educational institution or accredited vocational training program to age 23.	2 nd Reading	Passed 34-0-1	
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.	State Affairs	Passed 35-0	
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, based on merit, for individuals seeking degrees in mathematics, science and engineering who commit to remain in Idaho for 2 years after obtaining their degree.		3 rd Reading	
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.		3 rd Reading as amended	

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	
S1423 (-)	(By Sen. Joyce Broadword, Rep. Mary Lou Shepherd) Replaces S1361 Ensures the privacy of genetic testing results, specifically with regard to insurers and employers.		Printing	
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.	Environment, Energy & Technology	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	
H500 (M)	(By Dept. of Insurance) Requires that self-funded multiple employer health plans, often referred to as multiple employer welfare arrangements (MEWAs), be licensed and regulated as insurers. Also clarifies single employer self-funded health plan obligations with respect to preexisting conditions.	Business		
H522 (M)	(Potlatch Corp, Workers Comp Exchange) Amends Section 41-2908, Idaho Code, which requires that a minimum number of 25 persons may form a domestic reciprocal insurer to transact workers compensation insurance business, to provide that a subscriber that is a corporation, limited liability company or other legal entity shall be considered as one subscriber, regardless of the number of its wholly-owned subsidiaries.	3 rd Reading		
H555 (M)	(By Reps. Newcomb, Denney, Moyle, Ellsworth, Raybould and Sens. Richardson, Pearce) (Replaces H408) Provides limitations on Eminent Domain for private parties, urban renewal or economic development purposes. Provides for review at judicial proceedings involving the exercise of the power of eminent domain.	Passed 67-0-3	State Affairs	
H594 (M)	(By Dept. of Agriculture) Updates and clarifies current Noxious Weed Law to address new plant species that have been found in Idaho and surrounding states, and to more effectively deal with existing species with potential for out-of-control infestations that can adversely impact Idaho lands and waters.	Passed 65-5	Agricultural Affairs	
H615 (M)	(By Reps. Henbest, Martinez, Garrett, LeFavour and Sens. Corder, Stegner) Creates a pilot program to allow the state to establish the real costs and benefits of including mental health coverage in group health insurance coverage.	Passed 44-24-2	Health & Welfare	
H650 (M)	(By Reps. Bob Nonini, Frank Henderson and Sen. Dick Compton) Authorized board(s) of county commissioners to form an aquifer protection district to protect the quality of underground waters in counties that include a state-designated "Sensitive Resource Aquifer." The aquifer protection district will fund aquifer protection programs and provide coordination of such efforts across jurisdiction lines.	General Orders		
H668 (M)	(By Rep. Russ Mathews) Provides for the investigation and prosecution of Medicaid fraud by the Office of the Attorney General	Health & Welfare		
H692 (M)	(By Idaho Farm Bureau) Removes the existing state fuel tax deduction for ethanol blended fuel once a renewable fuel standard is implemented. Changes a definition of petroleum products for the underground storage tank fund to include ethanol and ethanol blends so the underground	Passed 70-0	Transportation	

H694 (M)	(By Idaho Power Company) Authorizes the Public Utilities Commission to approve and set just, reasonable and fair rates for energy and other utility facilities under construction and for property that is acquired by a utility and held for future use.	Passed 66-0-4		
H720 (M)	(By Rep. Mike Moyle) Requires taxing districts, when holding an election to increase property taxes, to mail notices of such elections to property tax payers	Revenue & Taxation		
H725 (M)	(By Office of Gov. Kempthorne) Updates the provisions relating to community colleges as junior colleges. Empowers the State Board of Education to establish a network of community colleges in areas of the state where postsecondary education needs are underserved. Does not allow the board to establish new community colleges in those areas of the state that already have existing community college districts.	Education		
H740 (M)	(By Rep. Ann Rydalch, Sen. John Goedde) Replaces H699. Establishes a statewide community college system, dividing the state into 5 areas, which are specified. Outlines the duties of the 17-member board of trustees to be appointed from the community college area, with each county represented.	Revenue & Taxation		
H755 (M)	(By Rep. Jim Clark) Increases the percentage of the General Fund that can be deposited into the Budget Stabilization Fund from 5% to 8%.			
H764 (M)	(By Idaho Hospital Association) Ensures that county hospitals and hospital districts continue to have the same property tax exemption for leased equipment afforded other tax exempt hospitals.			
H768 (M)	(By Rep. Cannon) Creates a funding profile for charter schools that more resembles that of a school district. Provides future charter schools with state funding for facility costs and allows school districts to offer the use of existing public schools for charter school use.			
H769 (M)	(By Rep. Ken Roberts) Sets in place a performance based compensation fund for public schools. Two-thirds of the fund would be distributed based on student performance on the ISAT. One-third would be distributed based on a performance pay plan adopted by the school board.			
HCR55 (M)	(By Rep. Max Black) Rejects a pending rule of the Division of Building Safety governing electrical specialty licensing, preventing it from going into effect.			
HCR57 (M)	(By Reps. Saylor, Boe) Authorizes the creation of an interim committee for the purpose of conducting a study of the role and mission of community colleges in Idaho.			
HCR58 (M)	(By Rep. Tom Trail) Calls for the establishment and promotion of programs to improve the training of elementary school teachers in the disciplines of math and science.			
S1242 (M)	(By Sen. Skip Brandt) Clarifies that land condemned by condemners may only be used for public use and not for private use with the power of eminent domain.		State Affairs	
S1243 (M)	(By Sen. Skip Brandt) Requires condemners to clearly describe in the complaint the property and property rights to be acquired.		14 th Order	
S1244 (M)	(By Sen. Skip Brandt) In response to Kelo v. New London, this legislation prevents the power of eminent domain from being used to acquire land for private purposes. Land acquired by the power of eminent domain must be used for public purposes.		State Affairs	
S1245 (M)	(By Sen. Skip Brandt) Ensures that condemners act in good faith when acquiring property. Requires that if litigation is filed, the basis of just compensation shall be the last pre-litigation, good faith offer given by the condemner. Just compensation now can be reduced after suit has been filed, potentially penalizing property owners who don't settle out of court.		State Affairs	

S1246 (M)	(By Sen. Skip Brandt) Requires all government agencies and universities with eminent domain authority to pay for relocation assistance to pay moving and other expenses for property owners. Currently this is a requirement for federally funded transportation projects, but not for other state agencies.		14 th Order	
S1247 (M)	(By Sen. Skip Brandt) Allows property owners and the condemner to resolve the value and just compensation of property without delaying public projects by using the so-called "quick-take" provision. There is a benefit to both government and property owners.	Held at Desk	Passed 34-0-1	
S1248 (M)	(By Sen. Skip Brandt) Allows reimbursement to private property owners of reasonable costs and attorneys fees in condemnation cases involving just compensation where the owner prevails. Ensures that property owners do not receive less than just compensation, by having to pay costs and attorney fees to prove that a condemner's assessment of just compensation was not fair.		State Affairs	
S1249 (M)	(By Sen. Skip Brandt) Requires the condemning authority to disclose its assessment of just compensation to the property owner within 3 months of serving a condemnation complaint. Provides property owners with the same information the condemner relies upon and has access to.		State Affairs	
S1254 (M)	(By Sen. Skip Brandt) Allows private property owners alternate methods of dispute resolution regarding "takings" claims, to seek relief from unreasonable land use regulatory actions. Requires the government to demonstrate the essential nexus between the public purpose sought in land use and the degree to which private property owners are forced to bear permanent financial loss for benefit of the public. Final resolution is decided by elected government or a jury of the people.		State Affairs	
S1255 (M)	(By Sen. Bart Davis) Establishes the Uniform Environmental Covenants Act, which deals with the future use of contaminated real estate, or brownfields. Provides clear rules for a perpetual real estate interest – an environmental covenant – to regulate the use of brownfields when real estate is transferred from one owner to another.	Passed 69-0-1	Passed 35-0	To Gov
S1273 (M)	(By Sen. Skip Brandt and Rep. Mike Moyle) Clarifies that in all condemnation cases, all questions of fact except those prerequisite to the taking, are decided by a jury, not a judge, upon request of either party.		State Affairs	
S1294 (M)	(By Sen. Clint Stennett and Rep. Wendy Jaquet) Establishes that on and after Jan. 1, 2006, any newly installed or constructed equipment using coal to generate electricity with a nameplate capacity of 250 megawatts and not owned by a public utility shall be assessed by the State Tax Commission. The value of equipment will be apportioned to the various taxing districts using the apportionment formula of the public utility servicing the area where the equipment is located.		State Affairs	
S1311 (M)	(By Sens. Shawn Keough, Hal Bunderson and Reps. Jim Clark, Clete Edmunson) Extends the time required to adversely possess real property from 5 years to 20 years.	2 nd Reading	Passed 34-1	
S1365 (M)	(By Sens. Kelly, Langhorst, Davis, Stegner, Little, Keough) Expands the disclosure requirements for lobbyists to include expenditures for lobbying other state officials in addition to legislators.	State Affairs	Passed 34-0-1	
S1406 (M)	(By Sens. Burtenshaw and Keough) Allows a university student to hold a non-voting position on the State Board of Education.		State Affairs	
S1417 (M)	(By Sens. Dean Cameron and Reps. Bill Deal, Margaret Henbest) Changes the definition of a child eligible for the Access Card to allow Medicaid (Title XIX)-eligible children to enroll in the Access Card instead of direct state coverage (currently, only CHIP/Title XXI-eligible children may enroll in the Access Card). Removes a requirement for employers to contribute 50% of spouse premiums for dependent spouses enrolled in the program.		3 rd Reading	

S1418 (M)	(By Sen. Dean Cameron) Allows the creation of regional professional-technical charter schools, requiring all the same steps as a traditional charter school and also adding the requirement of receiving certification from the Division of Professional Technical Education.		Education	
S1426 (M)	(By Sen. Hal Bunderson, Rep. Jack Barraclough) Provides a means for encouraging smaller school districts within a county to combine their operations, improve delivery of education and reduce administrative costs by consolidating.		Printing	
S1428 (M)	(By Sens. Sweet, Fulcher and Reps. Sali, Bayer) Replaces S1402 Amends the requirements for carrying a concealed weapon; provides for notices of renewal, extends the validity of a permit to 5 years, extends the period for renewal without paying a late fee, clarifies that licenses are issued on behalf of the State of Idaho.			
S1429 (M)	(By Sen. Skip Brandt, Rep. Mike Moyle) Requires the condemner in eminent domain cases to stand by its last pre-litigation offer and set that amount as a floor for just compensation.			

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		
H421 (-)	(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 69-1	Local Government & Taxation	
H422 (+)	(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 69-0-1	Local Government & Taxation	
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		
H424 (M)	(By Rep. Lake and Sen. Keough) Reduces maximum property tax levy for school M&O from .3% to .15%. Repeals .10% of property tax replacement, which is currently capped at \$75 million and is funded through the general fund. Replaces lost revenues from the state general fund.	Held in Revenue & Taxation, Subject to Call of Chair		
H428 (M)	(By Rep. Wendy Jaquet) Repeals the rural development plot agricultural exemption. Defines "platting" and provides that the act of platting land actively devoted to agriculture does not necessarily cause the land to lose its agriculture status.	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		
H437 (M)	(By Governor Kempthorne) Increases the income brackets for homeowners who qualify for the "circuit breaker" property tax relief program. The maximum increase level increases from \$22,630 to \$30,000. The State Tax Commission will adjust the income bracket each year to reflect changes in the consumer price index.	Held in Revenue & Taxation, Subject to Call of Chair		
H438 (M)	(By Governor Kempthorne) Ends the rural home site development exemption from property tax as of Jan. 1, 2006, but extends the exemption until Dec. 31, 2010 or the start of construction of a building or sale or transfer of property, for properties eligible for the exemption in 2005.	Held in Revenue & Taxation, Subject to Call of Chair		
H455 (M)	(By Reps. Bill Deal, Bruce Newcomb, George Eskridge, Bob Nonini, Eric Anderson, and Frank Henderson and Sen. Shawn Keough) Exempts from property tax any increase in the net taxable value of real property of a taxpayer in excess of 5% per year. Declares an emergency and provides for retroactive application.	Held in Revenue & Taxation, Subject to Call of Chair		
H461 (+)	(By State Tax Commission) Corrects property tax laws by: <ul style="list-style-type: none"> • 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 64-0-6	2 nd Reading	
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		
H479 (M)	(By Reps. Moyle, Crow & Clark) Allows for public school M&O to grow at 3% per year and replaces all M&O property taxes with any state-generated revenues over 8% growth 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 as amended 62-7-1	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	—	—
H503 (M)	(By Reps. Eskridge, Anderson, Deal, Henderson, Nonini, Bayer and Sens. Keough, Broadsword) Puts a 3% cap on increases in valuation on residential property used as a primary residence. This legislation has no impact on state general funds; however, the State Tax Commission estimates a reduction in 2005 taxable values by \$2.9 billion, resulting in a tax shift of about \$42.5 million in taxes the first year and a reduction in the school M&O of about \$10 million in the second year.	Held in Revenue & Taxation, Subject to Call of Chair		
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 school M&O levy. Funds would be replaced, up to the equalized funding level, by an increased General Fund appropriation to public schools. Source of additional General Funds would be raising the state Sales Tax to 6%. This would have no impact on 110 of the state's 114 school districts, and no impact on charter schools. It removes nearly \$290 million in FY 2007 School M&O property taxes. The state would replace approximately \$244 million, up to the equalized funding level provided to 110 of the 114 school districts, assuming that funding is provided for a 3% increase in per support unit discretionary funds. Legislation allows the four wealthiest school districts to levy the difference between what they are receiving now from their M&O levy and what the state will provide in equalized funding. (They currently receive no state equalization funding). The \$244 million state cost would be mostly covered through the \$210 million raised by increasing the Sales Tax from 5% to 6%, with the balance absorbed by future economics growth. The result is a net \$34 million tax reduction.	Held in Revenue & Taxation	—	—
H506 (M)	(By Rep. Nicole LeFavour) Makes the Circuit Breaker property tax relief program available to a class of non-elderly, working people whose total property tax meets or exceeds 10% of their annual adjusted gross income from all sources. Qualification for this program is intended to use the same income brackets and ceiling as the existing Circuit Breaker but also requires qualification based on the Federal Earned Income Tax Credit which provides income tax relief to 97,765 working families in Idaho. By targeting this segment of the circuit breaker at those whose property tax meets or exceeds 10% of their income, this program will focus relief on households in those areas where property tax is highest, particularly compared to wages and earned income. With 97,765 people qualifying for the Federal EITC in 2005, weighted heavily toward those living in areas with high property values, impact to the State general fund will be \$16 million, essentially doubling the size of the Circuit Breaker program.	Held in Revenue & Taxation, Subject to Call of Chair		

H508 (+)	(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.	Passed 42-27-1	Local Government & Taxation	
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		
H676 (+)	(By Reprs. 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 69-0-1	Local Government & Taxation	
H677 (-)	(By Reprs. 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 Reprs. 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 52-17-1	Local Government & Taxation	
H679 (-)	(By Reprs. 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 37-30-3	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 67-2-1	Local Government & Taxation	
S1280 (-)	(By Sens. David Langhorst, Elliot Werk, Clint Stennett, Bert Marley, Mike Burkett, Edgar Malepeal 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	