

# **IDAHO WATER USERS ASSOCIATION, INC.**

## **2008 LEGISLATIVE REPORT**

**TED DIEHL, CHAIRMAN**  
**LEGISLATIVE COMMITTEE**  
**(208) 324-2319**

**59<sup>th</sup> Idaho Legislature – 2<sup>nd</sup> Regular Session**  
**FINAL - April 3, 2008**  
**Norman M. Semanko, Editor**  
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<b>BILL NO./ POSITION</b>	<b>TITLE AND SHORT DESCRIPTION</b>	<b>HOUSE ACTION</b>	<b>SENATE ACTION</b>	<b>FINAL ACTION</b>
<b>H-428 Support</b>	<b>AQUIFER PLANNING AND MANAGEMENT</b> - Establishes a statewide program for aquifer planning and management. (replaces H. 404)	Passed 2/6 68-0-2	Passed 3/5 33-0-2	Law
<b>H-433 Support</b>	<b>CANVASSING OF ELECTIONS</b> - Provides flexibility in date of tallying votes for irrigation district elections, no later than the Monday following the election.	Passed 2/19 68-0-2	Passed 3/14 33-0-2	Law
<b>H-474 Support</b>	<b>BOARD OF DIRECTOR QUALIFICATIONS</b> - Authorizing district by-law and landowner vote to allow landowners living within 15 miles of district to serve as director.	Passed 2/19 67-0-3	Passed 3/14 33-0-2	Law
<b>H-531a Support</b>	<b>NEGOTIATED RULEMAKING</b> - Provides defined process for negotiated rulemaking by state agencies.	Passed 2/29 54-12-4	State Affairs Comm.	
<b>H-619 Neutral</b>	<b>EXEMPTION</b> - Providing an exemption for de minimis water uses for forest practices and a process for notice and determination of injury. (replaces H-605)	Passed 3/18 67-0-3	Passed 3/20 34-0-1	Law
<b>H-644 Support</b>	<b>IDWR APPROPRIATIONS FY 2009</b> - Provides \$24,599,500 for the Idaho Department of Water Resources and \$20 million for Aquifer Planning & Management.	Passed 3/18 65-1-4	Passed 3/20 32-2-1	Law
<b>HCR-39 No Position</b>	<b>DRINKING WATER AND WASTE WATER PROFESSIONALS</b> - Rejecting rule of the Bureau of Occupational Licenses.	Adopted 2/14 66-0-4	Adopted 2/22 Voice Vote	Adopted
<b>HCR-44 No Position</b>	<b>PESTICIDE MANAGEMENT PLANS</b> - Rejecting rule of Department of Agriculture.	Adopted 2/19 68-0-2	Adopted 3/3 Voice Vote	Adopted
<b>HJM-8 Support</b>	<b>WATER STORAGE PROJECTS</b> - Supports the study and implementation of additional water storage projects, including appropriation of \$1.8 million for specific studies.	Adopted 2/19 64-0-6	Adopted 3/12 Voice Vote	Adopted
<b>HJM-11 No Position</b>	<b>WILD AND SCENIC RIVER</b> - Resolved that the U.S. Forest Service should make every effort to avoid litigation regarding easements. (replaces HJM-10)	Adopted 3/14 67-0-3	Adopted 3/20 Voice Vote	Adopted
<b>HJR-2 Oppose/ Amend</b>	<b>CONSTITUTIONAL AMENDMENT</b> - Proposes an amendment to the Idaho Constitution to protect the right to hunt, fish and trap, with protections for private property.	Res. & Con. Comm.		
<b>HJR-3 Neutral</b>	<b>CONSTITUTIONAL AMENDMENT</b> - Proposes an amendment to protect the right to hunt, fish and trap, with protections for water rights. (replaces HJR-2)	Res. & Con. Comm.		
<b>S-1249 No Position</b>	<b>NORTH IDAHO ADJUDICATION</b> - Exclusion of Kootenai and Clark Fork basins from adjudication process.		Res. & Env. Comm.	
<b>S-1277 No Position</b>	<b>NORTH IDAHO ADJUDICATION</b> - Exclusion of domestic wells from adjudication process.		Res. & Env. Comm.	
<b>S-1278 No Position</b>	<b>NORTH IDAHO ADJUDICATION</b> - Limiting the adjudication process to Rathdrum Prairie Aquifer.		Res. & Env. Comm.	
<b>S-1279 No Position</b>	<b>NORTH IDAHO ADJUDICATION</b> - Terminating the North Idaho Adjudication.		Res. & Env. Comm.	

<b>S-1315</b> <b>Oppose</b>	<b>TAX EXEMPTIONS</b> - Eliminating all Income and Sales Tax Exemptions in 2010.		Local Gov. Comm.	
<b>S-1347</b> <b>No Position</b>	<b>IDWR APPROPRIATIONS FY 2008 AMENDED</b> - Providing appropriations for the Office of Energy Resources.	Passed 2/13 67-0-3	Passed 2/4 34-0-1	Law
<b>S-1348</b> <b>Support</b>	<b>FORFEITURE</b> - Clarifies defense from forfeiture for mining water rights in cases where mineral rights have been retained and mining operation has been maintained.	Passed 3/14 56-11-3	Passed 2/22 26-7-2	Law
<b>S-1352</b> <b>No Position</b>	<b>NORTH IDAHO ADJUDICATION</b> - Revising claim filing fees in the adjudication process.	Passed 3/10 62-0-8	Passed 2/20 34-0-1	Law
<b>S-1353</b> <b>No Position</b>	<b>MEASUREMENT</b> - Clarifying current exemption of domestic and stockwater use from measurement requirements.		Res. & Env. Comm.	
<b>S-1375</b> <b>No Position</b>	<b>GROUND WATER PROTECTION</b> - Provides that naturally occurring substances won't be considered contamination in mining areas.		Health & Welfare Comm.	
<b>S-1416</b> <b>No Position</b>	<b>NORTH IDAHO ADJUDICATION</b> - Repeals North Idaho Adjudication.		Res. & Env. Comm.	
<b>S-1417</b> <b>No Position</b>	<b>NORTH IDAHO ADJUDICATION</b> - Delaying adjudication process until citizens' advisory vote.		Res. & Env. Comm.	
<b>S-1418</b> <b>No Position</b>	<b>NORTH IDAHO ADJUDICATION</b> - Excluding Basin 98 from North Idaho Adjudication.	Passed 3/10 61-0-9	Passed 2/20 33-1-1	Law
<b>S-1423</b> <b>Oppose</b>	<b>LANDS UNDER NAVIGABLE WATERS</b> - Transfers jurisdiction from Dept. of Lands to Parks and Recreation.		Res. & Env. Comm.	
<b>S-1424</b> <b>Support</b>	<b>IRRIGATION DISTRICT LOCAL IMPROVEMENT DISTRICTS</b> - Authorizing feasibility studies for delivery of surface water to developed lands.	Passed 3/19 62-4-4	Passed 3/3 27-6-2	Law
<b>S-1511</b> <b>Support</b> <b>(HJM-8)</b>	<b>WATER PROJECTS - APPROPRIATIONS</b> - Provides \$1.8 million for water storage studies (HJM-8) and \$10 million for certain water projects.	Passed 3/25 66-0-4	Passed 3/20 34-1-0	Law
<b>S-1512</b> <b>Oppose</b>	<b>VEHICLE REGISTRATION</b> - Repeals exemption for motor vehicles owned by the state, county, city, political subdivisions, and irrigation water delivery entities.		Transp. Comm.	
<b>SCR-130</b> <b>Support</b>	<b>URBAN-RURAL OUTREACH</b> - Recognizing Farm City Week.	Adopted 3/13 Voice Vote	Adopted 2/18 Voice Vote	Adopted