

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

## **2009 LEGISLATIVE REPORT**

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

**60<sup>th</sup> Idaho Legislature – 1<sup>st</sup> Regular Session**  
**FINAL – June 1, 2009**  
**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-21 Oppose</b>	<b>TAX EXEMPTIONS</b> - Eliminates all sales tax exemptions.	Ways & Means		
<b>H-143 No Position</b>	<b>ANNEXATION</b> - Provides implied consent to annexation for lands connected to a water or wastewater collection system operated by a city.	Passed 2/23 66-0-4	Passed 3/17 35-0-0	Law
<b>H-201 Amend (Replaced by H-372)</b>	<b>ELECTIONS</b> - Limits dates for elections; requires counties to conduct all elections, except for irrigation districts, water districts, and ground water districts; provides funding from sales tax revenues.	Passed 3/6 52-17-1	State Affairs Comm.	
<b>H-203a No Position</b>	<b>RENEWABLE ENERGY</b> – Establishes a 3% gross production tax on renewable energy, including low impact hydro, in lieu of a property tax.	Passed 3/23 68-0-2	Local Gov. Comm.	
<b>H-208 (Replaced by H-233)</b>	<b>RENEWABLE ENERGY DEVICE</b> – Exempts renewable energy device on residential property, including low impact hydro, from property taxes with 10 year sunset.	Rev. & Tax. Comm.		
<b>H-209 (Replaced by H-233)</b>	<b>RENEWABLE ENERGY DEVICE</b> – Exempts renewable energy device on non-residential property, including low impact hydro, from property taxes with 10 year sunset.	Rev. & Tax. Comm.		
<b>H-210 Support w/ amendment (Replaced by H-264)</b>	<b>CAMP/ESPA</b> - Approves the Comprehensive Aquifer Management Plan for the Eastern Snake Plain Aquifer; provides that the Idaho Water Resource Board prepare and submit a funding mechanism to the Legislature for approval; and provides that implementation is subject to legislative approval of funding mechanism.	Res. & Con. Comm.		
<b>H-213 Support</b>	<b>INVASIVE SPECIES</b> – Establishes a boat sticker fee to fund invasive species programs, including prevention of quagga and zebra mussels.	Passed 3/16 63-5-2	Passed 3/31 34-1-0	Law
<b>H-233a No Position</b>	<b>RENEWABLE ENERGY DEVICE</b> – Exempts renewable energy device, including low impact hydro, from property taxes if installed by Dec. 31, 2018.	Passed 3/23 68-0-2	Local Gov. Comm.	
<b>H-264 Support</b>	<b>CAMP/ESPA</b> - Approves the Comprehensive Aquifer Management Plan for the Eastern Snake Plain Aquifer; provides that the Idaho Water Resource Board prepare and submit a funding mechanism to the Legislature for approval with the assistance of the Implementation Committee, and consistent with the funding participation targets contained in the Plan; recognizes the importance of incidental recharge; and provides that implementation is subject to legislative approval of funding mechanism.	Passed 3/27 66-0-4	Passed 4/13 35-0-0	Law
<b>H-272 Replaced by H-341</b>	<b>IDWR APPROPRIATIONS</b> – Appropriates \$22,092,400 to IDWR for FY2010; limits full-time equivalent positions to 165; directs 5% salary reduction	Passed 4/3 46-18-6	Passed 4/16 34-0-1	VETOED
<b>H-341 Support</b>	<b>IDWR APPROPRIATIONS</b> – Appropriates \$22,092,400 to IDWR for FY2010; limits full-time equivalent positions to 165; directs 5% salary reduction	Passed 4/29 58-6-6	Passed 5/5 34-0-1	LAW

<b>H-372a Support</b>	<b>ELECTIONS</b> - Limits dates for elections and requires counties to conduct all elections, except for irrigation districts, water districts, and ground water districts; provides funding to Secretary of State for elections.	Passed 5/5 48-16-6	Passed 5/5 27-8-0	LAW
<b>HCR-13 Support</b>	<b>INTERIM COMMITTEE</b> - Authorizes continuation of Legislative Interim Committee on Natural Resources, particularly for water resource issues.	Passed 2/17 68-0-2	Adopted 3/3 Voice Vote	Adopted
<b>HCR-18 No Position</b>	<b>INTERIM COMMITTEE</b> - Requests that Interim Committee on Natural Resources study impacts of converting ranches, farms and forests to other uses.	Passed 3/2 66-3-1	Adopted 3/10 Voice Vote	Adopted
<b>HJM-6 Support</b>	<b>CLEAN WATER ACT</b> – Opposes federal legislation that would expand jurisdiction under the Clean Water Act.	Adopted 3/23 Voice Vote	Adopted 4/1 Voice Vote	Adopted
<b>S-1002 No Position</b>	<b>MUNICIPAL SERVICE AREA</b> - Changes definition of water “service area” to include areas outside of the State which are adjacent to a municipality	Res. & Con. Comm.	Passed 2/11 35-0-0	
<b>S-1029 Oppose</b>	<b>TAX EXEMPTIONS</b> - Eliminates all income tax credits and deductions and sales tax exemptions.		Local Gov. Comm.	
<b>S-1055 Oppose</b>	<b>COVERED LOADS</b> - Requires all vehicle loads of sand, gravel and other materials to be covered and prohibits any materials from escaping.		14 <sup>th</sup> Order	
<b>S-1096 Support</b>	<b>IRRIGATION DISTRICT PURCHASING</b> - Confirms exemption from competitive bidding for irrigation district purchase of used personal property.	Passed 4/8 67-0-3	Passed 3/2 25-7-3	Law
<b>S-1142 No Position</b>	<b>OPEN MEETING LAW</b> – Changes open meeting law with regard to notice, amendment of meeting agendas, executive sessions, and penalty provisions.	Passed 4/1 59-10-1	Passed 3/19 34-0-1	Law
<b>S-1149 No Position</b>	<b>FISH AND GAME</b> – Allows Idaho Fish and Game Dept. to adopt rules to recover costs for the performance of technical services relating to land and water use.	Held at desk	Passed 4/9 35-0-0	
<b>S-1162 No Position</b>	<b>DOMESTIC WATER SYSTEMS</b> – Amends existing law relating to domestic water systems to revise provisions relating to the storage; treatment and transmission of domestic water.	Held at desk	Passed 4/9 28-7-0	
<b>S-1167 Support</b>	<b>MANAGED RECHARGE PROJECTS</b> – Provides that project proposals for diversion of certain natural flow water for managed recharge must be submitted to the Idaho Water Resource Board.	Passed 4/16 67-0-3	Passed 4/9 35-0-0	Law
<b>S-1168 Amend (Replaced by S-1185)</b>	<b>GROUND WATER RECHARGE</b> – Authorizes the Director of IDWR to issue permits and licenses for groundwater recharge; provides for regulation of recharge; and provides that the Director may require alterations in methods of recharge.		Res. & Env. Comm.	
<b>S-1169 Support</b>	<b>PUBLIC UTILITY COMMISSION</b> – Provides that PUC shall have no jurisdiction to consider certain issues and shall accept the Framework Reaffirming the Swan Falls Settlement.	Passed 4/16 66-0-4	Passed 4/9 35-0-0	Law
<b>S-1185 Support</b>	<b>GROUND WATER RECHARGE</b> – Authorizes the Director of IDWR to issue permits and licenses for groundwater recharge; provides for regulation of recharge; and provides that the Director may require alterations in methods of recharge or order cessation of operations under certain circumstances.	Passed 4/16 67-0-3	Passed 4/9 35-0-0	Law
<b>SCR-109 Support</b>	<b>INVASIVE SPECIES</b> – Declares emergency relating to possible impacts to irrigated agriculture and hydropower from quagga and zebra mussels.	Adopted 4/9 60-3-7	Adopted 3/20 31-0-4	Adopted