

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

## **2014 LEGISLATIVE REPORT**

**JIM HUDSON, CHAIRMAN**  
**LEGISLATIVE COMMITTEE**

**62<sup>nd</sup> Idaho Legislature – 2<sup>nd</sup> Regular Session**  
**FINAL - March 28, 2014**  
**Norman M. Semanko, Editor (208) 344-6690**

<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-392 Support</b>	<b>ANTIDEGREDATION</b> – Amends Idaho water quality standards provision regarding insignificant degradations.	Passed 2/6 70-0-0	Passed 2/28 35-0-0	Law
<b>H-406 Support</b>	<b>NPDES PRIMACY</b> – Starts the process for Idaho to take over as the administrator and enforcement authority for NPDES permits.	Passed 1/31 62-0-8	Passed 2/28 35-0-0	Law
<b>H-410 Support</b>	<b>INJECTIONS WELLS</b> – Amends existing law to revise the definition of “injection wells”.	Passed 2/19 62-5-3	Passed 3/11 35-0-0	Law
<b>H-411 Support</b>	<b>MORATORIUM APPLICATIONS</b> – Gives the Director of IDWR the authority to return pending water right applications in areas within moratoriums.	Res. & Con. Comm.		
<b>H-412 Support</b>	<b>DIRECTOR QUALIFICATIONS</b> – Amends existing law relating to the qualifications for the IDWR director.	Passed 2/19 67-0-3	Passed 3/7 34-0-1	Law
<b>H-424 Support</b>	<b>IRRIGATION DISTRICT ELECTIONS</b> – Revises provisions relating to irrigation district elections when not required.	Passed 2/18 69-0-1	Passed 3/4 35-0-0	Law
<b>H-425 Support</b>	<b>WATER DISTRICTS</b> – Increases the minimum water user fee that water districts may assess individual water users for Watermaster services.	Passed 2/18 60-9-1	Passed 3/5 33-2-0	Law
<b>H-526 Support</b>	<b>OUT-OF-STATE WATER USE</b> – Amends existing law to revise provisions relating to the use of public waters outside the state.	Passed 3/7 64-1-5	Passed 3/17 35-0-0	Law
<b>H-547 Support</b>	<b>CIGARETTE TAX DISTRIBUTION FOR RECHARGE FUNDING</b> – Adds \$5 million toward the secondary aquifer planning, management and implementation fund for statewide aquifer stabilization.	Passed 2/28 63-4-3	Passed 3/11 33-1-1	Law
<b>H-560</b>	<b>LOCAL GOVERNMENT ENTITIES</b> – Establishes provisions relating to a central registry and reporting portal, to provide for the reporting of certain information and to provide for penalties.	Passed 3/4 68-0-2	Passed 3/17 35-0-0	Law
<b>H-571 HOLD</b>	<b>EMINENT DOMAIN</b> – Amends existing law to provide that specified law shall not affect the exercise of the right of eminent domain for any concurrent public use of the property of an irrigation or drainage entity and to prohibit the exercise of eminent domain to acquire property that an irrigation or drainage entity owns, operates and maintains to deliver water or provide drainage pursuant to existing rights and obligations; provides for retroactive application.	Passed 3/12 55-7-8	Res. & Env. Comm.	
<b>HJM-7 Support</b>	<b>FOOD SAFETY MODERNIZATION ACT</b> – Expresses the Idaho Legislature’s opposition to the proposed FDA rules.	Adopted 2/27 Voice Vote	Adopted 3/6 Voice Vote	Adopted
<b>HJM-10 Support Replaced HJM-9</b>	<b>COLUMBIA RIVER TREATY</b> – Urges the U.S. Department of State to support <u>specified</u> positions in negotiations with Canada regarding modifications or future implementation of the Treaty.	Adopted 3/10 65-4-1	Adopted 3/18 Voice Vote	Adopted
<b>S-1279 Support</b>	<b>SALE OF PROPERTY</b> – Revises procedural provisions relating to the sale of personal or real property of an irrigation district.	Passed 3/11 65-0-5	Passed 2/27 35-0-0	Law

<b>S-1280 Support</b>	<b>VACANCY</b> – Requires irrigation district directors to meet qualifications during term of service and provides for declaration of vacancy.	Passed 3/4 68-0-2	Passed 2/19 34-0-1	Law
<b>S-1281 Support</b>	<b>OFFICER/DIRECTOR</b> – Amends existing law to revise terminology and to remove a provision that certain officers must be residents of the district.	Passed 3/4 68-0-2	Passed 2/19 34-0-1	Law
<b>S-1337 Support</b>	<b>AGRICULTURAL PROTECTION</b> – Protects agricultural production facilities from interference by wrongful conduct by providing penalties for such conduct and restitution.	Passed 2/26 56-14-0	Passed 2/14 23-10-2	Law
<b>S-1344 Support</b>	<b>FLOOD CONTROL DISTRICTS</b> – Clarifies and defines a flood control district’s authority to protect life and property from injury or damage by floods and to fix compensation and expense reimbursement.	Passed 3/5 68-0-2	Passed 2/19 31-1-3	Law
<b>S-1373 HOLD</b>	<b>WATER QUALITY TRADING</b> – Provides that specified provisions of law shall be developed and administered to support and maximize opportunities for water quality pollutant trading.	Held at desk	Passed 3/6 34-1-0	
<b>S-1411 Oppose</b>	<b>EMINENT DOMAIN</b> – Provides conditions required to demonstrate a more necessary public use for eminent domain purposes.		Res. & Env. Comm.	
<b>S-1412 No Position Replaced S-1345</b>	<b>WATER RIGHT EXEMPTIONS</b> - Requires that diversions and releases of water are coordinated to prevent injury to beneficial uses of water and that such releases do not diminish water rights; provides that flood control releases on the Boise River do not diminish storage water rights.		Held in Senate	