

DISTRICT SECRETARY'S FINAL MINUTES BOARD OF COMMISSIONERS MEETING

These Minutes have been approved by the Board of Commissioners and are the official record relating to the conduct or administration of the District's business, as reflected herein.

Wilder, Idaho

April 12, 2023

A regular meeting of the Commissioners of the Golden Gate Highway District No. 3 was held at 12:00 P.M. on Wednesday, April 12, 2023 in the District Office at 500 E. Golden Gate Avenue, Wilder, Idaho.

PRESENT: Commissioners Ed Leavitt, Fred Sarceda, and Andy Bishop, Director of Highways Bob Watkins, Road Foreman Casey Percifield, Secretary Anita Herman, Attorney William F. Gigray (via Zoom), and Engineer Tim Blair.

ABSENT: None.

CALL TO

ORDER: The meeting was called to order at 12:00 p.m. by Chairman Ed Leavitt.

AGENDA

REVIEW: Secretary/Clerk Anita Herman reported that she posted the agenda for the regular meeting Monday, April 10, 2023 at 9:00 a.m. at the locations listed on the agenda. **Motion: Made by Commissioner Andy Bishop: To Approve the Posting of the Agenda, Seconded by Commissioner Fred Sarceda.** The vote was unanimous. Motion carried.

VISITORS: None

PUBLIC

INPUT: None

MINUTES

READ AND

APPROVED: Minutes of the meetings were read. **Motion: Made by Commissioner Fred Sarceda: To Accept and Approve the Minutes of Special Meeting March 8, 2023 and Regular Meeting March 8, 2023, Seconded by Commissioner Andy Bishop.** The vote was unanimous. Motion carried.

SECRETARY'S

RECORD DE-

STRUCTION

REQUEST: **Motion: Made by Commissioner Andy Bishop: Authorizing Secretary's Records Destruction Request of Meeting Audio Tape for Special Meeting March 8, 2023 and Regular Meeting February 8, 2023, Seconded by Commissioner Fred Sarceda.** The vote was unanimous. Motion carried.

FINANCIAL

REPORT: Secretary/Clerk Anita Herman gave the financial report as follows. The expenses for March 8, 2023 through April 12, 2023 were \$195,588.83, payroll for March 8, 2023 through April 12, 2023 was \$53,716.95 for a total of \$249,305.78. **Motion made by Commissioner Andy Bishop: To Receive and Approve the Treasurer’s Report and Authorize the Disbursement of Funds from the District’s Treasury in the Sum of \$249,305.78 for the Payment of the Bills Presented by the Treasurer, Seconded by Commissioner Fred Sarceda.** The vote was unanimous. Motion carried.

PUBLIC

HEARINGS: None

OLD

BUSINESS: None

NEW

BUSINESS: APPROVAL OF S-O-W FOR UPPER PLEASANT RIDGE ROAD BRIDGES FROM J-U-B ENGINEERS

Engineer Tim Blair with J-U-B Engineers, explained to the Board that Engineer Chris Pettigrew had prepared a Scope Of Work for the Upper Pleasant Ridge Road Bridges over Deer Flat Canal, East and West sides of Van Slyke Road. The S-O-W includes costs and timeline for surveying, exploration, design fees, and permit fees needed to get these two bridges ready to go out to bid (roughly 12 months from starting the scope of work). **Motion: Made by Commissioner Fred Sarceda: To Approve the S-O-W For Upper Pleasant Ridge Road Bridges From J-U-B Engineers, Seconded by Commissioner Andy Bishop.** The vote was unanimous. Motion carried.

PUBLIC RIGHT-OF-WAY DEED OF EASEMENT AND ACCEPTANCE/CORBY LEE GARRETT AND NICOLE MELISSA GARRETT

Secretary Anita Herman asked the Board to skip this item per Attorney William F. Gigray’s advice due to it being covered in the next action item. No action taken; no motion needed.

RESOLUTION 2023-02 – APPROVE THE PUBLIC RIGHT-OF-WAY DEED OF EASEMENT AND ACCEPTANCE AND AUTHORIZE THE TREASURER AND DIRECTOR TO CLOSE THE TRANSACTION PURSUANT TO THE OFFER TO PURCHASE REAL PROPERTY EASEMENT FOR PUBLIC ROAD RIGHT-OF-WAY AND CONSTRUCTION PURPOSES INCLUDING ALL PUBLIC UTILITY USES ATTENDANT TO PUBLIC ROAD RIGHT-OF-WAY WHICH THE GRANTORS ACCEPTED

Director Watkins and Secretary Herman explained to the Board that Attorney Gigray recommended to the Board that when approving Resolution 2023-02 it’s with the understanding that the closing of the purchase of real property is to be done at a title company and only can be done after receiving a partial release of lien from the landowners, Corby and Nicole Garrett. **Motion: Made by Commissioner Andy Bishop: To Approve Resolution 2023-02 – Approve the Public Right-Of-Way Deed**

of Easement and Acceptance and Authorize the Treasurer and Director to Close the Transaction Pursuant to the Offer to Purchase Real Property Easement for Public Road Right-Of-Way and Construction Purposes Including All Public Utility Uses Attendant to Public Road Right-Of-Way Which the Grantors Accepted, and After Receiving A Partial Lien Release From the Grantors Financial Institution, Seconded by Commissioner Fred Sarceda. The vote was unanimous. Motion carried.

DISCUSS AND AUTHORIZE DIRECTOR TO PURCHASE FY2023 PIGGYBACK TRAFFIC PAINT

Director Watkins reported to the Board that Canyon Highway District #4 agreed to let us piggyback off their paint purchase prices and he recommended to the Board the purchasing of the FY2023 traffic paint and glass beads from Ennis-Flint for paint and Potters Industries. The total purchase cost is \$33,157.20. **Motion: Made by Commissioner Fred Sarceda: To Authorize the Director to Purchase FY2023 Piggyback Traffic Paint, Seconded by Commissioner Andy Bishop.** The vote was unanimous. Motion carried.

AUTHORIZE CHAIRMAN TO SIGN JOHN DEERE FINANCIAL LOAN AGREEMENTS

Director Watkins reported to the Board that the two newly leased John Deere loaders will be showing up within the week and the lease agreements were needing to be signed by the Chairman. **Motion: Made by Commissioner Fred Sarceda: To Authorize Chairman to Sign John Deere Financial Loan Agreements, Seconded by Commissioner Andy Bishop.** The vote was unanimous. Motion carried.

APPROVAL TO SCHEDULE SPECIAL MEETING ON APRIL 24, 2023 AT 1:00 P.M. – AWARD ARENA VALLEY ROAD PAVING CONTRACT

Director Watkins asked the Board to approve a special meeting on April 24, 2023 at 1:00 p.m. to award the Arena Valley Road Paving Project. **Motion: Made by Commissioner Andy Bishop: To Schedule A Special Meeting For April 24, 2023 At 1:00 P.M. to Award the Arena Valley Road Paving Project, Seconded by Commissioner Fred Sarceda.** The vote was unanimous. Motion carried.

DISCUSS PIPE ON UPPER PLEASANT RIDGE ROAD

Director Watkins explained to the Board on Upper Pleasant Ridge Road, where the new beet dump is going in, there is a waste ditch that is in front of a patron's driveway and it's going to end up getting filled in, so he recommended to the Board that the District pipes the waste ditch to prevent future drainage issues. **Motion: Made by Commissioner Fred Sarceda: To Purchase the 220 Feet of 12 Inch Pipe Needed on Upper Pleasant Ridge Road, Seconded by Commissioner Andy Bishop.** The vote was unanimous. Motion carried.

SET FY2023 BUDGET AMENDMENT HEARING DATE

Secretary Anita Herman asked the Board to set a budget amendment hearing date for late August 2023. **Motion: Made by Commissioner Andy Bishop: To Schedule FY2023 Budget Amendment Hearing for Thursday, August 24, 2023 at 12:00 P.M., Seconded by Commissioner Fred Sarceda.** The vote was unanimous. Motion carried.

SET FY2024 BUDGET HEARING DATE

Secretary Anita Herman asked the Board to set the budget hearing date for late August 2023. **Motion: Made by Commissioner Andy Bishop: To Schedule FY2024 Budget Hearing for Thursday, August 24, 2023 at 12:15 P.M., Seconded by Commissioner Fred Sarceda.** The vote was unanimous. Motion carried.

ROAD

REPORT: Road Foreman Casey Percifield read through and discussed his attached report.

DIRECTOR'S

REPORT: Director Bob Watkins read through and discussed his attached report.

ENGINEER'S

REPORT: Engineer Tim Blair read through Engineer Chris Pettigrew's attached report.

ATTORNEY'S

REPORT: Attorney William F. Gigray discussed the attached legislative report and pointed out specifically to the Board the following bills: HB132, HB47A, HB51, SB1083, HB237, HB292, HB376, and HB380.

GENERAL

MATTERS: Director Bob Watkins reported to the Board that Boise Project had a ditch break on Stephen Lane that required crew overtime and District materials to help fix.

Director Watkins informed the Board that another employee put their 2-week notice in.

MOJO

REPORT: Next meeting at Notus/Parma at 2:00 p.m. on Thursday, April 20, 2023.

IAHD

REPORT: Spring Regional Meeting is May 24, 2023 at 10:00 a.m. in Nampa, ID.

ACCHD

REPORT: Next meeting at Notus/Parma at 1:30 p.m. on Thursday, April 20, 2023.

EXECUTIVE

SESSION: None

SPECIAL

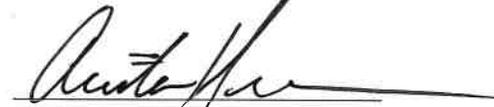
BUSINESS: None

ADJOURN-

MENT: There being no further business to come before the Commissioners, the meeting was adjourned at 1:30 p.m. **Motion: Made by Commissioner Fred Sarceda: To Adjourn the Meeting, Seconded by Commissioner Andy Bishop.**

Next regular meeting is scheduled for May 10, 2023 at 12:00 p.m.


CHAIRMAN


SECRETARY

Golden Gate Highway District No. 3

Commissioners: Ed Leavitt, Andy Bishop, Fred Sarceda

April 6, 2023

To: GGHD Commissioners

From: Bob Watkins Director of Highways

Subject: Directors Report

- We have been having weekly construction meeting with Amalgamated Rep Matt Wheeler, Nampa Paving Rep Tyson Bird, and TO Engineer Dustin Ostler.
- I had a meeting with JUB to discuss the Allendale Rd. Bridge replacement and row. 4/5/23
- I have had two separate meetings with concerned land owners on Upper Pleasant Rd. about Amalgamated beet transfer station, attendees were Chris Gross, Jay Hummell, Karianne Kagel, Matt Wheeler, and Tyson Bird Nampa Paving. Second meeting was with the Truesdell family to discuss access and their concerns.
- Reviewed scope of work (SOW) for Upper Pleasant Bridge Replacement.
- I met with bridge inspectors on 3/22/23 to discuss the condition of bridged being inspected.
- Director Meeting to discuss upcoming ACCHD meeting at Notus-Parma Highway on April 20th.
- I have been working with TO Engineer Pat Colwell and LHTAC to finalize bid documents for Peckham Rd.
- Advertising Arena Valley Rd. for paving bids to be opened on the 24th of April.

End Report.

Golden Gate Highway District No. 3

Commissioners: Andy Bishop, Ed Leavitt, Fred Sarceda

April 12, 2023

To: GGHD Commissioners

From: Casey Percifield

Subject: Road Report for April 2023

This past month the crew has accomplished:

- Had pipes foamed at Upper Pleasant Ridge Rd & Plum Rd, and Upper Pleasant Ridge Rd & Batt Corner Rd.
- Finished head wall on pipe at Upper & Batt Corner, and back filled both pipes
- Cleaned out silt under bridge off of Friends Road per Boise Project request
- Finished brooming sand off of roadways
- Finished spraying sterilant of gravel piles and Mojo
- Graded gravel roads
- Started rebuild on Arena Valley Rd

Next month's projects

- Finish rebuild of Arena Valley Rd
- Shoulder work on Pear Ln, add borrow ditch and place pipes for orchard entrances
- Start patching potholes
- Pug our cold mix asphalt



Street Address
500 Golden Gate Ave
Wilder, ID 83676

Phone (208) 482-6267
Fax (208) 482-6100
Email office@gghd3.org



J-U-B ENGINEERS, INC.

J-U-B COMPANIES



THE LANGDON GROUP



GATEWAY MAPPING INC.

April 10, 2023

To: GGHD Commissioners
From: Christopher S. Pettigrew, P.E.
J-U-B Engineers, Inc.

Subject: Engineer's Report

The following items have been worked on in the past month:

- ✓ Arena Valley Rd – currently advertising
- ✓ Robinson Administrative Land Division Application – received from County 04/10/23
- ✓ Andrews Administrative Land Division Application – review letter sent to County 04/06/23
- ✓ AK Feeders Site Plan and Traffic Narrative – review letter sent to applicant 03/20/23
- ✓ Pruetz Conditional Rezone Application – review letter sent to County 03/13/23
- ✓ Transportation Master Plan Update – TAC meeting scheduled for 04/17/23
- ✓ Allendale Rd over Low Line Canal (LILBP) – J-U-B provided project update in monthly call with LHTAC 04/05/23, Hydraulics Report submitted to LHTAC 03/10/23, Final Design due 05/05/23
- ✓ Upper Pleasant Ridge Rd Bridges over Deer Flat Canal – SOW and fee submitted for approval

The following are tracking items:

- ✓ Upper Pleasant Ridge Rd Intersection Sight Distance Evaluations (Travis Rd) – performed site visit 03/02/22, draft technical memorandum provided 03/07/22, monitoring speed reduction impacts, possibly add converging chevrons or optical speed bars

WHITE PETERSON

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*Attorney/Client Privileged Information
to the Commissioners for their information only.
This memorandum should not be shared or
disseminated with other individuals.*

Memorandum

To: Administrators and Governing Board members of White, Peterson, Gigray & Nicolas P.A. Municipal Clients and Highway Districts also represented by Jay Kiiha of counsel.

From: Wm. (Bill) F. Gigray, III

Date: April 10, 2023 *

Re: Final Legislative Report Bills Signed into Law 2023 Legislative Session *

INTRODUCTION: The following is a list of all House and Senate Bills that were signed by the Governor which have, either are by an emergency declaration become law, or will otherwise take effect July 1, 2023.

This report includes a number of columns. The Bill no. and type of municipal client color identification (as represented by the Key below stated) is in the far-left column. The next column going right is the summary of the contents of the Bill. The next to last column on the right is the Docket with information on how these Bills progressed in the legislature and the date they were signed by the Governor. The far-right column identifies Bills which will require a Policy Code amendment.

Left Column Key:
Yellow = Districts and Cities
Red = Fire Districts
Purple = Highway Districts
Green = Special Purpose Districts

Gray = Cities
 Light Blue = Housing Authority

Bill	Summary	Docket	Policy Code Amendment
<p>SB 1030</p> <p>Immigration Enforcement by Governmental Entities</p> <p>*Passed and signed</p>	<p>Adds a new chapter to Title 19 to provide for the enforcement of federal immigration law, and provides procedures for the Idaho Attorney General to seek equitable relief from a government entity found in violation of Title 19 (which includes the denial of sales tax distribution funds).</p> <p>Some examples of provisions include:</p> <ul style="list-style-type: none"> • A governmental entity shall not adopt, enforce, or endorse a policy under which the entity prohibits or discourages the enforcement of immigration laws. • A governmental entity shall not discourage an employee from complying with immigration enforcement • Anyone can file a complaint with the AG's office alleging a governmental entity violated this law. The entity must comply with the investigation. • If the entity breaks this new law they will be denied their designated portion of sales tax appropriations for a period of time. 	<p>1/27 intro by Dan Foreman 1/30 sent to State Affairs 2/22 passed Senate 28-7 2/23 referred to State Affairs 3/22 reported out of Committee with Do Pass Rec. 3/31 Passed House, delivered to Governor 4/4 signed by Governor</p>	
<p>HB 22</p> <p>Now HB 22a</p> <p>Municipal and County enforcement of felonies</p> <p>*Passed and signed</p>	<p>This bill withholds sales and use tax revenue distributions to city or county governments that take actions to refuse to enforce any felony listed in Idaho criminal code (some local governments take it upon themselves to defy state law by refusing to enforce Idaho criminal codes, such as criminal abortion statutes). The local government entities have 180 days from the state tax commission holdback to rescind their action preventing enforcement. Should they not, said funds will be returned to the General Fund.</p>	<p>1/24 intro by Bruce Skaug 1/30 Passed House 1/31 sent to Local Government 2/17 reported out of committee for amendment 3/2 amendments reported printed 3/9 passed Senate, sent back to House with amendments 3/16 amended bill passed Senate 56-13-1</p>	

Bill	Summary	Docket	Policy Code Amendment
<p>HB 93</p> <p>Local Highway Projects</p> <p>*Passed and signed</p> <p>Also Applicable to City of Wilder</p>	<p>Adds the following provision to IC 40-720</p> <p>(8) Moneys in excess of eighty million dollars (\$80,000,000) apportioned to local units of government for local highway projects pursuant to section 63-3638(16)(b), Idaho Code, shall be used by local units of government only for the purposes of road and bridge maintenance, the expansion of travel lanes, and congestion mitigation for the primary benefit of motor vehicles to improve traffic flow and traffic travel times.</p> <p>This would limit the use of these funds from general operations.</p>	<p>3/20 sent to Governor 3/28 signed by Governor</p> <p>2/2 introduced by Rep Dixon 2/6 referred to Transportation and Defense 2/13 Passed House 57-11-2 2/14 sent to Transportation 2/22 reported out of committee with do pass recommendation 3/8 Passed Senate 3/9 received by JRA for enrolling 3/14 sent to Governor 3/16 signed by Gov.</p>	
<p>HB 18</p> <p>Worker's Compensation Psychological Injuries</p> <p>*Passed and signed</p>	<p>Amends existing law, 72-451, to remove a sunset clause from a provision that makes psychological injuries suffered by first responders compensable. The law will become permanent.</p>	<p>1/20 introduced by co-sponsors Ilana Rubel, James Holtzclaw, Chuck Winder, and James Ruchi 1/31 passed House 2/1 read by Senate, referred to Commerce & HR 2/8 out of Committee with Do Pass Recommendation 2/15 Passed senate 2/22 delivered to Governor for signature 2/24 Signed by Governor</p>	
<p>HB 106</p> <p>Counties, Cities, Utility Connections</p> <p>*Passed and Signed</p>	<p>This legislation forbids counties and municipalities from enacting prohibitions, or restrictions, on energy utility connections. The bill states that no county...municipality, city, incorporated or unincorporated area, special use district, or any other local government entity of any kind may enact or implement any resolution, policy, or ordinance that:</p>	<p>2/9 introduced by Sage G. Dixon 2/15 reported out of Committee with Do Pass Recommendation 2/17 passed House 58-12 2/20 received by Senate</p>	

Bill	Summary	Docket	Policy Code Amendment
<p>HB 89</p> <p>Vacancies, City Council</p> <p>*Passed and Signed</p>	<p>(1) prohibits the authorized connection or reconnection of an electric, natural gas, propane, or other energy utility service provided by a public utility, municipality, or cooperative utility, or</p> <p>(2) restricts, or has the effect of restricting, the source of the electricity, natural gas, propane, or other energy utility service provided by a public utility, municipality, or cooperative utility, or</p> <p>(3) requires residents or businesses within the municipality to use a particular type or generation source of electricity, natural gas, propane, or other fuel.</p> <p>Adds processes for filing vacancies on City Council</p> <p>WFG:</p> <p>Adds the following:</p> <p>“50-704. VACANCIES -- APPOINTMENT.</p> <p>(1) A vacancy on the council shall be filled by appointment nomination made by the mayor with the consent of the council, which. If the position of mayor is vacant, the nomination shall be made by the council president. Lacking both a mayor and a council president, the nomination shall be made by the most senior member of the council. For any nomination made pursuant to this subsection, the nominee must be confirmed by the council.</p> <p>(2) If the number of members of the council is insufficient to establish a quorum, the ranking elected official, in order of the mayor, council president, and senior member of the council, shall nominate a name or names to the governor for appointment sufficient to establish a quorum.</p> <p>(3) For any appointment made pursuant to this section, the appointee shall serve only until the next general city election, at which such vacancy shall be filled for the balance of the original term.”</p>	<p>3/9 reported out of Committee with Do Pass Recommendation</p> <p>3/14 passed Senate 28-7</p> <p>3/20 signed by Governor</p>	
<p>HB 90</p> <p>Legal Notices, Publication</p> <p>*Passed and Signed</p>	<p>Amends 60-106A:</p> <p>(1) To allow electronic publication of legal notices by “a public legal notice website established by the combined efforts of Idaho newspapers that collectively distribute newspapers to the majority of newspaper subscribers in Idaho,”</p> <p>(2) To allow the date of electronic publication to satisfy commencement of publication requirements so long as the</p>	<p>2/3 into by multiple Reps</p> <p>2/6 sent to Local Government</p> <p>2/13 passed House 66-0-4</p> <p>3/9 passed Senate 32-3</p> <p>3/16 delivered to Governor</p> <p>3/20 signed by Governor</p>	
		<p>2/3 introduced by Marco Adam Erickson, Richard W Cheatum, Geoff Schroeder, and Treg Bernt</p> <p>2/6 referred to State Affairs</p> <p>2/10 referred to Local Government</p> <p>2/23 Passed House</p>	

Bill	Summary	Docket	Policy Code Amendment
	<p>notice appears in the next available edition of the printed newspaper or as otherwise required by law, To exempt the State of Idaho and its political subdivisions from liability when they properly submit legal notice for publication, and the notice fails to meet publication deadlines due to an error by the newspaper. In these cases, the electronic publication may be used in conjunction with any publication method the governmental entity determines in good faith is feasible to meet the notice requirements.</p>	<p>2/24 received by House, referred to State Affairs 3/1 reported out of Committee with Do Pass Recommendation 3/13 Passed Senate 3/20 signed by Governor</p>	
<p>HB 125 Elections: Write-In Candidate Deadline *Passed and Signed</p>	<p>Bill designed to give county clerks more time between withdrawal of candidates and the time to send out absentee ballots by changing deadline for candidate to file declaration of intent from 8th Friday before the day of election to 9th Friday before the day of election.</p>	<p>2/13 introduced by Brandon Mitchell 2/14 referred to State Affairs 3/20 passed House 63-3-1 3/21 referred to State Affairs 3/23 reported out of Committee with Do Pass Rec. 3/28 Passed Senate (32-2-1) 4/3 Signed by Governor</p>	
<p>HB 133 Road Improvement Grant Program *Passed and Signed Also Applicable to Cities</p>	<p>Bill would remove 40-719(2)(a) and add 40-719(3) which would require Idaho Transportation Department to establish and maintain strategic initiatives grant program (separate from strategic initiatives program) for the purpose of “assisting local units of government to mitigate the impact of state highway projects on local roads or for economically significant local transportation projects that require the assistances of the Idaho Transportation Department to facilitate.” 40-719(3)(a). Would also establish in the state treasury the strategic initiatives grant program fund, “to which shall be deposited any appropriated moneys for funding of the strategic initiatives grant program.” 40-719(3)(b). Finally, 50% “of such funds shall be awarded to rural areas or to small urban areas with a population that is less than fifty thousand (50,000). For fiscal year 2024 only, the first thirty-six million dollars . . . appropriated to the strategic initiatives grant program shall be used by the Idaho transportation department on local roads to mitigate the impact of adding new connections of state highways to interstate highways.” 40-719(3)(c).</p>	<p>2/13 introduced by Joe A. Palmer 2/14 referred to Transportation & Defense 2/17 Reported out of Committee with Do Pass Rec., filed for reading 2/21 Passed (58-9-3), to Senate 2/22 referred to Transportation 3/3 reported out of Committee with Do Pass Rec.; filed for reading 3/13 Passed Senate 25-9-1 3/16 delivered to Governor 3/20 Signed by Governor</p>	

Bill	Summary	Docket	Policy Code Amendment
<p>SB 1016 Now SB 1016a Procurement Discrimination * Passed and Signed Also Applicable to Highway Districts and Cities</p>	<p>Amends 67-2802A and prohibits all public entities and political subdivisions in Idaho from requiring public works contractors to provide restroom and changing room facilities that they own or control on any basis other than biological sex (contracts limitation).</p>	<p>1/20 introduced by Scott Herndon 1/23 referred to State Affairs 2/02 Committee recommended Do Pass; filed for 2nd reading 2/03 read 2nd time, filed for 3rd reading 2/8 Read 3rd time in full, passed (28-7-0) 2/9 received by House from Senate, filed for 1st reading, read 1st time, referred to State Affairs 2/21 reported out of Committee, recommended place on General Orders 2/28 referred to Committee of the Whole, reported out without recommendation as amended, filed for reading 3/13 Passed Senate 56-10-4 3/17 Passed House 27-7-1 3/28 Signed by Governor</p>	
<p>HB 47a Public Records *Passed and Signed</p>	<p>Designed "to align Idaho Code with Idaho Court decisions regarding the protection of personal privacy weighed against the public right to access" by adding a new subsection to I.C. § 74-101(16) as follows: “(16)(a) ‘Unwarranted invasion of personal privacy’ means: (i) Disclosure of information used to identify, locate, or harass a juvenile, a victim of an alleged crime of mass violence or domestic violence, or a victim of physical or sexual abuse; or (ii) Disclosure where release of information is likely to violate legitimate and substantial privacy interests of the person identified when such interests are weighed against general public curiosity. (b) Release of the name, age, sex, and hometown of any deceased person after notification of next-of-kin shall not constitute an</p>	<p>1/27 introduced by Rep. Marco Erickson, Barbara Ehardt, Cheatum, & Sen. Geoff Schroeder, Treg Beirt 1/30 referred to State Affairs 2/14 reported out of Committee with Do Pass Rec., filed for 2nd reading 2/15 read 2nd time, filed for 3rd reading 2/16 read 3rd time; Passed (62-4-4) 2/17 Received by Senate, read 1st time</p>	<p>Policy Code Amendment to the Public Records Policy</p>

Bill	Summary	Docket	Policy Code Amendment
<p>HB 51</p> <p>Sales Tax Allocations for Transportation Funding</p> <p>Passed and Signed</p> <p>Also Applicable to Special Purpose Districts and Highway Districts</p>	<p>unwarranted invasion of personal privacy and shall be disclosed unless otherwise exempt under this chapter.”</p> <p>Under IC 63-3638, “special purpose taxing districts” (any taxing district that is not a city, county, or school district) may receive sales tax distributions from the Tax Commission.</p> <p>Legislators propose to add this requirement to any taxing district that receives funds under 63-3638, “Special purpose taxing districts shall use funds received under the provisions of this subsection <i>only for the purposes for which the special purpose taxing districts were formed</i>”</p> <p>WFG: Amends I.C. § 63-3638 (10)(c) relating to the 7.7% of the 11.5% sales tax appropriated to the revenue-sharing account. Added a new paragraph (viii) which adds the following restriction which is benign and the law anyway: “(viii) Special purpose taxing districts shall use funds received under the provisions of this subsection only for the purposes for which the special purpose taxing districts were formed.”</p>	<p>3/7 reported out of Committee, to 14th Order for amendment</p> <p>3/20 Placed in Committee of the Whole</p> <p>3/23 passed Senate 35-0</p> <p>3/28 passed House (66-2-2)</p> <p>3/30 Received by Governor</p> <p>4/3 Signed by governor</p> <p>1/30 into by Joe Palmer</p> <p>1/31 sent to rev and tax</p> <p>2/20 passed House 68-2-0</p> <p>2/21 sent to Local Gov</p> <p>3/8 reported out of Committee with Do Pass</p> <p>Recommendation</p> <p>3/14 passed Senate 28-7-0</p> <p>3/16 delivered to Governor</p> <p>3/20 signed by Governor</p>	
<p>HB 51</p> <p>Property Valuations Idaho State Tax Commission</p> <p>*Passed and Signed</p>	<p>Requires the Tax Commission to send taxpayers a more detailed statement regarding their property values.</p> <p>WFG: Amends I.C. § 63-308 and requires the State Tax Commission to prepare a standard valuation assessment notice form which will have the following information: “(a) The market value for assessment purposes of the taxpayer’s property for the previous two (2) years; (b) The property taxes on the taxpayer’s property by each taxing district and unit for the previous two (2) years;</p>	<p>1/30 intro by Rep. Blanksma</p> <p>1/31 sent to Revenue and Tax</p> <p>2/15 UC to hold place on third ready calendar one legislative day</p> <p>2/16 passed House 69-0-1</p> <p>2/17 sent to Local Government</p> <p>3/1 recommended by Local Government</p> <p>3/13 passed Senate 29-5-1</p> <p>3/16 delivered to Governor</p> <p>3/20 Signed by Governor</p>	

Bill	Summary	Docket	Policy Code Amendment
	<p>(c) The percentage of increase or decrease that occurred over the previous two (2) years of the property tax amount on the taxpayer's property for each taxing district and unit;</p> <p>(d) The date of each taxing district's or unit's budget hearing, if scheduled. If not scheduled as of the time of the notice, then the date by which the budget hearing must be held; and</p> <p>(e) A telephone number for each taxing district or unit by which a taxpayer may obtain further information."</p>		
<p>HB 99</p> <p>Sales Tax- Date of Distribution to Special Taxing District</p> <p>*Passed and Signed</p>	<p>This bill proposes to amend IC 63-3638- Sales Tax, Distribution. The statement of purpose says, "Currently property tax amounts are not finalized until the 4th Monday of October. Those figures are used to update the sales tax distribution amounts that are sent out at the end of October. With such a short turn around, there are errors that are difficult or impossible to correct after the fact. This bill moves the date to update the calculation to the following January. The distribution at the end of October would be done with the prior year information. This would save worktime and improve accuracy at the Tax Commission and with the counties that are affected." Proposed edits →</p> <p>(c) Seven and seven-tenths percent (7.7%) of the amount appropriated in this subsection shall be paid to the several counties for distribution 41 to special purpose taxing districts as follows:</p> <p>(iii) If the dollar amount of money available under this subsection (10) (c) in any quarter exceeds the amount distributed under paragraph (c) (i) of this subsection, each special purpose taxing district shall be entitled to a share of the excess based on the proportion each such district's current property tax budget bears to the sum of the current property tax budgets of all such districts in the state. The state tax commission shall calculate dis- tributed current property tax budgets to include Each year, starting with the distribution for the quarter ending December 31, the state tax commission shall calculate this distribution based on the district's current property tax budgets, including any uncovered forgone amounts as determined under section 63-802 (i) (e), Idaho Code. When a special purpose taxing district is situated in more than one (1) county, the state tax commission shall determine the portion attributable to the special purpose taxing district from each county in which it is situated.</p>	<p>2/8 intro by Rep Durrant 2/15 do pass recommend from Revenue and Taxation 2/17 passed House 70-0 2/23 Local Gov and Taxation recommend do pass 3/9 passed Senate 35-0-0 3/16 delivered to Governor 3/20 signed by Governor</p>	
<p>SB 1054</p> <p>PERSI</p>	<p>The purpose of this legislation is to ensure first responders under Idaho Code § 59-1356 can be considered for employment in Idaho after they retire. In 2022, the Public Employee Retirement System of Idaho</p>	<p>2/8 introduced by Todd Lahey 2/9 sent to Commerce & HR</p>	

Bill	Summary	Docket	Policy Code Amendment
<p>*Passed and Signed</p>	<p>(PERSI) brought forward reemployment legislation stating first responders may be rehired after their retirement with a clear separation in employment from their department. However, the legislation required first responders to retire prior to January 1, 2022, and did not require a PERSI contribution from the employer or employee. This amends Idaho Code § 59-1356, First Responder Reemployment Legislation to change the sunset clause to 2027, define the bonafide separation of employment as 30 days, removes the retired by date, and requires public safety officers to contribute into PERSI. The employee rate was set by PERSI at 9.8 percent and the employer rate is 13.26 percent. There is no fiscal impact to the State General Fund nor to any local units of government. PERSI will continue to receive contributions from the employee and employer, but the retirement will not increase.</p>	<p>2/15 committee recommends do pass 2/23 passed Senate 31-2-2 2/24 sent to House, sent Commerce & HR 2/28 committee recommends do pass 3/14 passed Senate 68-0-2 3/16 delivered to Governor 3/21 signed by Governor</p>	
<p>SB 1061</p> <p>P&Z, Interstate Natural Gas/Petroleum Pipelines</p> <p>*Passed and Signed</p>	<p>This bill clarifies roles and responsibilities when there is a proposed development near an interstate natural gas or petroleum transmission pipeline. This bill incorporates interstate transmission pipelines into existing planning and zoning processes to ensure that all parties work together from the outset of the process. It creates a shared responsibility between the pipeline company, the local government and developer to make sure the three parties have common information about future development, safety protocols and needs for clarification.</p>	<p>2/9 introduced by Geoff Shroeder and Rick Cheatum 2/10 referred to Local Government & Taxation 3/2 reported out of Committee with Do Pass Recommendation 3/7 passed Senate 3/8 received by House, referred to Local Government 3/16 passed House 68-0-2 3/20 delivered to Governor 3/27 signed by Governor</p>	
<p>Cemetery Districts Disinterment</p> <p>*Passed and Signed</p>	<p>Bill amends IC 39-269—Disinterment. Allows a deceased person’s Personal Representative, or other applicable agent, to attend the disinterment.</p> <p>(2) Disinterment and removal must be done under the personal supervision of a licensed mortician, and only upon verified application of the person or persons having the highest authority under the provisions of section 54-1142, Idaho Code. Only such persons as are actually necessary shall be present. <u>The person having the highest authority under the provisions of section 54-1142, Idaho Code, may</u></p>	<p>2/10 introduced by Sen. Winder 2/13 sent to Health & Welfare 2/28 Committee recommends do pass 3/7 passed Senate 3/8 received by House, sent to Health & Welfare 3/21 Committee recommends do pass</p>	<p>Policy Code Amendment to Include Disinterment Policy</p>

Bill	Summary	Docket	Policy Code Amendment
<p>SB 1083</p> <p>Purchasing by Political Subdivisions</p> <p>*Passed and Signed</p>	<p>choose to be present or may choose the designee to attend in the person's place. The coffin shall not be opened either at place of disinterment or place of destination, except by special permit be issued by the state registrar.</p> <p>This bill raises the dollar amount for personal property and public works construction, with respect to statutory procurement and bidding requirements. It amends IC 67-2803- Exclusions (Gov. Affairs, purchasing by political subdivisions), as follows:</p> <p>(2) Contracts or purchases wherein expenditures to procure public works construction are less than fifty thousand dollars (\$50,000) or where expenditures to procure services or personal property are less than seventy-five thousand dollars (\$75,000), provided such contracts or purchases shall be guided by the best interests of the political subdivision procuring the goods and services as determined by the governing board;</p> <p>It also amends IC 67-2806- Procuring Services or Personal Property, as follows:</p> <p>(1) When a political subdivision contemplates an expenditure to purchase or lease personal property or to procure services, other than personal property or services excluded pursuant to section 67-2803, Idaho Code, valued at or in excess of ffty seventy-five thousand dollars (\$50,000) (\$75,000) but not to exceed one hundred fifty thousand dollars (\$100,000) (\$150,000), the procurement procedures of this subsection shall apply.</p> <p>The bill then goes on to list the requirements for purchases between 75K and 150K, along with the requirement for 150K plus.</p>	<p>3/23 passed House 66-2-2 3/29 sent to Governor 3/31 Signed by Governor</p> <p>2/13 introduced by Sen. Anthon 2/14 sent to State Affairs 2/22 State Affairs recommends due pass 3/2 Passed (35-0-0); to House 3/3 referred to State Affairs 3/21 reported out of Committee with Do Pass Rec. 3/23 Passed House 68-0-2 3/29 signed by Governor</p>	<p>Policy Code Amendment to Procurement Policy</p>
<p>SB 1086</p> <p>Tort Claims Against Government Entities</p> <p>*Passed and Signed</p>	<p>This bill extends the statute of limitations for child abuse tort claims against governmental entities. It amends IC 6-906A to extend the statute of limitations to 5 years after a child turns 18, or 5 years from the date of discovery of the abuse, which occurs later.</p> <p>“Child Abuse” pursuant to this change is defined quite broadly. Any act involving lewd or lascivious conduct would likely qualify.</p>	<p>2/13 introduced by Sen. Ruchti 2/14 sent to Judiciary and Rules 3/7 reported out of Committee with Do Pass Recommendation 3/9 passed Senate</p>	

Bill	Summary	Docket	Policy Code Amendment
<p>SB 1098A</p> <p>Dept. Environmental Quality; Government Entities</p> <p>*Passed and signed</p>	<p>This legislation modifies Section §39-105 ((H&S, Environmental Quality, Powers and Duties of DEQ Director) to add a new subsection (5)(c), which allows the director of the DEQ to enter into voluntary funding agreements with public agencies, municipal corporations, and private parties. The current language of section §39-105, specifically sections §39-105(4) and §§39-105(5)(a) and (b), allows DEQ to enter into funding agreements, but only in specific instances and with the involvement of a federal agency, public agency, or municipal corporation.</p> <p>By allowing DEQ to enter into voluntary agreements with municipalities, DEQ will have greater flexibility to be reimbursed for expenses associated with specific projects or activities or engage contractors, without requiring the involvement of the governmental entity. These agreements would be completely voluntary and may help address an increasing workload associated with planning and scoping of large or complex projects.</p> <p>Amended bill fixed a typo.</p>	<p>3/13 referred to Judiciary, Rules & Admin. 3/22 Passed House (66-0-4) 3/24 sent to Governor 3/30 signed by Governor</p> <p>2/13 introduced 2/14 sent to Resources and Environment 2/23 Amended 3/2 reported out without recommendation, reported engrossed, filed for reading 3/8 passed Senate 3/13 referred to Environment, Energy & Technology 3/16 reported out of Committee with Do Pass Rec. 3/21 passed House 50-16-4 3/24 sent to Governor 3/28 signed by Governor</p>	
<p>HB 166a</p> <p>Accessory Dwelling Units (ADU)</p> <p>*Passed and Signed</p>	<p>Amends Title 55, Chapter 32 and 6 (Property: HOA, Transfers) and Title 67, Chapter 65 (Local Land Use Planning (LUPA)). The Bill (1) prevents HOAs from banning ADUs, (2) prevents deeds from restricting ADUs, (3) prevents counties and cities from banning ADUs.</p> <p>"Accessory dwelling unit" means a self-contained living unit that includes its own cooking, sleeping, and sanitation facilities, and that is located within a detached, owner-occupied homestead, as defined in Section 63-701, Idaho Code, or the homestead's attached or detached garage. Accessory dwelling unit does not include a motorhome, camper, recreational vehicle, tiny home on wheels, or other such similar dwellings on wheels. ADUs shall be classified as residential land use for zoning purposes.</p>	<p>2/20 introduced by Rep. Nash 2/21 referred to Business 3/2 Committee recommends do pass 3/3 Passed House 50-17-3 3/6 Senate referred to Commerce & HR 3/27 Amended 3/29 passed Senate 32-3 3/31 received by Governor 4/3 Signed by Governor</p>	

Bill	Summary	Docket	Policy Code Amendment
<p><u>HB 179</u></p> <p>Prohibition against Ranked Choice Voting</p> <p>*Passed and signed</p>	<p>Amendment: Removed a proposed provision that placed restrictions on Counties and Cities, <u>as a result the new engrossed bill only applies to HOAs.</u></p> <p>Adds a new section to Title 34, Section 9 (Elections, Ballots) that prohibits ranked choice voting. This prohibition applies to all local government entities.</p>	<p>2/21 introduced by Rep. Hawkins and Sen. Zuiderveld</p> <p>2/22 sent to State Affairs</p> <p>3/2 reported out of Committee with Do Pass</p> <p>Recommendation</p> <p>3/7 passed House</p> <p>3/8 received by Senate and referred to State Affairs</p> <p>3/15 reported out of Committee with Do Pass Rec.</p> <p>3/21 passed Senate</p> <p>3/28 signed by Governor</p>	
<p><u>HB 191</u></p> <p>Public Procurement Standards</p> <p>*Passed and Signed</p>	<p>The bill amends relevant procurement statutes to restrict the state from using environmental, social and governance criteria in evaluating contract bids. Contract awards, including for public works projects, must be based on competitive pricing, contract requirements and contractor qualifications. The state cannot consider unrelated, subjective ethical or sustainability criteria when determining whether a contractor is qualified or a bid is awarded</p>	<p>2/22 Introduced by Kelly Arthur Anthon, Jason Monks, Barbara Ehardt, Julie Ellsworth</p> <p>2/23 referred to State Affairs</p> <p>2/28 reported out of Committee with Do Pass</p> <p>Recommendation</p> <p>3/2 Passed House</p> <p>3/3 received by Senate 59-10</p> <p>3/13 State Affairs recommends do pass</p> <p>3/20 Passed Senate 28-7</p> <p>3/23 Signed by Governor</p>	<p>Policy Code Amendment to Procurement Policy</p>
<p><u>SB 1114</u></p> <p>Impact Fee Advisory Committee</p> <p>*Passed and signed</p>	<p>Amends 67-8205 to add:</p> <p>(3) Intergovernmental agreements between governmental entities and districts identified in section 67-8204A, Idaho Code, shall provide for the establishment of a development impact fee advisory committee, and the nomination and membership of such</p>	<p>2/23 Introduced by Geoff Schroeder and Sarah Bettwieser</p> <p>2/24 referred to Local Government & Taxation</p>	

Bill	Summary	Docket	Policy Code Amendment
<p>Also applies to Highway Districts and Cities</p>	<p>committee shall be in compliance with the provisions of this section. This bill changes the residency requirements for members of this committee to residing within the service area.</p>	<p>3/1 Reported out of Committee with Do Pass Recommendation 3/8 passed Senate 34-0 3/13 referred to Local Government 3/20 committee recommends do pass 3/22 Passed House (59-9-2) 3/28 signed by Governor</p>	
<p>SB 1130 Coronavirus Vaccine and Employment Law *Passed and Signed</p>	<p>Restricts public and private employers' right to hire or provide other benefits to an employee based on their coronavirus vaccination status, and establishes limitations on the ability of private and public entities to impose a requirement that individuals receive a coronavirus vaccination.</p>	<p>2/28 introduced by Ben Adams, Chuck Winder, Todd Lakey, Brent Crane 3/1 referred to Judiciary & Rules 3/8 reported out of Committee with Do Pass Recommendation 3/14 passed Senate 28-7; referred to Judiciary, Rules & Admin. 3/20 reported out of Committee with Do Pass Rec. 3/30 Passed House (43-27-0) 3/31 Delivered to Governor 4/6 signed by Governor</p>	
<p>SB 233 Local Highway and Bridge Funding *Passed and Signed Also Applies to City of Wilder</p>	<p>Amends 40-708(2) to state that, "except as otherwise provided, all highway-user revenues accruing to the state high23 way account and all ad valorem levies accruing pursuant to chapter 8, title 40, Idaho Code, shall be spent in support of the operations, administration, maintenance, construction, and development of bridges and highways that benefit primarily motor vehicles in the local highway jurisdiction." Note: nearly identical to HB 55</p>	<p>2/28 introduced by Megan Blanksman 3/1 referred to Transportation & Defense 3/9 reported out of Committee with Do Pass Recommendation 3/13 Passed House 57-9-4 3/14 referred to Transportation 3/21 reported out of Committee with Do Pass Rec. 3/28 passed Senate (26-9-0)</p>	

Bill	Summary	Docket	Policy Code Amendment
<p><u>HB 286a</u> Bond, Levy Communications *Passed and Signed</p>	<p>Amends 34-913 and 34-914 to include new section in both: “Any mass communication, whether in printed form, audio, visual, electronic, or any other medium, sent by a taxing district to twenty (20) or more voters and any media presented by a taxing district for public viewing, including posters, websites, or social media, regarding its proposed bond must include the information required by subsection (1)(b) through (f) of this section. The taxing district shall not include additional information regarding any other bond, levy, or financial matter in the communication.” Amendment does not appear significant.</p>	<p>3/30 sent to Governor 4/4 signed by Governor 3/8 introduced by Kevin Andrus 3/9 referred to State Affairs 3/14 Passed House 52-15-3 3/15 referred to State Affairs 3/22 reported out of Committee with Order for amendment 3/27 amended 3/29 passed Senate 32-3 3/31 received by Governor 4/4 signed by Governor</p>	
<p><u>HB 328</u> Urban Renewal, Data Centers *Passed and Signed</p>	<p>This bill provides that any data center as defined in Idaho code 63-3622VV(2)(f) making capital investments of least \$250,000,000 in 5 years and creating and maintaining at least 30 new jobs in 2 years shall be added to the property tax base assessment roll.</p>	<p>3/16 introduced by Jeff Ehlers and John Gannon 3/17 Passed House 59-9-2 3/20 referred to Local Gov. & Taxation 3/22 reported out of Committee with Do Pass Rec. 3/30 passed Senate 3/31 received by Governor 4/5 signed by Governor</p>	
<p><u>HB 292</u> Property Tax Relief *House and Senate voted to override veto</p>	<p>This is an omnibus property tax bill, of which provision provides that funds in excess of \$80 million are to be distributed to local government entities for local highway projects.</p>	<p>3/9 introduced by Reps Monk, Moyle, Grow, Ricks 3/14 passed House 63-7 3/20 passed Senate 32-2 3/23 vetoed by Governor 3/28 House voted to override veto, passed (58-12-0) 3/29 Senate voted to override, passed 3/31 Transmitted to Sec. of State</p>	

Bill	Summary	Docket	Policy Code Amendment
<p>HB 375 & HB 376</p> <p>Distribution of Funds to Highways Districts</p> <p>*HB 376 Passed and Signed</p>	<p>These bills clarify the sales tax distributions found in House Bill 292, to further ensure that \$80 million is distributed to the transportation expansion and congestion mitigation fund, and any moneys over \$80 million is distributed to local units of government for local highway projects. It also clarifies that these distributions take priority over certain other distributions.</p>	<p>HB 376</p> <p>3/28 introduced by Reps Monk and Moyle;</p> <p>3/28 passed House 59-11-0</p> <p>3/29 passed Senate 35-0</p> <p>3/30 Delivered to Governor</p> <p>3/31 signed by Governor</p> <p>HB 375</p> <p>3/28 introduced by Reps Monk and Moyle</p>	
<p>SB 1033</p> <p>Irrigation: Ground Versus Surface Water</p> <p>* passed and signed</p>	<p>This bill would provide clear authority to the Director of the Idaho Dept. of Water Resources to condition new irrigation groundwater rights consistent with the policy of 67-6537: encouraging the continued use of surface water when there is a land use change under the land use planning act.</p> <p>The bill would add 42-204A to the Code, "...requiring that permits to appropriate ground water to irrigate land with surface water rights for irrigation be conditioned to require use of available surface water as the primary irrigation supply and use of ground water as a supplemental water supply when surface water is not available." It also lists conditions and considerations to use in determining whether to grant an applicant's ground water irrigation permit conditioned on exhaustion all reasonably sufficient surface water rights.</p>	<p>1/31 introduced by Van T. Burtenshaw</p> <p>2/1 referred to Resources & Environment</p> <p>2/21 reported out of Committee with Do Pass Recommendation</p> <p>3/1 passed Senate</p> <p>3/2 received by House; referred to Resources & Conservation</p> <p>3/9 reported out of Committee with Do Pass Recommendation</p> <p>3/15 passed House 70-0</p> <p>3/20 sent to governor</p> <p>3/23 Signed by Governor</p>	
<p>Rental/Lease Agreements</p> <p>*Passed and Signed</p>	<p>Adds a new section to Title 55, Chapter 3 (Property, Rights and Obligations of Owners). The bill requires rental fees to be enumerated in a lease agreement or other written agreement, and that fees be reasonable.</p> <p>55-314. LIMITATION ON FEES FOR TENANTS OF A RENTAL PROPERTY. (1) Any fees imposed on a residential tenant, including fees for the late payment of rent, shall be reasonable. (2) An owner may not</p>	<p>2/2 introduced</p> <p>2/3 sent to judiciary</p> <p>2/16 amended by Judiciary</p> <p>2/23 amended bill passed house 23-10-2; to House</p> <p>2/24 referred to Judiciary, Rules & Admin.</p>	<p>May involve a Policy Code Amendment on Rental Rates</p>

Bill	Summary	Docket	Policy Code Amendment
	<p>charge to the tenant of a rental property a fee, fine, assessment, interest, or other cost: (a) In an amount greater than that agreed upon in the rental agreement; or (b) That is not included in the rental agreement, unless: (i) The rental agreement is an oral agreement; or (ii) The rental agreement is written, and the owner provides the tenant a written thirty (30) day notice of the change in the fee, fine, assessment, interest, or other cost.</p> <p>Amendment: minor edits and adds this clarification "Nothing in this section shall be construed to limit the amount that can be charged for rent"</p>	<p>3/9 reported out of Committee with Do Pass Recommendation 3/13 passed House 44-24-2 3/21 signed by Governor</p>	