

IDAHO BOARD OF LANDSCAPE ARCHITECTS
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Conference Call Minutes of 3/19/2018

BOARD MEMBERS PRESENT: William A Ogram, Chair
Jon F Breckon
James H Opdahl

BUREAU STAFF: Tana Cory, Bureau Chief
Julie Eavenson, Admin. Support Manager
Maurie Ellsworth, General Counsel
Cheri Simpson
Pam Rebolo, Technical Records Specialist

OTHER PRESENT: Greg Wilson, Lt. Governor's Office

The meeting was called to order at 9:00 AM MDT by William A Ogram.

LEGISLATIVE REPORT

Ms. Cory and Mr. Ellsworth updated the Board on the status of legislation that may affect the Board. Senate Bill 1316 would allow respondents to recoup costs in cases where they prevail in disciplinary actions brought by the Board. House Bill 623 would create a central office of hearing officers and repeal and replace the Administrative Procedure Act. It would require appointment of hearing officers earlier in disciplinary cases and require that the case be overseen by a hearing officer. It would change evidentiary standards and the way hearing are conducted, making them more formal. It would eliminate the Board's ability to make or revise findings of fact of the hearing officer and expand the ability of a court to take more evidence and potentially even hold a new trial of a case. All of these changes would increase costs of disciplinary proceedings.

Each Board served by the Bureau has designated a member to work with the Bureau and the designated members of other Boards served by the Bureau to follow these issues and to work with the Governor's Office and Legislators as this legislation is considered.

Additional language for minutes of meetings held after the relevant dates as underlined:

Senate Bill 1316 was introduced in the Senate February 19, 2018. Some designated Board members met with Senators Burgoyne and Den Hartog on February 26 and the Senators said they would like to see comments or proposed

amendments. Suggested amendments/comments were provided to them February 27. Some of the proposed amendments were put into the Bill and it passed the Senate on March 12 and the House on March 21.

House Bill 623 passed the House March 6, 2018 by a vote of 47-23 and was sent to the Senate. Designated members of Boards served by the Bureau were contacted and reviewed the Bill. A letter expressing concerns about House Bill 623 was prepared and signed by 28 of the designated Board members. It was addressed and delivered to Senator Patti Ann Lodge, Chair of the Senate Judiciary and Rules Committee March 12, 2018. Copies have been sent to all Board members by email

EXECUTIVE ORDER

The Board reviewed a rough draft of the Executive Order response and directed Ms. Eavenson and the Board specialist to work with the Chair to prepare the final draft for review and final approval at the April 9, 2018 meeting.

NEXT MEETING was scheduled for April 9, 2018 at 9:00 A.M.

ADJOURNMENT

Mr. Opdahl made a motion to adjourn the meeting at 10:23 A.M. It was seconded by Mr. Breckon. Motion carried.

William A Ogram, Chair

Jon F Breckon

James H Opdahl

Tana Cory, Bureau Chief