**AGENDA**

I. CALL TO ORDER (1:30)

II. OPEN DISCUSSION/ANNOUNCEMENTS

III. CONSENT AGENDA
Page 2  *A. Approve January 14, 2020, Executive Committee Meeting Minutes

IV. ACTION ITEMS
Page 5  *A. Consider Establishing Formal Position on Idaho Senate Bill 1250
Ken Burgess will seek Executive Committee direction on whether to specifically support Senate Bill 1250, which “(a)mends existing law to prohibit the use of certain electronic devices while driving a motor vehicle, to establish penalties, and to provide that Idaho law preempts local ordinances”. It is anticipated that the bill will be considered by the Senate Transportation Committee on Thursday, February 6, 2020.

V. INFORMATION/DISCUSSION ITEMS
1:45  A. Status Report – 2020 Idaho Legislative Session
Ken Burgess will provide a status report on the 2020 Idaho legislative session.

Page 10  *B. Status Report – Regional Transportation Advisory Committee (Memo Only)

VI. OTHER

VII. ADJOURNMENT (2:30)

*Enclosures

Agenda is subject to change.

Those needing assistance with COMPASS events or materials, or needing materials in alternate formats, please call 475-2229 with 48 hours advance notice. Si necesita asistencia con una junta de COMPASS, o necesita un documento en otro formato, por favor llame al 475-2229 con 48 horas de anticipación.

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EXECUTIVE COMMITTEE MEETING
JANUARY 14, 2020
COMPASS, 2ND FLOOR LARGE CONFERENCE ROOM
MERIDIAN, IDAHO

**MINUTES**

ATTENDEES:
- Sara Baker, Commissioner, Ada County Highway District
- Elaine Clegg, Councilmember, City of Boise, Chair
- Debbie Kling, Mayor, City of Nampa, Secretary-Treasurer, via telephone
- Kendra Kenyon, Commissioner, Ada County
- Garret Nancolas, Mayor, City of Caldwell
- Steve Rule, Mayor, City of Middleton
- Robert Simison, Mayor, City of Meridian
- Joe Stear, Mayor, City of Kuna, Vice Chair

MEMBERS ABSENT:
- Tom Dale, Commissioner, Canyon County
- Jay Gibbons, Commissioner, Canyon Highway District #4
- Jason Pierce, Mayor, City of Eagle

OTHERS PRESENT:
- Morgan Andrus, Community Planning Association
- Ken Burgess, Veritas Advisors
- Trevor Chadwick, Mayor, City of Star
- Liisa Itkonen, Community Planning Association
- Meg Larsen, Community Planning Association
- Amy Luft, Community Planning Association
- Mary May, Commissioner, Ada County Highway District
- Matt Stoll, Executive Director, Community Planning Association
- Toni Tisdale, Community Planning Association
- Dave Wallace, Ada County Highway District

CALL TO ORDER:

Chair Elaine Clegg called the meeting to order at 1:30 p.m.

OPEN DISCUSSION/ANNOUNCEMENTS

General announcements were made.
CONSENT AGENDA

A. Approve November 12, 2019, Executive Committee Meeting Minutes

Sara Baker moved and Joe Stear seconded approval of the Consent Agenda as presented. Motion passed unanimously.

ACTION ITEMS

A. Establish February 24, 2020, COMPASS Board Meeting Agenda

Matt Stoll presented staff proposed Agenda Items 1-14 for the February 24, 2020, COMPASS Board of Directors’ meeting. Matt requested the latitude to amend the agenda as necessary.

After discussion, Garret Nancolas moved and Kendra Kenyon seconded approval of Agenda Items 1-14 for the February 24, 2020, COMPASS Board of Directors’ meeting as presented. Matt Stoll has the latitude to amend the agenda as necessary. Motion passed unanimously.

B. Adopt Resolution 05-2020 Amending the Transportation Improvement Program (TIP)

Toni Tisdale presented Resolution 05-2020 amending the FY2020-2026 TIP to add two bridge projects, two federal lands access projects, and six locally funded regionally significant projects; as well as to advance five projects, delay one project and increase funding for two projects.

After discussion, Garret Nancolas moved and Joe Stear seconded adoption of Resolution 05-2020 amending the FY2020-2026 Transportation Improvement Program as presented. Motion passed unanimously.

INFORMATION/DISCUSSION ITEMS

A. Status Report - 2020 Idaho Legislative Session

Ken Burgess provided a status report on the 2020 Idaho legislative session.

B. Status Report - Federal Grant Applications

Matt Stoll provided a status report on federal grant applications, noting that the “Notice of Funding Opportunity” for the 2020 federal INFRA (Infrastructure for Rebuilding America) grant was released on January 13, 2020.

C. Status Report - Regional Transportation Advisory Committee – Memo Only

ADJOURNMENT

Chair Elaine Clegg adjourned the meeting at 2:41 p.m.
Approved this 4th day of February 2020.

By: 

Elaine Clegg, Chair
Community Planning Association of Southwest Idaho

Attest:

By: 

Matthew J. Stoll, Executive Director
Community Planning Association of Southwest Idaho
EXECUTIVE COMMITTEE AGENDA ITEM IV-A
Date: February 04, 2020

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fifth Legislature Second Regular Session - 2020

IN THE SENATE

SENATE BILL NO. 1250

BY TRANSPORTATION COMMITTEE

AN ACT
RELATING TO MOTOR VEHICLES; REPEALING SECTION 49-1401A, IDAHO CODE, RELATING TO TEXTING WHILE DRIVING; AND AMENDING CHAPTER 14, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-1401A, IDAHO CODE, TO DEFINE TERMS, TO PROHIBIT PERSONS FROM OPERATING A MOTOR VEHICLE WHILE USING A MOBILE ELECTRONIC DEVICE, TO PROVIDE EXCEPTIONS, TO PROHIBIT PERSONS FROM OPERATING A MOTOR VEHICLE WHILE WEARING EARPHONES, TO PROHIBIT PERSONS FROM OPERATING A MOTOR VEHICLE WHILE WATCHING CERTAIN MOTION UPON THE SCREEN OF A MOBILE ELECTRONIC DEVICE, TO PROVIDE PENALTIES, TO PROVIDE THAT NOTHING IN THIS SECTION SHALL BE USED TO AUTHORIZE SEIZURE OF A MOBILE ELECTRONIC DEVICE, TO PROVIDE THAT A VIOLATION MAY BE THE PRIMARY OR SOLE REASON FOR A TRAFFIC STOP OR CITATION, TO PROVIDE THAT THE STATE PREEMPTS THE FIELD OF REGULATING THE USE OF MOBILE ELECTRONIC DEVICES IN MOTOR VEHICLES WHILE DRIVING, AND TO PROVIDE EFFECTIVE DATES.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 49-1401A, Idaho Code, be, and the same is hereby repealed.

SECTION 2. That Chapter 14, Title 49, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 49-1401A, Idaho Code, and to read as follows:

49-1401A. DISTRACTED DRIVING. (1) As used in this section:
(a) "Mobile electronic device" means a cellular telephone; broadband personal communication device; two-way messaging device; text messaging device; pager; personal digital assistant; laptop computer; computer tablet; stand-alone computer; portable computing device; mobile device with a touchscreen display that is designed to be worn; electronic games; equipment that is capable of playing a video or recording or transmitting video; or any similar electronic device that is used to initiate, receive, or display communication or information. "Mobile electronic device" does not include a radio designed for the citizens band radio service or the amateur radio service of the federal communications commission or a commercial two-way radio communications device, an information or communication system installed within a vehicle, a subscription-based emergency communication device, or a prescribed medical device.
(b) "Operate" means to drive or assume physical control of a motor vehicle upon a public way, street, road, or highway, including while temporarily stationary because of traffic, a traffic control device, or other momentary delays. "Operate" does not include a motor vehicle that is lawfully parked or that has pulled to the side of or off the road at
a location where it is legal to do so and where the vehicle remains sta-

tionary.

(2) Except as provided in this subsection, a person shall not operate a
motor vehicle while using a mobile electronic device. The provisions of this
subsection shall not apply to:

(a) A law enforcement officer, firefighter, emergency medical techni-
cian, paramedic, operator of an authorized emergency vehicle, or sim-
ilarly engaged paid or volunteer public safety first responder during
the performance of that person's official duties, and a public utility
employee or contractor acting within the scope of that person's employ-
ment when responding to a public utility emergency;

(b) The use of a mobile electronic device for emergency purposes, in-
cluding a text messaging device to contact a 911 system; an emergency
call to a law enforcement agency, health care provider, fire depart-
ment, or other emergency services agency or entity; reporting a fire,
traffic accident, serious road hazard, or medical or hazardous mate-
rials emergency to appropriate authorities; reporting the operator of
another motor vehicle who is driving in a reckless or otherwise unsafe
manner or who appears to be driving under the influence of alcohol or
drugs; or reporting a crime;

(c) The use of a global positioning or navigation system feature of a
mobile electronic device, provided that the operator of the vehicle is
not manually entering information into the global positioning or navi-
gation system feature of the device;

(d) The selection of a telephone number or name for the purpose of mak-
ing or receiving a telephone call, provided that the action is performed
through one-touch access or by voice command;

(e) The use of a mobile electronic device in a voice-operated or hands-
free mode if the operator of the motor vehicle does not use his hands
to operate the device, except through one-touch activation or deactiva-
tion of a feature or function of the device; or

(f) The use of a mobile electronic device by a governmental or commer-
cial user during the performance of that person's official duties, as
long as the mobile electronic device is being used in a similar manner as
a commercial two-way radio communication device.

(3) No person shall operate a motor vehicle while wearing headphones
or earphones in both ears simultaneously for the purpose of listening to mu-
sic, video, or other sound broadcasts. This section shall not apply to the
use of a medical device for the purpose of enhancing hearing or to the use of
built-in speakers of helmeted riders.

(4) No person shall operate a motor vehicle while watching motion upon
the screen of a mobile electronic device, other than motion related to the
functioning or navigation of the vehicle.

(5) A violation of this section shall be a moving violation and shall
be an infraction punishable by a fine of seventy-five dollars ($75.00) for
a first offense and one hundred fifty dollars ($150) for a second offense
within a three (3) year period. For each subsequent offense within a three
(3) year period, the offender shall be punished by a fine of three hundred
dollars ($300).
(6) A court may suspend a person's driver's license for up to ninety (90) days if the person has three (3) or more convictions for violations of this section within a three (3) year period.

(7) Nothing contained in this section shall be construed to authorize seizure of a mobile electronic device by any law enforcement agency.

(8) A conviction under this section for a first offense shall not result in violation point counts as prescribed in section 49-326, Idaho Code.

(9) A conviction under this section for a first offense that does not involve an accident may not be used to make an adverse eligibility decision by an insurer or for the purpose of establishing rates of motor vehicle insurance charged by an insurer.

(10) A law enforcement officer enforcing the provisions of this section is hereby authorized to utilize a violation of this section as the primary or sole reason for initiating a traffic stop or issuing a citation to a driver.

(11) The state preempts the field of regulating the use of mobile electronic devices in motor vehicles while driving, and this section supersedes any local laws, ordinances, orders, rules, or regulations enacted by any political subdivision or municipality to regulate the use of a mobile electronic device by the operator of a motor vehicle.

(12) This section shall be effective July 1, 2020, provided that only warnings and no infractions shall be issued under this section prior to January 1, 2021.
STATEMENT OF PURPOSE
RS27387 / S1250

The purpose of this legislation is to treat the use of certain electronic devices behind-the-wheel as an infraction. The bill addresses safety concerns associated with a significant portion of distracted driving crashes. The legislation defines enforcement and retains conditions under which electronic device communications would be allowed. This legislation also addresses the problem of having a growing patchwork of local ordinances.

FISCAL NOTE

This legislation has no impact on the General Fund except for the cost of enforcement by state police, which may be offset by fine revenue. There will be a small cost to local law enforcement and the courts as potential violations of the new law are enforced.

Contact:
Senator Chuck Winder
(208) 332-1305
Jeff Neumeyer
United Heritage Insurance
(208) 475-0919
John Mackey
United Heritage Insurance
(208) 250-2204

DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).
Legislative Co-sponsors

RS27387

Senator Chuck Winder
Senator Bert Brackett
Senator David Nelson
Senator Jim Rice
Senator Cherie Buckner-Webb
EXECUTIVE COMMITTEE AGENDA ITEM V-B
Date: February 04, 2020

Topic: Status Report - Regional Transportation Advisory Committee (RTAC)

Request/Recommendation:
Information only.

Background/Summary:
RTAC Bylaws state that the RTAC Chair will submit a monthly status report on RTAC activities to the COMPASS Executive Committee. Below is an outline of agenda items and actions from the January 22, 2020, meeting.

Announcement
COMPASS staff announced a save-the-date for the Tools of the Trade Conference, August 26-28, 2020, at the Riverside Hotel in Garden City. Due to the conference, the August RTAC meeting will be on August 19, 2020.

ACTION ITEMS
Chair and Vice Chair
RTAC elected Maureen Gresham, Ada County Highway District (ACHD) Commuteride, as Chair and Lenny Riccio, Canyon Highway District No.4, as Vice Chair.

Extension of Delivery Deadlines on Local Federal-Aid Projects
RTAC recommended COMPASS Board of Directors’ approval to extend the March 1 obligation deadline to June 1, 2020, for a City of Eagle project to construct a pedestrian bridge over the north channel of the Boise River. The deadline extension will be brought to the COMPASS Board of Directors for action in its February 24, 2020, meeting.

Transportation Management Area (TMA) Balancing
RTAC approved an action to balance the Surface Transportation Program - Transportation Management Area (STP-TMA) to move $110,000 from an ACHD project on US 20/26 (Locust Grove Road to State Highway 55) to an ACHD intersection project at State Street and Collister Drive.

INFORMATION ITEMS
Exploratory Planning Survey Detailed Findings and “What If” Scenario Values
COMPASS staff reviewed detailed findings of the first exploratory planning public survey for Communities in Motion 2050 and how those findings will feed into the second survey; engaged in an exercise to prioritize regional values to include in the second survey.

Communities in Motion 2040 2.0 (CIM 2040 2.0) Updates
COMPASS staff provided the 2019 factual updates on changes to costs and descriptions of funded projects and unfunded priorities in Communities in Motion 2040 2.0. This information will be updated in the online plan.
More Information:
1) Contact Liisa Itkonen, COMPASS Principal Planner, at (208) 475-2241 or litkonen@compassidaho.org or Maureen Gresham, ACHD Commuteride Manager, at (208) 387-6163 or mgresham@achdidaho.org.