

Idaho Association of Counties
Legislative Committee Meeting Minutes
700 Washington St. | Boise, Idaho | March 8, 2017 | 1:30 pm
In-Person # 208-717-1950

Members Present:

IACA: Justin Baldwin, Gooding Assessor
IACC: Terry Kramer, Twin Falls Commissioner
IACRC: Carrie Bird, Clearwater Clerk
IACT: Donna Peterson, Payette Treasurer
IPAA: Bryan Taylor, Canyon Prosecutor
ISA: Chris Goetz, Clearwater Sheriff
ISACC: Dotti Owens, Ada Coroner
District 1: Dan Dinning, Boundary Commissioner
District 2: Chris Goetz, Clearwater Sheriff
District 2 Alt.: Pat Vaughan, Latah Assessor
District 3: Gordon Cruickshank, Valley Commissioner
District 4: Helen Edwards, Gooding Commissioner
District 6: Abbie Mace, Fremont Clerk

Members Not Present:

Chair: Joe Larsen, Cassia Clerk
Vice-Chair: Jim Tibbs, Ada Commissioner
IACT Alt.: Tracie Lloyd
IPAA Alt.: Holly Koole, Ada Deputy Prosecutor
ISA Alt.: Vaughn Killeen, ISA Executive Director
ISACC Alt.: Pam Garlock, Boise Coroner
District 1 Alt.: Glenda Poston, Boundary Clerk
District 3 Alt.: Vicky McIntyre, Ada Treasurer
District 4 Alt.: Larry Schoen, Blaine Commissioner
District 5: Ladd Carter, Bingham Commissioner
District 6 Alt.: Shelly Shaffer, Butte Clerk

Other Guests:

Lorna Jorgensen, Ada Prosecutor's Office	Kelli Brassfield, IAC Staff
Phil McGrane, Ada Clerk's Office	Teresa Baker, IAC Staff
Larry Maneely Ada Commissioner's Office	Savannah Slater, IAC Intern

1:30 pm **I. Call to order - Chair ~~Joe Larsen~~ Donna Peterson**
 A. Roll Call
 B. Approval of March 1, 2017 Minutes.
 Gordon Cruickshank made a motion to approve the minutes from March 1, 2017. Helen Edwards seconded. Motion carried.

1:35 pm **II. IAC Legislative Committee**
 A. Meeting Schedule – Next meeting reminder 3/15/17 Conference Call 1:30 pm
 Meetings after March 15th will be at the call of the chair. Please watch your emails for quick responses needed to legislation that comes up quickly.

1:40 pm

III. Non-IAC Legislation (Discussion/Action) – See Tracking Sheet

A. Tax Seizures – Sen. Burgoyne – [S1125](#)

Teresa Baker stated this proposal would allow clerks to collect money from tax refunds to pay for probation and parole fees. I recommend supporting this bill. Sen. Burgoyne appreciated the help in understanding the processes and I think this would be a good thing.

Abbie Mace asked if this proposal would only be for delinquent debts or if this would still work for the same fees as it does now. Teresa Baker stated that this would just add to what we are doing now. I think this would just add the ability to collect the funds.

Dan Dinning asked if this is only for accounts going forward or can we go back. Abbie Mace stated it is on any open accounts.

Abbie Mace made a motion to support SB1125 but would like clarification if the accounts have to be delinquent before we can collect money. Carrie Bird seconded. Motion carried.

B. Invasive Species – Sen. Harris - [H0256](#)

Kelli Brassfield stated this bill is almost the same as SB1068. The previous bill created a position at the office of species conservation and this proposal would create a position in the office of the Governor. This proposal would also create a council to work on mitigating the invasive species issue. The counties do not have a seat on this council but the bill repeatedly states that the agencies involved are required to work with the locals to create a plan.

Chris Goetz mentioned that JFAC passed a supplemental bill to work on this issue and it appears that they are trying to take us out of this completely. Teresa Baker stated this would still keep the locals involved.

Abbie Mace made a motion to support HB256 and ask for consideration to have a seat on the council. Gordon Cruickshank seconded. Motion carried.

C. Transportation Bill – ACHD - [H0251](#)

Kelli Brassfield stated that this bill would change the definition of maintenance. The proposal would strike the types of duties that were being performed.

Gordon Cruickshank stated that when we were working on 312, there were some issues with the right of ways and what maintenance meant. I met with Seth Grigg and Jerry Mason. After discussing it, I think we will be ok with striking the last part but we want to keep the “rights of way.” I think we need to make sure we maintain the safety part of the rights of way. If we don’t maintain these and someone gets hurt, who is liable.

Teresa Baker stated that Representative Gannon asked the AGs office if ACHD was responsible for removing snow from sidewalks. The AGs opinion stated yes because of this definition. That is why this is being changed.

Donna Peterson asked the group how they think this is going to affect the counties? Gordon Cruickshank stated that if you strike the “right of way,” there is a lot of land that is in the area that no one will take care of. If we allow them to strike the right of way, we lose authority and gain liability. I would support if they leave the right of way language.

Gordon Cruickshank made a motion to support HB251 with leaving right of way in. Dan Dinning seconded. Motion carried.

D. Victim’s Rights - [SJR103](#)

Teresa Baker mentioned this bill is also known as Marcy’s law and was created to increase victim’s rights. It is a constitutional amendment. The prosecutor’s had concerns on previous drafts but they are in support. The sheriffs are in support also. Teresa Baker also stated the public defense commission is trying to see if this gives more work but I don’t think it does what they say it does.

Dan Dinning asked the clerks if this would create more work? Carrie Bird stated she didn’t think it would create more work.

Bryon Taylor mad a motion to support SJR103. Chris Goetz seconded. Motion carried.

- E. Tax Bill Notice – Rep. Nate - [H0154E1](#)
Donna Peterson stated this bill is up today is Senate Local Government. This proposal still adds more information to the tax bill. We don't have enough room on our bills.

Gordon Cruickshank asked that if a second page is added, does it increase postage? Donna Peterson stated that by adding a page the postage shouldn't increase, but it will increase the cost to the state because they provide the forms to the counties.

Dan Dinning made a motion to oppose HB154E1. Carrie Bird seconded. Motion carried.

- F. Trustee Zones – Sen. Souza - [S1103](#)
Phil McGrane stated this bill was heard in education this week. Sen. Souza had some confusion on where the counties stood. There were two bills last year and this stemmed from that. The main purpose of this would move the election from the May date to the November date to increase turnout for trustee elections. Last year I testified against because it split our precincts. Last year they tried to fix this issue and it didn't work. This bill comes closer to fixing this. She was trying to compromise with us.

The district wide option section was there because there is one county that will not change to a district wide election. This bill will force the schools to redraw their boundaries. The burden is that there still will be split precincts and there is a cost factor. There could possibly be a county savings. It just depends on what the election is and what is on it. There should only be an extra cost if we end up with extra pages. Souza is willing to compromise with us to get us on board. It is in the amending order right now. I think we don't necessarily take an opposition or support. Maybe a neutral position could take place.

Abbie Mace mentioned this goes against why the consolidation election was put in place. So why would we want to go this way. Carrie Bird stated consolidated elections were created to create consistency.

Kelli Brassfield asked if this is an issue now. Don't we already have split precincts and lots of multiple ballots? Abbie Mace said yes there are split precincts but this is just school election. Abbie Mace said that paper ballots are cheaper. If we move it I would use my electronic, which increases my cost.

Dan Dinning asked what the intent of the legislation was. Phil McGrane stated the purpose of moving the election of trustees to November was to improve voter turnout. Abbie Mace mentioned that everyone worked so hard to get the consolidated set up and now they are working to go back.

Gordon Cruickshank stated that Abbie Mace was on the committee to create the consolidated elections and they worked hard. It isn't our responsibility to get more voters out there. It is our responsibility to run the elections.

Gordon Cruickshank made a motion to oppose SB1103. Abbie Mace seconded. Motion carried.

- G. Oil and Gas – Rep. Boyle - [H0232](#)
Kelli Brassfield stated this bill would change quite a few aspects of the affected statutes. This would change setback standards, well spacing, county % severance tax, and more. The biggest part that I feel we may have an issue with is the language limiting what the counties can spend the severance tax on. Even though the % has increased, the added language makes it so that these funds can only be spent on mitigation in regards to oil and gas production, development, and transportation.

Gordon Cruickshank stated that the counties did fight real hard to get this money in the transportation line to that it would be taken care of and so he is ok with this.

Gordon Cruickshank mad a motion to support HB232. Justin Baldwin seconded. Motion carried.

3:15 pm

V. Other Business (Discussion/Action)

Donna Peterson mentioned that the legislature wants to be done by the 24th and would encourage everyone to review the bills regularly.

Gordon Cruickshank mentioned that he spoke with Gen. Richey about the emergency declarations. They discussed the JFAC appropriation briefly and he didn't know what that would look like but he did state that he believes each county would get some of the money.

3:30 pm

VI. Adjourn