

## IAC Legislative Committee

February 5th, 2025 | 10:00 am – 12:00 pm MST

700 W Washington St | Boise, ID

### MEETING MINUTES

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#### **Call to Order** | *Chair Don Hall*

*Gem Assessor Hollie Ann Strang motioned to approve the January 27, 2025 minutes. Seconded by Vice Chair Tom Dayley. Motion passed.*

#### **Priorities**

##### **H0033 | Public Notices**

- Working on a new draft at the moment. It will address some of the committee's concerns, and would have the State do the roll-on first to the state controllers website to ensure all the kinks are ironed out beforehand. In the meantime, it would allow local governments to publish a shortened notice with a link to the website, and then in 2027 local governments would be able to publish on the state website.

##### **IGA-07 | Consolidated Elections**

- H0114 caused a few bumps for this legislation. H0114 and its language is in the exact same sections of code as this policy, IGA-07, which is creating conflicting sections of code. Brandon Mitchell has agreed to put the brakes on H0114 once it was discovered that the language was in conflict. Might need to put the brakes on this for a moment until some of the details can get worked out.

##### **IGA-10 | Tourism Tax + JPS-01 | 911 Grant Fee**

- Conversations with Rep. Andrus and Rep. Monks, as well as Senator Harris, along with the representative for the hotels. Option A - Statewide approach, where the 2% travel and convention tax that is assessed by the State Tax Commission, the draft language would increase to 4%, and 2% of that would go to counties where the stay took place. Would be assessed on vacation rentals, motels, hotels, and campgrounds. The composition from county to county will vary. Authorized uses are spelled out, highlighting service areas (EMS, solid waste, etc.) Option B - Would establish a county option travel and tourism tax (2% again) limited to the same uses, but the tax would be implemented by the counties, and a vote would be required in order for it to be initiated.
- JPS-01 911 Grant Fee - At this point in time, a fee increase doesn't appear realistic. Every county right now has the \$1 fee. Language has been cleaned up to broaden usage of the grant program, clarify usage of fee funds, carrier payments, deadlines, etc. A draft was sent out that can be referenced. There are 4 sponsors total on this bill, 2 in the House and 2 in the Senate. Rep. Wheeler and Rep. Manwaring will be signing a formal request to JLOC (Joint Legislative Oversight Committee) for a formal OPE report on this matter.

### **IGA-11 | Procurement / Responsible Bidder**

- Potential sponsor with Senator Bernt, and the language includes raising the threshold and implementing the lowest responsible bidder. LSO is working on it right now, and then the process can continue.

### **IGA-13 | Public Defense Reform**

- The process of a draft being put together has been initiated, and once done, we can work some language into the draft and work on it from there. Conversations with the group of legislators has been focused on the structure and ensuring that it is working as necessary. At this point, the working group is leaning towards ensuring that the laws as currently drafted, are being followed and implemented correctly. The other side has been around costs. The perspective from the budget office of the Governor, is that the appropriation needs to get through, and then the structure can operate as it should. It would also like to see some more accountability measures. The third piece is finding who is responsible for these costs and working out how that will operate.

### ***Policies***

#### **IGA-01 | PTR Benefit Increase**

- Language was circulated on this legislation. Some productive conversations are happening with individuals in the Senate. Just a matter of getting the House on it. A very low-cost way to provide property tax relief for those who need it most. Trying to find the right opportunity to weave the circuit breaker in the discussions along with the other tax relief packages.

#### **IGA-02 | Youth Vape Prevention**

- There is a red list of FDA selected items that 'should not be sold' that the department will be tracking, and any stores that are selling from the redlist, will incur penalties that are built into this draft. It also adds on the tax component; 3 cents per milliliter; with 75% helping to enforce the redlist registry and the other 25% going to public health districts (distributed evenly between all of them) that they can use for vape prevention. Rep. Raymond championed this legislation a few years ago, and was a co-chair on a vape committee, and Senator Harris was another co-chair on that committee. The tobacco industry was involved in the drafting of this legislation.

#### **H0130 | Hospital Property Tax Exemption**

- Introduced yesterday by Rep. Andrus. Bill sponsor is Rep. Tanner, but Rep. Andrus introduced it. Grants BOCC discretion to determine if a non-profit hospital is eligible for all or abortion of property tax exemption. Hoping to get a sense of if/when the bill will get a hearing later this week. There is optimism around this bill getting a hearing this year.

#### **IGA-12 | Allow District Boards of Health to Set Food Establishment License Fees**

- Rep. Rasor has an RS, and a statement of purpose and fiscal note will be delivered later today. Taxpayers subsidize another \$300,000 on top of the collected \$260,000 by the counties, which will helpfully convince the legislature to go along with this bill.

#### **JPS-02 | Coroner Powers/Duties, Definition, Education/Standards**

- No update this week. Waiting for an RS hearing.

#### **JPS-04 | EMS Identified as Critical by State Legislature**

- Will continue reaching out to the bill sponsor to see about it getting a hearing.

#### **TRI-01 | Solid Waste Disposal Responsibility**

- We encourage our members to reach out to the Local Government committee and express your support for this legislation.

## Updates

### **H0014 | Idaho Code Cleanup**

- On its way to the Governors desk. It has flown through the Senate and House.

### **H0018 | Electric Vehicle Building Code (SUPPORT)**

- Has a new version that was introduced. H068 is a bit more broad, including language about parking spaces, etc., making sure that it really blankets the topic. It is something that we will continue to support.

### **H0104 | Agricultural Buildings (OPPOSE)**

- This bill is coming from the Farm Bureau. This is an attempt to establish a definition for agricultural buildings, and that language is included in the draft that was attached. Line 22 on p. 3 has some language surrounding county planning and zoning rights. Members of the committee have expressed concerns about how individuals are getting around permits by adding onto agricultural buildings after the fact, that essentially turn it into residential living space.

*Valley Commissioner Sherry motioned to oppose H0104 as written, Kootenai Commissioner Bruce Mattare seconded. Motion carried.*

### **H0106 | County Fair Boards (OPPOSE)**

- Rep. Raymond's intent is to grandfather any advisory board into a traditional fair board. The way that the bill is currently drafted, would require a county with an advisory board to go through a formal process for the advisory board to petition to become a traditional fair board to the BOCC, and the BOCC would be required to have a public hearing.

*Kootenai Commissioner Bruce Mattare motioned to oppose H0106 as written, seconded by Valley Commissioner Sherry Maupin. Motion carried.*

### **Highway District Special Levy (SUPPORT)**

- Discussion with IAHD and AIC took place, to come up with some consensus language that everyone could agree to. The draft recently attached would execute this. The agreement that would remove the provision for the highway districts and counties to share the dollars within the city, so that there is no increase to the end user. The language would change the levying amounts between the counties and cities, so that the counties can levy their initial amount and the cities can levy that remaining amount, without sharing any of the levy. Senator Hartog is willing to carry it.

*Owyhee Treasurer Annette Dygert motioned to support Highway District Special Levy, seconded by Valley Commissioner Sherry Maupin. Motion carried.*

### **Kilowatt Hour Tax**

- The premise is to exempt rate regulated utility companies from property taxes and in lieu of those property taxes, introduce a kilowatt hour tax. However the rate is still being discussed, and a fiscal impact is not yet available. The rate would be treated as a property tax replacement, so the dollars would be distributed accordingly.

### **Domestic Water**

- There is likely more to come in this process. No current update, but the draft language recently included has some adjustments at our request, along with some other changes. This new language now allows the county to control what the area of impacts are. Additional language changes included that, requirements for water

compatibility systems can be waived if there is an agreement with a municipal water provider. Discussion is going to continue around this legislation as it continues to develop.

## **New Legislation**

### **H0101 | Public Rights-of-Way (OPPOSE)**

- Introduced by Rep. Rasor. Have been working on the Transportation Committee to express concerns, especially those highlighted by Owyhee County and Oneida County. No date for the full hearing at the moment, but further updates to come.

*Owyhee Treasurer Annette Dygert motioned to oppose H0101, seconded by Valley Commissioner Sherry Maupin. Motion carried.*

### **H0103 | Open Meetings Agenda Items (monitoring)**

- Related to open meeting laws and agendas. This bill would require unanimous consent among the members for the agenda. Any member of a governing board that has an issue with an item on the agenda, would require each item to be discussed and voted upon.
- (d) Any action item containing more than one (1) action or decision, such as in a consent calendar or consent agenda, shall be passed only by unanimous consent with every voting member in agreement. If the vote is not unanimous, then each item shall be voted on separately as individual action items.

### **H0114 | Elections Filing Vacancies**

- Discussion took place in IGA-07. More updates to come in future.

### **H0126 | Criminal History Records (OPPOSE)**

- Introduced two days ago, IPAA had reached out to IAC to flag this issue and have a conversation with the legislative committee. The challenge lies on p. 4, lines 34-38, it would allow for the expungement of criminal records even if there are outstanding fees, fines, and restitutions that are owed. The concern from IPAA, is that if you remove the requirement to pay these outstanding fees, fines, restitutions, prior to expunging the records, is there any incentive to pay them? This could potentially affect money that is allocated to certain services.

*Motion to oppose H0126 by Payette Sheriff Andy Creech, seconded by Kootenai Commissioner Bruce Mattare. Motion carried.*

### **H0138 | Medicaid Expansion, Work Requirements**

- Would place work requirements on able bodied adults 18-63, who typically aren't covered by medicaid. When H0058 was introduced, it had an unintended consequence in regard to the indigent statute.

## **Potential New Legislation**

### **Waste Tire Recycling (SUPPORT)**

- The intent of this legislation would be to establish a 5 year program to establish a 50 cent fee on tires that would go to DEQ to enforce tire pile recycling. A county or city could then apply to DEQ to request funding to take care of the tires. The proposal was reviewed by the Idaho solid waste association, and they voted to take a neutral position on this.

*Valley Commissioner Sherry Maupin motioned to support Waste Tire Recycling, seconded by Madison Commissioner Brent Mendenhall. Motion carried.*

## General Discussion

- Burden of Proof Update: A draft has been seen by the Assessors, and would shift the burden of proof when there is an increase of 10% or more in comparison to like-properties in the same area. A big concern last year when this was at the BOE level, was that in other jurisdictions or states where this has occurred, the influx of tax reps and mass appeals that would occur, this standard would be for every single appeal. The consensus is that this bill is a much improved version in comparison to what was introduced last year.
- Public Health Districts have had concerns about H0030, around the swimming pools section. If any counties want to continue regulating and inspecting pools, refer to your relevant staff and inform them on the language of this bill.

**Adjournment @ 12:00pm**

# IAC Legislative Committee

## MEMBERSHIP

\*MEMBERS HIGHLIGHTED WERE IN ATTENDANCE

CHAIR <b>Don Hall</b> <i>Twin Falls Commissioner</i>	VICE CHAIR <b>Tom Dayley</b> <i>Ada Commissioner</i>	
<b>Bruce Mattare</b> <i>District 1: Kootenai Commissioner</i>	<b>Donavan Harrington</b> <i>District 5: Bingham Assessor</i>	<b>Annette Dygert</b> <i>LACT: Owyhee Treasurer</i>
Chris Goetz <i>District 2: Clearwater Sheriff</i>	<b>Brent Mendenhall</b> <i>District 6: Madison Commissioner</i>	Vic Pearson <i>IPAA: Franklin Prosecutor</i>
<b>Sherry Maupin</b> <i>District 3: Valley Commissioner</i>	<b>Hollie Ann Strang</b> <i>IACA: Gem Assessor</i>	<b>Andy Creech</b> <i>ISA: Payette Sheriff</i>
Ben Crouch <i>District 4: Jerome Commissioner</i>	<b>Jared Orton</b> <i>IACC: Minidoka Commissioner</i>	<b>Scott Carver</b> <i>ISACC: Valley Coroner</i>
	<b>Trent Tripple</b> <i>IACRC: Ada Clerk</i>	

## ALTERNATES

Phil Lampert <i>District 1: Benewah Commissioner</i>	Eric Jackson <i>District 5: Bingham Commissioner</i>	Elizabeth Mahn <i>LACT: Ada Treasurer</i>
<b>Brad Higgins</b> <i>District 2: Idaho Commissioner</i>	Shayne Young <i>District 6: Jefferson Commissioner</i>	Vacant <i>IPAA:</i>
<b>Zach Brooks</b> <i>District 3: Canyon Commissioner</i>	<b>Josh Dison</b> <i>IACA: Elmore Assessor</i>	Matt Clifford <i>ISA: Ada Sheriff</i>
Vacant	<b>Kim Keeley</b>	Pam Garlock

<i>District 4:</i>	<i>IACRC: Teton Clerk</i>	<i>ISACC: Boise Coroner</i>

**\*More attendees listed below**

**IAC Staff**

Seth Grigg

Sara Westbrook

Kelli Brassfield

Chase Christensen

Clay Boeckel

**More**

Dan Schaeffer - Minidoka Commissioner

Robert Berry - Ada County

John David-Davidson - IAC President