

IAC Legislative Committee

February 19th, 2025 | 10:00 am – 12:00 pm MST

700 W Washington St | Boise, ID

MEETING MINUTES

Call to Order | *Chair Don Hall*

Jerome Commissioner Ben Crouch motioned to approve the February 12th, 2025 minutes, seconded by Owyhee Treasurer Annette Dygert. Motion carried.

Priorities

H0166 | Public Notices

- This bill is either going to be debated today or tomorrow on the House floor. It is going to be a close vote, and a legislative alert was sent out to the committee to encourage members to reach out to their House legislators and express their support for this bill.

IGA-07 | Consolidated Elections

- Introduced this morning in House State Affairs. More updates to come.

IGA-10 | Tourism Tax + H0211 | 911 Grant Fee

- This bill has been up in the air at the moment. They are talking about implementing a 3% local option tax, but 50% of that would be dedicated to property tax relief, making it 1.5% for county funding to services, and the other 1.5% for property tax relief. H0211 is still being worked on, but unsure of its path forward at this point.

IGA-11 | Procurement / Responsible Bidder

- This has been broken into two different bills, mostly due to suspicion that the responsible bidder portion would prove to be controversial. The procurement portion was introduced in the Senate this morning.

IGA-13 | Public Defense Reform

- There are some challenges with the draft that was circulated this week. The draft was made by the State public defenders office. When talking about ways to control costs, there is language in the draft to have public contract defenders use a market rate, which could bring costs down. Another suggestion made was to strike some language to let the public defender determine what APA standards are as well. Despite these changes, caution remains moving forward as there are still issues with the draft that was presented.

Policies

IGA-01 | PTR Benefit Increase

- Updates to come next week.

IGA-02 | Youth Vape Prevention

- H0244 was requested in the resolution, to create a registry list to know which ones are illegal and legal as far as electronic smoking devices go. It is essentially a red light list, so if the FDA has listed it as an illicit product, then it would be listed on the registry as well. Another portion of the legislation provides that there will be two unannounced compliance checks per year, and if a compliance is failed, there are penalties in place.

H0244 | Electronic Smoking Devices

- This bill is tied in with IGA-02, and all information above.

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

- Currently in a stalemate, and will be pulled from the agenda at this point

H0130 | Hospital Property Tax Exemption

- There have been three motions in the committee during today's committee meeting. It was a bit of a rollercoast, but the original motion, to move the bill to the floor, ended up passing.

H0206 | EMS

- H0206 and H0207 are going to be up tomorrow in the Transportation and Defense committee @ 1:30. Lots of work and coordination with other agencies to get a good showing at the hearing and arranging for different agency testimonies to get a broad perspective on this issue relayed to the legislators in the committee.

H0207 | EMS Trailer

- Information above applies here as well.

S1101 | Coroner Duties, Definitions, Standards

- It passed out of committee and is on the Senate floor. There is another draft in the works that will accompany this bill. Information on that bill can be found further down the minutes (Coroner Confidentiality).

H0143 | Solid Waste Disposal Responsibility

- Senate Bill 1112 would completely disallow flow control, including for districts. It is an opposition bill to this one (H0143). Senator Hartog has a group being put together with some stakeholders that will be meeting on Friday (IAC will be attending). There will be robust discussion on this issue.

Updates

H0086 | Electric Vehicle Building Code (SUPPORT)

- Passed out of committee and is on the 3rd reading calendar hanging out until further notice.

H0101 | Public Rights-of-Way (OPPOSE)

- Still holding steady on not having a hearing, and have been told that we would receive a week's notice if it does end up getting a hearing. More updates to come.

H0104 | Agricultural Buildings (OPPOSE)

- Passed 70-0 in the House. It has been introduced and will be in the Senate soon.

H0106 | County Fair Boards (OPPOSE)

- Still being actively worked on. Assigned to Local Gov & Tax in the Senate. There have been discussions with legislators in the Senate to discuss our position on the bill. More updates to come.

H0126 | Criminal History Records (OPPOSE)

- This bill will not have a hearing and won't be moving forward. Can be pulled from the agenda.

H0185 | Search and Rescue Fund (SUPPORT)

- Sitting on House 3rd reading calendar at the moment. More updates to come after it receives its hearing, but there is no indication to believe that there is strong opposition to this legislation.

H0233 | Agriculture Protection Areas

- Sponsors of this bill agreed to pull it. IAC has been working on language to address concerns raised in the committee. They removed the cap on county fees that are allowed to be charged and other elements that will help streamline the administrative process. The APA fund also no longer requires county administration and will be administered by the soil and water conservation districts. Counties will no longer have a role in this process.

Owyhee Treasurer Annette Dygert motioned to remove opposition from H0233 and continue monitoring the new draft. Seconded by Minidoka Commissioner Jared Orton. Motion carried.

H0267 | Boards of Commissioners (SUPPORT)

- New version of H0210, that has to do with synopsis publishing.

S1083 | Domestic Water

- Scheduled for a hearing on Monday. Sounds like at the moment the plan will be to send it to the 14th order in the Senate for amendment. A major change that will be made is that the original provision for the Director of the Department of Water resources in regard to enforcement, will be put in the hands of the counties as originally intended.

S1089 | Waste Tire Recycling (SUPPORT)

- Up for hearing tomorrow afternoon. Updates to come.

Highway District Special Levy (SUPPORT)

- Can be removed from the agenda. It will not advance this year.

Kilowatt Hour Tax

- There is a new draft being written. A big change that will take place is the collection and remittance process of the tax. It will streamline the process so that the tax commission remits the funds to the county. When a new draft is circulated, there will be more updates.

Property Tax Relief

- Ongoing negotiations between House and Senate as to what should be included in the bill. The Senate would like other things to be included in the tax relief bill, and hopefully more movement will take place by next week.

New Legislation

H0129 | Land Bank Fund

- After IAC had a conversation with the Director of the Farm Bureau, this bill was put on the agenda and it will allow for more lands to be transferred to the State. Take an opportunity to look at this language and feel free to provide feedback next week.

H0226 | Mines and Mining (remove from agenda)

- Will be removed from the agenda.

H0241 | Public Health District Boards (monitor)

- Would require board members of public health districts to only be county elected officials. Another change would allow the board of county commissioners to appoint an elected official to represent their county on the board. It also reduces the term from 5 years to 2 years. It also allows for reappointment without limit (as language currently stands).

Minidoka Commissioner Jared Orton motioned to support H0241, seconded by Canyon Commissioner Zach Brooks. Motion did not pass.

Bingham Assessor Donovan Harrington motioned to monitor H0241, seconded by Madison Commissioner Brent Mendenhall. Motion carried.

H0253 | Public Records, Requests, Residents (SUPPORT)

- It increases the out of state resident time frame for public records requests from 21 days, to 30 days. It would also make it so you can charge for covering the actual costs for out of state residents.

Clearwater Sheriff Chris Goetz motioned to support H0253, seconded by Owyhee Treasurer Anette Dygert. Motion carried.

H0261 | County Jails (SUPPORT)

- Would increase reimbursements to the sheriff for housing State inmates. Would increase payments to \$150 and \$200 to supplement the costs associated with this issue. It is really a statement bill for now, to bring light to the issue.

Kootenai Commissioner Bruce Mattare motioned to support H0261 and send a letter of support to the committee, seconded by Canyon Commissioner Zach Brooks. Motion carried.

H0266 | Idaho Building Code Act (SUPPORT)

- Would create a couple of new sections to allow for virtual reinspections, including for local governments that would allow the counties to authorize live, virtual reinspections. If inspection is requested by a permit holder and it can't be done within 15 days, then the bill includes authorization to hire a third party inspector, who would then be required to notify the counties, and the third party inspector would be required to send the results to the local government. A permit holder that obtains a third party inspection, they are allowed to receive a refund from the local government.

Minidoka Commissioner Jared Orton motioned to support H0266, seconded by Jerome Commissioner Ben Crouch. Motion carried.

H0271 | Advertising Illegal Products & Services (monitor)

- Rep. Boyle and Senator Lakey are the sponsors of this bill. Would make it illegal through any medium to advertise products that are illegal at a federal, state, or local level within the State of Idaho. ISA supported this bill last year. There were concerns about the clarification on reservations casino advertisements, social media and radio waves. Especially considering the enforcement on social media websites. Updates to come next week after IAC meets with bill sponsors to get clarification.

S1067 | AI Regulation Limitations

- The bill would disallow any regulation of use of AI, including local governments. The intention was to protect freedom of speech, but the sponsor believes that the bill needs to be worked on some more. AIC's deputy director mentioned that he had conversations with the legislator that brought this bill to light, and that it doesn't seem like it will move forward due to necessary adjustments.

S1112 | Flow Control & Solid Waste (OPPOSE)

- Discussed above under H0143.

Minidoka Commissioner Jared Orton motioned to oppose S1112 Solid Waste Disposal Responsibility, seconded by Madison Commissioner Brent Mendenhall. Motion carried.

Potential New Legislation

Defense of State Law - Political Subdivisions (SUPPORT)

- This bill is coming from legal counsel for ICRMP, and is intended to address an issue that has recently popped up. This would allow a county who is sued on the basis of an implemented law, the county could get assistance through the state fund set aside for the litigation, and could provide additional legal fund assistance.

Vice Chair Tom Dayley motioned to support this legislation, seconded by Canyon Commissioner Zach Brooks. Motion carried.

Idaho Public Defense Act

- Discussed previously.

Burden of Proof and Proration (monitor)

- It is also the proration bill from last year, along with the burden of proof. The burden of proof language. In 2019, there was an assessor's office who changed values because that county had been out of compliance with values, and a new assessor raised the values up and there were 3000 to 5000 appeals in that county this year. Burden of proof portion of this draft. Burden of proof changes will not affect commissioners at all, it mostly affects the prosecuting attorneys and assessors. The burden of proof would fall on the assessor if the value raised over 10% or more than the previous last year value OR if the assessor hadn't met the equalization over the last 3 years. A suggestion from IAC is to change the 'OR' portion to an 'AND'.

Coroner Confidentiality (SUPPORT)

- The goal of this legislation is to help address privacy surrounding coroner confidentiality and protect citizen records. A major piece of language includes that the name of individuals under the age of 18 should not be disclosed without consent of parent or guardian.

Clearwater Sheriff Chris Goetz motioned to support this legislation, seconded by Valley Coroner Scott Carver. Motion carried.

Coroner Final Disposition (SUPPORT)

- A constituent concern from an employee of a funeral home, and wants to go to work with the coroner's office, but current statute limits this ability. This draft addresses this.

Valley Coroner Scott Carver motioned to support this legislation, seconded by Owybee Treasurer Annette Dygert. Motion carried.

General Discussion

- Examine Senate Bill 1115 on Transportation.
- Regarding self-defense, take a look at RS32215, from Senator Zito. Have your prosecuting attorneys take a look at it, the draft should have been sent out to prosecutors.

Adjournment @11:50

IAC Legislative Committee

MEMBERSHIP

*MEMBERS HIGHLIGHTED WERE IN ATTENDANCE

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

ALTERNATES

<p style="text-align: center;">Phil Lampert <i>District 1: Benewah Commissioner</i></p> <p style="text-align: center;">Brad Higgins <i>District 2: Idaho Commissioner</i></p>	<p style="text-align: center;">Eric Jackson <i>District 5: Bingham Commissioner</i></p> <p style="text-align: center;">Shayne Young <i>District 6: Jefferson Commissioner</i></p>	<p style="text-align: center;">Elizabeth Mahn <i>LACT: Ada Treasurer</i></p> <p style="text-align: center;">Vacant <i>IPAA:</i></p>
---	---	---

<p>Zach Brooks <i>District 3: Canyon Commissioner</i></p> <p>Vacant <i>District 4:</i></p>	<p>Josh Dison <i>IACA: Elmore Assessor</i></p> <p>Kim Keeley <i>IACRC: Teton Clerk</i></p>	<p>Matt Clifford <i>ISA: Ada Sheriff</i></p> <p>Pam Garlock <i>ISACC: Boise Coroner</i></p>

***More attendees listed below**

IAC Staff

- Seth Grigg
- Sara Westbrook
- Kelli Brassfield
- Chase Christensen
- Clay Boeckel

More