

**Idaho Association of Counties  
Legislative Committee Meeting Minutes**

3100 S. Vista Ave., LGC room | Boise, Idaho | January 11, 2017 | 1:30 pm

**IN-PERSON** or Call in # 208-717-1950

Members Present:

Chair: Joe Larsen, Cassia Clerk  
Vice-Chair: Jim Tibbs, Ada Commissioner  
IACA: Justin Baldwin, Gooding Assessor  
IACC: Terry Kramer, Twin Falls Commissioner  
IACRC: Carrie Bird, Clearwater Clerk  
IACT: Donna Peterson, Payette Treasurer  
ISA: Chris Goetz, Clearwater Sheriff  
ISA Alt. Vaughn Killeen, ISA Executive Director  
ISACC: Jeff Fanter/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 4 Alt. Larry Schoen, Blaine Commissioner  
District 6 Abbie Mace, Fremont County Clerk

Members Not Present:

Tracie Lloyd, Canyon County Treasurer  
IPAA: Bryan Taylor, Canyon Prosecutor  
IPAA Alt. Holly Koole, Ada Deputy Prosecutor  
ISACC Alt. Pam Garlock, Boise Coroner  
District 1 Alt. Glen Bailey, Kootenai Commissioner  
District 3 Alt. Vicky McIntyre, Ada Treasurer  
District 5 Ladd Carter, Bingham Commissioner  
District 6 Alt. Shelly Shaffer, Butte County Clerk

Other Guests:

Kelli Brassfield - IAC  
Teresa Baker - IAC  
Lorna Jorgensen – Ada County Prosecutor’s Office  
Larry Maneely –Ada County Commissioner’s Office  
Tracie Llyod – Canyon County Treasurer

1:30 pm      **I. Call to order** - Chair Joe Larsen

- A. Introductions
- B. Approval of January 4, 2017 Minutes.

***Gordon Cruickshank made a motion to approve the minutes from January 4, 2017. Jim Tibbs seconded. Motion carried.***

- 1:35 pm **II. IAC Legislative Committee Structure/Process** (Review)
- A. Meeting Schedule – Next meeting reminder 1-18-17 by phone
  - B. Presentation of county related bills

1:55 pm **III. IAC Legislative Resolution Priorities** (Update w/ possible action)

Teresa Baker mentioned that she created a table to let everyone know which IAC staff is responsible for what legislation. Larry Schoen asked if IAC would attach current legislation to the email with the agenda for each meeting. Joe Larsen mentioned that maybe a shared Google drive folder could be developed for everyone to access. Donna Peterson said that in the past there was a link on the agenda to each piece of legislation. That link will be included going forward.

**A. Early Voting**

Kelli Brassfield stated that she will follow up with May Lou Hansen to see if Rep. Loertscher was willing to be a sponsor.

**B. Missed Property Roll**

No update.

**C. Open Meeting Notification**

No update.

**D. Recording Fees for Irrigation Districts**

Kelli Brassfield stated that there is a conference call scheduled for tomorrow 1/12/17 with the workgroup members and clerks to discuss the concerns of the IDWA.

Carrie Bird spoke with Patty Temple about her intent behind this legislation and stated that it was simply to clean up the statute. They did discuss the filing vs. recording concern and they both agree that they are one in the same. Abbie Mace stated that Rep. Dell Raybold could be a possible sponsor. Kelli Brassfield will follow up after the conference call and speak to Rep. Raybold.

**E. Records Retention for LE media**

Teresa Baker stated that the previous conference call was rescheduled for 1-13-17 and will have an update at the next meeting.

**F. Rule of 80**

Teresa Baker stated she spoke with Sharon Harrigfeld and the print hearing for this legislation is in House Judiciary and Rules Committee on Tuesday 1/17/17. Teresa has a meeting scheduled with Rep. Malek to discuss being a sponsor for this legislation.

Jim Tibbs mentioned that the rule of 80 and 90 have been a battle over

the years. He asked Teresa to please remind him of whom this would include. She clarified that the JDO, JPO, MPO and dispatchers would be included in this legislation. The prosecutors have asked if they could be included but they were too late. It was mentioned that other groups have wanted to be included. These other groups will have to go through an appropriate process on their own to have that done.

#### **G. Whistleblowing/Protection of Employees**

Teresa Baker stated she would speak with Senator Lodge about becoming a sponsor.

#### **H. Equity Funding/Magistrate Court**

Teresa Baker stated that IAC has not been able to have a conversation with AIC yet but will be having that communication soon. Jim Tibbs mentioned it would benefit us to keep things simple so that we don't draw out questions that we are unable to answer. We don't want to back ourselves into a corner.

Larry Schoen asked if the new language drafted would include all the district judges for each county or one judge. Jim Tibbs stated that it would be the judges' panel in each district.

Larry Schoen also asked if the statute would include a standard for what should be paid. Jim Tibbs stated the intent of the language is to be decided on a district-by-district basis to assure some flexibility. This would allow for different demographics to be considered and tailored to each specific district.

2:30 pm

### **IV. Non-IAC Legislation (Discussion/Action)**

#### **A. Flat Recording Fee**

Kelli Brassfield reviewed the excel spreadsheet. She mentioned that per the survey results, there are ~41% that would support this legislation at their county level, ~50% would recommend the legislative committee support, and ~33% would see an increase in revenue. Kelli Brassfield also asked the clerks how they feel about entering into an MOU for the review of the fees.

Dan Chadwick asked why the ILTA did not want to put the fee review in the statute, as it would be more effective in the statute. Abbie Mace agreed stating that it needs to be in statute because otherwise it will get lost and the MOU doesn't have any authority.

Abbie Mace asked if we could change the language stating there is a review every other year? Donna Peterson asked if it was necessary to review this fee every two years and maybe the review could be done the same year as the general election? Joe Larsen asked if everyone would be ok with every four years. The committee agreed to a review

every four years. Kelli Brassfield will follow up with the ILTA to let them know the legislative committee generally supports the bill but would like to see the review of the fees placed in statute. Once the ILTA has an actual draft bill, the committee will take a formal position.

**B. Senator Thayn Healthcare Bill**

Kelli Brassfield stated that the intent of this bill is to provide primary care to people under 100% of the FPL. The funding for this proposal should be coming from the state. This funding should be covering the cost of the primary care for these people and should also cover the administration costs for the county.

Jim Tibbs mentioned Ada County doesn't like it. He stated that the proposal is very limiting. Gordon Cruickshank asked where the money is coming from. Kelli Brassfield stated that the funding to cover this proposal would be coming from the state. Sen. Thayn is looking at \$13.5 million to cover 15 million people across the state. His hope is to help lower indigent a little by providing primary care.

Donna Peterson and others agreed that they believe this proposal is not what the counties are looking for. Kelli Brassfield asked the members of the committee to please review this proposal with their Indigent Directors. Sen. Thayn is going directly to them for feedback and presentation. We need everyone at the county level to understand what this proposal does and have our voice heard from the committee, not our Indigent Directors.

Jim Tibbs stated that in Ada County, the case numbers have begun to increase. He also mentioned that accountability is great but the people who come through the indigent offices do not respond to this type of accountability.

Carrie Bird asked who the providers are going to be. Kelli Brassfield stated that Senator Thayn believes that once the program is in place, primary care providers will be very eager to sign up to become active members of this process. Carrie Bird stated she doesn't think the \$600 is enough to cover primary care for these people.

Larry Schoen stated that this legislation does not appear to be a good thing for our counties. Terry Kramer stated he views it as an unfunded mandate.

Kelli Brassfield asked the committee if they would like to wait for his printed bill or did they want to take a position on the current draft? Terry Kramer stated that because of the consensus of opposition, it does not appear that it would matter when they take a position. Donna

Peterson said that based on the present bill, we could oppose this today.

***Donna Peterson made a motion that IAC oppose Senator Thayne's draft and the Committee does not see a way that it could be modified to garner support. Abbie Mace seconded. Motion Carried.***

### **C. Senator Hagedorn Healthcare Bill**

Kelli Brassfield stated that this is like the other proposal in the fact that it is for primary care. It like the other does not cover emergencies. The IDHW would run this program and the state will fund this proposal. Donna Peterson mentioned that she likes that IDHW is to take care of the administrative aspect.

Jim Tibbs asked about what happens if the funding runs out. Kelli Brassfield responded that people utilizing this program would go back to the county Indigent Fund if the funding runs out.

Larry Schoen asked if this proposal covers all of the people under 100% FPL that we wanted to cover. Kelli Brassfield stated that this program would cover everyone's primary care but not comprehensive care. Larry Schoen asked about the position of IAC in regards to covering the gap.

Kelli Brassfield stated that at the annual IAC Conference in September, the IAC membership did pass a motion to support the concept of covering the gap population with an Idaho-based comprehensive solution. Larry Schoen asked, "Why would we support this if it doesn't do what we want?"

Dan Chadwick mentioned that the committee should think about the idea that this may be the only bill we see. He doesn't see that there is support for close the gap in the Idaho Legislature.

Gordon Cruickshank stated that Senator Hagedorn is not taking on the entire gap. He is only taking a step to fixing the healthcare issue. We may convey that we like his concept but we know that it is going to take more than primary care.

Jim Tibbs asked if a decision has to be made today. Kelli Brassfield stated that bringing this proposal forward was more for feedback. Terry Kramer said he thinks this is a good step but he still needs to work on the close the gap.

Joe Larsen asked Kelli Brassfield to convey the committee's concerns and ask that he keep moving forward and we will continue working forward as well.

#### **D. BTA**

Joe Larsen stated Mr. Wallace brought this proposal to our membership, as he was desirous of our support. He asked if the Committee felt we should have any involvement or extend our support. Justin Baldwin mentioned that the Assessor's legislative committee stated they would like to stay neutral.

Donna Peterson stated that she thinks they are just making sure that we don't object because of our reputation at the legislature. Vaughn Killeen asked if the BTA is bringing this forward themselves or if it is going through the governor's office? Teresa Baker stated that it is on the DFM website and has gone through the governor's website. (<https://dfm.idaho.gov/legislation/2017LegislationIndex.html>)

3:00 pm

#### **V. Other Business (Discussion)**

Teresa Baker stated that she created a shared Google drive folder and the link was emailed to everyone.

Lorna Jorgensen mentioned that Ada County is going to pursue legislation that allows self-insured counties to act as surety to cover notaries.

Gordon Cruickshank mentioned that Rep. Gestrin wants to change boat inspection violations regarding invasive species from a misdemeanor to an infraction. If the invasive species are brought in the state by boats from out-of-state waterways, this could potentially impact us substantially.

Abbie Mace mentioned this would impact Fremont County greatly as Montana has a lot of issues with invasive species. Fremont County is considering a 24 hr. inspection site. Joe Larsen stated that Cassia County also has issues with boat inspections revealing introduction of quagga mussels as an invasive species coming from out-of-state across the Utah border.

Abbie Mace stated that Fremont County increased hours of operation from sun up to sun down. They also gave law enforcement some funds to help catch more people, which have helped with better compliance.

Joe Larsen said it would be important to continue following this issue.

3:30 pm

#### **VII. Adjourn**

*Justin Baldwin made a motion to Adjourn. Donna Peterson seconded. Motion carried.*