

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

3100 S. Vista Ave., LGC room | Boise, Idaho | January 18, 2017 | 1:30 pm

Conference Call # 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 Alt. Tracie Lloyd, Canyon Treasurer
ISA: Chris Goetz, Clearwater Sheriff
ISA Alt. Vaughn Killeen, ISA Executive Director
ISACC: Dotti Owens/Jeff Fanter, Ada Coroner
District 1: Glenda Poston, Boundary Clerk
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 5: Ladd Carter, Bingham Commissioner
District 6: Abbie Mace, Fremont Clerk

Members Not Present:

IACT: Donna Peterson, Payette 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 4 Alt. Larry Schoen, Blaine Commissioner
District 6 Alt. Shelly Shaffer, Butte Clerk

Other Guests:

Lorna Jorgensen, Ada Prosecutor's Office
Larry Maneely, Ada Commissioner's Office
Phil McGrane, Ada Clerk's Office
Patty Temple, Minidoka Clerk
Teresa Baker, IAC Staff
Kelli Brassfield, IAC Staff

1:30 pm

I. Call to order - Chair Joe Larsen

- A. Introductions
- B. Approval of January 11, 2017 Minutes.

Glenda Poston made a motion to approve the January 11, 2017 as amended. Helen Edwards seconded. Motion carried.

1:35 pm

II. IAC Legislative Committee Structure/Process (Review)

- A. Meeting Schedule – Next meeting reminder 1/25/17 @ Washington office
Kelli Brassfield informed everyone that the next meeting would be held at the Washington office as AIC reserved the Vista office conference room. All other meetings after the January 25th will be at the Vista office.

1:55 pm

III. IAC Legislative Resolution Priorities (Update)

A. Early Voting

Kelli Brassfield mentioned that she met with Senator Hagedorn. Kelli asked the senator if he would be interested in sponsoring this legislation. He said that he would read it and if he could help he would. He mentioned that he might find a junior legislator that needs some experience and have them be a sponsor. Senator Hagedorn stated he would let us know very soon.

B. Missed Property Roll

Kelli Brassfield stated that Donna Peterson had called her earlier in the week to let us know that she contacted Sen. Lee about becoming a sponsor on this legislation. Senator Lee agreed to sponsor this legislation.

C. Open Meeting Notification

Kelli Brassfield mentioned that she met with Senator Hagedorn. Kelli asked the senator if he would be interested in sponsoring this legislation. He said that he would read it and if he could help he would. He mentioned that he might find a junior legislator that needs some experience and have them be a sponsor. Senator Hagedorn stated he would let us know very soon.

D. Recording Fees for Irrigation Districts

Kelli Brassfield stated that there was a conference call with members of the IDWA and some of the IAC clerks. The conference call went well.

Carrie Bird mentioned that her interpretation of the call was she thought the irrigation districts wanted us to amend our legislation because they were not ok with the fee part.

Patty Temple stated that she had a meeting after the conference call with three irrigation districts from her county and they could not believe that the Nampa Meridian Irrigation District does not want names recorded. Patty stated that if they do not want us to record the names, we could simply go back to the filing for \$2.

Patty Temple mentioned that when these lists are recorded, the public knows and the title companies know these lists exist. If they are simply filed in the back of the vault, people don't know they are there. Irrigation districts in Minidoka County would prefer to have the lists recorded because it is more useful and if they are going to go through the trouble to make the list then it should be recorded.

Joe Larsen stated that the Burley Irrigation District spoke to their attorney because of a lien issue. The district wondered why a lien did not appear on a property when it was sold. If the list had been recorded the title company would have known it was there and the lien would have been satisfied when the property sold.

Joe Larsen mentioned there was much discussion about Ada County's process in the conference call. He asked, "Why didn't Ada County bring this up at the Annual

Conference if they didn't want to record these lists?" Phil McGrane stated that he doesn't think that Ada County has any issue with this legislation and that is why no one spoke up. Joe Larsen said the IDWA characterized Ada County as not being ok with the legislation and we should be looking at what Ada County does and emulate.

Phil McGrane stated that Ada County would follow the clerks on this issue. He also mentioned that he believes they can absorb the additional workload.

Carrie Bird stated that she believes they want us to follow a process that is old school and they need to come to the new age. Abbie Mace agreed with Carrie also stating they were trying to turn our legislation into something that it wasn't. I think he wanted us to attach these to the property directly and we attach to the names only.

Joe Larsen said we would keep moving forward and see how the IDWA meeting goes next week.

E. Records Retention for LE media

Teresa Baker met with Rep. Malek and he was amenable to becoming a sponsor. He did state he might try to have a junior legislator work with us on this. Teresa Baker and Kelli Brassfield spoke with pro tem and Sen. Hagedorn and they are both supportive. The conference call with ACLU is still coming. The ACLU would like to see a statewide model for LE media.

F. Rule of 80

Teresa Baker stated she had a print hearing yesterday (January 17, 2017) and the committee moved to print this legislation. Teresa did state that we need amend our statement of purpose as it was missing some information. We did receive a few questions but we have all the answers for them. Paul Amador may sponsor this legislation. We did have a few that voted against but we will reach out to them and see if we can get them to support it. Teresa Baker stated the goal for the hearing is to have a full committee room full of supporters, willing to testify.

G. Whistleblowing/Protection of Employees

Teresa Baker is working on the legislative history and found this bill/statute originally went through the human resources committee and so we will go through this committee instead of the Judiciary and Rules Committee. Teresa is working on determining which side of the house to start in.

H. Equity Funding/Magistrate Court

Teresa Baker stated she spoke with AIC and they have not had a meeting to discuss this. Teresa did not give Seth Grigg the draft language; however, she did tell him what our thoughts are. The cities do not like the idea of having the judges making these decisions. They do not like the way the judges make decisions and they don't want the judges telling them what to do. Teresa stated she would wait for the cities to have their meeting on this issue and see if they come back to us with language.

Jim Tibbs stated that he thinks the cities are going to drag this out as long as they can since they have been noncompliant since the original order in 1994.

2:30 pm

IV. Non-IAC Legislation (Discussion/Action)

A. Senator Thayn Healthcare Bill

Kelli Brassfield asked if we could clarify the process on county related bills. Senator Thayn and Representative Kerby were disappointed they did not get a chance to present their health care bill to the committee. The discussion lead to a result of: once a presenter has his bill RS, then he/she will be able to present to the committee. After the presentation, the presenter will leave the meeting so further discussion can take place.

The committee may or may not make a decision to take a position on said bill at the meeting in which it is presented. Having clarified the process, the committee decided to allow Senator Thayn and Representative Kerby to attend the next meeting to present and hear/answer concerns. Kelli Brassfield will reach out to both legislators. By reaching out to them and allowing them to present, it will foster our ongoing relationships with them.

B. Flat Recording Fee

Kelli Brassfield stated that she spoke with Martin Bilbao. She told Martin that the committee has decided they are ok with the concept of this legislation; however, they would really like to see the review of the fees in the statute. Martin Bilbao told Kelli he would take that back to the ILTA and see how they feel about it. Kelli Brassfield mentioned that she saw Martin since that initial conversation and he is in the drafting process. Once the draft is RS, it will be added to the committee agenda for more discussion.

C. BTA

Kelli Brassfield stated she followed up with Steve Wallace to let him know that the committee review the BTA draft and there is no cause for concern. The committee did not take position on this legislation.

D. Invasive Species

Gordon Cruikshank stated he would follow up with IDPR.

Kelli Brassfield mention there was a stakeholder meeting this week and she will get an update on that. Kelli mentioned that it appears that there will be legislation from Representative Gestrin.

Teresa Baker stated that Eric Anderson was outraged by the idea changing this statute to reduce the violation from a misdemeanor to an infraction. He stated that it isn't the normal everyday person that it will affect. It is the boat carriers that wait for stations to open. If it is changed they will just continue on through without stopping for inspections. An infraction will not be enough of a deterrent for them to follow the process.

E. Park Model

Justin Baldwin stated that this draft is proposing that the registration fee is to go to the taxing district but this revenue is based on the levy % and so we are not getting the full fee. Justin said he doesn't see it covering the administration fees. This bill will come back on the next meeting so Jack Lyman can attend to give a presentation and answer any questions.

3:00 pm

V. Other Business (Discussion)

A. Legislature week 1 review

Teresa Baker mentioned that IAC received the annual report for public defense commission and she will send that out to everyone, as well as add it to the shared Google Drive. The proposed rules are going to the legislature on Thursday January 19, 2017. JFAC has passed the supplemental bill to fund the caseload study. ACLU will oppose all the rules without the caseload standards.

Joe Larsen asked who took Kimber Ricks position on the IPDC. Teresa Baker stated Shelly Daniels, Oneida County Prosecutor is Kimber's replacement. Teresa also mentioned to please feel free to contact Shelly if you have questions. She is our representative and we won't be getting another position on the commission.

STC – Kelli Brassfield mentioned that the State Tax Commission presented rules to the legislature today and had a Property Tax Committee Meeting yesterday. The Property Tax Committee is working on rules that pertain to deed interpretation and abstracts.

Abbie Mace mentioned that the State of the Judiciary sounded like the counties may lose a magistrate judge in each county. Abbie asked if IAC could follow this. Carrie Bird stated that her interpretation was that the reason this is being considered is because the judges travel a lot and it is getting very expensive.

Phil McGrane mentioned that Ada County has a bill that would have schools closed on Election Day. He has a sponsor.

Elections – Kelli Brassfield mentioned that there is an interesting bill sponsored by Senator Burgoyne. This legislation provides for what is commonly referred to as a Top 2 Primary. All political party and independent candidates for a partisan political office will appear on a single primary ballot and the two candidates receiving the most votes in the primary will be placed on the general election ballot. A voter's ability to vote for a candidate will no longer be limited by whether he or she is registered to vote as a member of a particular political party, and taxpayers will no longer be required to pay for individual political party contests in which they cannot participate.

Gordon Cruikshank mentioned there is a letter to congressional leadership to have them back off on the BLM Planning 2.0 rule changes to allow the counties more time to review the changes and impacts.

3:30 pm

VII. Adjourn

Tracie Lloyd made a motion to adjourn. Carrie Bird seconded. Motion carried.