



Idaho Association of Counties
Legislative Committee Meeting Agenda
Conference Call | Boise, Idaho | February 15, 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: Donna Peterson, Payette Treasurer
IACT Alt.: Tracie Lloyd
IPAA: Bryan Taylor, Canyon Prosecutor
ISA: Chris Goetz, Clearwater Sheriff
District 1: Dan Dinning, Boundary Commissioner
District 1 Alt.: Glenda Poston, Boundary Clerk
District 2: Chris Goetz, Clearwater Sheriff
District 2 Alt.: Pat Vaughan, Latah Assessor
District 4: Helen Edwards, Gooding Commissioner
District 4 Alt.: Larry Schoen, Blaine Commissioner
District 5: Ladd Carter, Bingham Commissioner
District 6: Abbie Mace, Fremont Clerk

Members Not Present:

IPAA Alt.: Holly Koole, Ada Deputy Prosecutor
ISA Alt.: Vaughn Killeen, ISA Executive Director
ISACC: Dotti Owens
ISACC Alt.: Pam Garlock, Boise Coroner
District 3: Gordon Cruickshank, Valley Commissioner
District 3 Alt.: Vicky McIntyre, Ada Treasurer
District 6 Alt.: Shelly Shaffer, Butte Clerk

Other Guests:

Phil McGrane, Ada Clerk's Office	Jim Brannon, Kootenai Clerk
Lorna Jorgensen, Ada Prosecutor's Office	Teresa Baker, IAC Staff
Kelli Brassfield, IAC Staff	ISACC: Jeff Fanter, Ada Coroner

- 1:30 pm **I. Call to order** - Chair Joe Larsen
- A. Roll Call
 - B. Approval of February 9, 2017 Minutes.
Abbie Mace made a motion to approve the minutes from February 9, 2017. Chris Goetz seconded. Motion carried.
- 1:35 pm **II. IAC Legislative Committee**
- A. Meeting Schedule – Next meeting reminder 2/22/17 In-Person 1:30 pm at the downtown IAC Office conference room, 700 West Washington Street in Boise

1:40 pm

III. Non-IAC Legislation (Discussion/Action)

A. Building Code Amendments – Marc Eberlein

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/S1067.pdf>

Kelli Brassfield stated that this bill would add in a definition for “owner builder” and would then allow the “owner builder” to be exempt from the local building codes. Dan Dinning asked if someone could explain the once in a seven-year term. Kelli Brassfield stated that it appears an applicant is only able to apply for this exemption once every seven years.

Pat Vaughn mentioned that individuals in his area had some very negative feelings, as it would drive up insurance costs. Jim Tibbs stated that Ada County is against it also. Larry Schoen stated that we have seen the effects of insufficient building codes this year with the weather that we have experienced and this is not good.

Donna Peterson made a motion to oppose SB1067. Helen Edwards seconded. Motion carried.

B. Invasive Species – Sen. Rice

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/S1068.pdf>

Senator Harris stated that our water is under threat from certain types of mussels. They have been found in a lake in Montana. There have been some working groups to try to address this issue. Some recommendations have been made and this bill addresses a couple of them. The first part of this bill provides for a policy advisor in the Office of Species Conservation. They would act as a coordinator between the stakeholders. The department of Ag has been working on this right now and this change would make them report to the Governor. There has been some concern with this bill, as it would go against the thought of protecting species because we want to eradicate these mussels, which process could cause some of our fish in the state to be placed on the endangered species list.

Joe Larsen asked about the funding. Senator Harris stated the funding would be one FTE with \$186K. The funding for the programs will be a different bill. It is currently funded with boat fees. There would be an additional amount of \$3.2M to fund the program itself. We would be moving some stations and there could be additional stations. A lot of the funding would be going to the security/law enforcement of the stations and would be coming from the general fund, so someone would probably be losing a little bit.

Dan Dinning asked how the funds would be allocated? Joe Larsen mentioned it is possibly prioritized where threats are deemed greatest. Chris Goetz stated that he supports this, as they have many boats on the lake from Montana.

Dan Dinning asked if this bill would take away the ability for this group to have an additional FTE? Senator Harris stated this bill would create a new position and so will not detract from the current status of that office.

Teresa Baker reminded everyone that there is a joint committee meeting next Wednesday, February 22, 2017, at 1:30 to discuss invasive species. The group decided to hold off on a motion until the next meeting.

C. State Land Purchases – Sen. Vick

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/S1065.pdf>

Ladd Carter mentioned that the state has not had very good state neighbors.

Larry Schoen stated that Blaine County is not in favor and that line 17-21 includes justification for this and doesn't need to be there. These transactions are case-by-case situations. The number of acres doesn't equal value. This is just an example of the state trying to micromanage these types of purchases.

Dan Dinning mentioned that he has seen the impacts of state purchases. Most of them were done under the radar. He thought that had changed and there is an MOU with Fish and Game to help with this. We can't just have a one size fits all.

Pat Vaughn mentioned that he feels this would constrain what someone can do with his or her property. Pat also asked for more time to discuss this issue with his commissioners.

This will be put on next agenda.

D. Assessment Notices – Rep. Nate

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/H0154.pdf>

Jim Tibbs stated that Ada County is very opposed to this because it would require the treasurer to do a lot more work of tracking down all of the information that goes on this notice. Donna Peterson stated that after the research done over the last week, this is a lot of work for the treasurers.

Justin Baldwin stated that there is an accountability issue with the schools maybe Rep. Nate could have them provide this information to tax payers.

Donna Peterson made a motion to oppose HB154. Ladd Carter seconded. Motion carried.

E. Early Election – Rep. Manwaring

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/H0150.pdf>

Kelli Brassfield stated that this bill would allow early voting to begin on the fourth Monday prior to the election and no later than the second Monday prior to the election.

Phil McGrane mentioned that he worked with Rep. Manwaring on the original bill and this would allow the clerks to decide when that start date would be instead of them giving us a date specific. The hearing for HB150 is tomorrow morning, February 16, 2017. He wished they wouldn't constrain the time frame; however, with this draft we do have some flexibility.

Teresa Baker asked Phil McGrane what his feeling about early voting was in general. Phil McGrane stated that he feels they are trying to get rid of the over-the-county absentee ballots. They are also concerned about absentee voting happening way too early and could see in the future they may look at revamping early voting entirely.

Dan Dinning asked the group, why would we want to limit the ability for someone to vote. This is limiting the ability to vote, rather than promoting voting. Abbie Mace stated she agreed with Dan Dinning and felt they would be limiting access to the ballots.

Ladd Carter asked the clerks if there are some that feel that three weeks is not long enough. Abbie Mace mentioned that the problem with starting earlier is the county needs to have their supplies and media. To start earlier would require the use our paper ballots because we do receive our media in time to do this.

Pat Vaughn made a motion to oppose HB150. Dan Dinning seconded.

Ladd Carter stated that he didn't see this limiting what we are already doing. Kelli Brassfield and Teresa Baker asked the group to wait to move forward with a motion until after the IAC early voting legislation is talked about.

Pat Vaughn withdrew his motion.

(See discussion about IAC early voting legislation).

Pat Vaughn made a motion to oppose HB150. Dan Dinning seconded. Motion carried.

F. Tax Bills

1. HB116

- i. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/H0116.pdf>

Pat Vaughn recommends supporting this bill.

Teresa Baker mentioned that the bill might be pulled, as the intent isn't what the sponsor originally thought.

2. HB117

- i. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/H0117.pdf>

Teresa Baker stated that this would affect the bonding of the counties and the local taxing districts. Justin Baldwin suggested that the replacement dollars be reviewed.

2:45 pm

IV. IAC Legislative Resolution Priorities (Update)

A. Recording Fees for Irrigation Districts

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/S1084.pdf>

B. Missed Property Roll

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/S1080.pdf>

C. Magistrate Court Funding

D. Open Meeting Notification

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/S1085.pdf>

E. Early Voting – Need more History

Kelli Brassfield stated that there is some confusion on the actual intention of this legislation. With the resolution are we looking to strike the whole last line in section 7 of I.C. 34-1012 or just to strike the last part in the regard to proclamation of the name. Teresa Baker mentioned that if we want to strike the whole line it could be interpreted that we want to eliminate the exit book and with the talk about elections from this past election, we may not get very far.

Phil McGrane stated that when he spoke with Mary Lou, it was her intention to strike the entire line. This is a perception thing but they don't see that. Her goal was to get rid of the exit book, so that we didn't have a redundant process. She was trying to align the early voting process with what is actually happening.

Carrie Bird stated that maybe Mary Lou would be okay with amending the legislation to just strike the proclamation of the name. Dan Dinning asked if IAC could talk to Mary Lou and see if she is ok with it.

Kelli Brassfield and Teresa Baker reminded everyone about HB150 and that if we oppose it, we might have even a bigger battle. Phil McGrane stated that these are two different issues and we could take a neutral stance on Manwaring's bill. He said this could be a tough battle for Kelli and Teresa.

Carrie Bird made a motion to amend language in the IAC early voting draft to only strike the proclamation of the name in section 7 of IC 34-1012. Abbie Mace seconded. Motion carried.

Go back to HB150 for motion.

F. Records Retention for LE media

G. Rule of 80

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/H0021.pdf>

H. Whistleblowing/Protection of Employees

1. <https://legislature.idaho.gov/wp-content/uploads/sessioninfo/2017/legislation/S1076.pdf>

3:15 pm

V. Other Business (Discussion/Action)

A. Tax Refund Seizures – Sen. Burgoyne

Teresa Baker reviewed this draft to explain that the intent is to seize tax returns to help pay for probation and parole fees. The group felt that they might like this draft if it is printed and will discuss again at that time.

B. School District Trustee Election – Sen. Souza

Phil McGrane stated that he spoke with Senator Souza and let her know that this may create problems with the clerks as there might not be an election in May.

Abbie Mace made a motion to not take a position on this issue. Carrie Bird seconded. Motion carried.

C. Magistrate Reassignment – HB1104

Abbie Mace made a motion to hold this bill in committee. Carrie Bird seconded. Motion carried.

D. Law Clerks HB175

Helen Edwards made a motion to support HB175. Carrie Bird seconded. Motion carried.

E. Ada County Election Bill – Phil McGrane

Chris Goetz made a motion to support HB196. Abbie Mace seconded. Motion carried.

3:30 pm

VI. Adjourn