

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

Conference Call | 700 W. Washington St., Boise, Idaho | February 13, 2019 | 10:00 am
Conference Call 208-717-1950

Members Present:

Chair: Chris Goetz, Clearwater Sheriff
Vice-Chair: Donna Peterson, Payette Treasurer
IACC: Doug Zenner, Nez Perce Commissioner
IACRC: Carrie Bird, Clearwater Clerk
IACT: Tracie Lloyd, Canyon Treasurer
IPAA: Bryan Taylor, Canyon Prosecutor
ISA: Kieran Donahue, Canyon Sheriff
ISA Alt.: Vaughn Killeen, ISA Executive Director
ISACC: Lucky Bourn, Minidoka Coroner
District 1: Dan Dinning, Boundary Commissioner
District 3: Tom Dale, Canyon Commissioner
District 4: Don Hall, Twin Falls Commissioner
District 4 Alt.: Brad Wills, Twin Falls Assessor
District 6: Brent Mendenhall, Madison Commissioner

Members Not Present:

IACA: Justin Baldwin, Gooding Assessor
IACT Alt.:
IPAA Alt.: Holly Koole, Ada Deputy Prosecutor
ISACC Alt.: Dotti Owens, Ada Coroner
District 1 Alt.: Phil Lampert, Benewah Commissioner
District 2: Dave McGraw, Latah Commissioner
District 2 Alt.:
District 3 Alt.: Pam White, Canyon Commissioner
District 5: Craig Rowland, Bingham Sheriff
District 5 Alt.:
District 6 Alt.:

Other Guests:

Seth Grigg, Executive Director, IAC
Kelli D Brassfield, IAC Staff
Kristin Cundiff, IAC Staff
Tim Hibbard, IAC Staff
Jeremy Chou, IAC Staff
Bryce Somsen, Caribou Commissioner
Lorna Jorgensen, Ada County

- 10:00 am **I. Call to order** - Chair Chris Goetz
 A. Roll Call
 B. Minutes – January 30, 2019 and February 4, 2019

Doug Zenner made a motion to approve the minutes from January 30, 2019 and February 4, 2019. Brent Mendenhall seconded. Motion carried.

- 10:05 am **II. IAC Package (Update/Re-evaluate Priorities)**

HHS-02 Indigent Jail Medical

This proposal was introduced and referred to the Judiciary and Rules Committee. The language may need to be amended, as it appears the counties are pulling all responsibility for payment.

JPS-05 Public Defense:

Pull from the agenda as this proposal has taken a back seat and the focus is on all other proposals.

JPS-06 Justice Levy:

IAC staff is having conversations about what it might look like if there were a proposal to have combined levies. Proposals this far are set at .005 to .0056. Staff would like to see the proposal start high and move down if needed. Rep. Moyle would like to see new construction capped if the justice levies increase proposal moves forward.

Medicaid Expansion

It appears that the Governor's proposal on Medicaid Expansion is embedded in all the state budgets to pay for the first six months of implementation. The problem comes to the first full year of implementation and it appears there may not be enough to pay for it. Counties may have to contribute. When the CAT was established, counties funded it, not the state. The fairest way to help pay for this if each county contributes based on a rolling average of costs. A rolling cost average has been discussed for public defense and now it is time to consider it for Medicaid.

Dan Dinning made a motion to oppose Rep. Wood's Medicaid Expansion proposal. Doug Zenner seconded. Motion carried.

Intergovernmental Affairs

IG-04 Mail Ballot Threshold:

- To increase mail ballot precinct thresholds from 125 to ~~190~~ 140 registered voters.

Rep. Crane signed the sheet to start the RS process. Rep. Harris, chair of House State Affairs, is willing to have a print hearing. He asked that staff meet with Senators to gauge their level of approval.

IG-05 Flat Recording Fee:

- To implement a flat fee for recording all documents.

The flat fee recording proposal was reintroduced with a decreased fee of \$27. With this decreased fee there is an estimate of 15-20% revenue increase across the state instead of the 35% there was before with a \$30 fee.

IG-07 Electronic Notice:

- To give counties the option of posting public notices and agendas on their websites in lieu of the newspaper.

This proposal is getting delayed. The more time that passes the more staff feels like there won't be much progress.

Rep. Raybould has a proposal that would require the first publication to be online. The newspapers control this online location and there would be a cost. Further publications would be in the newspaper and not online. Her intention is for this to be a compromise bill; however, it doesn't get either side to where they want to go.

Donna Peterson made a motion to oppose Raybould proposal. Don Hall seconded. Motion carried.

Justice and Public Safety

JPS-03 Tax Intercept for Debts Owed:

- To allow tax intercept on debts owed to the County that is under \$50.

This proposal is being introduced this afternoon.

JPS-04 Odyssey and County Fees: S1093

- To clarify those fees for pre-trial release and misdemeanor probation can be assessed and collected in Odyssey.

This proposal is being introduced this afternoon.

JPS-07 Jail Capital Improvement Optional Sales Tax:

- To change the passing threshold to 60% on sales tax for Jail Capital Improvements.

Main sticking point on the local option for jail proposal is the constitutional amendment. Rep. Moyle wants to have the constitutional amendment and the cities are not willing to go down this road. Rep. Collins also has not agreed to have a hearing on this. The auto dealers are the opposition in Canyon County. IAC staff has been asked to reach out to STC to see how counties can work with auto dealer to collect sales tax. If the proposal doesn't harm the auto dealers, they may support or at least would not oppose this legislation.

Transportation

T-02 Strategic Initiatives:

- To remove the sunset clause to create permanent funding.

10:25 am

III. Other Legislation (Update/Action)

A. H075 Out of State OHV Fees

Commissioner Somsen participated in our meeting to express his opposition to H0075. It is felt that there has not been enough research done in and the true impact to the border counties is unknown. Commissioner Somsen feels that the increase in the fee will not cover the amount of law enforcement they will have to use to stay on top of this issue. He also feels that this proposal demotes the tourist industry.

The surrounding states, with the possible exception of Utah, require out of state residents to have an OHV sticker. This program provides about an additional \$170,000 to sheriffs around the state. Caribou County dropped out of the program, so the county didn't receive any of the increased funding.

B. [H0088](#) Highway Distribution Account and ISP

H0088 passed out of committee yesterday. This proposal would be phased in over a five-year period. The sheriff's opposed this proposal because they believe the general fund isn't a good place for ISP. There is concern about future funding for them. Rep. Youngblood has committed to making sure ISP gets the funding they need, no matter what.

Doug Zenner made motion to support H0088. Tom Dale seconded. Motion carried.

C. [H0095](#) Vehicle Registration and Proof of Insurance

This bill would require assessors to ask for proof of insurance at the time of registration and would require additional work for the mail in and in person registrations. ITD could adjust their website to work this. There are many concerns.

Donna Peterson made motion to oppose H0095. Tracie Lloyd seconded. Motion carried.

D. [H0102](#) Tax Commission APA

H0102 is from Rep. Blanksma. It would require the STC to follow the APA.

E. [H0103](#) Levy Election Disclosure

This proposal goes with what was passed last year. It requires a disclosure of what the rate per \$100K would be for levy elections. The SOS doesn't have any concerns.

F. [H0118](#) Pretrial Algorithms

Rep. Chaney believes there is bias in the pretrial release programs. This proposal would prohibit other algorithms to help eliminate bias. There is a growing interest around pretrial release and there may be an interim committee to discuss this. The sheriffs did not take a position.

G. [H0122](#) Hemp Research and Development

The prosecutors are interested and concerned about H0122. The sheriff's are following it. This proposal sets up a framework for industrial hemp to be processed in Idaho. Chris Goetz reminded the committee that hemp is not quite legal. Although the federal government removed hemp from the controlled substance list, the Department of Ag needs to create rules around it. These rules are not done yet. The state of Idaho doesn't have a way to test for level of THC yet. The bill addresses a specific level of THC. This is a problem.

H. [H0127](#) Land Use Planning

H0127 makes changes allowing land use planning to be an option for counties. The challenge is that counties work with cities for areas of impacts. This will impact cities if the counties opt out of the land use planning.

Position next week.

- I. [H0148](#) Vehicle Insurance and Medical Insurance
H0148 increases insurance minimums. This proposal would require automobile minimum liability insurance (proof of financial responsibility) from \$25,000 to \$50,000 (for one claimant); from \$50,000 to \$100,000 (for two or more claimants in the same accident); and from \$15,000 to \$50,000 for property damage (to one or more vehicles or property damaged by the at-fault driver in the same accident).
- J. [S1040](#) Liquor License – Update
S1040 was heard the Senate State Affairs committee. It was held in the committee and the request is to have stakeholders get together to work on this issue. IAC staff will follow the implementation of a work group.
- K. [S1063](#) Surplus Eliminator Extension
This proposal would give a five year extension to the sunset on the surplus eliminator. There are discussions that the senate may put forward a bill that would have a cap on how much the locals could receive. The Speaker of the House wants to use these funds for infrastructure. He has some ideas around water projects.
- L. Combined Levy Cap
IAC staff is having conversations about what it might look like if there were a proposal to have combined levies. Proposals this far are set at .005 to .0056. Staff would like to see the proposal start high and move down if needed. Rep. Moyle would like to see new construction capped if the justice levies increase proposal moves forward.

Dan Dinning expressed concerns about the Idaho Department of Lands purchasing property. Not only is the property coming off the county property rolls, the money from the purchases are not getting spent in the North. Rep. Troy was looking to have a proposal that would require money to be spent in the area the land is purchased. Some are not sure if that is constitutional. The governor's office is very sympathetic to this issue.

12:00 pm

IV. Adjourn