



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

In-person | 700 W. Washington St., Boise, Idaho | February 27, 2019 | 10:00 am  
**In-Person 208-717-1950**

Members Present:

Chair: Chris Goetz, Clearwater Sheriff  
Vice-Chair: Donna Peterson, Payette Treasurer  
IACA: Justin Baldwin, Gooding Assessor  
IACC: Doug Zenner, Nez Perce Commissioner  
IACRC: Carrie Bird, Clearwater Clerk  
IPAA: Bryan Taylor, Canyon Prosecutor  
ISA: Kieran Donahue, Canyon Sheriff  
ISACC: Lucky Bourn, Minidoka Coroner

District 1: Phil Lampert, Benewah Commissioner  
District 3: Tom Dale, Canyon Commissioner  
District 4: Don Hall, Twin Falls Commissioner  
District 5: Craig Rowland, Bingham Sheriff  
District 6: Brent Mendenhall, Madison Commissioner

Members Not Present:

IAC: Tracie Lloyd, Canyon Treasurer  
District 2: Dave McGraw, Latah Commissioner

Other Guests:

Seth Grigg, Executive Director IAC Staff  
Kristin Cundiff, IAC Staff  
Kelli Brassfield, IAC Staff  
Jeremy Chou, IAC Staff  
Vaughn Killeen, Idaho Sheriff's Association  
Lorna Jorgensen, Ada County  
Phil McGrane, Ada County  
Brad Wills, Twin Falls County

10:00 am **I. Call to order** - Chair Chris Goetz

- A. Roll Call
- B. Minutes – February 20, 2019

*Doug Zenner made a motion to approve the minutes from February 20, 2019. Tom Dale seconded. Motion carried.*

10:05 am **II. IAC Priorities**

- A. [H0146](#) Flat recording fee (\$27) - House 3<sup>rd</sup> Reading  
The Idaho Freedom Foundation rated H0146 a -1 and there are a few legislators that are coming out against it. Rep. Moon is with the mining industry and they are pushing back. IAC staff has requested that the bill go back to the committee to keep it from being voted down on the floor.
- B. [H0173](#) Mail ballot threshold increase to 140 – House 3<sup>rd</sup> Reading  
H0173 was on the 3<sup>rd</sup> reading calendar this week and passed the House without any problems. This bill will be scheduled in the Senate State Affairs committee next week. IAC staff does not see any problems with this moving forward.
- C. [HJM005](#) No net loss land transfers to Federal Government – House 3<sup>rd</sup> Reading
- D. [S1054](#) Regional Behavioral Health Board modification – House Health and Welfare  
S1054 passed the Senate Floor and will be scheduled with the House Health and Welfare committee next week.
- E. [S1055](#) Repeal issuance of AIDS pamphlets w/ marriage licenses – House Health and Welfare  
S1054 passed the Senate Floor and will be scheduled with the House Health and Welfare committee next week.
- F. [S1074](#) Jail medical for individuals released from sheriff's custody – Senate Jud. And Rules  
Seth Grigg will be presenting this bill in the Senate Judiciary and Rules committee today.
- G. [S1093](#) Pretrial supervision fees, Odyssey – Senate 3<sup>rd</sup> Reading  
S1093 has passed the Senate Floor and is headed to the House.
- H. [S1116](#) Apportionment of liquor funds for magistrate court - Senate 3<sup>rd</sup> Reading  
S1116 has passed the Senate Floor and is headed to the House.

- I. [S1122](#) Juvenile probation fees, Odyssey - Senate 3<sup>rd</sup> Reading  
S1122 has passed the Senate Floor and is headed to the House.
- J. [S1123](#) Tax intercept for debts less than \$50 - Senate 3<sup>rd</sup> Reading  
S1123 has passed the Senate Floor and is headed to the House.
- K. [S1126](#) Budget surplus eliminator – Senate Transportation  
S1126 puts a cap of \$100M and limits how much is going into the rainy day account and the surplus funds.
- L. In Process: Local option for county jails, justice levy limits, online public notice  
It is unlikely that the local option proposal will move forward. Online public notice has two proposals. The IT bill that the committee supported is awaiting a hearing in the Senate. Rep. Raybould's bill was referred to Judiciary and Rules. Online notice proposals will probably not see a path forward for full online notice.

10:25 am

### III. Old Business

- A. Medicaid Expansion  
IAC staff has met with IMA and IHA and Senate Leadership about where this is going. IAC staff has explained that the revenue sharing is not acceptable. Rep. Wood wanted to use revenue sharing because it is the easiest way to fund expansion. He is reviewing other options. The proposal sent would help cover that cost and help the justice levy issue. It also adjusts the charity levy to cover Medicaid Expansion and to cover chapter 46, title 31, which cover PD and jail medical. This would give counties the ability to cover other justice related things. JFAC set the Medicaid budget this morning, which includes funding for the first six months of expansion. The sideboard bill will come after that.

Some committee members felt that the draft should not call out public defense and jail medical. The current proposal that Rep. Wood is looking at would have the counties pay for expansion based on their utilization. He has put together a formula that would pay 45% of the state's 10% share. The department would notify counties of how many have enrolled and the cost. IAC staff is working on a county-by-county impact. The county payments would be made quarterly.

This proposal also states that if individuals qualify for Medicaid, counties would not be responsible for their medical payments. It also covers if individuals qualify for some sort of insurance. The county again would not cover them. The hospitals have been told that they are going to get off the hook for helping pay.

This proposal does put the payment burden on the back of property taxpayers instead of sales tax, which would include everyone paying for it. The smaller counties are concerned that there could be more people enrolling that we won't be able to afford. The enrollee amount could be much higher than the amount of people that would use the county indigent program. They are going to enroll in Medicaid because they will be able to have access to primary care and the indigent program is to cover emergent care only.

- B. [H0127](#) Land Use Planning – House General Orders  
Counties have reached out to IAC and they are on both sides of this issue. Two counties have reached out that support and two counties that oppose. Idaho County is in support and so is Clearwater County. Idaho County does not have a comprehensive plan because there was a voter initiative that said they do not want it, so they did not do one. Idaho County is under investigation from the Attorney General's office. They could end up with felonies against the board.

***Bryan Taylor made a motion to change the committee's position from oppose to neutral. Carrie Bird seconded.***

Brent Mendenhall asked that the minutes reflect that there is merit to changing the committee position because the committee is looking to meet the needs of the counties. It is also noted that this proposal doesn't say counties shall not plan anymore. Counties will still be able to have them if they want and 43 counties already have one.

***Motion carried. 7 yes – 5 no***

- C. [H0154](#) Sales tax revenue sharing formula by population – House Revenue and Taxation  
H0154 was heard in committee and held at the call of the chair. This bill changes the revenue sharing model to be strictly based on population. IAC and others have been accused of stalling because we are not willing to negotiate and because we have the votes to kill it. The legislature is moving towards being more urban and these types of proposals will be tough in the future. IAC staff will be meeting with Monks with some alternatives. The formula needs to use more than just a population component. The other thing it is missing is in rural areas there isn't a retail base. It is noted that the urban areas bare costs that rural areas do not because of increased traffic and others; however, the rural areas can also say they have costs that the urban areas do not because of recreational uses.
- D. [S1113](#) Campaign Finance - Senate 3<sup>rd</sup> Reading  
S1113 is on the Senate 3<sup>rd</sup> reading calendar.
- E. [S1114](#) Campaign Finance, Reporting – Senate State Affairs  
S1114 is still in Senate State Affairs committee and deals with electioneering.

12:00 pm

#### IV. **New Business**

- A. [H0201](#) Property Tax Levies  
H0201 is very narrow in scope. It is limited to a population under 7500. It also has other sideboards. It was brought forth because Bear Lake County's courthouse has been condemned. Bear Lake has had judicial confirmation and this would allow them to exceed the 3% cap to fix the issues with their courthouse.

*Phil Lampert made a motion to support H0201. Don Hall seconded. Motion carried.*

- B. [H0202](#) Tax Commission APA  
H0202 would establish an appeals process to the district court for the state BOE. The committee took a support position on a previous bill and this carries most of language. Justin Baldwin mentioned that this proposal appears to clear up a time frame that the assessors had concern on.
- C. Roles/Responsibilities of IAC Legislative Committee Members  
Seth Grigg reminded the committee how important it is to relay the information from the legislative committee meetings to the districts and/or the affiliates. District 1 has a conference call weekly to review the legislative committee agenda so Dan Dinning knows how to address the issues on behalf of his district. We want to make sure that each person is bringing forward the concerns of the districts and affiliates.
- D. Prioritization of IAC legislative efforts in March

12:00 pm

#### V. **Adjourn**

- A. Next meeting: Wednesday, March 6<sup>th</sup>, at 10:00 am MST/9:00 am PST via conference call