

# LEGISLATIVE BRIEFING

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# IAC PRIORITY LEGISLATION



# PRIORITY #1: JUSTICE LEVY

- Proposal: Increase county justice levy limit from .002 to .0025.
- Status: Awaiting print hearing in House Rev and Tax Committee.
- Fiscal Impact: Flexibility to meet justice related obligations.
- Key Stat: 16 of 32 counties at statutory levy limit.
- Action: Please talk with your legislators about the need to raise justice levy limit.



# PRIORITY #2: BODY CAM RECORDS RETENTION

- Proposal: Establish minimum retention standards and definitions for body cam and other law enforcement digital media.
- Status: Introduced for print in House Jud & Rules Committee on 2/5/18.
- Fiscal Impact: \$1,000 per year per officer.

# PRIORITY #3: DELINQUENT TAX PAYMENTS (S1230)

- Proposal: Clarify that delinquent tax payments be applied to most outstanding delinquency.
- Status: Awaiting vote by full Senate.
- Fiscal Impact: None.

# PRIORITY #4: ELECTRONIC NOTICES (H0420)

- Proposal: Allow for online publication of government notices.
- Status: Awaiting hearing in House State Affairs Committee.
- Fiscal Impact: \$600,000+ annual savings for counties.

# PRIORITY #5: INTEREST FOR SUPPLEMENTAL AND MISSED PROPERTY ROLLS (S1231)

- **Proposals:** Clarifies that late charges and interest payments on supplemental and missed property rolls are treated the same as all other late property tax rolls.
- **Status:** Awaiting vote of full Senate.
- **Fiscal Impact:** Less than \$10,000 for all taxing districts statewide.

# PRIORITY #6: EARLY VOTING PLANS (S1229)

- Proposal: Allow county clerk to submit early voting ballot security plans once a year rather than prior to each election.
- Status: Hearing set for 2/7/18 in Senate State Affairs Committee.
- Fiscal Impact: None (though time savings).



# PRIORITY #7: POLL WORKER AGE (S1228)

- Proposal: Reduce minimum age of poll workers to 16.
- Status: Hearing set for 2/7/18 in Senate State Affairs Committee.
- Fiscal Impact: None.

# PRIORITY #8: TRANSFER OF PRIVATE LANDS TO FEDERAL GOVERNMENT FOR CONSERVATION PURPOSES

- Proposal: Require entity selling or donating private land to federal government for a conservation easement to pay a fee in lieu of taxes.
- Status: Submitted to NACo Public Lands Committee for consideration at March NACo Legislative Conference. Working with stakeholders in Idaho to explore Idaho based legislative options.
- Fiscal Impact: TBD

# PRIORITY #9: TAX INTERCEPT FOR MEDICALLY INDIGENT

- Proposal: Intercept income tax payment from those owing funds to county because of medical indigence.
- Status: Tabled until Tax Commission concerns can be addressed (likely will move forward in 2019)

# ISA LEGISLATION: DAILY COST OF CONFINEMENT (STATE INMATES)

- Proposal: Increase daily cost of housing state inmates in county jails to \$55 for the first seven days and \$75 days for each day thereafter.
- Status: Awaiting introductory hearing in House Jud & Rules Committee.
- Fiscal Impact: TBD (up to \$11,000,000)
- IAC Position: Support

# LEGISLATION OF INTEREST TO COUNTIES



# MAGISTRATE COURT FUNDING

- Proposal: Divert 10% of state liquor fund revenues (phased in 2% a year for five years) to magistrate court facilities and operations.
- Status: Negotiations ongoing between IAC, Ada County, AIC, City of Meridian, and legislators.
- Fiscal Impact: \$8-9 million in ongoing funding through state liquor fund distributions (50% from state, 20% from counties, 30% from by cities).
- IAC Position: Supportive, but awaiting final language prior to taking position.



# IACI COUNTY OPTION BUSINESS PERSONAL PROPERTY TAX EXEMPTION

- Proposal: Authorize BOCC to exempt business personal property from taxation on a county-by-county basis. No replacement funding means those counties that elect to exempt will cause either a tax shift (to homeowners) or budget reductions for taxing districts.
- Status: In development stages.
- Fiscal Impact: Either tax shift (to homeowners) or budget reduction for taxing districts depending on individual levy caps.
- IAC Position: Oppose



# MISDEMEANOR PROBATION/ PRIORITY OF PAYMENTS

- Ada County Proposal: Administer misdemeanor probation cost of supervision fees outside of Odyssey.
- Supreme Court Proposal: Move misdemeanor probation cost of supervision up to #3 on the priority list.
- Status: Neither bill has been introduced.
- IAC Position: TBD - 2/5/18



# PRETRIAL RELEASE (S1238)

- Proposal: Allow counties to charge up to \$30 a month for pretrial release monitoring. Counties could also charge actual costs for electronic monitoring, drug/alcohol testing, and other conditions of pretrial release. \$30 payment would run through Odyssey, but not priority of payments. Other costs paid to vendors.
- Status: Awaiting hearing in Senate Jud & Rules Committee.
- IAC Position: TBD – 2/5/18 (potential amendment to allow counties to collect actual cost of supervision, if legislation fails courts may not allow court clerks to accept pretrial supervision payments).

# BUDGET SURPLUS ELIMINATOR FUNDING (H0442)

- Proposal: Appropriates \$27,669,500 to the Strategic Highway Initiative Fund (60% to ITD, 40% to LHTAC for local distribution).
- Status: Awaiting vote of the full Senate.
- Fiscal Impact: \$11,000,000 for local highway jurisdictions.
- NOTE: LHTAC received over 52 applications for funding from counties, cities, and highway districts. Applications have been ranked and funds will be appropriated to eligible jurisdictions once funding is released by the state. Funds will not be sufficient to meet application demand. Projects not funded will automatically be eligible for funding in late 2018/early 2019.



# IDAHO PUBLIC DEFENSE COMMISSION

- S1257: Adds two members to the Idaho Public Defense Commission. (one IAC designee and one public defender)
- S1358: Allows BOCC to apply for extraordinary litigation funds (ELF).
- Status: Awaiting hearing in Senate Jud & Rules Committee.
- IAC Position: Support



# FOREST LAND PRODUCTIVITY CLASSIFICATION MORATORIUM (H0462)

- Proposal: Establish a moratorium on industrial forest land productivity classification changes retroactive to 2016. Moratorium to remain in place until CFTM and Tax Commission promulgate rules to set minimum land owner notification, assessor records retention, and appraiser qualification requirements.
- Status: Awaiting vote of full House.
- IAC Position: Oppose (IAC is attempting to negotiate amendments).



# COUNTY INITIATIVE AND REFERENDUM

- Proposal: Align county initiative and referendum process with those of the state of Idaho and cities. Also exempts land use decisions from the initiative and referendum process.
- Status: Awaiting introductory hearing.
- IAC Position: TBD – 2/5/18

# CAMPAIGN FINANCE REFORM

- Proposal: Broad campaign finance reforms being contemplated including the creation of an online campaign finance reporting portal for all units of government, minimum campaign finance reporting requirements for state and political subdivisions, etc.
- Status: Awaiting introductory hearing (JFAC appropriation for SOS includes funding for portal).
- IAC Position: TBD

# OTHER ITEMS BEING MONITORED

- H0418: Lobbying activities of state agencies (and potentially political subdivisions).
- H0450: Timing of hearing to disclaim forgone property taxes.
- H0452: Local government regulation of short-term vacation rentals.
- Date of school district trustee elections.

# OTHER ITEMS BEING MONITORED

- New construction roll and property to be exempt.
- Special highway levy for SRS replacement.
- Healthcare waivers and Idaho healthcare plans outside exchange.
- Amendments to the APA



# QUESTIONS?

