

IAC Legislative Committee

January 31, 2022 | 10:00 am – 12:00 pm

700 W. Washington Street

Boise, ID 83702

<https://meet.google.com/zmb-uehw-cfm?authuser=0&hs=122>

MEETING MINUTES

Call to Order | *Chair Justin Baldwin*

The following committee members were present:

Chair: Justin Baldwin, Gooding Assessor
Vice Chair: Don Hall, Twin Falls Commissioner
IACA: Josh Dison, Elmore Falls Assessor
IACC: Doug Zenner, Nez Perce Commissioner
IACRC: Angie Barkell, Owyhee Clerk
IACT: Annette Dygert, Owyhee Treasurer
IPPA:
ISA: Kieran Donahue, Canyon Sheriff

ISACC: Scott Carver, Valley Coroner
District 1: Dan Dinning, Boundary Commissioner
District 2:
District 3: Phil McGrane, Ada Clerk
District 4: Wayne Schenk, Minidoka Commissioner
District 5: Terrel Tovey, Bannock Commissioner
District 6: Brent Mendenhall, Madison
Commissioner

The following guests were present:

Seth Grigg, IAC
Sara Westbrook, IAC
Kelli D Brassfield, IAC
Brad Wills, Twin Falls Commissioner
Lorna Jorgensen, Ada Prosecutor
Jessica Lewis, Bingham Commissioner
Sherry Maupin, Valley Commissioner
Kim Keely, Teton Clerk

Kathie LaFortune, Latah Commissioner
Ernie Moser, Bannock Commissioner
Robin Monahan, Owyhee Assessor
Jeff Hough, Bannock Commissioners
Braden Clasen, Bannock County
Chris Goetz, Clearwater Sheriff
Tom Lamar, Latah Commissioner

Nez Perce County Commissioner Doug Zenner moved to approve the January 26th, meeting minutes; Elmore County Assessor Josh Dison seconded the motion. The motion carried.

Update on IAC Priority Legislation

- IGA-01: Affordable housing
The Governor's proposal will only be federal funding that the state currently receives. Waiting on the Governor's office to create the fund. It will be a new fund. It won't be ARPA funding as those can't be in a trust.
- IGA-04: Tax on vape products
Going to pull from agenda as there is no path forward in the House.
- IGA-05: Property tax relief fund
Sen. Rice is drafting a bill that would allow for local option of 1% with 100% of the initial proceeds would be used for property tax relief. It would be apportioned to all taxing districts. This would reset the base. The other component of this is the sales tax growth up to 9% would be used for any general purpose. Anything above the 9% would go to reduce the base again. The BOCC would have the flexibility of to determine what is taxed.
- JPS-02: Regional/state based public defense system (updated draft attached)
Concept is fairly well accepted. There are some questions about when it should be implemented so there aren't any unintended consequences. There may be a need to adjust the administrative review piece. There are some nuances to work through such as how some functions will work, such as HR, insurance, etc. Funding would come from the top of the sales tax revenue sharing. Revenue sharing is growing at about \$40M per year so the impact wouldn't be very large to counties. The funding formula to counties and districts is likely to be based on caseload/filings. This draft also repeals the indigent/charity levy as well as repeal the indigent and CAT programs.

There are some in the House that believe the Wayfair funds should go to the locals. They only want it to go to tax relief. There may bring a bill that would state that 50% of those funds have to go to tax relief and 50% to general funds. This is likely to be a separate bill.

What about CCDF? Need to figure out how this will work. TBD

Update on IAC Affiliate Legislation

- IGA-02: Court fees paid to state treasurer
This is being introduced next week.
- IGA-03: Investment of idle county funds
Treasurers will discuss at the conference.
- JPS-03: Coroner notification timelines
Being introduced this week.
- JPS-04: Cremation timelines
Being introduced this week.

Other Legislation Impacting Counties (Action)

- [H0474](#) - Limitation on county leases without a vote **OPPOSED**
Likely to be heard in committee this week. Agenbroad and Youngblood have signed on as co-sponsors.
- [H0442](#) - Rental fee regulation preemption (Rep. Palmer)
Some cities in the state put a cap on the rental fee application. This would preempt locals from putting caps on these applications. Back story is the city of Boise has put a cap on these applications. New version coming today in House Judiciary and Rules.
- [H0469](#) - POST Funding
This will make POST whole for their funding. It did not pass last year. They need to make up about \$800,000. The proposal takes the funding from sales tax after the county distribution.

Canyon County Sheriff Kieran Donahue made a motion to support HB469, Bannock County Commissioner Terrel Tovey seconded. Motion carried.

- [H0500](#) - Repeal of juvenile corrections fees (Rep. Erickson)
Fees used for parent involvement.

Nez Perce County Commissioner Doug Zenner made a motion to oppose HB500, Bannock County Commissioner Terrel Tovey seconded. Motion carried.

- [S1241](#) - Increases PTR eligibility to 200% of median value
Probably have a hearing tomorrow. Sen. Bayer is the sponsor. She would like to have the support and believes it can get out of the Senate. This proposal does not remove the mobile homes. That will probably be a separate bill.

Minidoka County Commissioner Wayne Schenk made a motion to support SB1241, Bannock County Commissioner Terrel Tovey seconded. Motion carried.

- [S1249](#) - H0389 urban renewal and forgone clean up
Last year there was a flaw in regards to urban renewal. The tax increment was not supposed to be included in the 8% cap. This bill fixes that. This bill changes the forgone language to limit it to the 8% cap. Most counties took most if not all of their forgone this last year. Wait until next week.
- Involuntary commitment costs (Civil Commitments Final Draft 1_14_22) **SUPPORT**
Should be introduced soon.
- Public defense structure
There is still opposition to changing the structure of the PDC. Staff isn't sure it is going to move forward.
- Five year rolling average property assessments
The language has been submitted to Sen. Rice and he has LSO drafting it. It will likely be introduced this week. He is also moving forward with the dynamic bill. What does that do to levy caps? You would still see year over year increases, they would just be smaller. The challenge would be when the economy drops but we see that anyways.
- Local government purchasing, responsible bidder (drafts attached)
The statute was amended a few years ago and it removed the "responsible bidder." It limited us to the lowest bidder. Some counties are having to take on contracts with individuals that can't uphold their end of the contract. Sometimes these are poor performers. The responsible bidder provision needs to be added back into the statute. Adding this back in allows for counties to get more information about bidders and to make better decisions.

The language states that the solicitation has to have what a responsible bidder is. Suggestion for a definition of what a responsible bidder is. We need to be consistent.

Nez Perce County Commissioner Doug Zenner made a motion to support concept, Bannock County Commissioner Terrel Tovey seconded. Motion carried.
- Local government reserves, 7 months (KMF226 attached)
Guthrie - This would allow for 7 months of reserves. Some concerns are that it only applies to property tax dollars. Counties can't distinguish between funds within the general fund once they go in. Another concern is there are some funds that should be exempt such as PILT/SRS. If we can get all current carveouts held in place, would 7 months be of property tax be enough? Have staff work with Sen. Guthrie to continue the discussion.



Sen. Rice doesn't want to get rid of the preliminary levy rate but Moyle wants to get rid of it. There are discussions on how to proceed.

Watch for a homeowners' exemption bill to clarify whether or not the counties can prorate.

The meeting was adjourned.

IAC Legislative Committee

MEMBERSHIP

CHAIR

Justin Baldwin
Gooding Assessor

Dan Dinning
District 1: Boundary Commissioner

Justin McLeod
District 2: Lewis Commissioner

Phil McGrane
District 3: Ada Clerk

Wayne Schenk
District 4: Minidoka Commissioner

VICE CHAIR

Don Hall
Twin Falls Commissioner

Annette Dygert
IAC: Owyhee Treasurer

Brent Mendenhall
District 6: Madison Commissioner

IPAA: Vacant

Josh Dison
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Kieran Donahue
ISA: Canyon Sheriff

Doug Zenner
IACC: Nez Perce Commissioner

Scott Carver
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Angie Barkell
IACRC: Owyhee Clerk

ALTERNATES

Phil Lampert
District 1: Benewah Commissioner

Jessica Lewis
District 5: Bingham Commissioner

John David Davidson
IAC: Blaine Treasurer

Kathie LaFortune
District 2: Latah Commissioner

Shayne Young
District 6: Jefferson Commissioner

IPAA:

Sherry Maupin
District 3: Valley Commissioner

Brad Wills
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