

MINUTES  
**SENATE LOCAL GOVERNMENT & TAXATION COMMITTEE**

**DATE:** Tuesday, February 21, 2017

**TIME:** 3:00 P.M.

**PLACE:** Room WW53

**MEMBERS PRESENT:** Chairman Johnson, Vice Chairman Bayer, Senators Hill, Siddoway, Smith(Rice), Vick, Patrick, and Nye

**ABSENT/ EXCUSED:** Senator Burgoyne

**NOTE:** The sign-in sheet, testimonies and other related materials will be retained with the minutes in the committee's office until the end of the session and will then be located on file with the minutes in the Legislative Services Library.

**CONVENED:** **Chairman Johnson** convened the meeting of the Local Government and Taxation Committee (Committee) to order at 3:10 p.m.

**INTRODUCTION:** **Chairman Johnson** welcomed Committee Page Brigham Cardon and asked him to provide a personal introduction.

**S 1084** **Relating to Irrigation Districts, Filing Fee Increase.** **Kelli Brassfield**, Idaho Association of Counties (IAC), presented **S 1084**. Ms. Brassfield stated that Idaho Code § 43-711 outlines procedures for irrigation districts to file delinquent lists with the County Recorder. She noted that this statute has not been updated since 1925 and currently requires a \$2 filing fee for delinquent lists. **Ms. Brassfield** explained that a fee increase to \$25 is needed to establish consistency among current fee structures.

**Senator Patrick** sought clarification regarding the current fee structure. **Ms. Brassfield** reported that the Idaho Water Users Association (IWUA) used an inflation formula to determine the fee increase, which was agreed upon by the IAC.

**Senator Hill** asked how the determination was made to increase the filing fee to \$25. **Ms. Brassfield** stated the IAC relied on the judgment of the IWUA in that regard.

**MOTION:** **Senator Hill** moved to send **S 1084** to the floor with a **do pass** recommendation. **Senator Patrick** seconded the motion. The motion carried by **voice vote**.

**S 1085** **Relating to Board of County Commissioners, Meeting Notice.** **Ms. Brassfield** presented **S 1085**. Statute currently requires the Board of County Commissioners to provide five days advance notice for special meetings. However, Idaho Code § 74-204, pertaining to Open Meeting Laws, requires 24 hours notice for special meetings. **Ms. Brassfield** explained that most counties have weekly business meetings as provided by ordinance; consequently, a five-day notification requirement undermines the usefulness and timeliness of special meetings. **S 1085** brings Idaho Code § 31-710 into compliance with Open Meeting Laws by removing the five-day notification requirement.

**Senator Vick** asked what precipitated this legislation. **Ms. Brassfield** stated that Title 74 Open Meeting Law was implemented in 2015, and the IAC is working to bring counties into compliance with these statutory requirements.

**MOTION:** **Senator Siddoway** moved to send **S 1085** to the floor with a **do pass** recommendation. **Senator Nye** seconded the motion. The motion carried by **voice vote**.

**MINUTES APPROVAL:** **Senator Hill** moved to approve the Minutes from February 8, 2017. **Vice Chairman Bayer** seconded the motion. The motion carried by **voice vote**.

**Vice Chairman Bayer** moved to approve the Minutes from February 9, 2017. **Senator Vick** seconded the motion. The motion carried by **voice vote**.

**ADJOURNED:** There being no further business at this time, **Chairman Johnson** adjourned the meeting at 3:20 p.m.

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Senator Johnson  
Chair

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Jennifer Carr  
Secretary