

IN THE SENATE

SENATE BILL NO. 1201

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES; APPROPRIATING MONEYS TO THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES FOR FISCAL YEAR 2024; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING AN EXEMPTION FROM PROGRAM TRANSFER LIMITATIONS; REQUIRING A REPORT ON FUND BALANCES; PROVIDING REAPPROPRIATION AUTHORITY; PROVIDING FOR ACCOUNTABILITY REPORTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. There is hereby appropriated to the Division of Occupational and Professional Licenses the following amounts to be expended according to the designated programs and expense classes from the listed funds for the period July 1, 2023, through June 30, 2024:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
I. ADMINISTRATION:					
FROM:					
State Regulatory					
Fund	\$3,705,000	\$159,500			\$3,864,500
II. BUILDING CONSTRUCTION AND REAL ESTATE:					
FROM:					
State Regulatory					
Fund	\$12,169,500	\$4,574,900	\$757,000	\$26,000	\$17,527,400
Miscellaneous Revenue/ Industrial Safety					
Fund	781,300	100,600			881,900
Miscellaneous Revenue/ Logging					
Fund	465,800	126,000			591,800
Federal Grant					
Fund	<u>128,400</u>	<u>75,900</u>	<u>0</u>	<u>0</u>	<u>204,300</u>
TOTAL	\$13,545,000	\$4,877,400	\$757,000	\$26,000	\$19,205,400

	FOR	FOR	FOR	FOR		
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND		
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	TOTAL	
				PAYMENTS		
5	III. OCCUPATIONAL LICENSES:					
6	FROM:					
7	State Regulatory					
8	Fund	\$2,672,700	\$1,270,800	\$25,000	\$28,600	\$3,997,100
9	IV. HEALTH PROFESSIONS:					
10	FROM:					
11	State Regulatory					
12	Fund	\$3,828,300	\$3,710,200	\$60,000	\$500	\$7,599,000
13	GRAND TOTAL	\$23,751,000	\$10,017,900	\$842,000	\$55,100	\$34,666,000

14 SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519,  
15 Idaho Code, the Division of Occupational and Professional Licenses is autho-  
16 rized no more than two hundred sixty-seven and two-tenths (267.20) full-time  
17 equivalent positions at any point during the period July 1, 2023, through  
18 June 30, 2024, unless specifically authorized by the Governor. The Joint  
19 Finance-Appropriations Committee will be notified promptly of any increased  
20 positions so authorized.

21 SECTION 3. EXEMPTIONS FROM PROGRAM TRANSFER LIMITATIONS. The Division  
22 of Occupational and Professional Licenses is hereby exempted from the pro-  
23 visions of Section 67-3511(2), Idaho Code, allowing unlimited transfers be-  
24 tween programs for all moneys appropriated to it for the period July 1, 2023,  
25 through June 30, 2024. Legislative appropriations shall not be transferred  
26 from one fund to another fund unless expressly approved by the Legislature.

27 SECTION 4. REPORTING ON FUND BALANCES. The Division of Occupational  
28 and Professional Licenses shall provide a report by December 1, 2023, to the  
29 Joint Finance-Appropriations Committee, to the germane legislative commit-  
30 tee responsible for such board or commission, and to the Legislative Ser-  
31 vices Office Division of Budget and Policy Analysis detailing the year-end  
32 cash balances for all fund details of the Occupational Licenses Fund. If  
33 the year-end cash balance of any fund detail exceeds one hundred twenty-five  
34 percent (125%) of the five-year rolling average of expenditures, the Divi-  
35 sion of Occupational and Professional Licenses shall present a plan to the  
36 Legislature for reducing fund balances, including but not limited to fee re-  
37 ductions and holidays. If the year-end cash balance of any fund detail drops  
38 below thirty percent (30%) of the five-year rolling average of expenditures,  
39 the Division of Occupational and Professional Licenses shall present a plan  
40 to the Legislature for rectifying the low fund balance, including but not  
41 limited to fee increases.

1           SECTION 5. REAPPROPRIATION AUTHORITY. There is hereby reappropriated  
2 to the Division of Occupational and Professional Licenses any unexpended and  
3 unencumbered balances appropriated to the Division of Occupational and Pro-  
4 fessional Licenses from the State Regulatory Fund for the cost of procuring a  
5 licensing information system for fiscal year 2024, in an amount not to exceed  
6 \$6,054,000 from the State Regulatory Fund, to be used for nonrecurring ex-  
7 penditures for the period July 1, 2023, through June 30, 2024. The Office of  
8 the State Controller shall confirm the reappropriation amount, by fund, ex-  
9 pense class, and program, with the Legislative Services Office prior to pro-  
10 cessing the reappropriation authorized herein.

11           SECTION 6. ACCOUNTABILITY REPORTS. Funds specifically identified in  
12 statute or in an appropriation act as intended for a certain purpose may be  
13 used only for that purpose. All funds provided in this act shall be subject  
14 to accountability reports and management reviews in accordance with Section  
15 67-702, Idaho Code.

16           SECTION 7. An emergency existing therefor, which emergency is hereby  
17 declared to exist, this act shall be in full force and effect on and after  
18 July 1, 2023.