

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 541

BY APPROPRIATIONS COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF FINANCE; APPROPRIATING MONEYS TO THE DEPARTMENT OF FINANCE FOR FISCAL YEAR 2021; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR THE CONTINUOUS APPROPRIATION OF DAMAGES AWARDED FROM THE MORTGAGE RECOVERY FUND; PROVIDING REAPPROPRIATION AUTHORITY; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF FINANCE FOR FISCAL YEAR 2020; AND DECLARING AN EMERGENCY.

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

SECTION 1. There is hereby appropriated to the Department of Finance the following amounts to be expended according to the designated expense classes from the listed funds for the period July 1, 2020, through June 30, 2021:

|                              | FOR<br>PERSONNEL<br>COSTS | FOR<br>OPERATING<br>EXPENDITURES | FOR<br>CAPITAL<br>OUTLAY | TOTAL         |
|------------------------------|---------------------------|----------------------------------|--------------------------|---------------|
| FROM:                        |                           |                                  |                          |               |
| State Regulatory             |                           |                                  |                          |               |
| Fund                         | \$6,813,700               | \$2,000,800                      | \$10,000                 | \$8,824,500   |
| Mortgage Recovery            |                           |                                  |                          |               |
| Fund                         |                           | 50,000                           |                          | 50,000        |
| Securities Investor Training |                           |                                  |                          |               |
| Fund                         | <u>50,000</u>             | <u>0</u>                         | <u>0</u>                 | <u>50,000</u> |
| TOTAL                        | \$6,863,700               | \$2,050,800                      | \$10,000                 | \$8,924,500   |

SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519, Idaho Code, the Department of Finance is authorized no more than sixty-six (66.00) full-time equivalent positions at any point during the period July 1, 2020, through June 30, 2021, unless specifically authorized by the Governor. The Joint Finance-Appropriations Committee will be notified promptly of any increased positions so authorized.

SECTION 3. CONTINUOUS APPROPRIATION AUTHORITY. The Department of Finance is hereby granted continuous appropriation authority for reimbursement of persons to whom the Idaho courts have made a final determination of actual damages resulting from acts constituting violations of the Idaho Residential Mortgage Practices Act by a mortgage broker, mortgage lender, or mortgage loan originator who was licensed or required to be licensed pursuant to Chapter 31, Title 26, Idaho Code.

1 SECTION 4. REAPPROPRIATION AUTHORITY. There is hereby reappropriated  
2 to the Department of Finance any unexpended and unencumbered balances ap-  
3 propriated or reappropriated to the Department of Finance from the State  
4 Regulatory Fund for construction and building expenses for fiscal year 2020,  
5 in an amount not to exceed \$1,800,000 from the State Regulatory Fund, to be  
6 used for nonrecurring expenditures related to building and construction  
7 costs for the period July 1, 2020, through June 30, 2021. The State Con-  
8 troller shall confirm the reappropriation amount, by fund, expense class,  
9 and program, with the Legislative Services Office prior to processing the  
10 reappropriation authorized herein.

11 SECTION 5. In addition to the appropriation made in Section 1, Chapter  
12 106, Laws of 2019, and any other appropriation provided by law, there is  
13 hereby appropriated to the Department of Finance \$1,800,000 from the State  
14 Regulatory Fund to be expended for operating expenditures for the period  
15 July 1, 2019, through June 30, 2020.

16 SECTION 6. An emergency existing therefor, which emergency is hereby  
17 declared to exist, Section 5 of this act shall be in full force and effect on  
18 and after passage and approval.