

## IN THE HOUSE OF REPRESENTATIVES

## HOUSE BILL NO. 310

## BY APPROPRIATIONS COMMITTEE

## AN ACT

1 APPROPRIATING MONEYS FOR THE SPECIAL PROGRAMS FOR FISCAL YEAR 2010;  
 2 LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAP-  
 3 PROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES  
 4 FOR THE DESIGNATED PROGRAM; SETTING FORTH THE CONDITIONS FOR  
 5 THE REAPPROPRIATION; PROVIDING LEGISLATIVE INTENT ON PERSONNEL  
 6 COSTS; DIRECTING SALARY REDUCTIONS; AND DECLARING AN EMER-  
 7 GENCY.  
 8

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

10 SECTION 1. There is hereby appropriated to the Board of Regents of the University  
 11 of Idaho and the State Board of Education for Special Programs the following amounts to be  
 12 expended for the designated programs according to the designated expense classes from the  
 13 listed funds for the period July 1, 2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
14 I. FOREST UTILIZATION RESEARCH:				
15 FROM:				
16 General Fund	\$469,200	\$87,300		\$556,500
17 II. GEOLOGICAL SURVEY:				
18 FROM:				
19 General Fund	\$747,400	\$21,200		\$768,600
20 III. SCHOLARSHIPS AND GRANTS:				
21 FROM:				
22 General Fund			\$7,101,700	\$7,101,700
23 Opportunity Scholarship Program			1,000,000	1,000,000
24 Fund			<u>440,000</u>	<u>440,000</u>
25 Federal Grant Fund				
26 TOTAL			\$8,541,700	\$8,541,700
27 IV. MUSEUM OF NATURAL HISTORY:				
28 FROM:				
29 General Fund	\$483,700	\$13,800		\$497,500
30 V. SMALL BUSINESS DEVELOPMENT CENTERS:				
31 FROM:				
32 General Fund	\$275,100			\$275,100

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
5	VI. IDAHO COUNCIL FOR ECONOMIC EDUCATION:			
6	FROM:			
7	General Fund		\$49,300	\$49,300
8	VII. TECHHELP:			
9	FROM:			
10	General Fund	\$159,200		\$159,200
11	GRAND TOTAL	\$2,134,600	\$171,600	\$8,541,700
			\$10,847,900	

12 SECTION 2. In accordance with Section 67-3519, Idaho Code, there is authorized no  
13 more than thirty-four and four-tenths (34.4) full-time equivalent positions at any point during  
14 the period July 1, 2009, through June 30, 2010, for Forest Utilization Research, Idaho Geolog-  
15 ical Survey, the Idaho Museum of Natural History, Small Business Development Centers and  
16 TechHelp as specified in Section 1 of this act, unless specifically authorized by the Governor.  
17 The Joint Finance-Appropriations Committee will be notified promptly of any increased posi-  
18 tions so authorized.

19 SECTION 3. There is hereby reappropriated to the State Board of Education for the  
20 Scholarships and Grants Program, subject to the provisions of Section 4 of this act, the unex-  
21 pended and unencumbered balance of any appropriation contained in Section 1, Chapter 247,  
22 Laws of 2008, to be used for nonrecurring expenditures, for the period July 1, 2009, through  
23 June 30, 2010.

24 SECTION 4. The reappropriation for the General Fund moneys granted in Section 3 of  
25 this act shall be subject to the following provisions:

26 (1) If the unexpended and unencumbered balance in the General Fund on June 30, 2009,  
27 is zero, the reappropriation for the General Fund moneys in Section 3 is hereby declared to be  
28 null and void.

29 (2) If the unexpended and unencumbered balance in the General Fund on June 30, 2009,  
30 is greater than zero but less than the total General Fund reappropriation authority granted to all  
31 state agencies, that amount reappropriated in Section 3 of this act shall be in the proportion that  
32 the reappropriation for the State Board of Education bears to the total General Fund reappropri-  
33 ation authority granted to all state agencies.

34 SECTION 5. LEGISLATIVE INTENT. It is the intent of the Legislature to retain to the  
35 extent possible, our capable, quality employees who support the essential services and statuto-  
36 rily authorized programs that the citizens of Idaho expect. The Legislature finds these critical  
37 essential services to be those that maintain the health and safety of our citizens and the ed-  
38 ucation of our children. While extending flexibility to the Governor and agency directors to  
39 manage the state workforce to the best of their ability during these difficult times, it remains the

1 responsibility of the Legislature to identify priorities for the state workforce. The Legislature  
2 finds that reductions in personnel funding shall first be managed through salary reductions that  
3 impact all personnel fairly; secondly, be mitigated by the use of existing salary savings; thirdly,  
4 by using savings created by keeping newly vacated positions unfilled; fourth, by the use of fur-  
5 loughs; and lastly, as a last resort, by reducing the workforce. It is the intent of the Legislature  
6 that these policies shall be adhered to by the executive, legislative, and judicial branches to the  
7 extent allowed by law.

8 SECTION 6. SALARY REDUCTION. Inasmuch as salary reductions will save jobs; and  
9 inasmuch as a five percent (5%) reduction in personnel funding may create a reduction in force;  
10 and inasmuch as the state, as a single employer of multiple departments, agencies and insti-  
11 tutions, is required by law to direct across the board salary adjustments; the State Board of  
12 Education and the Board of Regents of the University of Idaho is hereby requested to reduce all  
13 salaries of classified and nonclassified employees for the Special Programs, regardless of fund  
14 source, by three percent (3%) for fiscal year 2010, beginning on June 14, 2009, through June  
15 12, 2010. Institutions are also requested to use personnel cost savings, furloughs, and a reduc-  
16 tion in force to manage the remaining two percent (2%) in funding reductions. The Division of  
17 Human Resources shall adjust all pay schedules for the classified personnel system downward  
18 to the extent that all beginning minimum salaries are three percent (3%) less than those in ef-  
19 fect upon the date of passage of this law.

20 SECTION 7. An emergency existing therefor, which emergency is hereby declared to  
21 exist, Section 6 of this act shall be in full force and effect on and after passage and approval.