

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 315

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS FOR THE DEPARTMENT OF HEALTH AND WELFARE FOR SUBSTANCE ABUSE SERVICES IN THE SUBSTANCE ABUSE TREATMENT AND PREVENTION PROGRAM FOR FISCAL YEAR 2010; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; PROVIDING THAT THE STATE CONTROLLER SHALL MAKE TRANSFERS FROM THE GENERAL FUND; DIRECTING EXPENDITURES FOR RADAR FUNDING; DIRECTING EXPENDITURES FOR GAIN PROVIDER TRAINING; DIRECTING EXPENDITURES FOR STATEWIDE MEDIA CAMPAIGN FOR UNDERAGE DRINKING; PROVIDING LEGISLATIVE INTENT FOR THE EDUCATION STIPEND FOR DEPARTMENT OF HEALTH AND WELFARE EMPLOYEES; ALLOWING TRANSFERS BETWEEN PERSONNEL COSTS AND OPERATING EXPENDITURES; DIRECTING THAT FUNDS FOR TRUSTEE AND BENEFIT PAYMENTS SHALL NOT BE TRANSFERRED; PROVIDING LEGISLATIVE INTENT ON PERSONNEL COSTS; DIRECTING SALARY REDUCTIONS; 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 Health and Welfare for substance abuse services in the Substance Abuse Treatment and Prevention Program the following amounts to be expended according to the designated expense classes from the listed funds for the period July 1, 2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
FROM:				
Cooperative Welfare (General) Fund	\$513,000	\$622,500	\$7,207,300	\$8,342,800
Prevention of Minors' Access to Tobacco Fund	6,400	43,800		50,200
Substance Abuse Treatment Fund			3,232,900	3,232,900
Cooperative Welfare (Dedicated) Fund	44,100	438,300		482,400
Liquor Control Fund			650,000	650,000
Cooperative Welfare (Federal) Fund	<u>291,100</u>	<u>2,817,500</u>	<u>7,055,800</u>	<u>10,164,400</u>
TOTAL	\$854,600	\$3,922,100	\$18,146,000	\$22,922,700

SECTION 2. FULL-TIME EQUIVALENT POSITIONS. In accordance with Section 67-3519, Idaho Code, the Department of Health and Welfare is authorized no more than thirteen and four-hundredths (13.04) full-time equivalent positions for the Substance Abuse

1 Treatment and Prevention Program during the period July 1, 2009, through June 30, 2010.  
2 Transfers of full-time equivalent positions between appropriated programs within the depart-  
3 ment are authorized and shall be reported in the budget prepared for the next fiscal year. Any  
4 full-time equivalent positions in excess of the department's total cap may be authorized only by  
5 the Governor and promptly reported to the Joint Finance-Appropriations Committee.

6 SECTION 3. GENERAL FUND TRANSFERS. As appropriated, the State Controller  
7 shall make transfers from the General Fund to the Cooperative Welfare Fund, periodically, as  
8 requested by the director of the Department of Health and Welfare and approved by the Board  
9 of Examiners.

10 SECTION 4. MILLENNIUM FUND INTENT REGARDING RADAR FUNDING. It is  
11 the intent of the Joint Millennium Fund Committee that the Department of Health and Welfare  
12 Substance Abuse Treatment and Prevention Program utilize its fiscal year 2010 operating bud-  
13 get to fund the costs of the Regional Alcohol Drug Awareness Resource (RADAR) Network  
14 Center's distribution of informational materials on tobacco and drug use prevention and cessa-  
15 tion to individuals and organizations statewide.

16 SECTION 5. GAIN PROVIDER TRAINING. It is the intent of the Legislature that the  
17 Department of Health and Welfare Substance Abuse Treatment and Prevention Program utilize  
18 up to \$140,000 of its fiscal year 2010 operating budget appropriation for the purposes of GAIN  
19 provider training. The \$140,000 is in addition to any funding that the Office of Drug Policy  
20 designates within its operating budget for GAIN provider training.

21 SECTION 6. STATEWIDE MEDIA CAMPAIGN FOR UNDERAGE DRINKING. It is  
22 the intent of the Legislature that for fiscal year 2010, the Department of Health and Welfare  
23 Substance Abuse Treatment and Prevention Program shall continue to fund at least \$50,000  
24 of the \$1.6 million prevention budget for the youth and adult media campaign on underage  
25 drinking.

26 SECTION 7. EDUCATION STIPEND FOR DEPARTMENT OF HEALTH AND WEL-  
27 FARE EMPLOYEES. Recognizing that employee development is an essential part of a work-  
28 force but that budget shortfalls require a reprioritization of expenditures towards core functions  
29 first and development and training second. The Department of Health and Welfare is hereby  
30 directed not to pay any education stipend, regardless of funding source, for employees during  
31 the fiscal year 2010 due to budgetary shortfalls and a reprioritization towards core expenditures.

32 SECTION 8. TRANSFERS BETWEEN PERSONNEL COSTS AND OPERATING EX-  
33 PENDITURES. Notwithstanding the provisions of Section 67-3511, Idaho Code, that state "No  
34 appropriation made for expenses other than personnel costs shall be expended for personnel  
35 costs of the particular department, office or institution for which it is appropriated,...." For fiscal  
36 year 2010, the Department of Health and Welfare may transfer funds appropriated for operating  
37 expenditures to personnel costs with the consent of the State Board of Examiners that currently  
38 designates the responsibility to the Division of Financial Management.

39 SECTION 9. TRUSTEE AND BENEFIT PAYMENTS. Notwithstanding the provisions  
40 of Section 67-3511, Idaho Code, funds budgeted in the trustee and benefit payments expendi-

1     ture object code shall not be transferred to any other objects within the program budget during  
2     fiscal year 2010.

3             SECTION 10. LEGISLATIVE INTENT. It is the intent of the Legislature to retain to the  
4     extent possible, our capable, quality employees who support the essential services and statuto-  
5     rily authorized programs that the citizens of Idaho expect. The Legislature finds these critical  
6     essential services to be those that maintain the health and safety of our citizens and the ed-  
7     ucation of our children. While extending flexibility to the Governor and agency directors to  
8     manage the state workforce to the best of their ability during these difficult times, it remains the  
9     responsibility of the Legislature to identify priorities for the state workforce. The Legislature  
10    finds that reductions in personnel funding shall first be managed through salary reductions that  
11    impact all personnel fairly; secondly, be mitigated by the use of existing salary savings; thirdly,  
12    by using savings created by keeping newly vacated positions unfilled; fourth, by the use of fur-  
13    loughs; and lastly, as a last resort, by reducing the workforce. It is the intent of the Legislature  
14    that these policies shall be adhered to by the executive, legislative, and judicial branches to the  
15    extent allowed by law.

16            SECTION 11. SALARY REDUCTION. Inasmuch as salary reductions will save jobs;  
17    and inasmuch as a five percent (5%) reduction in personnel funding may create a reduction  
18    in force; and inasmuch as the state as a single employer of multiple departments and agen-  
19    cies is required by law to direct across the board salary adjustments; agencies and institutions  
20    shall reduce all salaries of classified and nonclassified employees, regardless of fund source, by  
21    three percent (3%) for fiscal year 2010, beginning on June 14, 2009, through June 12, 2010.  
22    Agencies shall use personnel cost savings, furloughs, and a reduction in force to manage the  
23    remaining two percent (2%) in funding reductions. The Division of Human Resources shall  
24    adjust all pay schedules for the classified personnel system downward to the extent that all  
25    beginning minimum salaries are three percent (3%) less than those in effect upon the date of  
26    passage of this law.

27            SECTION 12. An emergency existing therefor, which emergency is hereby declared to  
28    exist, Section 11 of this act shall be in full force and effect on and after passage and approval.