

LEGISLATURE OF THE STATE OF IDAHO
Sixtieth Legislature Second Regular Session - 2010

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 698

BY APPROPRIATIONS COMMITTEE

AN ACT

REDUCING THE APPROPRIATION TO THE STATE TAX COMMISSION FOR FISCAL YEAR 2010;
APPROPRIATING ADDITIONAL MONEYS TO THE STATE TAX COMMISSION FOR FISCAL
YEAR 2010; APPROPRIATING MONEYS TO THE STATE TAX COMMISSION FOR FISCAL
YEAR 2011; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT PO-
SITIONS; EXPRESSING LEGISLATIVE INTENT REGARDING A SOFTWARE CONTRACT;
EXPRESSING LEGISLATIVE INTENT REQUIRING QUARTERLY TAX COMPLIANCE RE-
PORTS; AND DECLARING AN EMERGENCY.

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

SECTION 1. Notwithstanding any other provision of law to the contrary,
the appropriation made to the State Tax Commission in Section 1, Chapter 179,
Laws of 2009, is hereby reduced by the following amount for the designated
programs according to the designated expense classes from the listed fund
for the period July 1, 2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	TOTAL
I. GENERAL SERVICES:			
FROM:			
General Fund	\$153,700	\$225,700	\$379,400
II. AUDIT AND COLLECTIONS:			
FROM:			
General Fund	\$867,700	\$95,200	\$962,900
III. REVENUE OPERATIONS:			
FROM:			
General Fund	\$196,400	\$15,200	\$211,600
IV. COUNTY SUPPORT:			
FROM:			
General Fund	\$95,100	\$112,400	\$207,500
GRAND TOTAL	\$1,312,900	\$448,500	\$1,761,400

SECTION 2. In addition to the appropriation made in Section 1, Chapter
179, Laws of 2009, there is hereby appropriated to the State Tax Commission
the following amount to be expended for the designated programs according to
the designated expense classes from the listed fund for the period July 1,
2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	TOTAL
I. GENERAL SERVICES:			
FROM:			
General Fund	\$115,300	\$102,500	\$217,800
II. AUDIT AND COLLECTIONS:			
FROM:			
General Fund	\$357,800		\$357,800
III. REVENUE OPERATIONS:			
FROM:			
General Fund	\$89,200	\$41,000	\$130,200
IV. COUNTY SUPPORT:			
FROM:			
General Fund	\$77,200	\$17,000	\$94,200
GRAND TOTAL	\$639,500	\$160,500	\$800,000

SECTION 3. There is hereby appropriated to the State Tax Commission in the Department of Revenue and Taxation the following amounts to be expended for the designated programs according to the designated expense classes from the listed funds for the period July 1, 2010, through June 30, 2011:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
I. GENERAL SERVICES:				
FROM:				
General Fund	\$3,389,100	\$2,718,000		\$6,107,100
Multistate Tax Compact				
Fund		48,700	\$29,700	78,400
Administration and Accounting				
Fund	5,900	31,300		37,200
Administration Services for Transportation				
Fund	427,300	423,900	105,200	956,400
Seminars and Publications				
Fund		9,100		9,100
Abandoned Property Trust - Unclaimed Property				
Fund		<u>100,300</u>	<u>15,300</u>	<u>115,600</u>
TOTAL	\$3,822,300	\$3,331,300	\$150,200	\$7,303,800

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
II. AUDIT AND COLLECTIONS:				
FROM:				
General Fund	\$11,192,700	\$1,561,800	\$52,000	\$12,806,500
Multistate Tax Compact				
Fund	1,242,400	475,500		1,717,900
Administration and Accounting				
Fund	11,700	24,400		36,100
Administration Services for Transportation				
Fund	1,545,400	345,500		1,890,900
Abandoned Property Trust - Unclaimed Property				
Fund	<u>462,200</u>	<u>206,100</u>		<u>668,300</u>
TOTAL	\$14,454,400	\$2,613,300	\$52,000	\$17,119,700
III. REVENUE OPERATIONS:				
FROM:				
General Fund	\$2,913,600	\$1,457,500	\$3,900	\$4,375,000
Multistate Tax Compact				
Fund		500		500
Administration and Accounting				
Fund	95,200	88,400		183,600
Administration Services for Transportation				
Fund	509,500	212,200	2,300	724,000
Seminars and Publications				
Fund		14,400		14,400
Abandoned Property Trust - Unclaimed Property				
Fund	<u>67,000</u>	<u>500</u>		<u>67,500</u>
TOTAL	\$3,585,300	\$1,773,500	\$6,200	\$5,365,000
IV. COUNTY SUPPORT:				
FROM:				
General Fund	\$2,283,100	\$371,300		\$2,654,400
Seminars and Publications				
Fund		<u>131,000</u>	<u>\$8,800</u>	<u>139,800</u>
TOTAL	\$2,283,100	\$502,300	\$8,800	\$2,794,200
GRAND TOTAL	\$24,145,100	\$8,220,400	\$217,200	\$32,582,700

SECTION 4. In accordance with Section 67-3519, Idaho Code, the State Tax Commission is authorized no more than four hundred four and

1 five-tenths (404.5) full-time equivalent positions at any point during the
2 period July 1, 2010, through June 30, 2011, for the program specified in
3 Section 3 of this act, unless specifically authorized by the Governor. The
4 Joint Finance-Appropriations Committee will be notified promptly of any
5 increased positions so authorized.

6 SECTION 5. LEGISLATIVE INTENT. It is the intent of the Legislature that
7 state funding of the ProVal tax software maintenance contract be reduced by
8 \$50,000 this year. Funding will not be restored until the State Tax Commis-
9 sion has reported progress in resolving the issue of perceived unfair com-
10 petition between vendors providing property tax administration and mass ap-
11 praisal services to the counties on behalf of the State Tax Commission.

12 SECTION 6. LEGISLATIVE INTENT. It is the intent of the Legislature that
13 the State Tax Commission provide quarterly reports to the Governor and the
14 Joint Finance-Appropriations Committee comparing the total costs from all
15 funding sources used for compliance efforts and the collections related to
16 those efforts. Line items contained in the appropriation in Section 3 of
17 this act shall be tracked and accounted for as separate components of the
18 total tax compliance effort. Should the Governor determine his quarterly
19 threshold for the Phase 2 Compliance Initiative is not met, the funding of
20 temporary employees assigned to expand collection efforts related to the Tax
21 Gap will revert to the General Fund for the subsequent quarter. Furthermore,
22 it is the intent of the Legislature that for the period from July 1, 2010,
23 through June 30, 2011, temporary appointments assigned to the Phase 2 Com-
24 pliance Initiative are exempt from the 1,385 hour per twelve (12) month limi-
25 tation imposed by Section 67-5302(33), Idaho Code.

26 SECTION 7. An emergency existing therefor, which emergency is hereby
27 declared to exist, Sections 1 and 2 of this act shall be in full force and ef-
28 fect on and after passage and approval.