

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 717

BY APPROPRIATIONS COMMITTEE

AN ACT

REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE CHILD WELFARE DIVISION FOR FISCAL YEAR 2010; APPROPRIATING MONEYS FOR THE DEPARTMENT OF HEALTH AND WELFARE FOR THE CHILD WELFARE DIVISION FOR FISCAL YEAR 2011; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; PROVIDING THAT THE STATE CONTROLLER SHALL MAKE TRANSFERS FROM THE GENERAL FUND; DIRECTING THAT FUNDS FOR TRUSTEE AND BENEFIT PAYMENTS SHALL NOT BE TRANSFERRED; PROVIDING LEGISLATIVE INTENT FOR EDUCATION STIPEND FOR DEPARTMENT OF HEALTH AND WELFARE EMPLOYEES; ALLOWING TRANSFERS BETWEEN PERSONNEL COSTS AND OPERATING EXPENDITURES; PROVIDING LEGISLATIVE INTENT FOR PROGRAM INTEGRITY; 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 in Section 1, Chapter 261, Laws of 2009, to the Department of Health and Welfare for the Child Welfare Division is hereby reduced by the following amounts 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	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
I. CHILD WELFARE:				
FROM:				
Cooperative Welfare (General)				
Fund	\$697,800	\$130,700		\$828,500
II. FOSTER & ASSISTANCE PAYMENTS:				
FROM:				
Cooperative Welfare (General)				
Fund			\$810,900	\$810,900
GRAND TOTAL	\$697,800	\$130,700	\$810,900	\$1,639,400

SECTION 2. There is hereby appropriated to the Department of Health and Welfare for the Child Welfare Division 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	FOR	FOR	
	PERSONNEL	OPERATING	TRUSTEE AND	
	COSTS	EXPENDITURES	BENEFIT	TOTAL
			PAYMENTS	
5	I. CHILD WELFARE:			
6	FROM:			
7	Cooperative Welfare (General)			
8	Fund	\$7,508,900	\$1,576,000	\$9,084,900
9	Cooperative Welfare (Dedicated)			
10	Fund	69,300	125,000	194,300
11	Cooperative Welfare (Federal)			
12	Fund	<u>13,855,000</u>	<u>6,090,800</u>	<u>19,945,800</u>
13	TOTAL	\$21,433,200	\$7,791,800	\$29,225,000
14	II. FOSTER & ASSISTANCE PAYMENTS:			
15	FROM:			
16	Cooperative Welfare (General)			
17	Fund		\$10,773,500	\$10,773,500
18	Cooperative Welfare (Dedicated)			
19	Fund		955,400	955,400
20	Cooperative Welfare (Federal)			
21	Fund		<u>13,476,400</u>	<u>13,476,400</u>
22	TOTAL		\$25,205,300	\$25,205,300
23	GRAND TOTAL	\$21,433,200	\$7,791,800	\$25,205,300
			\$54,430,300	

24 SECTION 3. In accordance with Section 67-3519, Idaho Code, the De-  
25 partment of Health and Welfare is authorized no more than three hundred  
26 ninety-two and sixty-seven hundredths (392.67) full-time equivalent posi-  
27 tions for the Child Welfare Program during the period July 1, 2010, through  
28 June 30, 2011. Transfers of full-time equivalent positions between appro-  
29 priated programs within the department are authorized and shall be reported  
30 in the budget prepared for the next fiscal year. Any full-time equivalent  
31 positions in excess of the department's total cap may be authorized only  
32 by the Governor and promptly reported to the Joint Finance-Appropriations  
33 Committee.

34 SECTION 4. GENERAL FUND TRANSFER. As appropriated, the State Con-  
35 troller shall make transfers from the General Fund to the Cooperative  
36 Welfare Fund, periodically, as requested by the director of the Department  
37 of Health and Welfare and approved by the Board of Examiners.

38 SECTION 5. TRANSFER OF TRUSTEE AND BENEFIT PAYMENTS. Notwithstanding  
39 the provisions of Section 67-3511, Idaho Code, funds budgeted in the trustee  
40 and benefit payments expenditure object code shall not be transferred to any  
41 other objects within the program budget during fiscal year 2011.

1 SECTION 6. EDUCATION STIPEND FOR DEPARTMENT OF HEALTH AND WELFARE  
2 EMPLOYEES. Recognizing that employee development is an essential part of a  
3 workforce but that budget shortfalls require a reprioritization of expendi-  
4 tures towards core functions first and development and training second, the  
5 Department of Health and Welfare is hereby directed not to pay any education  
6 stipends, with the exception of the IV-E funding source, for employees  
7 during fiscal year 2011 due to budgetary shortfalls and a reprioritization  
8 towards core expenditures.

9 SECTION 7. TRANSFER BETWEEN PERSONNEL COSTS AND OPERATING EXPENDI-  
10 TURES. Notwithstanding the provisions of Section 67-3511, Idaho Code, that  
11 state "No appropriation made for expenses other than personnel costs shall  
12 be expended for personnel costs of the particular department, office or  
13 institution for which it is appropriated,..." For fiscal year 2011, the  
14 Department of Health and Welfare may transfer funds appropriated for oper-  
15 ating expenditures to personnel costs with the consent of the State Board of  
16 Examiners who currently designates that responsibility to the Division of  
17 Financial Management.

18 SECTION 8. PROGRAM INTEGRITY. Notwithstanding any other provisions of  
19 law, it is hereby declared to be the intent of the Legislature that the De-  
20 partment of Health and Welfare shall be required to provide those services  
21 authorized or mandated by law in each program, only to the extent of funding  
22 and available resources appropriated for each budgeted program.

23 SECTION 9. An emergency existing therefor, which emergency is hereby  
24 declared to exist, Section 1 of this act shall be in full force and effect on  
25 and after passage and approval.