

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 728

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2010; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2010; APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2011; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING LEGISLATIVE INTENT ON STATE EMPLOYEE HEALTH INSURANCE BENEFITS; DIRECTING THE TRANSFER OF MONEYS ON OR AFTER JULY 1, 2010; DIRECTING THE TRANSFER OF MONEYS ON OR AFTER JANUARY 1, 2011; PROVIDING LEGISLATIVE INTENT ON THE IDAHO EDUCATION NETWORK; AND DECLARING AN EMERGENCY.

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

SECTION 1. In addition to the appropriation made in Section 1, Chapter 205, Laws of 2009, there is hereby appropriated to the Department of Administration the following amount to be expended for the designated program according to the designated expense class from the listed fund for the period July 1, 2009, through June 30, 2010:

I. PUBLIC WORKS:

FOR:

Operating Expenditures \$200,000

FROM:

Permanent Building Fund \$200,000

SECTION 2. Notwithstanding any other provision of law to the contrary, the appropriation made in Section 1, Chapter 205, Laws of 2009, to the Department of Administration 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	FOR	FOR	
	PERSONNEL	OPERATING	CAPITAL	
	COSTS	EXPENDITURES	OUTLAY	TOTAL
I. DIRECTOR'S OFFICE:				
FROM:				
General Fund	\$77,500	\$5,000		\$82,500
II. INFORMATION TECHNOLOGY RESOURCE MANAGEMENT COUNCIL:				
FROM:				
General Fund	\$10,400	\$2,400		\$12,800

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL	
1					
2					
3					
4	III. INFORMATION TECHNOLOGY:				
5	FROM:				
6	General Fund	\$22,800	\$56,800	\$79,600	
7	IV. PUBLIC WORKS:				
8	FROM:				
9	General Fund		\$44,200	\$44,200	
10	V. PURCHASING:				
11	FROM:				
12	General Fund	\$66,500	\$5,900	\$72,400	
13	VIII. BOND PAYMENTS:				
14	FROM:				
15	General Fund		\$234,900	\$234,900	
16	GRAND TOTAL	\$177,200	\$114,300	\$234,900	\$526,400

17 SECTION 3. There is hereby appropriated to the Department of Adminis-  
18 tration the following amounts to be expended for the designated programs ac-  
19 cording to the designated expense classes from the listed funds for the pe-  
20 riod July 1, 2010, through June 30, 2011:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
21				
22				
23				
24	I. DIRECTOR'S OFFICE:			
25	FROM:			
26	General Fund	\$140,300	\$57,400	\$197,700
27	Indirect Cost Recovery Fund	619,200	258,300	877,500
28	Administration and			
29	Accounting Services Fund	62,400	20,000	82,400
30	Industrial Special			
31	Indemnity Fund	<u>147,500</u>	<u>109,700</u>	<u>257,200</u>
32	TOTAL	\$969,400	\$445,400	\$1,414,800
33	II. ADMINISTRATIVE RULES:			
34	FROM:			
35	Administrative Code Fund	\$201,000	\$312,500	\$513,500

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
1				
2				
3				
4	III. INFORMATION TECHNOLOGY RESOURCE MGMT COUNCIL:			
5	FROM:			
6	General Fund	\$70,400	\$9,500	\$79,900
7	Administration and			
8	Accounting Services Fund	<u>408,700</u>	<u>327,800</u>	<u>736,500</u>
9	TOTAL	\$479,100	\$337,300	\$816,400
10	IV. INFORMATION TECHNOLOGY:			
11	FROM:			
12	General Fund	\$561,000	\$465,800	\$1,026,800
13	Idaho Education Network Fund	354,400	2,055,400	\$590,200
14	Indirect Cost Recovery Fund	422,400	69,900	492,300
15	Administration and			
16	Accounting Services Fund	<u>437,800</u>	<u>586,200</u>	<u>1,024,000</u>
17	TOTAL	\$1,775,600	\$3,177,300	\$590,200
18	V. PUBLIC WORKS:			
19	FROM:			
20	General Fund		\$306,900	\$306,900
21	Permanent Building Fund	\$1,624,600	1,689,000	3,313,600
22	Administration and			
23	Accounting Services Fund	<u>1,493,700</u>	<u>6,743,100</u>	<u>8,236,800</u>
24	TOTAL	\$3,118,300	\$8,739,000	\$590,200
25	VI. PURCHASING:			
26	FROM:			
27	General Fund	\$691,500		\$691,500
28	Administration and			
29	Accounting Services Fund	939,700	1,333,600	\$128,000
30	Federal Surplus Property			
31	Revolving Fund	<u>116,100</u>	<u>207,300</u>	<u>323,400</u>
32	TOTAL	\$1,747,300	\$1,540,900	\$128,000
33	VII. INSURANCE MANAGEMENT:			
34	FROM:			
35	Employee Group Insurance			
36	Fund	\$262,400	\$501,400	\$763,800
37	Retained Risk Fund	<u>396,900</u>	<u>236,900</u>	<u>633,800</u>
38	TOTAL	\$659,300	\$738,300	\$1,397,600
39	VIII. BOND PAYMENTS:			
40	FROM:			
41	General Fund		\$2,691,800	\$1,955,100
42	Permanent Building Fund		10,173,200	19,646,800
43	Administration and			
44	Accounting Services Fund		<u>422,200</u>	<u>233,000</u>

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
4 TOTAL		\$13,287,200	\$21,834,900	\$35,122,100
5 GRAND TOTAL	\$8,950,000	\$28,577,900	\$22,553,100	\$60,081,000

6 SECTION 4. In accordance with Section 67-3519, Idaho Code, the Depart-  
7 ment of Administration is authorized no more than one hundred fifty-one and  
8 seventy-five hundredths (151.75) full-time equivalent positions at any  
9 point during the period July 1, 2010, through June 30, 2011, for the programs  
10 specified in Section 3 of this act, unless specifically authorized by the  
11 Governor. The Joint Finance-Appropriations Committee will be notified  
12 promptly of any increased positions so authorized.

13 SECTION 5. LEGISLATIVE INTENT. It is the intent of the Legislature  
14 that the director of the Department of Administration, in accordance with  
15 Section 67-5761, Idaho Code, negotiate with sureties a contract with an  
16 insurance provider for fiscal year 2011 that, wherein such contract provides  
17 the same total health benefit, to the extent possible, for eligible state  
18 employees that is in place for fiscal year 2010 and took effect on June 14,  
19 2009. The director shall not, under any circumstance, negotiate higher par-  
20 ticipant premiums, higher deductible amounts, higher stop-losses, higher  
21 copayments, or otherwise reduce the overall value of the plan currently in  
22 place to the participants. In the event that the director must negotiate  
23 a sub-plan or a plan separate from the total plan for a specific agency,  
24 the director has full discretion to negotiate all plan elements for the  
25 sub-plan or plan separate from the total plan. The state has generated  
26 excess reserves in the Group Insurance Fund due to prudent management of the  
27 plan by making statutory changes in eligibility for retirees; generating  
28 savings through plan design changes with the adoption of a drug formulary;  
29 and by changing the cost allocation methodology for all plan participants.  
30 The director of the Department of Administration is directed to use these  
31 reserves in fiscal year 2011, for two (2) premium holidays for agencies that  
32 paid their full allocated costs in fiscal year 2010; two (2) premium holidays  
33 for the employees; and absorb premium costs greater than those appropriated  
34 and/or allocated to the extent available within the total Health Insurance  
35 Reserve Fund. The Legislature gives further direction to the Department  
36 of Administration to implement a ninety (90) day waiting period for new  
37 employees hired on or after July 1, 2010, to be eligible to participate  
38 in the state Health Insurance Plan. The employee and eligible dependents  
39 shall be covered on the first day of the month following ninety (90) days of  
40 employment. Participating agencies shall continue to pay full allocated  
41 costs to the Office of Group Insurance through payroll deduction beginning  
42 on the first date of employment for the affected positions. The employee  
43 will not be charged a premium until they accept health insurance coverage.  
44 For the purposes of this intent language, the state of Idaho Group Health  
45 Insurance Plan means an insurance plan that provides coverage for medical,  
46 vision and dental claims. Disability insurance, retiree subsidy, flexible

1 spending administrative costs and state administration costs are provided  
2 in the state Group Health Insurance Plan and are included in the total amount  
3 as provided by appropriation.

4 SECTION 6. The State Controller is hereby directed to transfer on July  
5 1, 2010, or as soon thereafter as is practicable, \$1,382,100 from the Per-  
6 manent Building Fund to the Administration and Accounting Services Fund/Fa-  
7 cilities Services for statewide elected officials' rent.

8 SECTION 7. The State Controller is hereby directed to transfer on  
9 January 1, 2011, or as soon thereafter as is practicable, \$1,382,100 from  
10 the Permanent Building Fund to the Administration and Accounting Services  
11 Fund/Facilities Services for statewide elected officials' rent.

12 SECTION 8. The Legislature strongly supports the benefits of a  
13 statewide high-bandwidth education network. It is the intent of the Leg-  
14 islature that the Idaho Education Network Program and Resources Advisory  
15 Council (IPRAC) shall implement a contract monitoring procedure using  
16 the expertise of the IPRAC technical subcommittee. The Legislature also  
17 intends that IPRAC shall provide quarterly reports to the members of the  
18 Joint Finance-Appropriations Committee and the members of the Education  
19 Committees of the Senate and the House of Representatives, beginning July  
20 1, 2010. Quarterly reports shall include the following: budgeted and  
21 actual expenditures of the Idaho Education Network (IEN); changes to the  
22 IEN business plan; a list of public schools, institutions, and/or state  
23 agencies that have been connected to the IEN; a description of the connection  
24 technology, bandwidth provided, and the carrier company providing the  
25 IEN services to such public schools, institutions, and/or state agencies;  
26 and the IEN training opportunities offered to public schools. The IPRAC  
27 quarterly reports may also include verbal or written testimony received from  
28 recipients of the IEN services.

29 SECTION 9. An emergency existing therefor, which emergency is hereby  
30 declared to exist, Sections 1 and 2 of this act shall be in full force and ef-  
31 fect on and after passage and approval.