

MINUTES
JOINT FINANCE-APPROPRIATIONS COMMITTEE

DATE: Friday, February 28, 2014
TIME: 8:04 A.M.
PLACE: Room C310
MEMBERS PRESENT: Senators: Co-chairman Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Thayn, Schmidt, Lacey
Representatives: Co-chairman Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, Ringo, King
ABSENT/EXCUSED: None
STAFF PRESENT: Tatro, Lockett
CONVENED: Chairman Cameron convened the meeting at 8:04 a.m.

BUDGET SETTING: **SETTING FY 2015 APPROPRIATIONS**

DEPARTMENT OF HEALTH AND WELFARE
Mental Health Services

PRESENTER: **Jared Tatro, Senior Budget & Policy Analyst**
DISCLOSURE OF CONFLICT: **Disclosure of Possible Conflict of Interest**
Pursuant to Senate Rule 39(H), Senator Nuxoll disclosed that she has a possible conflict of interest under applicable law; she does plan to vote on the issues currently before the Committee.

CARRIED: **Original Motion**
Moved by Stevenson, seconded by Schmidt, to approve for introduction \$23,598,600 General Funds, \$1,205,400 Dedicated Funds, \$8,319,800 Federal Funds for a total of \$33,123,800 with FTP of 283.98

Ayes: 20

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Thayn, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, Ringo, King

Nays: 0

Ab/Ex: 0

The majority having voted in the affirmative, the motion has passed and without

objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Cameron.

**INTENT
LANGUAGE:**

Legislative Intent Language

LIMITING TRANSFER OF LEGISLATIVE APPROPRIATIONS. Notwithstanding the provisions of Section 67-3511, Idaho Code, Cooperative Welfare (General) Fund moneys appropriated to the Adult Mental Health Program and Children's Mental Health Program shall not be transferred to any other program outside of Mental Health Services without legislative approval.

LEGISLATIVE INTENT. It is the finding of the Legislature that the Department of Health and Welfare is responsible for the educational needs of school-age children placed in their custody by the courts for either child protective or for mental health issues. If the Department of Health and Welfare places a child in a licensed residential treatment facility that includes a non-public accredited school, and it is determined by the Department of Health and Welfare that it is in the best interests of the child to be educated at the residential treatment facility, then it is the responsibility of the Department of Health and Welfare to pay for such education at the current rate of \$71.05 per student per educational day. This intent language does not preclude other Idaho state agencies from exercising their responsibility to ensure a free and appropriate education for these students within the requirements of federal disability law. The fiscal impact of this language is approximately \$690,000 from existing appropriations.

INTERAGENCY PAYMENT FOR JUVENILE DETENTION CLINICIANS CONTRACT. The Children's Mental Health Program shall, no later than July 16, 2014, make an interagency payment of \$327,000 from the Cooperative Welfare (General) Fund to the Department of Juvenile Corrections to be used for the purchase of contract clinician services with juvenile detention facilities in Idaho, for the period July 1, 2014, through June 30, 2015.

COURT SERVICES FUND TRANSFERS. As appropriated, the State Controller shall make transfers of the Court Services Fund to the Cooperative Welfare Fund periodically, as requested by the director of the Department of Health and Welfare and approved by the Board of Examiners.

Unanimous Consent Request

Moved by Stevenson, granted by unanimous consent, the legislative intent language shown above was accepted.

Psychiatric Hospitalization

CARRIED:

Original Motion

Moved by Nuxoll, seconded by King, to approve for introduction \$19,320,100 General Funds, \$8,333,700 Dedicated Funds, \$4,696,400 Federal Funds for a total of \$32,350,200 with FTP of 367.45

Ayes: 18

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, King

Nays: 0

Ab/Ex: 2

Thayn, Ringo

The majority having voted in the affirmative, the motion has passed and without objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Cameron.

Substance Abuse Treatment & Prevention

CARRIED:

Original Motion

Moved by Schmidt, seconded by Stevenson, to approve for introduction \$2,542,300 General Funds, \$1,184,600 Dedicated Funds, \$12,459,400 Federal Funds for a total of \$16,186,300 with FTP of 14.72

Ayes: 18

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, King

Nays: 0

Ab/Ex: 2

Thayn, Ringo

The majority having voted in the affirmative, the motion has passed and without objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Chairman.

Child Welfare

CARRIED:

Original Motion

Moved by Stevenson, seconded by Schmidt, to approve for introduction \$18,924,300 General Funds, \$1,047,500 Dedicated Funds, \$40,085,300 Federal Funds for a total of \$60,057,100 with FTP of 388.75. (\$1,434,100 from federal funds is one-time.)

Ayes: 18

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, King

Nays: 0

Ab/Ex: 2

Thayn, Ringo

The majority having voted in the affirmative, the motion has passed and without

objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Cameron.

**INTENT
LANGUAGE:**

Legislative Intent Language

It is the finding of the Legislature that the Department of Health and Welfare is responsible for the educational needs of school-age children placed in their custody by the courts for either child protective or for mental health issues. If the Department of Health and Welfare places a child in a licensed residential treatment facility that includes a nonpublic accredited school, and it is determined by the Department of Health and Welfare that it is in the best interests of the child to be educated at the residential treatment facility, then it is the responsibility of the Department of Health and Welfare to pay for such education at the current rate of \$71.05 per student per educational day. This intent language does not preclude other Idaho state agencies from exercising their responsibility to ensure a free and appropriate education for these students within the requirements of federal disability law. The fiscal impact of this language is approximately \$690,000 from existing appropriations.

Unanimous Consent Request

Moved by Stevenson, granted by unanimous consent, the legislative intent language shown above was accepted.

Services for the Developmentally Disabled

Original Motion

Moved by King, seconded by Stevenson, to approve for introduction \$12,325,200 General Funds, \$3,570,800 Dedicated Funds, \$16,145,200 Federal Funds for a total of \$32,041,200 with FTP of 353.71

Ayes: 18

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, King

Nays: 0

Ab/Ex: 2

Thayn, Ringo

The majority having voted in the affirmative, the motion has passed and without objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Cameron.

IDAHO TRANSPORTATION DEPARTMENT
Transportation Services

PRESENTER: Robyn Lockett, Senior Budget & Policy Analyst

CARRIED: **Original Motion**
Moved by Keough, seconded by Eskridge, to approve for introduction \$0 General Funds, \$29,922,900 Dedicated Funds, \$14,608,500 Federal Funds for a total of \$44,531,400 with FTP of 213.00

Ayes: 18

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, King

Nays: 0

Ab/Ex: 2

Thayn, Ringo

The majority having voted in the affirmative, the motion has passed and without objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Cameron.

Motor Vehicles

CARRIED: **Original Motion**
Moved by Lacey, seconded by Youngblood, to approve for introduction \$0 General Funds, \$32,742,300 Dedicated Funds, \$2,600,000 Federal Funds for a total of \$35,342,300 with FTP of 234.00

Ayes: 19

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, Ringo, King

Nays: 0

Ab/Ex: 1

Thayn

The majority having voted in the affirmative, the motion has passed and without objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Chairman.

Highway Operations

CARRIED:

Original Motion

Moved by Youngblood, seconded by Eskridge, to approve for introduction \$0 General Funds, \$157,235,200 Dedicated Funds, \$16,426,200 Federal Funds for a total of \$173,661,400 with FTP of 1,277.00

Ayes: 19

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, Ringo, King

Nays: 0

Ab/Ex: 1

Thayn

The majority having voted in the affirmative, the motion has passed and without objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Cameron.

Contract Construction and Right-of-Way Acquisition

CARRIED:

Original Motion

Moved by Eskridge, seconded by Lacey, to approve for introduction \$0 General Funds, \$37,785,400 Dedicated Funds, \$226,121,800 Federal Funds for a total of \$263,907,200 with FTP of 0.00

Ayes: 19

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, Ringo, King

Nays: 0

Ab/Ex: 1

Thayn

The majority having voted in the affirmative, the motion has passed and without objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Cameron.

**INTENT
LANGUAGE:**

Department-wide Legislative Intent Language

LEGISLATIVE INTENT - CONTINUOUSLY APPROPRIATED MONEYS. It is legislative intent that all moneys transferred to the Local Bridge Inspection Fund and to the Railroad Grade Crossing Protection Fund, as provided in Section 63-2412, Idaho Code, are hereby continuously appropriated to the Idaho Transportation Department for the stated purposes of those funds.

LEGISLATIVE INTENT - TOURISM AND PROMOTION FUND. There is hereby appropriated and the State Controller is directed to transfer \$25,000 from the State Highway Fund to the Tourism and Promotion Fund in the Department of Commerce during fiscal year 2015. This transfer will provide the matching fund support of the Gateway Visitor Centers.

REAPPROPRIATION AUTHORITY FOR THE CONTRACT CONSTRUCTION AND RIGHT-OF-WAY ACQUISITION DIVISION. There is hereby reappropriated to the Idaho Transportation Department any unexpended and unencumbered balance of money categorized as the State Highway Fund for the Contract Construction and Right-of-Way Acquisition program as appropriated or reappropriated for fiscal year 2014, to be used for nonrecurring expenditures, for the period July 1, 2014 through June 30, 2015.

REAPPROPRIATION AUTHORITY FOR AIRPORT DEVELOPMENT GRANTS. There is hereby reappropriated to the Idaho Transportation Department any unexpended and unencumbered balance of money categorized as the State Aeronautics Fund as appropriated or reappropriated for trustee and benefits payments to be used for Airport Development Grants for fiscal year 2014, to be used for nonrecurring expenditures, for the period July 1, 2014 through June 30, 2015.

REAPPROPRIATION AUTHORITY FOR AMERICAN RECOVERY AND REINVESTMENT ACT FUNDING. There is hereby reappropriated to the Idaho Transportation Department any unexpended and unencumbered balance of money categorized as Title XII of the American Recovery and Reinvestment Act as appropriated or reappropriated for fiscal year 2014, to be used for nonrecurring expenditures, according to all the requirements of the federal act for the period July 1, 2014 through June 30, 2015.

BOND PAYMENT AUTHORIZATION. The federal GARVEE bond payment for fiscal year 2015 is approximately \$54,000,000. The Idaho Transportation Board is hereby authorized to transfer up to \$4,900,000 from within the State Highway Account to the GARVEE Debt Service Fund to pay the state match as required for federal funds committed to pay the annual scheduled debt service for fiscal year 2015.

Unanimous Consent Request

Moved by Eskridge, granted by unanimous consent, the legislative intent language shown above was accepted.

IDAHO STATE HISTORICAL SOCIETY

PRESENTER: Robyn Lockett, Senior Budget & Policy Analyst

CARRIED: Original Motion
Moved by Ringo, seconded by King, to approve for introduction \$2,589,100 General Funds, \$1,550,900 Dedicated Funds, \$1,495,600 Federal Funds for a total of \$5,635,600 with FTP of 49.02

Ayes: 19

Cameron, Keough, Mortimer, Vick, Nuxoll, Johnson, Bayer, Schmidt, Lacey, Bell, Bolz, Eskridge, Thompson, Gibbs, Stevenson, Miller, Youngblood, Ringo, King

Nays: 0

Ab/Ex: 1

Thayn

The majority having voted in the affirmative, the motion has passed and without objection will carry a DO PASS recommendation. There being no objection, it was so ordered by Chairman Cameron.

**INTENT
LANGUAGE:**

ADJOURNED: Chairman Cameron adjourned the meeting at 9:35 a.m.

Senator Cameron
Chair

Peggy Moyer
Secretary