

MINUTES
JOINT FINANCE-APPROPRIATIONS COMMITTEE

DATE: Friday, March 06, 2015
TIME: 8:00 A.M.
PLACE: Room C310
MEMBERS PRESENT: Senators Co-chairman Cameron, Keough, Mortimer, Bair, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey
Representatives Co-chairman Bell, Gibbs, Miller, Youngblood, Burtenshaw, Horman, Malek(Malek), Monks, King, Gannon
ABSENT/ EXCUSED: None
CONVENED: Senator Cameron convened the meeting at 8:00 A.M.
STAFF PRESENT: Tatro, Lockett

BUDGET SETTING: **SETTING FY 2016 APPROPRIATIONS**

DEPARTMENT OF HEALTH AND WELFARE

PRESENTER: **Jared Tatro, Principal Budget and Policy Analyst, Legislative Services Office**

Mental Health Services

MOTIONS: **Original Motion**
Moved by Malek, seconded by Schmidt, to approve for introduction \$27,227,200 General Funds, \$873,700 Dedicated Funds, \$8,612,100 Federal Funds for a total of \$36,713,000 with FTP of 287.16

FAILED: **Substitute Motion**
Moved by Nuxoll, seconded by Thayn, to approve for introduction \$25,707,200 General Funds, \$873,700 Dedicated Funds, \$8,412,100 Federal Funds for a total of \$34,993,000 with FTP of 287.16

Ayes: 2

Nuxoll, Thayn

Nays: 16

Cameron, Keough, Bair, Mortimer, Johnson, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Horman, Malek, Burtenshaw, King, Gannon

Ab/Ex: 2

Youngblood, Monks

CARRIED: Vote on Original Motion

Ayes: 18

Cameron, Keough, Bair, Mortimer, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Horman, Malek, Burtenshaw, King, Gannon

Nays: 0

Ab/Ex: 2

Youngblood, Monks

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.

**UNANIMOUS
CONSENT:**

On request by Schmidt, granted by unanimous consent, the standard legislative intent language shown below was accepted.

**INTENT
LANGUAGE:**

Standard Intent Language for Mental Health Services

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 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, 2015, 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, 2015, through June 30, 2016.

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: On request by Malek, granted by unanimous consent, the new intent language shown below was accepted.

New Mental Health Intent Language — Crisis Center

Behavioral Health Crisis Center Location. It is the intent of the Legislature that \$1,720,000 of the amount provided in section 1 of this act, is for a Behavioral Health Crisis Center, to be located in Health and Welfare Region 1 or Region 2. The communities have demonstrated the need for additional behavioral health services and the willingness to support a behavioral health crisis center. This center will be in addition to the first crisis center that was funded by the appropriation made in Section 1, Chapter 315, Laws of 2014.

Psychiatric Hospitalization

DISCLOSURE: **Disclosure of Possible Conflict of Interest**

Pursuant to Senate Rule 39(H), Senator Nuxoll disclosed she has a possible conflict of interest under applicable law; she does plan to vote on the issue currently before the Committee.

MOTIONS: **Original Motion**

Moved by Johnson, seconded by Thayn, to approve for introduction \$19,063,200 General Funds, \$10,074,300 Dedicated Funds, \$5,298,200 Federal Funds for a total of \$34,435,700 with FTP of 369.12

CARRIED: **Substitute Motion**

Moved by Nuxoll, seconded by Schmidt, to approve for introduction \$19,188,200 General Funds, \$10,046,800 Dedicated Funds, \$5,383,200 Federal Funds for a total of \$34,618,200 with FTP of 369.12

Ayes: 18

Cameron, Keough, Bair, Mortimer, Nuxoll, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Youngblood, Horman, Malek, Monks, Burtenshaw, King, Gannon

Nays: 2

Johnson, Thayn

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.

Substance Abuse Treatment and Prevention

CARRIED: **Original Motion**

Moved by Schmidt, seconded by Johnson, to approve for introduction \$2,555,500 General Funds, \$1,186,200 Dedicated Funds, \$12,934,200 Federal Funds for a total of \$16,675,900 with FTP of 16.72

Ayes: 20

Cameron, Keough, Bair, Mortimer, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Youngblood, Horman, Malek, Monks, Burtenshaw, King, Gannon

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.

Child Welfare

DISCLOSURE: **Disclosure of Possible Conflict of Interest**

Pursuant to House Rule 38, Representative Monks disclosed he has a possible conflict of interest under applicable law; he does plan to vote on the issue currently before the Committee.

CARRIED: **Original Motion**

Moved by Nuxoll, seconded by Malek, to approve for introduction \$20,153,400 General Funds, \$1,046,900 Dedicated Funds, \$42,331,400 Federal Funds for a total of \$63,531,700 with FTP of 389.50

Ayes: 19

Cameron, Keough, Bair, Mortimer, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Youngblood, Horman, Malek, Monks, King, Gannon

Nays: 0

Ab/Ex: 1

Burtenshaw

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.

UNANIMOUS CONSENT: On request by Nuxoll, granted by unanimous consent, the legislative intent language shown below was accepted.

**INTENT
LANGUAGE:**

Child Welfare Standard Intent Language

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 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.

Services for the Developmentally Disabled

CARRIED: Original Motion

Moved by Malek, seconded by Schmidt, to approve for introduction \$12,463,400 General Funds, \$2,470,600 Dedicated Funds, \$15,382,400 Federal Funds for a total of \$30,316,400 with FTP of 308.71

Ayes: 19

Cameron, Keough, Bair, Mortimer, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Youngblood, Horman, Malek, Monks, King, Gannon

Nays: 0

Ab/Ex: 1

Burtenshaw

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

PRESENTER: Robyn Lockett, Principal Budget and Policy Analyst, Legislative Services Office
Transportation Services

CARRIED: Original Motion

Moved by Youngblood, seconded by King, to approve for introduction \$0 General Funds, \$29,475,300 Dedicated Funds, \$1,155,900 Federal Funds for a total of \$30,631,200 with FTP of 204.70

Ayes: 19

Cameron, Keough, Bair, Mortimer, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Youngblood, Horman, Malek, Monks, King, Gannon

Nays: 0

Ab/Ex: 1

Burtenshaw

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 Monks, seconded by Keough, to approve for introduction \$0 General Funds, \$31,465,400 Dedicated Funds, \$2,600,000 Federal Funds for a total of \$34,065,400 with FTP of 234.00

Ayes: 18

Cameron, Keough, Bair, Mortimer, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Youngblood, Malek, Monks, King, Gannon

Nays: 0

Ab/Ex: 2

Horman, Burtenshaw

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.

Highway Operations

CARRIED:

Original Motion

Moved by Youngblood, seconded by Monks, to approve for introduction \$0 General Funds, \$157,634,700 Dedicated Funds, \$30,268,400 Federal Funds for a total of \$187,903,100 with FTP of 1,260.00

Ayes: 18

Cameron, Keough, Bair, Mortimer, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Youngblood, Malek, Monks, King, Gannon

Nays: 0

Ab/Ex: 2

Horman, Burtenshaw

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 Monks, seconded by Gannon, to approve for introduction \$0 General Funds, \$38,420,100 Dedicated Funds, \$205,622,100 Federal Funds for a total of \$244,042,200 with FTP of 0.00

Ayes: 18

Cameron, Keough, Bair, Mortimer, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Youngblood, Malek, Monks, King, Gannon

Nays: 0

Ab/Ex: 2

Horman, Burtenshaw

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.

UNANIMOUS CONSENT: On request by Monks, granted by unanimous consent, the legislative intent language shown below was accepted.

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 2016. 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 2015, to be used for nonrecurring expenditures, for the period July 1, 2015 through June 30, 2016.

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 2015, to be used for nonrecurring expenditures, for the period July 1, 2015 through June 30, 2016.

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 2015, to be used for nonrecurring expenditures, according to all the requirements of the federal act for the period July 1, 2015 through June 30, 2016.

BOND PAYMENT AUTHORIZATION. The federal GARVEE bond payment for fiscal year 2016 is approximately \$54,132,000. The Idaho Transportation Board is hereby authorized to transfer up to \$4,800,000 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 2016.

SELF-GOVERNING AGENCIES
Idaho State Historical Society

PRESENTER: **Robyn Lockett, Principal Budget and Policy Analyst, Legislative Services Office**

CARRIED: **Original Motion**

Moved by Schmidt, seconded by Gibbs, to approve for introduction \$2,775,900 General Funds, \$1,701,800 Dedicated Funds, \$1,415,200 Federal Funds for a total of \$5,892,900 with FTP of 49.02

Ayes: 18

Cameron, Keough, Bair, Mortimer, Nuxoll, Johnson, Thayn, Guthrie, Schmidt, Lacey, Bell, Gibbs, Miller, Youngblood, Horman, Malek, King, Gannon

Nays: 0

Ab/Ex: 2

Monks, Burtenshaw

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.

ADJOURNED: There being no further business to come before the Committee, Senator Cameron adjourned the meeting at 9:29 A.M

Senator Cameron
Chair

Peggy Moyer
Secretary