



# 2017 Legislative Session

## Key Actions Summary

Transportation, public education and tax relief were among the primary issues addressed by the First Regular Session of the Sixty-fourth Idaho Legislature. The legislative session began on January 9, 2017, and these three issues dominated the session, with the tax relief and transportation issues taking up much of the deliberative time during the latter part of the session.

Consistent with the recent past, the Legislature aggressively moved to increase financial support of public schools. The Legislature approved a fiscal year 2018 General Fund increase of 6.3% for K-12. This included an additional \$61.9 million to implement the third year of the career ladder compensation system. Idaho's community colleges also received a significant General Fund appropriation increase, approximately 6.7%, while Idaho's 4-year colleges and universities saw their General Fund appropriation increase approximately 2.7%. This marked the third consecutive legislative session that the Legislature has strengthened funding for Idaho public education.

In terms of transportation, the Legislature moved to address long-term projects as well as the damage to transportation infrastructure caused by the harsh winter of 2016/2017. Legislative efforts included the authorization of up to \$300 million in bonds (GARVEE bonds) to finance projects in critical transportation corridors. In addition, the Legislature provided approximately \$15.2 million in sales tax revenue for a new Transportation Expansion and Congestion Mitigation Program to address state and local transportation projects. Finally, the Legislature authorized the continuation of the transportation Strategic Initiatives Program, which provides funding for projects across the state. (The Strategic Initiatives Program, set to end in May 2017, has been extended for two additional years.)

Regarding tax relief, the Legislature repealed the sales tax on groceries. In addition, the grocery tax credit was repealed in that same piece of legislation while also holding harmless local units of government via an adjustment to revenue-sharing provisions in sales tax distributions. In short, the net effect of the sales tax repeal/grocery tax credit repeal will afford taxpayers a reduction of approximately \$79.3 million in taxes on groceries.

Among other noteworthy actions, the Legislature passed a bill that revises the duties of the Oil and Gas Commission and the duties of the Department of Lands as they relate to oil and gas. The bill strengthens public transparency of the industry by adding new reporting requirements and revises rights and remedies of royalty owners. The Legislature also passed bills: providing that the federal government may not acquire stock water rights unless the agency owns livestock; relaxing prohibitions on certain live exhibition-style dog races and certain sled races; revising civil forfeiture statutes relating to vehicles and currency; and ensuring that a victim of sexual assault will not be denied a medical examination and that the inability to pay for such an exam will not be an obstacle to the examination.

In terms of statewide budget matters, revenue projections for Fiscal Year 2018 represent the seventh consecutive year of economic growth in the state. This trend was illustrated in the economic forecasts by the Economic Outlook and Revenue Assessment Committee, which estimated revenue growth of 4.6% for Fiscal Year 2018 over a 5.4% growth estimate for Fiscal Year 2017 (this was consistent with the Governor's forecast). As noted above, based on the strengthening economy, the Legislature was able to address tax relief, transportation infrastructure needs, public education and additional funding needs in a number of state agencies. The Legislature also funded the recommendations of the Joint Change in Employee Compensation Committee, which included a 3.0% merit increase for state employees. (*See General Fund Comparison on the last page of this report.*)

Legislators wrote over 770 pieces of draft legislation, of which more than two-thirds (530) were introduced as bills. The following is a summary list of selected key actions that successfully made their way through the legislative process in the 2017 Legislature. (*A more complete and comprehensive document, the Sine Die Report, will be made available to all legislators in a couple of weeks. The Sine Die Report will include an expanded overview of legislation, the total*

*volume of legislation, a recap of action on administrative rules, a list of 2017 interim committees, and a more detailed look at the Legislature's budget decisions.)*

## **Agriculture**

**S 1063** Provides that lands belonging to the state, to which an irrigation district has apportioned benefits, are subject to the levy and collection of assessments for those benefits.

**S 1101** Provides that fees for stockwatering right claims, regardless of the number of claims filed, shall only be imposed on the first four claims per claimant and provides that there shall be no other fees or costs imposed on such claims.

**S 1111** Provides that no agency of the federal government, nor any agent acting on its behalf, shall acquire a stockwater right unless the agency owns livestock and puts the water to beneficial use for the watering of livestock. The bill also provides that those with permits on federally administered grazing allotments will not be considered agents of the federal government.

## **Business and Economic Development**

**H 209** Repeals current notary statutes and establishes the Revised Uniform Law on Notarial Acts so that notarial acts may be performed electronically. Also requires the Secretary of State to provide a course to educate applicants and notaries on provisions of the new law.

**H 315** Allows the Director of the Idaho Department of Administration to authorize the Division of Public Works to accept existing leases incidental to the acquisition of a facility by the Idaho State Building Authority. The Department of Administration is working with the Idaho State Building Authority to purchase the Hewlett Packard Campus. If the purchase is made, the Director needs statutory authority to allow the Division of Public Works to accept management of tenant leases. HP, Inc currently has tenants leasing space on the campus and will lease-back space as part of the purchase and sale agreement. The Department of Administration will use the lease fees to maintain the campus. The Department estimates property management costs of \$5.5 million in dedicated funds for campus maintenance in FY 2018.

## **Criminal Justice and Public Safety**

**H 093** Allows any person who is a current member of the U.S. armed forces to carry a concealed handgun in Idaho.

**H 104aaS** Relaxes the prohibitions against dog racing to permit certain live exhibition-style dog races and certain sled dog races.

**H 146** Ensures that a victim of sexual assault will not be denied a medical examination and provides that an inability to pay for an examination will not be an obstacle to an examination. The legislation also requires retention of sexual assault evidence kits for a certain amount of time and ensures the victim is notified upon the kit's destruction.

**H 202aaS** Revises which property, such as vehicles and currency, is subject to civil forfeiture and under which conditions. Vehicles will not be subject to forfeiture in connection with the possession of a controlled substance but will be subject to forfeiture if the vehicle was used in connection with certain controlled substance trafficking offenses. Also provides that courts must determine whether forfeiture is proportionate to the crime alleged.

**S 1023** Revises the penalties for knowingly interfering with a funeral procession where intentional interference is a misdemeanor and all other violations are an infraction.

- S 1088** Requires registered sex offenders to submit DNA samples for the DNA database.
- S 1089** Allows facility dogs to remain at the witness stand with a child during testimony in certain instances to help support child witnesses.
- S 1113** Revises the composition of the Commission of Pardons and Parole to allow decisions to grant or deny parole without a quorum and provides that certain sanctions and rewards may be imposed without a hearing, and the legislation also directs the commission to consider certain factors such as risk assessment, criminal history, misconduct, and program participation, compliance and completion in making any parole or commutation decision.

**Education**

- H 018** Expands the class of Idaho National Guard members eligible to participate in the State Tuition Assistance Program when furthering their education.
- H 070** Authorizes the award of a STEM (science, technology, engineering and mathematics) designation to a school or a school program.
- H 074** Clarifies the number and sequence of appointments to the Public Charter School Commission.
- H 105** Provides that a higher education institution may use multiple measures when assessing the teaching skills of preservice teachers relating to reading.
- H 142** Requires state institutions of higher education to obtain property through a state open contract unless it is able to obtain an equal or better price from another vendor.
- H 185** Increases the annual individual state income tax deduction for contributions to a college savings program.
- H 186aa** Adds wireless LAN services to the Education Opportunity Resource Committee’s powers and duties. The bill authorizes the committee to provide technical and other assistance for all connectivity to and between Idaho’s school districts.
- H 199** Clarifies that the Department of Education may withhold funding for third-party Pay-For-Success contracts until an external evaluator has determined whether the terms of the contract have been met.
- H 228** Authorizes the Idaho Department of Education to establish an adult education and parent resource online portal.
- H 242** Authorizes the Board of Education to waive the minimum instructional hours required for school districts impacted by a natural disaster that has created unsafe conditions for students.
- H 253** Revises definitions to clarify that certificated teachers working in a mentoring capacity are considered instructional staff.
- H 254** Removes term limits for public charter school commissioners.
- H 257** With regard to students who graduate from an Idaho high school and who will attend college in Idaho, this bill provides that matching funds may be accepted for a postsecondary credit scholarship, from a foundation affiliated with the postsecondary institution, if the funds were donated specifically as a match for the scholarship program.
- H 262** Increases funding for public school counselors and for college and career advisors.

**S 1029** Requires school districts to provide counseling services to students regarding the granting of postsecondary credit for career technical courses. It also authorizes the school district to grant credit for career technical courses.

**S 1030** Provides that the dual enrollment of a student in a public charter school has no effect on the charter school's maximum enrollment restrictions, nor may it be used to circumvent the charter school's lottery requirements.

**SCR 105** Authorizes the State Board of Education to enter into agreements with the Idaho State Building Authority to finance the construction of the Idaho Cybercore Integration Center and the Idaho Collaborative Computing Center.

## **Elections**

**H 013** Removes the waiting period for a change in party affiliation to take effect for a partisan office holder.

**H 149** Authorizes the use of a concealed weapons permit or an enhanced license to carry concealed weapons as acceptable voter identification that may be presented at the polls.

**H 188** Provides for the electronic filing of campaign finance reports with the Secretary of State and local clerks.

## **General Government**

**H 097** Clarifies that attorney's fees in civil actions may be awarded when the judge finds that the case was brought frivolously, unreasonably or without foundation.

**H 100** Assists insurers, insurance groups and the state Department of Insurance in maintaining awareness of risks in the industry and is based on a model act developed by the National Association of Insurance Commissioners after the 2008 recession. State adoption of this legislation is necessary in order for the department to maintain its accreditation as a regulator by the National Association of Insurance Commissioners.

**H 102** Requires insurers and insurance groups to file a confidential corporate governance annual disclosure report with the Idaho Department of Insurance to enable the department to understand the corporate governance structure of the insurer and to assist the department in its regulatory duties.

**H 139** Combines the Board of Barber Examiners and the Board of Cosmetology into a single board to regulate the barbering, barber-styling, cosmetology and electrology professions, and reduces unnecessary barriers to employment by providing licensure exemptions for certain activities.

**H 143** Establishes that the administrator of the Division of Purchasing may authorize agencies to participate in cooperative purchasing agreements and to utilize contracts of other agencies.

**H 145aaS** Revises the definition of "employer covered under PERSI" to provide that all new employers added to PERSI must be in compliance with IRS regulations on governmental retirement plans.

**H 148** Permits the appointment of co-guardians for minors in certain instances, sets the standards for co-guardians and clarifies the standards for the appointment of temporary guardians.

**H 166** Replaces existing statute on unlawful state contracts with a new statute that is intended to be more equitable to the contracting parties. Contracts found to be unlawful may be terminated, with compensation paid to the contractor for any goods delivered or services provided prior to termination. A contract may also be voided if the contractor acted fraudulently or in bad faith. Penalties for state officers or employees who acted fraudulently or in bad faith are also clarified.

**H 244** Requires that the holder of an individual life insurance policy be afforded the option of designating one person, in addition to the holder, to receive notice if the policy is about to lapse or be terminated due to a premium not being paid. The purpose is to protect policyholders and their beneficiaries from losing the policy in the event of the holder's death, incapacity, or other inability to pay the premium on time.

**HCR 29** Authorizes the Department of Administration to enter into agreements with the Idaho State Building Authority to finance the purchase of new or existing office or warehouse space to establish a single-destination complex to house state agencies. **HCR 29** authorizes the Idaho State Building Authority to finance the purchase of property at 11311 Chinden Boulevard to serve as a state office complex. In addition to the authorization to sell up to \$140 million in bonds to finance the project, the fiscal note states a one-time General Fund appropriation is necessary to relocate the Idaho State Tax Commission to that property.

**S 1074aa** Revises and updates the political subdivision procurement laws to allow for greater efficiency in the procurement process. Revisions include increasing the dollar threshold amounts for bidding processes and clarifying the ability of county commissioners to delegate their procurement authority.

**S 1083** Establishes standards of training, education and certification of emergency communications officers, emergency call takers and dispatchers.

**S 1108** Increases the salaries of judges at different levels of the judiciary throughout the state.

## **Health and Human Services**

**H 041** Provides that Idaho residents who have set up an Achieving a Better Life Experience (ABLE) account in another state will have the account disregarded if they apply for assistance programs such as Medicaid or supplemental security income; i.e., an ABLE account will not negatively affect a person's eligibility for assistance.

**H 043** Establishes Medicaid eligibility for children with serious emotional disturbance from a family whose income is up to 300% of the federal poverty level. Serious emotional disturbance is an emotional or a behavioral disorder or a neuropsychiatric disability that results in a substantial impairment of functioning in the child's family, school or community.

**H 081** Revises the Idaho Conrad J-1 Visa Waiver Program, which allows the placement of foreign-trained physicians in federally designated shortage areas, to provide that no more than 10 of the 30 annual waiver slots may be used for certain specialist physicians. The purpose of the revision is to preserve slots for the physicians who are needed most, including those who practice in pediatrics, internal medicine, family medicine, obstetrics, gynecology, psychiatry and general surgery.

**H 128** Permits the Department of Health and Welfare to enter agreements with Medicaid providers for a fee arrangement based on the quality, rather than the quantity, of services, and improves the health outcomes of Medicaid recipients while reducing costs to the state.

**H 191** Allows pharmacists to prescribe drugs and devices to patients when the patient's condition is minor or does not require a new diagnosis, or when the condition threatens the health or safety of the patient if the drug or device is not immediately dispensed. No controlled drug, compounded drug or biological product may be authorized under the rules.

**H 195** Establishes standards and educational requirements for chiropractic physicians who wish to be certified in clinical nutrition. Certified chiropractic physicians may administer vitamins and minerals through injectable or intravenous routes in the treatment of their patients.

**H 212** Allows psychologists who meet certain educational and clinical experience requirements to obtain a certificate to prescribe drugs or controlled substances to their patients. The drugs or controlled substances must be relevant to the practice of psychology and must appear in a formulary established in rules of the Board of Psychologist Examiners.

**H 222** Enables the Department of Health and Welfare to establish a secure treatment facility for persons with intellectual or developmental disabilities who pose a threat to others, as existing facilities are insufficient to protect the public, while simultaneously providing patients with the treatment they need.

**S 1060** Provides that the Department of Health and Welfare shall make available information about cytomegalovirus (CMV), a disease that can affect infants in utero and cause serious disabilities.

**S 1139aa** Provides that physicians, physician assistants and advanced practice nurses may be granted the privilege to admit patients to hospitals or other health care facilities if the admitting privileges are recommended by the medical staff and approved by the governing board of the hospital or facility. The purpose is to ensure that enough practitioners at the hospital or facility have admitting privileges so that someone is available at all times to admit patients.

### **Natural Resources**

**H 064** Revises the permitting and hearing processes used for applications filed with the Oil and Gas Conservation Commission and simplifies the integration process. The bill also clarifies time frames and processes for notification, publication, review, and approval.

**H 170** Provides that in addition to primacy over the management of its fish and wildlife, Idaho asserts primacy over the management of its water resources, and any introduction or reintroduction of any aquatic or terrestrial species within the state or into state waters, without state consultation and approval, is against the policy of the state and prohibited.

**H 230** Revises resident license fees effective December 1, 2017, and authorizes the Fish and Game Commission to implement a price lock discount order, which will provide a fee discount for eligible resident sportsmen who purchase a season license every year for at least five years.

**H 274aaS** Establishes the position of Administrator of Invasive Species Policy in the Office of the Governor, puts into statute the Idaho Invasive Species Council and provides for the coordination of policies and programs related to invasive species.

**H 301aa** Revises the membership and duties of the Oil and Gas Conservation Commission and the duties of the Department of Lands as it relates to oil and gas, and provides for well spacing and setback requirements, unit integration, reporting requirements and rights and remedies of royalty owners.

**H 319** Provides that temporary approvals may be granted for use of water, not intended to become an established water right, for prevention of flood damage, for groundwater recharge, for ground or surface water remediation or for any other use, which shall not exceed a total diverted volume of five acre-feet for the duration of the approval, and also provides that temporary approval shall not be required for reservoir flood control authorized by state or federal law.

**S 1098** Requires oil and gas producers to file monthly reports with the State Tax Commission. The reports will include the name, description and location of wells and the fields those wells are located in. The report will also include information relating to the oil and gas produced, saved and sold or transported from the premises in Idaho.

**S 1118** Provides that individuals or landowners that have been issued a kill permit by the director of the Department of Fish and Game or his designee may, in conjunction with their responsibility for field

dress the animals taken, keep one animal for their personal use and provides that under certain conditions, a second animal subsequently taken may be kept by the individual or landowner.

## **Taxation**

**H 024** Establishes the right of a taxpayer to an independent administrative redetermination of a notice of deficiency (protest), and provides restrictions on ex parte communications among State Tax Commission staff.

**H 026** Updates references to the Internal Revenue Code for 2016 and brings Idaho into conformance with the IRC.

**H 029** Removes obsolete language regarding past grocery tax credit increases and establishes the amount of the grocery tax credit.

**H 030** Specifies a market discount rate in determining the valuation of operating property of rate-regulated electric utility companies for assessment purposes.

**H 031** Excludes nontaxable Roth individual retirement account distributions from a person's income calculation for the purposes of property tax relief eligibility.

**H 032** Adjusts existing law by increasing the time a nonresident can use a tax-exempt motor vehicle in Idaho from 60 days to 90 days.

**H 067aaSaaS** Repeals the sales tax on groceries and repeals the grocery tax credit. Also, local units of government are held harmless via an adjustment to revenue sharing provisions in sales tax distributions. In short, the net effect of the sales tax repeal combined with the elimination of the grocery tax credit will afford taxpayers a reduction of approximately \$79.3 million in taxes.

**H 153** Extends a sunset date on the use of certain criteria regarding timber productivity valuation and forest management cost allowances.

**S 1080** Removes language specifying a date after which a county auditor must deliver a missed property roll to the tax collector, and allows taxpayers to receive their tax notice sooner.

## **Transportation**

**H 020** Removes the additional registration fee for all-gasoline hybrid vehicles while continuing to charge the fee for plug-in hybrids and exempts neighborhood electric vehicles from the electric vehicle fee.

**H 132** Allows drivers of passenger cars, motorcycles and pickup trucks, not towing any other vehicle, to drive an additional 15 miles per hour over the posted speed limit while passing on the left on a highway divided by two lanes, with one lane of traffic in each direction, and requires a return to the posted limit within a practicable distance.

**H 334** Provides that one of the categories that shall compete for strategic initiative program selection and funding will be children pedestrian safety on the state and local system.

**S 1069** Provides that, when the Idaho Transportation Board and the Idaho Transportation Department achieve approval by the Department of Homeland Security for issuance of REAL ID compliant driver's licenses and identification cards, applicants shall be offered a choice of compliant or noncompliant cards.

**S 1206** Authorizes up to \$300 million in GARVEE bonding to finance highway transportation projects and extends the 2015 Surplus Eliminator for two years. Provides for distribution from the sales tax account

for certain transportation projects, repeals the sunset clauses on cigarette tax and lottery revenues and revises distributions from the strategic initiatives program.

### **Fiscal Year 2018 Appropriations**

The Division of Human Resources, the Governor, and the Change in Employee Compensation (CEC) Committee recommended a 3% salary increase for state employees. JFAC funded the increase in each agency's appropriation bill. The 3% increase in funding will be distributed on merit for permanent state employees at the discretion of agency heads and institution presidents.

For program maintenance, all agency appropriation bills provide for the employer's share of increased benefit costs, inflationary adjustments, replacement items, statewide cost allocation, and cybersecurity insurance, as needed.

**H 124** Appropriates an additional \$100,000 to the Department of Commerce for fiscal year 2017; and authorizes carryover of any unspent balances of those moneys into fiscal year 2018. Funding will be used to support education, promotion, and outreach efforts to recruit the F-35 mission to Gowen Field.

**H 227** Provides for the FY 2018 appropriation for the Division of Veterans Services, with full funding to establish and operate a second veterans' cemetery in Blackfoot. The bill also includes funding for various veterans' support programs around the state, including ongoing funding for the Idaho Suicide Hotline.

**H 245** Makes available \$2,263,800 to the Division of Human Resources for FY 2018 and provides guidance for employee compensation.

**H 265** Directs \$92,091,200 to the Military Division for FY 2018, including \$22,000,000 in federal funds for the Orchard Combat Training Center and limits the number of FTPs to 323.8 with continuous appropriation for the Idaho Office of Emergency Management's Miscellaneous Revenue Fund for costs arising out of hazardous substance incidents.

**H 272** Makes available \$15,905,800 to seven health education programs for FY 2018, including the Washington-Idaho Veterinary Education program, WWAMI Medical Education program, Idaho Dental Education program, University of Utah Medical Education program, Family Medical Residency program, Boise Internal Medicine Residency program, and Psychiatry Education Residency program. This appropriation includes \$1,550,000 to expand medical residencies in Idaho.

**H 284** Appropriates \$90,616,400 for the Public Schools Educational Support Program/Division of Administrators for FY 2018, with a 3% base salary increase for administrators.

**H 285** Approves \$924,988,500 for the Public Schools Educational Support Program/Division of Teachers for FY 2018, with an increase of \$63,005,500 for nondiscretionary adjustments. These adjustments include \$61,928,200 for instructors and pupil services staff for the third year of the career ladder compensation system. Also included is \$756,400 for an increase in leadership awards, \$320,900 for increases in math and science requirements, and funding for professional development and for college or career advisors.

**H 286** Makes available \$653,649,000 for the Public Schools Educational Support Program/Division of Operations for FY 2018; sets discretionary funding at \$26,748 per support unit, which is a 4.1% increase. This amount is further divided into two distributions: one for pure discretionary of \$15,506 per support unit and a second distribution of \$11,242 per support unit to offset the employer costs of health, vision and dental insurance. Additionally, provides funding for information technology staff, classroom technology and instructional management systems.



**H 289** This is the FY 2018 appropriation for the Central Services Division of the Public Schools Education Support Program in the amount of \$13,975,800, which is a decrease of 4.7% over the current appropriation. This division includes those moneys in the public schools support budget that are expended at the state level for the benefit of school districts. Also included is \$2,142,000 onetime from the General Fund for statewide Wi-Fi services. This is for the final year of the five-year contract.

**H 295** Provides \$74,754,900 to the Division of Career Technical Education for FY 2018, including increased support of postsecondary programs at institutions throughout the state (EITC, CSI, CWI, NIC, LCSC, and ISU).

**H 298** Supplies \$6,589,800 to the STEM Action Center for fiscal year 2018, which includes \$2,000,000 for new grants and program support related to computer science.

**H 300** Allots \$9,036,500 to the Office of the State Board of Education for FY 2018, including \$1,000,000 to create an administrator template for teacher evaluations and to provide training for this template.

**H 304** Provides \$4,203,500 to the State Treasurer for FY 2018, caps the number of FTPs at 26, and includes an annualization and increase for the State Treasurer's salary changes, as provided by Section 59-501, Idaho Code. One line item is included, which provides \$135,900 from the Unclaimed Property Fund for an annual fee associated with a hosted unclaimed property management system. The bill also expresses legislative intent regarding conference-related activity, payment of bank service fees, and mitigation of bank service fees.

**H 308** Appropriates \$44,939,600 to the Department of Agriculture for FY 2018; limits the number of FTPs to 209; appropriates an additional \$171,300 to the Idaho State Police for FY 2018; authorizes one additional FTP to the Idaho State Police; and provides legislative intent regarding the Watercraft Inspection Program.

**H 309** Provides for the appropriation from the Idaho Millennium Fund for FY 2018. The bill includes funding for 6 state agencies and 12 non-state agencies. The funds are to be used for tobacco and substance use prevention and treatment. This year an ongoing appropriation was awarded to the Department of Health and Welfare for Project Filter and to the Idaho public health districts for their tobacco cessation programs.

**H 312** This is a trailer appropriation bill to the State Independent Living Council and provides funding for the criteria set up in **H 041** related to the ABLE Act.

**H 313** This is a trailer appropriation bill and provides funding for the criteria outlined in **H 043**, which relates to the Jeff D lawsuit settlement.

**H 314** Appropriates \$665,166,400 to the Idaho Transportation Department for FY 2018, including \$2,518,000 to winterize maintenance and storage facilities, \$2,186,200 to upgrade backup and recovery infrastructure; reduces the number of FTPs from 1,678 to 1,648; authorizes the transfer of moneys to the Tourism and Promotion Fund; provides reappropriation authority for dedicated funds; provides reappropriation authority for airport development grants; and provides a cash transfer to the GARVEE Debt Service Fund.

**S 1020** Supplies an additional \$2,222,200 to the Secretary of State for fiscal year 2017 for upgrades to the secretary's Business Entities IT system.

- S 1021** Provides for a net-zero object transfer of \$100,000 from trustee and benefit payments to operating expenditures in FY 2017, so, that the Public Defense Commission can contract with Boise State University to conduct a public defender workload study.
- S 1036** Makes available an additional \$24,760,900 to the Idaho Transportation Department for FY 2017 for additional Federal Highway Administration funding and surplus revenue pursuant to **H 312** from 2015.
- S 1115** Makes available an additional \$250,000 to the Idaho State Police Division of Brand Inspection for FY 2017 to purchase and implement an electronic livestock software system.
- S 1116** Provides an additional \$690,400 to the Department of Correction for FY 2017 to pay for an evaluation of the department's offender management system and for litigation fees. The bill also reduces the department's FY 2017 appropriation by \$1,071,700 to account for updated offender forecasts and bed utilization counts. These changes represent a net reduction of \$381,300.
- S 1137** Provides \$3,220,800 to the Secretary of State for FY 2018 and caps the number of FTPs at 29.
- S 1141** Appropriates and transfers \$2 million from the General Fund to the Disaster Emergency Fund; provides legislative intent; appropriates and transfers \$50 million from the General Fund to the Emergency Relief Fund for road and bridge repairs due to the winter storms; and appropriates and transfers \$7,448,000 from the Consumer Protection Fund to the General Fund resulting from credit ratings lawsuits against Moodys.
- S 1145** Provides for an increase in the subsidy amount paid to child care providers who care for children of families that are at or below 130% of the federal poverty limit if the parents are actively working or attending an accredited college or university. On average, the subsidy will increase from 45% to 65%. The bill also includes \$8 million to continue modernizing and improving the Child Support Enforcement System. This system is used to collect and track information for the thousands of Idaho children and adults associated with child support payments.
- S 1152** This is the FY 2018 appropriation of \$564,958,700 to the State Board of Education and the Board of Regents of the University of Idaho for college and universities and the Office of the State Board of Education for FY 2018. This appropriation includes the following amounts for each institution: Boise State University - \$194,753,300, an increase of 3.5% from the General Fund; Idaho State University - \$151,697,700, an increase of 3% from the General Fund; University of Idaho - \$177,985,500, an increase of 2% from the General Fund; and Lewis-Clark State College - \$35,456,400, an increase of 1.4% from the General Fund.
- S 1158** Provides \$24,714,400 to the Attorney General for FY 2018 and caps the number of FTPs at 208.6. Four line items are included, which provide 1 FTP and \$104,900 for a deputy attorney general to be assigned to the Department of Environmental Quality; 1 FTP and \$104,900 for a deputy attorney general to be assigned to the State Tax Commission; 1 FTP and a net-zero program transfer of \$74,300 from Special Litigation to State Legal Services to fund a crime analyst position; and \$32,400 for cybersecurity insurance. The Attorney General is also provided lump sum authority under budget law exceptions.
- S 1159** This bill makes available \$5,827,700 to the Public Defense Commission for FY 2018 and caps the number of FTPs at 6.
- S 1160** This bill provides \$71,656,300 to the Supreme Court for FY 2018. Ten line items are included, some of which are: \$3,734,500 onetime for the fourth phase of the court's five-year court technology implementation plan; an increase of 5 FTP and \$415,200 to expand the Court Monitoring of Protected Persons Program statewide; 1 FTP and \$123,700 for a magistrate judge to be chambered in

Bonneville County and \$467,500 for the recruitment and training of approximately 187 additional volunteer guardians ad litem for appointments in proceedings under the Child Protective Act.

**S 1164** This appropriation includes several components to improve the Child Welfare and Foster Care system. The bill adds eight new positions, including two social workers, to reduce the current workload of child welfare staff, and includes a 20% increase in the amount of financial support that foster parents will receive.

**S 1166** Provides \$77,568,300 to the Idaho State Police for FY 2018 and caps the number of FTPs at 587.85. Within the budget are 15 line items, two of which address amounts that were improperly distributed to the Idaho Quarter Horse Association and Idaho Thoroughbred Association instead of to the Public School Income Fund. These transfers will correct the improper distribution. The bill also expresses legislative intent regarding the use of funds from the Idaho Horse Council Youth Programs Account and transfers of funds from the Breed Distribution Account to the Public School Income Fund.

**S 1174** This is the appropriation for Medicaid. It includes a 2.3% overall growth and funding for the increased caseload, mandatory and cost-based pricing, and funding to provide services for children diagnosed with a serious emotional disturbance, as related to the Jeff D lawsuit settlement. The change that allows for Medicaid to pay for the costs can be found in **H 043** and a requirement to implement cost-sharing for these children can be found in **H 313**, the trailer appropriation bill for **H 043**.

**S 1186** Makes available \$31,287,300 to the Agricultural Research and Cooperative Extension Service for FY 2018, and an increase of 2.4% over last year, and includes an ongoing increase of \$500,000 to support continuing improvements for buildings and equipment at ARES sites throughout the state.

**S 1187** Appropriates \$67,899,900 to the Department of Environmental Quality with 29% from the General Fund, 17% from dedicated funds, and 54% from federal funds. FTPs are capped at 382. The budget includes \$500,000 ongoing General Fund moneys for a state-funded statewide agricultural best management program. Over the last four years, the DEQ has experienced a decline of over \$1 million in federal funding available for grants each year to support agricultural best management practices.

**S 1189** Provides the annualized funding for the Community Crisis Centers in Twin Falls and Boise, and provides \$5.6 million from the General Fund for mental health care for felony probationers and parolees. Also included are 11 new positions and associated funding to implement the terms and conditions of the Jeff D settlement. An additional 7 positions were added in **H 313**. The final highlight is the addition of \$200,000 to provide for a new system of care that allows patients with serious mental health issues to reside in assisted living facilities. This is the second year for this type of funding.

**S 1192** Provides \$241,944,700 to the Department of Correction for FY 2018 and caps the number of FTPs at 1,987.85. Thirteen line items are included, some of which are: 2 FTPs and \$159,600 for an instructor and clinician to supplement the existing clinical staff at the Idaho Maximum Security Institution to allow the department to provide educational programming; a reduction of \$255,000 for training savings; 1 FTP and \$108,400 for expansion of the Vocational Work Program to the South Boise Women's Correctional Center; 12 FTPs and \$1,161,700 to hire new probation and parole officers (PPOs) in order to achieve offender-to-PPO caseload ratios; and \$1,985,000 to align the medical services appropriation with updated offender forecasts and bed utilization estimates.

**S 1194** This bill allots \$71,425,700 to the Permanent Building Fund, including funding for the following items: Statewide Building Alterations and Repairs: \$13,911,100; Asbestos Abatement: \$200,000; Statewide American Disability Act Compliance: \$800,000; and Capitol Mall Maintenance: \$1,216,500. Additionally, this appropriation includes \$55,298,100 for eight capital construction projects. Of that amount,

\$45,296,200 was generated by a cash transfer from the General Fund to the dedicated Permanent Building Fund in the following amounts: \$5,000,000 for the Idaho State University Gale Life Sciences Building remodel; \$10,296,000 for a psychiatric hospital transformation; \$10,000,000 for the Boise State University Center for Materials Science; \$10,000,000 for the Lewis-Clark State College Career Technical Education Building; and \$10,000,000 for the University of Idaho Center for Agriculture, Food, and the Environment.

**S 1198** This is the trailer appropriation to **S 1060**, which requires the Department of Health and Welfare to provide information to families and doctors regarding cytomegalovirus (CMV). This trailer appropriation bill provides \$15,000 ongoing funding to the department for an awareness campaign.

**S 1199** Allots an additional \$307,900 to the Commission of Pardons and Parole for FY 2018 to address the fiscal impact of **S 1113** (2017), which increases the number of members on the commission from five to seven; allows the commission to address disposition of parole violations with a panel of two commissioners; and increases their pay by 50% (from \$200 to \$300 per day).

**S 1200** Assigns an additional \$183,500 to the Idaho State Police for FY 2018 to address the fiscal impact of **S 1088** (2017), which requires DNA collection from all registered sex offenders, including individuals who move to Idaho from other states.

**S 1201** Confers an additional \$707,800 to the Supreme Court for FY 2018 to address the fiscal impact of **S 1108** (2017), which provides for judicial salary increases.

**General Fund Comparison  
Orig Approp to Gov Rec & JFAC Action**

Department/Agency	FY 2017 Orig Approp	FY 2018 Gov's Revised Rec	Change from 2017 Orig	FY 2018 JFAC Action	Dollar Difference from Gov	Dollar Difference from FY 2017	Change from 2017 Orig
<b>Education</b>							
Public School Support	1,584,669,400	1,686,083,700	6.4%	1,685,262,200	(821,500)	100,592,800	6.3%
Ag Research & Extension Service	30,516,700	31,263,300	2.4%	31,263,300	0	746,600	2.4%
College and Universities	279,546,500	285,590,200	2.2%	287,053,200	1,463,000	7,506,700	2.7%
Community Colleges	36,919,000	39,272,200	6.4%	39,400,900	128,700	2,481,900	6.7%
Education, Office of the State Board of	3,477,000	9,585,600	175.7%	5,584,900	(4,000,700)	2,107,900	60.6%
Health Education Programs	13,514,000	15,594,200	15.4%	15,594,200	0	2,080,200	15.4%
Career Technical Education	62,057,600	64,176,300	3.4%	65,372,000	1,195,700	3,314,400	5.3%
Public Television, Idaho	3,022,100	3,327,600	10.1%	3,327,200	(400)	305,100	10.1%
Special Programs	15,430,100	18,682,800	21.1%	15,562,200	(3,120,600)	132,100	0.9%
Superintendent of Public Instruction	14,184,800	14,994,500	5.7%	14,189,200	(805,300)	4,400	0.0%
Vocational Rehabilitation	8,336,100	8,391,500	0.7%	8,589,000	197,500	252,900	3.0%
<b>Health &amp; Human Services</b>							
Catastrophic Health Care Program	18,000,000	17,999,500	(0.0%)	17,999,500	0	(500)	(0.0%)
Health & Welfare, Department of	157,492,500	182,702,900	16.0%	174,203,600	(8,499,300)	16,711,100	10.6%
Medicaid	519,607,200	538,085,900	3.6%	531,903,900	(6,182,000)	12,296,700	2.4%
Public Health Districts	9,289,500	9,342,800	0.6%	9,341,700	(1,100)	52,200	0.6%
Independent Living Council, State	124,100	214,700	73.0%	214,700	0	90,600	73.0%
<b>Public Safety</b>							
Correction, Department of	215,229,500	218,331,700	1.4%	220,432,300	2,100,600	5,202,800	2.4%
Judicial Branch	42,415,900	49,822,500	17.5%	49,400,200	(422,300)	6,984,300	16.5%
Juvenile Corrections, Department of	40,967,500	41,745,900	1.9%	41,715,600	(30,300)	748,100	1.8%
Police, Idaho State	27,352,500	29,501,500	7.9%	29,162,400	(339,100)	1,809,900	6.6%
<b>Natural Resources</b>							
Environmental Quality, Department of	17,908,000	19,401,100	8.3%	19,621,100	220,000	1,713,100	9.6%
Lands, Department of	5,344,900	5,701,300	6.7%	6,070,100	368,800	725,200	13.6%
Parks & Recreation, Department of	3,336,700	3,357,900	0.6%	3,356,600	(1,300)	19,900	0.6%
Water Resources, Department of	18,530,400	18,700,800	0.9%	19,300,500	599,700	770,100	4.2%
<b>Economic Development</b>							
Agriculture, Department of	11,175,800	11,490,900	2.8%	14,634,200	3,143,300	3,458,400	30.9%
Commerce, Department of	5,713,800	5,730,500	0.3%	5,780,500	50,000	66,700	1.2%
Labor, Department of	389,600	341,200	(12.4%)	341,200	0	(48,400)	(12.4%)
<b>Self-Governing Agencies</b>							
Building Safety	270,000	273,100	1.1%	234,500	(38,600)	(35,500)	(13.1%)
Hispanic Affairs, Commission	134,300	136,400	1.6%	161,400	25,000	27,100	20.2%
Historical Society	2,776,800	3,962,300	42.7%	3,952,800	(9,500)	1,176,000	42.4%
Libraries, State Commission for	4,002,300	4,025,300	0.6%	4,025,300	0	23,000	0.6%
Public Defense Commission	5,796,900	5,827,700	0.5%	5,827,700	0	30,800	0.5%
State Appellate Public Defender	2,636,600	2,889,200	9.6%	2,889,200	0	252,600	9.6%
Veterans Services, Division of	1,056,400	1,126,900	6.7%	1,117,700	(9,200)	61,300	5.8%
<b>General Government</b>							
Administration, Department of	7,665,700	7,677,400	0.2%	7,677,400	0	11,700	0.2%
Attorney General	22,699,900	23,147,700	2.0%	23,135,800	(11,900)	435,900	1.9%
Controller, State	7,524,400	8,375,700	11.3%	8,346,000	(29,700)	821,600	10.9%
<b>Office of the Governor</b>							
Aging, Commission on	4,531,000	4,527,400	(0.1%)	4,527,400	0	(3,600)	(0.1%)
Arts, Commission on the	782,900	785,500	0.3%	810,500	25,000	27,600	3.5%
Blind, Commission for the	1,455,500	1,461,600	0.4%	1,461,600	0	6,100	0.4%
Drug Policy, Office of	320,700	321,900	0.4%	321,900	0	1,200	0.4%
Financial Management, Division of	1,769,800	1,857,400	4.9%	1,857,400	0	87,600	4.9%
Governor, Executive Office of the	2,160,500	2,348,100	8.7%	2,490,800	142,700	330,300	15.3%
Military Division	6,661,500	6,805,100	2.2%	6,848,700	43,600	187,200	2.8%
Species Conservation, Office of	538,100	1,288,400	139.4%	1,288,400	0	750,300	139.4%
STEM Action Center	2,420,700	4,489,500	85.5%	4,489,500	0	2,068,800	85.5%
Legislative Transfer	6,755,000	6,755,000	0.0%	7,255,000	500,000	500,000	7.4%
Legislative Services Office	5,112,500	5,224,100	2.2%	5,224,100	0	111,600	2.2%
Office of Performance Evaluations	889,200	886,500	(0.3%)	886,200	(300)	(3,000)	(0.3%)
Lieutenant Governor	170,000	172,900	1.7%	172,900	0	2,900	1.7%
Board of Tax Appeals	565,300	606,700	7.3%	606,700	0	41,400	7.3%
State Tax Commission	35,162,600	35,814,100	1.9%	35,798,300	(15,800)	635,700	1.8%
Secretary of State	3,175,600	3,909,200	23.1%	3,220,800	(688,400)	45,200	1.4%
Treasurer, State	1,405,600	1,414,100	0.6%	1,413,600	(500)	8,000	0.6%
<b>STATEWIDE TOTAL</b>	<b>3,272,991,000</b>	<b>3,465,542,200</b>	<b>5.9%</b>	<b>3,450,718,000</b>	<b>(14,824,200)</b>	<b>177,727,000</b>	<b>5.4%</b>