

MINUTES  
**JOINT FINANCE-APPROPRIATIONS COMMITTEE**

**DATE:** Tuesday, March 21, 2017

**TIME:** 8:30 A.M.

**PLACE:** Room C310

**MEMBERS PRESENT:** Senators Co-chairman Keough, Bair, Mortimer, Martin, Souza, Lee, Agenbroad, Crabtree, Ward-Engelking, Nye  
Representatives Co-chairman Bell, Youngblood, Miller, Burtenshaw, Horman, Malek, Anderson, Dixon, King, Wintrow

**ABSENT/EXCUSED:** None

**CONVENED:** Chairman Keough convened the meeting at 8:30 A.M.

**AGENCY PRESENTATION:** **DEPARTMENT OF LANDS:**  
**TRAILER APPROPRIATION TO S1099aaH FOR A NEW OIL AND GAS DIVISION**

**LSO STAFF PRESENTATION:** **RAY HOUSTON**

**CARRIED:** ORIGINAL MOTION  
Moved by, Sen Bair, an additional \$48,800 in personnel costs, \$13,700 in operating expenditures, and \$3,900 in capital outlay, for a total of \$66,400, one-time, from the General Fund to the Department of Lands for the Oil and Gas Conservation Division within the Lands and Waterways Program for fiscal year 2017. I also move the authorization of an additional 3.00 FTP for an administrator, analyst, and administrative assistant for two months, seconded by, Rep Miller.

**VOTE ON ORIGINAL MOTION:**

AYES: 17

NAYS: 1

ABSENT/EX: 2

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 Keough.

**CARRIED:** ORIGINAL MOTION  
Moved by, Sen Bair, an additional \$293,000 in personnel costs and \$82,000 in operating expenditures for a total of \$375, 000, ongoing, from the General Fund to the Department of Lands for the Oil and Gas Conservation Division within the Lands and Waterways Program for fiscal 2018. I also move the authorization of 3.00 FTP, ongoing, seconded by, Rep. Miller.

**VOTE ON THE ORIGINAL MOTION:**

AYES: 17

NAYS: 1

ABSENT/EX: 2

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 Keough.

**CONSENT:**

On request by Sen. Bair, granted by unanimous consent, it is the intent of the Legislature that, as revenues become sufficient, expenditures supporting the Oil and Gas Conservation Commission be paid from the Oil and Gas Conservation Fund instead of the General Fund. As part of the annual budget request, the Department of Lands shall review the Oil and Gas Conservation Fund. When supported by revenue, the department shall request dedicated fund appropriation, and a corresponding decrease to the General Fund, until such time that the Oil and Gas Conservation Commission is no longer supported by the General Fund.

**AGENCY PRESENTATION:**

**DEPARTMENT OF FISH AND GAME:  
TRAILER APPROPRIATION TO H230 FOR NEW FEES**

**LSO STAFF PRESENTATION:**

**RAY HOUSTON**

**CARRIED:**

**ORIGINAL MOTION**

Moved by, Rep. Burtenshaw, to the Department of Fish and Game, for fiscal year 2018, an additional 7 FTPs, \$549,300 for personnel costs and \$2,144,000 for operating expenditures for a total of \$2,693,300 from the Fish and Game Licenses Fund; \$500,000 for operating expenditures from the Fish and Game Set-aside Fund; \$500,000 for trustee and benefit payments from the Expendable Big Game Depredation Fund; and \$1,800,000 for operating expenditures from the Fish and Game Federal Fund for a grand total of \$5,493,300, ongoing, seconded by, Sen. Mortimer.

**VOTE ON  
ORIGINAL  
MOTION:**

AYES: 18

NAYS: 0

ABSENT/EX: 2

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 Keough.

**AGENCY  
PRESENTATION:**

**OFFICE OF THE GOVERNOR:  
TRAILER APPROPRIATION TO H274 FOR AN ADMINISTRATOR  
OF INVASIVE SPECIES POLICY**

**LSO STAFF  
PRESENTATION:**

**RAY HOUSTON**

**CARRIED:**

ORIGINAL MOTION

Moved by, Rep. Miller, an additional \$28,700 in personnel costs, \$7,200 in operating expenditures, and \$5,000 in capital outlay, for a total of \$40,900, one-time, from the General Fund to the Executive Office of the Governor for fiscal year 2017. I also move the authorization of an additional 1.00 FTP for an administrator of invasive species policy for 3 months of FY 2017, seconded by, Rep. Burtenshaw.

**QUESTIONS:**

REP BELL: How does this work in the Executive Office? We have the office we have now with Mr. Miller with invasive species. Who is doing this at this time? Why the new position and how will it work with Miller's group?

HOUSTON: The original legislation would have put this administrator in the Office of Species Conservation. This piece of legislation, this is a different one, this is on House Bill 274, which setup an administrator in the Governor's Office separate outside of the Office of Species Conservation. The way I have this setup is to actually put it inside the Executive Office of the Governor, so a policy advisor right inside the Governor's office. That way they can use the support staff and all of the things the Governor's Office has.

REP BELL: At this point, who has had the opportunity to help the governor with this issue? Has there been no person?

HOUSTON: It's been handled through the Department of Agriculture. They have done the invasive species work and they deal with noxious weeds and they take the lead in the invasive species.

SEN BAIR: This bill is probably being heard right now in the Senate Agriculture Committee. Are we positive it is going to pass the Senate Floor?

SEN KEOUGH: That is an excellent question, this time a year is always a struggle to close down the session. As we have done with other trailer bills, in similar circumstances, should this group decide to move forward on this morning on the trailer which will start in the House. If the Senate defeated the bill, should it come out of the Department of Agriculture this morning and should it not pass the Senate, then the appropriation bill would be pulled. However, if it should pass, and Leadership is still driving for a Friday adjournment, this should save us some time. But it doesn't preclude action

either.

SEN MORTIMER: I believe the invasive species has been handled basically through the Department of Agriculture. So, I'm struggling a little bit on how and why we are putting a new Executive Office in the Governor's Office. Are we duplicating, I guess I have not paid enough attention to House Bill 274 yet. But I'm thinking we should keep this with the Department of Agriculture.

SEN KEOUGH: House Bill 274, it is certainly an appropriate time to ask that question as we have not seen it on the Senate Floor. I will tell you that, my knowledge, of the House bill is the Department of Agriculture has been, and continues to be, on the front lines and the efforts on the ground to keep invasive species, like quagga mussels, from coming into Idaho. This position is envisioned to be policy person in the Governor's Office that would coordinate between State agencies. Also, partnerships and look for sources of funding with our Federal partners particularly with the threats of aquatic species that are coming across other states.

(AUDIO) (<https://go.usa.gov/xXkfN>)

**PROCEDURAL  
MOTION :**

**PROCEDURAL MOTION**

Moved by, Sen. Mortimer, to hold this legislation for the call of the Chair, seconded by Sen. Bair.

**DISCUSSION:**

REP BELL: I understand your concern, but we really do not need to hold, we have the process in place. We will watch this, it will be ready to follow or it will be stopped. What you are doing here today is putting it in place to go forth. We are ready to keep moving with it. I oppose to a substitute motion and the original motion will stand on its own. (AUDIO) (<https://go.usa.gov/xXkfN>)

SEN WARD-ENGELKING: What would happen if it was amended in the Senate? Would that change anything here at all?

SEN KEOUGH: If it was amended and it changed the fiscal impact then the trailer appropriation, and it was sent to the House, and if any amendments in the Senate changed that fiscal impact statement then that trailer bill would have to come back and we would have to redo that.

REP WINTROW: I concur and support the Co-Chair in this because it has been reviewed in one entire house committee and entire floor session. Therefore I would advocate to respect the original motion and allow this to trail and have it do its work and keep it on its track and not slow us down.

(AUDIO) (<https://go.usa.gov/xXkfN>)

**VOICE VOTE ON  
PROCEDURAL  
MOTION:**

AYES: 5

NAYS: 13

ABSENT/EX: 2

**VOTE ON THE ORIGINAL MOTION:**

AYES: 16

NAYS: 2

ABSENT/EX: 2

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 Keough.

**CARRIED:**

ORIGINAL MOTION

Moved by, Rep Miller, an additional \$114,000 in personnel costs and \$28,700 in operating expenditures for a total of \$142,700, ongoing, from the General Fund to the Executive Office of the Governor for fiscal year 2018. I also move the authorization of 1.00 FTP for an administrator of invasive species policy, seconded by, Rep. Burens Shaw.

**VOTE ON ORIGINAL MOTION:**

AYES: 16

NAYS: 2

ABSENT/EX: 2

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 Keough.

**AGENCY PRESENTATION:**

**LEGISLATURE:  
TRAILER APPROPRIATION TO HCR 13 FOR A INTERIM COMMITTEE TO STUDY EMPLOYEE HEALTH BENEFITS**

**LSO STAFF PRESENTATION:**

**ROBYN LOCKETT**

**CARRIED:**

ORIGINAL MOTION

Moved by Rep Miller, \$125,000 one-time from the General Fund to the Legislature for fiscal year 2017 with authority to carryover the funds into fiscal year 2018, seconded by Sen. Morrtimer.

**DISCUSSION:**

This motion provides this funding in the current year with carryover authority into fiscal year 2018 because this interim committee is being reauthorized from last year. They did a lot of great work over the summer and would like to get started on those efforts again this spring or early summer, rather than waiting until July 1st. Additionally, the Legislative Council is meeting this morning to authorize the committee's work to begin early as well, and we don't want this appropriation to delay those efforts.

**VOTE ON ORIGINAL MOTION:**

AYES: 16

NAYS: 2

ABSENT/EX: 2

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 Keough.

**AGENCY PRESENTATION:**

**DEPARTMENT OF ADMINISTRATION:  
TRAILER APPROPRIATION TO S1046 FOR A HIGH DEDUCTIBLE  
HEALTH PLAN AND HEALTH SAVINGS ACCOUNT**

**LSO STAFF PRESENTATION:**

**ROBYN LOCKETT**

**CARRIED:**

ORIGINAL MOTION

Moved by Sen. Souza, \$77,000 in one-time operating funds from the dedicated Employee Group Insurance Fund to the Office of Group Insurance at the Department of Administration for fiscal year 2018, seconded by Sen. Mortimer.

**DISCUSSION:**

This fiscal note did not account for the rate increase that is scheduled to take effect July 1, 2018 at the Computer Service Center in the State Controller's Office so that is why my motion includes a number that is slightly higher than what is listed in the Fiscal Note. Additionally, the Office of Group Insurance has an excess cash balance of approximately \$400,000 estimated for fiscal year 2018, so my motion pays for this project from those dedicated funds in lieu of the General Fund.

**VOTE ON ORIGINAL MOTION:**

AYES: 16

NAYS: 2

ABSENT/EX: 2

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 Keough.

**AGENCY  
PRESENTATION:**

**STATE TREASURER:  
TRAILER APPROPRIATION TO H184aaS FOR PAYMENT CARD  
INDUSTRY COMPLIANCE.**

**LSO STAFF  
PRESENTATION:**

**ROB SEPICH**

**CARRIED FOR  
DEPARTMENT  
OF FISH AND  
GAME:**

**ORIGINAL MOTION**  
Moved by Rep. Burtenshaw, for the Department of Fish and Game for the Administration Program an additional \$24,00 in ongoing operating expenditures from the Fish and Game License Fund, and an additional \$16,000 in ongoing operating expenditures from the Fish and Game Federal Fund, for a total of \$40,000, seconded by Rep Dixon.

**VOTE ON  
ORIGINAL  
MOTION:**

AYES: 19

NAYS: 0

ABSENT/EX: 1

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 Keough.

**CARRIED FOR  
DEPARTMENT  
OF MOTOR  
VEHICLE:**

**ORIGINAL MOTION**  
Moved by, Rep Dixon, the Idaho Transportation Department the addition of \$40,000 in ongoing operating expenditures from the State Highway Fund in the Motor Vehicles Program, seconded by Sen. Martin.

**VOTE ON  
ORIGINAL  
MOTION:**

AYES: 19

NAYS: 0

ABSENT/EX: 1

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 Keough.

**CARRIED FOR  
OCCUPATIONAL  
LICENSES**

**ORIGINAL MOTION**  
Moved by, Rep Dixon, the Bureau of Occupational Licenses an additional \$20,000 in ongoing operating expenditures from the State Regulatory Fund, and an additional \$25,000 in one-time operating expenditures from the State Regulatory Fund; for a total of \$45,000, seconded by Sen. Martin.

**VOTE ON  
ORIGINAL  
MOTION:**

AYES: 18

NAYS: 0

ABSENT/EX: 2

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 Keough.

**CARRIED FOR  
BOARD OF  
MEDICINE:**

ORIGINAL MOTION

Moved by, Rep Dixon, for the Board of Medicine an additional \$10,000 in ongoing operating expenditures from the State Regulatory Fund, and an additional \$25,000 in one-time operating expenditures from the State Regulatory Fund; for a total of \$35,000, seconded by Sen. Martin.

**VOTE ON  
ORIGINAL  
MOTION:**

AYES: 18

NAYS: 0

ABSENT/EX: 2

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 Keough.

**CARRIED FOR  
THE LIQUOR  
DIVISION**

ORIGINAL MOTION

Moved by, Rep King, the Idaho State Liquor Division an additional \$40,000 in ongoing operating expenditures from the Liquor Control Fund, seconded by Rep. Youngblood.

**VOTE ON  
ORIGINAL  
MOTION:**

AYES: 15

NAYS: 3

ABSENT/EX: 2

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 Keough.

**AGENCY  
PRESENTATION:**

**LEGISLATURE:  
TRAILER APPROPRIATION TO SCR 116 FOR AN INTERIM  
COMMITTEE TO SSTUDY FEES FOR VEHICLES EXCEEDING  
60,000 POUNDS**

**LSO STAFF  
PRESENTATION:**

**CATHY HOLLAND-SMITH**

**CARRIED:**

ORIGINAL MOTION  
Moved by, Rep King, \$100,000 one-time from the General Fund to the  
Legislature for fiscal year 2018, seconded by Rep. Youngblood.

**VOTE ON THE  
ORIGINAL  
MOTION:**

AYES: 16

NAYS: 2

ABSENT/EX: 2

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 Keough.

**ADJOURNED:**

There being no further business, Senator Keough adjourned the meeting at  
9:25 A.M.

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Senator Keough  
Chair

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Amberlee Honsaker  
Secretary