

MINUTES
JOINT FINANCE-APPROPRIATIONS COMMITTEE

DATE: Tuesday, January 29, 2019

TIME: 8:00 A.M.

PLACE: Room C310

MEMBERS PRESENT: Senators Co-chairman Bair, Johnson, Lee, Agenbroad, Crabtree, Grow, Burtenshaw, Woodward, Ward-Engelking, Nye

Representatives Co-chairman Youngblood, Horman, Anderson(Anderson), Amador, Kauffman, Raybould, Syme, Troy, Wintrow, Toone

ABSENT/ EXCUSED: None

CONVENED: **Chairman Youngblood** called the meeting to order at 8:00 am.

AGENCY PRESENTATION: **State Appellate Public Defender**

Eric Fredericksen, Appellate Public Defender

Mr. Fredericksen gave an overview of the State Appellate Public Defender (SAPD) program stating it was developed to take the burden off of counties for handling appeals.

LSO STAFF PRESENTATION: **Jared Hoskins, Principal Budget & Policy Analyst**, reviewed the organization chart, noting the difference between the Capital Unit and the Appellate unit. He continued with the FY 2018 actual expenditures, highlighting the reversions, net object transfer and the analysis of fund balances. Mr. Hoskins noted for FY 2019, there was a removal of onetime expenditures for replacement items for computer equipment and office furniture associated with the new legal assistant. He continued there were inflationary adjustments and replacement item requests. Mr. Hoskins noted the FY 2020 Governor Tech enhancements.

Mr. Fredericksen reviewed the FY 2019 line items and provided an update on the status of their implementation.

1. Legal Assistant — position has been filled.
2. Hearing Travel Costs — a portion of this money has been used.

In response to Committee questions **Mr. Hoskins** responded the Capital Crimes Defense Fund (CCDF) is managed by the Association of Counties.

To listen to this presentation please [click here](#).

AGENCY PRESENTATION: **Public Defense Commission**

Kathleen Elliot, Executive Director

Executive Director Elliot stated the Public Defense Commission was created pursuant to **Section 19-849, Idaho Code**, the commission consists of nine members.

LSO STAFF PRESENTATION: **Jared Hoskins, Principal Budget & Policy Analyst**, reviewed the organization chart, noting it is one budgeted division, program and fund source. He continued with the FY 2018 actual expenditures, highlighting the reversions, net object transfer and the trustee and benefit payments.

Mr. Hoskins reviewed the language that has been used the last two years in the appropriation bill of the Public Defense Commission. He noted Section 3 is the language that specifies trustee benefit payments and Section 4 prohibits the transfer and encumbrance of amounts appropriated as trustee and benefit payments. Mr. Hoskins continued in 2017 the prior Executive Director had approved some prior distributions for extraordinary litigation costs, that were related to expert witness fees, those were anticipated to be used in the following eighteen months. The agency encumbered those funds without services being provided and there was approximately \$15,300 in encumbrances were erroneously liquidated in the same year they were encumbered. That led to double counting of those funds in expenditures and encumbrance that caused some accounting issues which lead to some transparency issues. Although, the merit of distributing the funds for the extraordinary litigation cost, expert witness fees, has never been questioned, the Legislature did add language to the agencies appropriation bill to prohibit encumbrances in conformance with the technical requirements, **Section 67-3521, Idaho Code**. The LSO staff and JFAC members have been working with the new Director and Division of Financial Management (DFM) to help the agency find alternative ways to distribute the ELC funds.

In response to Committee questions, **Mr. Hoskins** stated that aside from the Office of Technology Information and the Workforce Council was created, the Public Defense Commission was the newest agency created, and has since had an austere budget.

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AGENCY

Attorney General

PRESENTATION: Lawrence Wasden, Attorney General

Attorney General Wasden gave a brief overview of the Attorney General's office, stating there are two important functions of the Attorney General's office. One is to provide legal advice before clients make a decision and second is to advocate on behalf of clients after they make a decision. Attorney General Wasden continued his presentation speaking on continuing litigation, the Consumer Protection Division enforcement matters, settlements and Medicaid recoveries. Attorney General Wasden reviewed the FY 2018 actual expenditure line items, the following FY 2020 line items: E-Discovery Software, Data Backup, Administrative Assistant increase in hours and criminal disability investigations. Attorney General Wasden stated the lump sum spending authority is a critical tool for actively managing the Attorney General's office budget by providing resources where they are needed most.

To listen to this presentation please [click here](#).

AGENCY

Department of Fish and Game

PRESENTATION: Ed Schriever, Director

Director Schriever introduced staff that were present and he continued with an overview of the Department of Fish and Game. Director Schriever stated no tax dollars or general fund dollars are used to fund this department, it comes from revenue of licenses and fees.

LSO STAFF

Rob Sepich, Budget & Policy Analyst reviewed the organizational chart, the FY 2018 actual expenditures, noting the net object transfer and reversions. Mr. Sepich continued with the comparative summary of the agency requests and the Governor's recommendation.

Director Schriever reviewed the larger FY 2019 JFAC action line items and the following FY 2020 line items: 1) Endangered Species Habitat Projects, 2) Albeni Falls Mitigation Project, 3) New Headquarters Lease Payments, 4) Fish Screening and Angler Access, 5) Hagerman Hatchery Biosecurity, 6) Hatchery Trout Production Increases and 7) Fort Boise Water Control Structure.

In response to Committee questions, **Director Schriever** responded the \$350,000 is for replacement of housing at the Tex Creek Wildlife Management Area. Director Schriever continued the trespass bill is being enforced with current staff.

To listen to this presentation please [click here](#).

AGENCY **Office of Species Conservation**
PRESENTATION: **Scott Pugrud, Administrator**

Administrator Pugrud gave an overview of the Office of Species Conservation stating **Section 67–818, Idaho Code** is to provide coordination and cooperation among and between various state and federal agencies with responsibilities for species management under the Endangered Species Act.

LSO STAFF **Rob Sepich, Budget & Policy Analyst** reviewed the organizational chart, **PRESENTATION:** the following FY 2018 actual expenditures, noting the net object transfer and reversions. Mr. Sepich continued with the comparative summary of the agency requests and the Governor’s recommendation. Mr. Sepich continued with the FY 2020 Governor’s recommendation for Gov Tech 1 — Network Equip Replacement, Gov Tech 2 — Mobile Device Security and Gov Tech 4 — Modernization, Admin Billing.

Administrator Pugrud discussed the FY 2019 JFAC action line items and the following line item for FY 2020; Salmon Habitat Grant for \$640,000, which was also recommended by the Governor.

To listen to this presentation please [click here](#).

ADJOURN: There being no further business to come before the Committee, **Chairman Youngblood** adjourned the meeting at 10:31 am.

Representative Youngblood
Chair

Donna Warnock
Secretary