

MINUTES  
**JOINT FINANCE-APPROPRIATIONS COMMITTEE**

**DATE:** Monday, March 02, 2020

**TIME:** 8:00 A.M.

**PLACE:** Room C310

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

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

**ABSENT/ EXCUSED:** Crabtree

**CONVENED:** **Chairman Youngblood** called the Joint Finance-Appropriations Committee (JFAC) (Committee) to order at 8:00 a.m.

**LSO STAFF PRESENTATION:** **DEPARTMENT OF ENVIRONMENTAL QUALITY; Rob Sepich, Senior Budget & Policy Analyst, LSO**

**MOTION:** **Rep. Raybould** made a motion for the Department of Environmental Quality, beginning with the FY 2021 Base, a decrease of \$135,100 for benefit costs, an increase of \$204,300 for inflationary adjustments, an increase of \$103,200 for replacement items, a decrease of \$19,500 for statewide cost allocation, and an increase of \$634,400 for change in employee compensation. Also included are the following line items: line item 1, which provides a shift of 1.00 FTP and \$103,100 off of the Water Pollution Control Fund and 1.00 FTP and \$102,600 onto the General Fund for a total decrease of \$500 as the final portion of the BURP and LMP fund shift; line item 2 shifts 3.00 FTP and \$281,500 from federal funds to the General Fund to support the Air Quality Program; line item 3 adds \$500,000 onetime for operations of the Bunker Hill Treatment Plant; line item 4 includes \$407,500 onetime for Triumph Mine Remediation projects; line item 5 appropriates \$2,000,000 for the Coeur d'Alene Restoration Partnership; line item 6 shifts 7.00 FTP and \$567,100 from the General Fund to the Idaho Pollution Discharge Elimination System Fund; line item 7 transfers \$1,500,000 from the Water Pollution Control Fund to the Environmental Remediation (Basin) Fund; line item 8 shifts 1.25 and \$120,000 from federal funds to the Environmental Remediation (Box) Fund; line item 9 shifts \$384,000 from operating expenditures to personnel costs in federal funds; line item 10 includes \$763,700 for the Small and Disadvantaged Community Grant; line item 11 adds \$50,000 for the Bear Lake Regional Commission; \$5,200 for OITS operating costs; \$177,800 for OITS servers and licensing; a reduction of 10.00 FTP and \$708,500 in personnel costs and an increase of \$759,300 in operating expenditures for a total increase of \$50,800 for OITS consolidation; \$200 for OITS billings; and a 2 percent General Fund reduction of \$441,200 per the agency submitted reduction plan, of which \$94,000 is from personnel costs, \$31,200 is from operating expenditures, and \$316,000 is from trustee and benefit payments. The totals for this motion for FY 2021 are 379.00 FTP, \$22,215,700 from the General Fund, \$15,699,800 from dedicated funds, and \$28,745,200 from federal funds for a grand total of \$66,660,700. Motion seconded by **Senator Ward-Engelking**.

The Committee discussed the motion.

**CARRIED:**

**AYES: 17**

Bair, Agenbroad, Grow, Burtenshaw, Woodward, Ward-Engelking, Nye, Youngblood, Horman, Anderson, Amador, Kauffman, Raybould, Syme, Troy, Wintrow, Toone

**NAYS: 0**

**ABSENT/EXCUSED: 3**

Johnson, Lee, Crabtree

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

**UNANIMOUS  
CONSENT:**

Requested by **Rep. Raybould**, granted by unanimous consent, to accept the following language:

**INTENT  
LANGUAGE:**

**CASH TRANSFER FOR WASTE REMEDIATION.** There is hereby appropriated to the Department of Environmental Quality and the State Controller shall transfer \$1,500,000 from the Water Pollution Control Fund to the Environmental Remediation (Basin) Fund through monthly installments or as practicable for the period July 1, 2020, through June 30, 2021, to be used for Superfund cleanup projects in the Coeur d'Alene Basin.

**REMEDICATION PROJECT REPORTING REQUIREMENTS.** Moneys deposited into the Environmental Remediation (Basin) Fund shall be used for remediation of the Coeur d'Alene Basin in accordance with the Superfund contract with the Environmental Protection Agency. The Department of Environmental Quality shall file an annual report with the Governor, Legislature, and Coeur d'Alene Basin Environmental Improvement Project Commission on the remediation progress and the expenditures involved.

**USES OF THE WATER POLLUTION CONTROL FUND.** The appropriation of moneys from the Water Pollution Control Fund in this act shall specifically supersede the provisions of **Section 39-3630, Idaho Code**.

**AGRICULTURAL BEST MANAGEMENT PRACTICES.** As appropriated in Section 1 of this act, \$279,000 of the ongoing moneys appropriated from the Department of Environmental Quality (General) Fund to the Water Quality Program for trustee and benefit payments shall be used for a statewide grant program to support implementation of Agricultural Best Management Practices (BMPs) in high-priority watersheds throughout Idaho. The department shall administer this funding through existing BMP grant procedures and personnel. Funding shall be used by farmers and ranchers to modify their agricultural practices in order to improve water quality and help meet the objectives of Total Maximum Daily Loads (TMDLs).

**REAPPROPRIATION AUTHORITY.** There is hereby reappropriated to the Department of Environmental Quality any unexpended and unencumbered balances appropriated to the Department of Environmental Quality for Agricultural Best Management Practices for fiscal year 2020, in an amount not to exceed \$500,000 from the General Fund, to be used for nonrecurring expenditures related to Agricultural Best Management Practices for the period July 1, 2020, through June 30, 2021. The State Controller shall confirm the reappropriation amount, by fund, expense class, and program, with the Legislative Services Office prior to processing the reappropriation authorized herein. See [Audio](#) and [Motion](#) and [Ballot](#).

**LSO STAFF  
PRESENTATION:**

**DEPARTMENT OF PARKS AND RECREATION; Rob Sepich, Senior Budget & Policy Analyst, LSO**

**MOTION:**

**Rep. Kauffman** made a motion for the Department of Parks and Recreation, beginning with the FY 2021 Base, a decrease of \$64,700 for benefit costs, an increase of \$6,496,700 for replacement items, an increase of \$21,900 for statewide cost allocation, and an increase of \$196,400 for change in employee compensation. Also included are the following line items: line item 1, which provides 3.00 FTP and \$228,100 for Park Operations Staffing; line item 2 for \$77,700 for additional Seasonal Staff; line item 3 for \$140,000 for Increased Park Operating Expenditures; line item 4 adds \$275,000 for Increased Reservation Program Contract costs; line item 5 includes 2.00 FTP and \$329,200 to expand the Motorized Trails Program; line item 6 for \$255,000 for the fiscal impact of **H75** of 2019; line item 8 adds \$100,000 for a Vault Restroom at Castle Rocks State Park; line item 9 includes \$120,000 for Sewer and Water Design for Eagle Island State Park; line item 10 which includes \$80,000 for a Staff Housing Pilot Program; line item 11 for \$250,000 to relocate the Trail of the Coeur d'Alenes Maintenance Shop; \$2,100 for OITS operating costs; \$105,400 for OITS servers and licensing; a reduction of 6.00 FTP and \$508,400 in personnel costs and an increase of \$609,400 in operating expenditures for a total increase of \$101,000 for OITS consolidation; \$100 for OITS billings; and a 2 percent General Fund reduction of \$68,700, of which \$51,100 is from personnel costs and \$17,600 is from operating expenditures. The totals for this motion for FY 2021 are 157.39 FTP, \$3,410,900 from the General Fund, \$36,026,900 from dedicated funds, and \$5,531,300 from federal funds for a grand total of \$44,969,100. Motion seconded by **Senator Burtenshaw**.

**CARRIED:**

**AYES: 18**

Bair, Johnson, Agenbroad, Grow, Burtenshaw, Woodward, Ward-Engelking, Nye, Youngblood, Horman, Anderson, Amador, Kauffman, Raybould, Syme, Troy, Wintrow, Toone

**NAYS: 0**

**ABSENT/EXCUSED: 2**

Lee, Crabtree

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

**UNANIMOUS  
CONSENT:**

Requested by **Rep. Kauffman**, granted by unanimous consent, to accept the following language:

**INTENT  
LANGUAGE:**

**EXEMPTIONS FROM PROGRAM TRANSFER LIMITATIONS.**

Notwithstanding the provisions of **Section 67-3511(2), Idaho Code**, trustee and benefit payments appropriated for grants in the Management Services Program may be transferred to capital outlay in the Capital Development Program or to capital outlay in the Park Operations Program to reflect grants awarded to the Department of Parks and Recreation for the period July 1, 2020, through June 30, 2021. Legislative appropriations shall not be transferred from one fund to another fund unless expressly approved by the Legislature.

**REAPPROPRIATION AUTHORITY.** There is hereby reappropriated to the Department of Parks and Recreation any unexpended and unencumbered balances appropriated or reappropriated to the Department of Parks and Recreation for the Capital Development Program for fiscal year 2020 to be used for nonrecurring expenditures in the Capital Development Program for the period July 1, 2020, through June 30, 2021. The State Controller shall confirm the reappropriation amount, by fund, expense class, and program, with the Legislative Services

Office prior to processing the reappropriation authorized herein. See [Audio](#) and [Motion](#) and [Ballot](#).

**LSO STAFF PRESENTATION:** **DEPARTMENT OF WATER RESOURCES; Rob Sepich, Senior Budget & Policy Analyst, LSO**

**MOTION:** **Senator Burtenshaw** made a motion for the Department of Water Resources, beginning with the FY 2021 Base, a decrease of \$55,500 for benefit costs, an increase of \$43,000 for inflationary adjustments, a decrease of \$135,300 for statewide cost allocation, and an increase of \$251,800 for change in employee compensation. Also included are the following line items: line item 1, which provides a transfer of \$716,000 for Aquifer Measuring and Monitoring; line item 2 for a zero dollar funding authorization for the Clark Fork-Pend Oreille River Basin Adjudication; line item 3 provides a transfer of \$410,000 to the Revolving Development Fund for operations and maintenance of the Priest Lake Outlet Control Structure; line item 4 for a total of \$1,000,000 from the General Fund, with \$700,000 to be transferred to the Water Management Fund for flood management and water quality monitoring, and \$300,000 to be transferred to the Secondary Aquifer Planning, Management, and Implementation Fund for cloud seeding; \$2,200 for OITS operating costs; \$84,500 for OITS servers and licensing; a reduction of 12.00 FTP and \$884,600 in personnel costs, and an increase of \$533,100 in operating expenditures for a total decrease of \$351,500 for OITS consolidation; \$100 for OITS billings; and a 2 percent General Fund reduction of \$389,400 from operating expenditures. The totals for this motion for FY 2021 are 151.00 FTP, \$18,957,600 from the General Fund, \$5,256,100 from dedicated funds, and \$1,725,600 from federal funds for a grand total of \$25,939,300. Motion seconded by **Rep. Raybould**.

The Committee discussed the motion.

**CARRIED:** **AYES: 18**  
Bair, Johnson, Agenbroad, Grow, Burtenshaw, Woodward, Ward-Engelking, Nye, Youngblood, Horman, Anderson, Amador, Kauffman, Raybould, Syme, Troy, Wintrow, Toone

**NAYS: 0**  
**ABSENT/EXCUSED: 2**  
Lee, Crabtree

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

**UNANIMOUS CONSENT:** Requested by **Senator Burtenshaw**, granted by unanimous consent, to accept the following language:

**INTENT LANGUAGE:** CASH TRANSFER FOR AQUIFER MONITORING, MEASUREMENT, AND MODELING. There is hereby appropriated to the Department of Water Resources and the State Controller shall transfer \$716,000 from the Revolving Development Fund to the Aquifer Planning and Management Fund on July 1, 2020, or as soon thereafter as practicable, for the period July 1, 2020, through June 30, 2021, to be used for aquifer monitoring, measurement, and modeling.

CASH TRANSFER FOR AQUIFER MANAGEMENT. Of the amount appropriated to the Department of Water Resources in Section 1 of this act for the Planning and Technical Services Program from the General Fund for lump sum, the State Controller shall transfer \$5,000,000 to the Secondary Aquifer Planning, Management, and Implementation Fund on July 1, 2020, or as soon thereafter

as practicable for the period July 1, 2020, through June 30, 2021, to be used for aquifer recharge and management.

**CASH TRANSFER FOR THE COOPERATIVE CLOUD SEEDING PROGRAM.** There is hereby appropriated and the State Controller shall transfer \$300,000 from the General Fund to the Secondary Aquifer Planning, Management, and Implementation Fund created pursuant to **Section 42 -1780, Idaho Code**, on July 1, 2020, or as soon thereafter as practicable for the period July 1, 2020, through June 30, 2021, for operations and maintenance costs, capital expenditures, and research and development costs for the Cooperative Cloud Seeding Program.

**CASH TRANSFER FOR THE FLOOD MANAGEMENT PROGRAM.** There is hereby appropriated and the State Controller shall transfer \$700,000 from the General Fund to the Water Management Fund created pursuant to **Section 42-1760, Idaho Code**, on July 1, 2020, or as soon thereafter as practicable for the period July 1, 2020, through June 30, 2021, for water quality data collection, monitoring, modeling, flood -damaged stream channel repair, stream channel improvement, flood risk reduction, or flood prevention projects. Of these moneys, up to \$500,000 shall be administered by the Idaho Water Resource Board through a competitive, matching grant process for flood control projects. Notwithstanding the provisions of **Section 42 -1760(2)(b), Idaho Code**, grants may be larger than \$50,000 at the discretion of the board. The selection process for these grants shall require the availability of fifty percent (50%) matching funds, and flood prevention and mitigation projects shall be given priority on a competitive statewide basis throughout Idaho. The Department of Water Resources shall support this competitive grant process using existing personnel and resources.

**USES OF THE WATER MANAGEMENT FUND.** Of the moneys appropriated and transferred in Section 6 of this act for water quality data collection, up to \$200,000 shall be used for monitoring, data collection, modeling, literature review, economic analysis, and other forms of data gathering and analysis in the upper Snake/Rock Creek subbasin (**HUC 17040212**, as provided in **IDAPA 58.01.02.109.02**) in support of the nutrient total maximum daily loads (TMDL) objectives. This process shall be coordinated with the Department of Environmental Quality and the United States Geological Survey.

**CASH TRANSFER FOR PRIEST LAKE USER FEES.** There is hereby appropriated to the Department of Water Resources and the State Controller shall transfer \$410,000 from the Miscellaneous Revenue Fund to the Revolving Development Fund on July 1, 2020, or as soon thereafter as practicable for the period July 1, 2020, through June 30, 2021, to be used for the operations and management of the Priest Lake Outlet Control Structure. See [Audio](#) and [Motion](#) and [Ballot](#).

**LSO STAFF**

**PRESENTATION:**

**CHILD WELFARE, DEPARTMENT OF HEALTH AND WELFARE; Jared Tatro, Principal Budget & Policy Analyst, LSO**

**MOTION:** **Senator Lee** made a motion for the Department of Health and Welfare for the Child Welfare Division, beginning with the FY 2021 Base, a decrease of \$139,000 for benefit costs, an increase of \$8,300 for statewide cost allocation, an increase of \$546,200 for the change in employee compensation, and an increase of \$3,369,600 for nondiscretionary adjustments. Also included are the following adjustments: add \$10,696,000 for the Child Welfare IT system replacement in line item 1 with the state share being appropriated from the Technology Infrastructure Stabilization Fund, add 5.00 FTP and \$396,200 for the additional social workers in line item 2, and provide a General Fund reduction of \$680,000, of which \$430,000 is from operating expenditures, and \$250,000 is from trustee and benefit payments. The totals for this motion for FY 2021 are 408.80 FTP, \$28,268,300 from the General Fund, \$5,590,200 from dedicated funds, and \$56,871,800 from federal funds for a grand total of \$90,730,300. Motion seconded by **Rep. Troy**.

The Committee discussed the motion.

**CARRIED:** **AYES: 18**  
Bair, Johnson, Lee, Agenbroad, Grow, Burtenshaw, Woodward, Ward-Engelking, Nye, Youngblood, Anderson, Amador, Kauffman, Raybould, Syme, Troy, Wintrow, Toone

**NAYS: 0**

**ABSENT/EXCUSED: 2**

Crabtree, Horman

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

**MOTION:** **Representative Lee** made a motion that the appropriation and transfer of \$5,011,300 from the General Fund to the Technology Infrastructure Stabilization Fund to be transferred on July 1, 2020, or as soon thereafter as practicable. Motion seconded by **Rep. Troy**.

The Committee discussed the motion.

**CARRIED:** **AYES: 18**  
Bair, Johnson, Lee, Agenbroad, Grow, Burtenshaw, Woodward, Ward-Engelking, Nye, Youngblood, Anderson, Amador, Kauffman, Raybould, Syme, Troy, Wintrow, Toone

**NAYS: 0**

**ABSENT/EXCUSED: 2**

Crabtree, Horman

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

**UNANIMOUS CONSENT:** Requested by **Senator Lee**, granted by unanimous consent, to accept the following language:

**INTENT  
LANGUAGE:**

EDUCATIONAL NEEDS. The Department of Health and Welfare shall be responsible for the educational needs of school-age children placed in its custody by the courts for either child protective issues or mental health issues. If the department places a child in a licensed residential treatment facility that includes a nonpublic accredited school and it is determined by the department 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 to pay for such education per student, per educational day. Other Idaho state agencies shall not be precluded 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 section is included within existing department base appropriations.

CHILD ABUSE PROTECTION TREATMENT ACT FUNDS. Of the amount appropriated in Section 1 of this act from the Cooperative Welfare (Federal) Fund, a minimum of \$42,000 of federal **Child Abuse Protection Treatment Act (CAPTA)** funds appropriated to the Department of Health and Welfare shall be provided to the Public Health Districts each year. The moneys received by the Public Health Districts shall not be considered general state aid for the purpose of **Section 39-425, Idaho Code**, nor shall the moneys be allocated through a board of trustees formula pursuant to **Section 39-411, Idaho Code**. Funds for each Public Health District shall be distributed at one-seventh (1/7) of the total amount, which shall be used for the Citizen Review Panels pursuant to **Section 16-1647, Idaho Code**.

HEAD START APPROPRIATION FROM TEMPORARY ASSISTANCE FOR NEEDY FAMILIES FUNDS. At a minimum, the Department of Health and Welfare shall maintain the Head Start Program appropriations paid from federal Temporary Assistance for Needy Families funds at the same level as fiscal year 2007. See [Audio](#) and [Motion](#) and [Ballot](#).

**LSO STAFF  
PRESENTATION:**

**SERVICES FOR THE DEVELOPMENTALLY DISABLED,  
DEPARTMENT OF HEALTH AND WELFARE; Jared Tatro, Principal  
Budget & Policy Analyst, LSO**

**MOTION:**

**Rep. Wintrow** made a motion for the Department of Health and Welfare for the Services for the Developmentally Disabled Division, beginning with the FY 2021 Base, a decrease of \$95,300 for benefit costs, an increase of \$5,800 for statewide cost allocation, an increase of \$372,100 for the change in employee compensation, and a shift of \$14,500 from federal funds to the General Fund for nondiscretionary adjustments. Then reduce the General Fund by \$278,400 all from operating expenditures. The totals for this motion for FY 2021 are 305.71 FTP, \$13,782,800 from the General Fund, \$1,385,800 from dedicated funds, and \$17,462,600 from federal funds for a grand total of \$32,631,200. Motion seconded by **Senator Agenbroad**.

The Committee discussed the motion.

**CARRIED:**

**AYES: 19**

Bair, Johnson, Lee, Agenbroad, Grow, Burtenshaw, Woodward, Ward-Engelking, Nye, Youngblood, Horman, Anderson, Amador, Kauffman, Raybould, Syme, Troy, Wintrow, Toone

**NAYS: 0**

**ABSENT/EXCUSED: 1**

Crabtree

The majority having voted in the affirmative, the motion carried, and without objection, will carry a **DO PASS** recommendation. There being no objection, it was so ordered by **Chairman Youngblood**. See [Audio](#) and [Motion](#) and [Ballot](#).

**LSO STAFF PRESENTATION:** **SERVICE INTEGRATION, DEPARTMENT OF HEALTH AND WELFARE; Jared Tatro, Principal Budget & Policy Analyst, LSO**

**MOTION:** **Rep. Amador** for the Department of Health and Welfare for the Service Integration Program, beginning with the FY 2021 Base, a decrease of \$10,100 for benefit costs, an increase of \$400 for statewide cost allocation, and an increase of \$41,300 for the change in employee compensation. Also included is the 2 percent General Fund reduction of \$14,900 all from operating expenditures. The totals for this motion for FY 2021 are 35.00 FTP, \$732,400 from the General Fund, \$69,500 from dedicated funds, and \$5,350,000 from federal funds for a grand total of \$6,151,900. Motion seconded by **Senator Agenbroad**.

**CARRIED:** **AYES: 19**  
Bair, Johnson, Lee, Agenbroad, Grow, Burtenshaw, Woodward, Ward-Engelking, Nye, Youngblood, Horman, Anderson, Amador, Kauffman, Raybould, Syme, Troy, Wintrow, Toone

**NAYS: 0**  
**ABSENT/EXCUSED: 1**  
Crabtree

The majority having voted in the affirmative, the motion carried, and without objection, will carry a **DO PASS** recommendation. There being no objection, it was so ordered by **Chairman Youngblood**. See [Audio](#) and [Motion](#) and [Ballot](#).

**LSO STAFF PRESENTATION:** **CATASTROPHIC HEALTH CARE PROGRAM, DEPARTMENT OF HEALTH AND WELFARE; Jared Tatro, Principal Budget & Policy Analyst, LSO**

**MOTION:** **Rep. Wintrow** made a motion for the Catastrophic Health Care Program, beginning with the FY 2020 Total Appropriation, reduce the base by \$6,500,500. Then add \$600 for statewide cost allocation. The total motion for FY 2021 is \$3,500,600 from the General Fund which will be transferred to the Catastrophic Health Care Cost Fund. Motion seconded by **Senator Agenbroad**.

**CARRIED:** **AYES: 19**  
Bair, Johnson, Lee, Agenbroad, Grow, Burtenshaw, Woodward, Ward-Engelking, Nye, Youngblood, Horman, Anderson, Amador, Kauffman, Raybould, Syme, Troy, Wintrow, Toone

**NAYS: 0**  
**ABSENT/EXCUSED: 1**  
Crabtree

The majority having voted in the affirmative, the motion carried, and without objection, will carry a **DO PASS** recommendation. There being no objection, it was so ordered by **Chairman Youngblood**. See [Audio](#) and [Motion](#) and [Ballot](#).

**ADJOURN:** There being no further business to come before the Committee, **Chairman Youngblood** adjourned the meeting at 8:48 a.m.

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Representative Youngblood  
Chair

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Jenny Miller  
Secretary