

MINUTES
JOINT FINANCE-APPROPRIATIONS COMMITTEE

DATE: Tuesday, May 04, 2021

TIME: 8:00 A.M.

PLACE: Room C310

MEMBERS PRESENT: Senators Co-chairman Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Co-chairman Youngblood, Troy, Horman, Amador, Syme, Bundy, Giddings, Nate, Green, and Nash

ABSENT/ EXCUSED: None

CONVENED: **Chairman Bair** called the meeting of the Joint Finance-Appropriations Committee (Committee) (JFAC) to order at 8:02 a.m.

PAGES RECOGNITION: **Co-Chairs Bair** and **Youngblood** commended the House and Senate pages — Taylor Jepson of Nampa; and Grace Kuhn of Boise for their exemplary work as pages of the Committee and the Legislature.

LSO STAFF PRESENTATION: **Fiscal Year (FY) 2021 and FY 2011 Cash Transfers**
Paul Headlee, Legislative Services Office — Budget & Policy Analysis Division (LSO-BPA), Manager

There are nine proposed cash transfers for consideration for FY 2021 and FY 2022. **Mr. Headlee** defined cash transfers as movement of money from one fund to another to be used for a more broad or narrow purposes. He pointed out that cash transfers are not appropriations, expenditures, nor spending authority. He discussed in details the three FY 2021 cash transfer requests.

Mr. Headlee cited the request would result in a net transfer of \$244,292,500 from the General Fund, and an increase in the same amount for dedicated funds in FY 2021. The cash transfer to the Public Education Stabilization Fund would increase its balance to \$95.6 million. Additionally, the cash transfer to the Budget Stabilization Fund, which is the primary rainy day fund, would increase its balance to \$637.4 million. Hence, the balance in the Budget Stabilization Fund would be 15 percent of the current year revenue forecast. These actions would include an emergency clause that would take effect upon passage and approval.

MOTION: Moved by **Co-Chair Youngblood** for the three FY 2021 Cash transfers and language as shown on the screen, seconded by **Vice Chair Agenbroad**.

The three languages shown on the screen are as follows:

1. FY 2021 CASH TRANSFER. Notwithstanding the provisions of Section 48-606, Idaho Code, there is hereby appropriated and the State Controller shall transfer \$4,000,000 from the Consumer Protection Fund to the General Fund as soon as practicable for the period July 1, 2020, through June 30, 2021.
2. FY 2021 CASH TRANSFER. There is hereby appropriated and the State Controller shall transfer \$34,292,500 from the General Fund to the Public Education Stabilization Fund as soon as practicable for the period July 1, 2020, through June 30, 2021.

3. FY 2021 CASH TRANSFER. Notwithstanding the provisions of Section 57-814(2)(a)-(c), Idaho Code, which requires a transfer from the General Fund, limits the allowable balance in the Budget Stabilization Fund to ten percent (10 percent) of total General Fund receipts for the fiscal year just ending, and requires the State Controller to transfer excess moneys in the Budget Stabilization Fund back to the General Fund, and any other provision of law to the contrary, it is hereby appropriated and the State Controller shall transfer \$214,000,000 from the General Fund to the Budget Stabilization Fund established in Section 57-814, Idaho Code, as soon as practicable for the period July 1, 2020, through June 30, 2021.

DISCUSSION:

Co-Chair Youngblood commented that the Legislature should maximize the chance to transfer as much funds to the Budget Stabilization Fund.

CARRIED:

AYES: 20

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Horman, Amador, Syme, Bundy, Giddings, Nate, Green, and Nash

NAYS: 0

ABSENT/EXCUSED: 0

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

DISCUSSION:

Mr. Headlee explained in details the FY 2022 one-time cash transfers that are not included in other legislation. The requests would result in a net transfer of \$54,664,700 from the General Fund, and an increase in the same amount for dedicated funds for FY 2022. The first three transfers would relocate funds into the General Fund to offset the operational cost of three Deputy Attorneys General. This was the second year of this transfer and going forward the cost will be part of the Statewide Cost Allocation Plan (SWCAP). The fourth transfer would be to the Twenty-seventh Payroll Fund, and is consistent with the Governor's recommended transfer to this fund that was created in **S 1004** that creates a Twenty-seventh Payroll Fund for state employees.

The fifth transfer is a net zero dedicated fund transfer of \$39.3 million from the Disaster Emergency Account to the Tax Relief Fund. This is the amount that was transferred from the Tax Relief Fund to the Disaster Emergency Account toward the end of FY 2020 pursuant to Idaho Code § 46-1005A. Because Coronavirus Aid, Relief, and Economic Security (CARES) Act funding can be used to address the same emergency purposes, this action now transfers the \$39.3 million back to the Tax Relief Fund.

The sixth transfer moves \$40 million from the General Fund to the Tax Rebate Fund pursuant to **H 380** that reduces all income tax brackets. Lastly, the aforementioned cash transfers would include an emergency clause that make the transfers effective on July 1, 2021.

MOTION:

Moved by **Co-Chair Youngblood** for the six FY 2022 Cash transfers and language as shown on the screen, seconded by **Vice Chair Agenbroad**.

The six transfers shown on the screen are as follows:

1. FY 2022 CASH TRANSFER. Notwithstanding the provisions of Section 54-1720, Idaho Code, there is hereby appropriated and the State Controller shall transfer \$117,500 from the State Regulatory Fund to the General Fund on July 1, 2021, or as soon thereafter as practicable.
2. FY 2022 CASH TRANSFER. Notwithstanding the provisions of Section 40-705, Idaho Code, there is hereby appropriated and the State Controller shall transfer \$108,900 from the State Highway Fund to the General Fund on July 1, 2021, or as soon thereafter as practicable.
3. FY 2022 CASH TRANSFER. Notwithstanding the provisions of Section 72-1348, Idaho Code, there is hereby appropriated and the State Controller shall transfer \$108,900 from the Unemployment Penalty and Interest Fund to the General Fund on July 1, 2021, or as soon thereafter as practicable.
4. FY 2022 CASH TRANSFER. There is hereby appropriated and the State Controller shall transfer \$15,000,000 from the General Fund to the Twenty-Seventh Payroll Fund on July 1, 2021, or as soon thereafter as practicable.
5. FY 2022 CASH TRANSFER. There is hereby appropriated and the State Controller shall transfer \$39,300,000 from the Disaster Emergency Account to the Tax Relief Fund on July 1, 2021, or as soon thereafter as practicable.
6. FY 2022 CASH TRANSFER. There is hereby appropriated and the State Controller shall transfer \$40,000,000 from the General Fund to the Tax Rebate Fund on July 1, 2021, or as soon thereafter as practicable.

DISCUSSION:

Co-Chair Youngblood agreed that all the cash transfer requests were appropriate and necessary.

CARRIED:

AYES: 20

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Horman, Amador, Syme, Bundy, Giddings, Nate, Green, and Nash

NAYS: 0

ABSENT/EXCUSED: 0

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

Links to [Audio](#), [Ballot](#), and [Motion](#).

**LSO STAFF
PRESENTATION:**

**Trailer Appropriation to Interim Committees, HCRs 18, 19, and 20,
Legislative Branch**
Paul Headlee, LSO-BPA, Manager

The requested appropriations would provide funds to three proposed legislations, which would authorize House and Senate committees to review the American Rescue Plan Act (ARPA) of 2021, report findings and recommendations, and propose possible legislations to the Second Regular Session of the Sixth-sixth Idaho Legislature. These bills are as follows:

1. **HCR 18** — authorizes House Resources and Conservation Committee and Senate Resources and Environment Committee to review the use of ARPA funds for allowable water infrastructure projects;
2. **HCR 19** — forms interim Committee to review the use of ARPA funds for federal programs; and
3. **HCR 20** — authorizes House Environment, Energy & Technology Committee and Senate Local Government and Taxation Committee to review the use of ARPA funds for allowable broadband and sewer infrastructure projects.

The trailer appropriation would provide funding for the operation of the study committees which includes travel, per diem, and lodging for up to 56 members on the three committees. Funding would be from the remaining funds available from the CARES Act Fund and would need to be expended by December 31, 2021.

MOTION: Moved by **Co-Chair Youngblood** for the Legislative Branch, Legislative Division, a FY 2022 one-time appropriation of \$100,000 from the federal COVID-19 Relief Fund to study, review, and make recommendations regarding ARPA of 2021, seconded by **Vice Chair Troy**.

DISCUSSION: **Representative Nate** spoke in opposition of the motion. He indicated that forming interim committees would eventually lead to having a full-time legislature in the future, which he does not agree. Furthermore, he said in the past years, interim committees were not productive, and cited examples.

FAILED: **AYES: 6**
Representatives Youngblood, Troy, Horman, Amador, Syme, and Bundy

NAYS: 14
Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Nate, Giddings, Green, and Nash

ABSENT/EXCUSED: 0

Less than majority having voted in the affirmative, the motion has failed.

Links to [Audio](#), [Ballot](#), and [Motion](#).

LSO STAFF PRESENTATION: **Trailer Appropriation to H 362 (TECM) — Idaho Transportation Department (ITD)**

Christine Otto, LSO-BPA, Senior Analyst

Ms. Otto presented the proposed trailer appropriation for **H 362**, a bill that increases the sales tax distribution to transportation from 1 percent to 4.5 percent. The bill would provide \$80 million to ITD for Transportation Expansion and Congestion Mitigation (TECM) fund and any remaining funds would be awarded to the local units of government as outlined in Idaho Code §40-709.

The fiscal note in **H 362** indicated that it would allocate an estimated \$84,000,000 for transportation. ITD would receive \$80 million and the additional \$4 million would be distributed to the local units which would continuously be appropriated. The current appropriation for the sales tax portion from TECM for FY 2022 is about \$20 million. ITD estimated that it would spend approximately \$20 million on bonding, which is continuously appropriated. As a result, a trailer appropriation of \$40 million would give ITD the ability to spend the entire \$80 million that they would receive from sales tax in FY 2022.

MOTION: Moved by **Senator Woodward** for FY 2022, for the Idaho Transportation Department, in the Contract Construction and Right-of-Way Acquisition Program, \$40,000,000 one-time from the Transportation Expansion and Congestion Mitigation Fund, seconded by **Representative Green**.

Co-Chair Youngblood and **Representative Green** declared Rule 80.

CARRIED: **AYES: 14**
Senators Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Syme, Bundy, Green, and Nash

NAYS: 5
Senators Bair and Cook
Representatives Amador, Nate, and Giddings

ABSENT/EXCUSED: 1
Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

Links to [Audio](#), [Ballots](#), and [Motion](#).

LSO STAFF PRESENTATION: **Lava Hot Springs — JFAC Rule 16**
Rob Sepich, LSO-BPA, Senior Analyst

Mr. Sepich stated pursuant to JFAC Rule 16, it is not required to provide annual appropriation through JFAC due to **S 1123** — legislation that converts Lava Hot Springs Foundation to a continuously appropriated agency.

UNANIMOUS CONSENT: Requested by **Representative Bundy**, granted by unanimous consent that the minutes reflect that the Committee has considered the budget for the Lava Hot Springs Foundation, and pursuant to **S 1123** the ongoing budget is continuously appropriated and will not require further action for FY 2022.

Links to [Audio](#), [Ballots](#), and [Motion](#).

LSO STAFF PRESENTATION: **Idaho Department of Water Resources — Replace Language in Section 5 of Chapter 230, Laws of 2021 (Initially Approved in S1190)**
Rob Sepich, LSO-BPA, Senior Analyst

When Idaho Department of Water Resources (IDWR) Budget was approved by the Committee, it also approved language for the Flood Management Program. However, the language used did not accurately specify the transfer was to come from funding included in the appropriation, rather than in addition to it.

Mr. Sepich pointed out that this recommendation replaces that language, and if approved, would be included in a separate legislation to supersede the language in Chapter 230, Laws of 2021. As a result, there would be savings of \$1,000,000 to the General Fund.

**UNANIMOUS
CONSENT:**

Requested by **Senator Crabtree**, granted by unanimous consent to reopen the FY 2022 budget for the Department of Water Resources.

MOTION:

Moved by **Senator Crabtree** to accept the language as shown on the screen, which will replace Section 5 of Chapter 230, Laws of 2021, seconded by **Representative Bundy**.

**INTENT
LANGUAGE:**

SECTION 1. That Section 5, Chapter 230, Laws of 2021, be, and the same is hereby amended to read as follows: SECTION 5. CASH TRANSFER FOR THE FLOOD MANAGEMENT PROGRAM. Of the moneys appropriated in Section 1 of this Act for the Planning and Technical Services Program, There is hereby appropriated and the Office of the State Controller shall transfer \$1,000,000 from the General Fund to the Water Management Account created pursuant to Section 42-1760, Idaho Code, on July 1, 2021, or as soon thereafter as practicable for the period July 1, 2021, through June 30, 2022, 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 \$800,000 shall be administered by the Idaho Water Resource Board through a competitive, matching grant process for flood control projects. The Department of Water Resources shall support this competitive grant process using existing personnel and resources.

SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after July 1, 2021.

CARRIED:

AYES: 19

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Giddings, Nate, Green, and Nash

NAYS: 0

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

Links to [Audio](#), [Ballots](#), and [Motion](#).

**LSO STAFF
PRESENTATION:**

Public School Support, ARPA-ESSER III Homeless Children and Youth
Jared Tatro, LSO-BPA, Principal Analyst

The ARPA of 2021 provides funding as part of ESSER program specific for homeless children and youth. These one-time funds would be used to address specific needs of homeless children and youth, in recognition of the pandemic and its impact on homeless students and their families. Currently, only 29 LEAs receive federal funds today and these funds are distributed on a competitive process. For all other LEAs, serving and supporting students identified as homeless is done with other fund sources.

The purpose of the ARPA's Homeless Children and Youth program is to address the immediate needs of children and youth identified as homeless, including academic, social, emotional, and mental health needs during the pandemic.

Mr. Tatro emphasized that proposed funds may be used to pay for short-term temporary housing; purchasing need supplies such as Personal Protective Equipment (PPE), eyeglasses, personal care items, and school supplies; wraparound services including after-school programs and tutoring; technology and wi-fi ; and other allowable uses.

**UNANIMOUS
CONSENT:**

Requested by **Senator Lent**, granted by unanimous request to reopen FY 2022 budget for the Public School Support Program.

MOTION:

Moved by **Senator Lent** for the Public School Support Program in the Children's Program Division, for FY 2022, an additional \$2,881,900, one-time from the ARPA Fund, seconded **Representative Bundy**.

DISCUSSION:

Representative Nate noted that there were several budgets allocated to children's program due to impact of COVID-19 pandemic, and indicated those funds are sufficient resources for the aforementioned program. He commended the positive intention of the program but mentioned that proposed funds and expenditures would put the Nation to further debt.

Co-chair Youngblood explained ARPA of 2021 has been approved by the US Congress and Idaho was given its share of the funds. He further said that in his conversation with Senator Jim Risch, U.S. Senate, any ARPA funds rejected by any state would not go back to US Treasury but instead would be awarded to other states. He cited it would be practical to accept and use the awarded funds wisely and for benefits of all Idahoans.

CARRIED:

AYES: 17

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Green, and Nash

NAYS: 2

Representatives Nate and Giddings

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

Links to [Audio](#), [Ballots](#), and [Motion](#).

**LSO STAFF
PRESENTATION:**

Public Health Districts FY 2022 Original Appropriation

Jared Tatro, LSO-BPA, Principal Analyst

The proposed appropriation is the result of the passage of **H 316aaS**, a legislation on health districts which takes effect on March 1, 2022. This would mean the Idaho public health districts would need eight months of state supported funding until the statutory changes are in effect. The line item reduction accounts for the timing of pay periods and state funded accrued liabilities. The funding from the Millennium Income Fund would need to be revisited next legislative session to determine the appropriate location in the budget for these funds to be allocated, should the Legislature decide to continue providing these funds for tobacco cessation programs.

**UNANIMOUS
CONSENT:**

Requested by **Representative Nash**, granted by unanimous consent to reconsider the FY 2022 appropriation for the Public Health Districts.

MOTION:

Moved by **Representative Nash** for the seven Public Health Districts, beginning with the FY 2022 Base, an increase of \$29,100 for benefit costs, a decrease of \$3,800 for statewide cost allocation, and an increase of \$146,400 for the change in employee compensation. Then add a line item that reduces \$3,034,800 from the General Fund and shifts the remaining General Fund amounts from ongoing to one-time status as a result of passage of **H 316**, seconded by **Senator Riggs**.

The totals for this motion for FY 2022 are \$6,846,800 from the General Fund, and \$779,100 from the dedicated funds, for a grand total of \$7,625,900.

CARRIED:

AYES: 19

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Giddings, Nate, Green, and Nash

NAYS: 0

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

Links to [Audio](#), [Ballots](#), and [Motion](#).

**UNANIMOUS
CONSENT:**

Requested by **Representative Nash**, granted by unanimous consent to accept the language as shown on the screen.

**INTENT
LANGUAGE:**

MILLENNIUM INCOME FUND FUNDING. There is hereby appropriated to the Public Health Districts \$779,100 from the Idaho Millennium Income Fund for the period July 1, 2021, through June 30, 2022, for the purpose of no-cost cessation services to Idahoans who want to quit tobacco use, with a primary emphasis on youth and pregnant women. These moneys shall not be considered general state aid for the purpose of Section 39-425, Idaho Code.

CITIZEN REVIEW PANELS. Of the amount appropriated in Section 1 of this act, \$136,500 shall be distributed to each public health district at one-seventh (1/7) of the total amount, which shall be used for the Citizen Review Panels pursuant to Senate Bill No. 1341, as enacted by the Second Regular Session of the Sixty-fourth Idaho Legislature. These 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.

**LSO STAFF
PRESENTATION:**

Department of Administration, Permanent Building Fund, Statehouse Remodel, First Floor, East Wing
Jill Randolph, LSO-BPA, Senior Analyst

Ms. Randolph indicated the proposed appropriations would be used for the renovation on the first floor of the East Wing of the Idaho Capitol Building. On February 10, 2021 the Idaho State Treasurer was given notice to vacate office space on the first floor of the Statehouse, pursuant to Idaho Code § 67-1602(3) and the Idaho Supreme Court decision filed January 26, 2021 in the matter of *Bedke v. Ellsworth*, docket number 48268. The Treasurer has since vacated the indicated office space.

The House of Representatives requested a total of \$2,000,000 to renovate the office space on both the north and south side of the first floor, East Wing into 27 enclosed office spaces. The request of \$100,000 for FY 2021 would be used to complete the design phase of the renovation project. Moreover, the remaining amount requested for FY 2022 is to complete the construction phase and any remaining design phase.

The Division of Public Works, in consultation with the Permanent Building Advisory Council and the House of Representatives, would oversee the design and construction phases, per Idaho Code §67-5710. The below motion reflects a direct appropriation from, and then a transfer to, the Permanent Building Fund.

**UNANIMOUS
CONSENT:**

Requested by **Representative Syme**, granted by unanimous consent to reopen the fiscal year 2021 budget for the Department of Administration, Division of Public Works.

MOTION:

Moved by **Representative Syme** for the Department of Administration, Division of Public Works, a FY 2021 supplemental appropriation of \$100,000 from the Permanent Building Fund for the purpose of renovating the east wing of the first floor of the Capitol Building, seconded by **Senator Cook**.

CARRIED:

AYES: 17

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Green, and Nash

NAYS: 2

Representatives Nate and Giddings

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

MOTION:

Moved by **Representative Syme** for FY 2021, that there is hereby appropriated and the State Controller shall transfer, \$100,000 from the General Fund to the Permanent Building Fund, seconded by **Senator Cook**.

CARRIED:

AYES: 17

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Green, and Nash

NAYS: 2

Representatives Nate and Giddings

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

**UNANIMOUS
CONSENT:**

Requested by **Representative Syme**, granted by unanimous consent to reopen FY 2022 budget for the Department of Administration, Division of Public Works.

MOTION:

Moved by **Representative Syme** for FY 2022 for the Department of Administration, Division of Public Works, an additional \$1,900,000 from the Permanent Building Fund for the purpose of renovating the east wing of the first floor of the Capitol Building, seconded by **Senator Cook**.

DISCUSSION:

Representative Syme discussed in details some of the proposed designs and floor plans. He pointed out that the House of Representatives is working together with Idaho Department of Administration, The Capitol Commission, and other related officials to ensure the renovation is done appropriately.

CARRIED:

AYES: 17

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Green, and Nash

NAYS: 2

Representatives Nate and Giddings

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

MOTION:

Moved by **Representative Syme** for FY 2022, that there is hereby appropriated and the State Controller shall transfer, \$1,900,000 from the General Fund to the Permanent Building Fund, seconded by **Senator Cook**.

AYES: 17

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Green, and Nash

NAYS: 2

Representatives Nate and Giddings

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

**UNANIMOUS
CONSENT:**

Requested by **Representative Syme**, granted by unanimous request to accept the language as shown on the screen, and have it apply to funds appropriated for this purpose in FY 2021 and FY 2022.

**INTENT
LANGUAGE:**

SECTION . COST RECOVERY. To the extent possible, and based on federal guidelines, recovery of state dollars should be sought with funding available from the American Rescue Plan Act of 2021, Public Law 117-2, to offset expenditure of General Fund moneys appropriated in this act. If cost offsets are allowable, the division of financial management shall request the state controller to transfer an amount not to exceed the allowable costs from the American rescue plan fund to the American rescue plan cost recovery fund.

Links to [Audio](#), [Ballots](#), and [Motion](#).

**LSO STAFF
PRESENTATION:**

Department of Health and Welfare, ARPA — Child Care Development Block Grant

Jill Randolph, LSO-BPA, Senior Analyst

This is an additional request by the Idaho State Department of Health and Welfare (IDHW) to spend funds allocated to the State for child care from the ARPA, which was signed in to law last March 11, 2021. In ARPA, there are three separate federal grants that IDHW uses to pay for different child care programs; one of those grants is the Child Care Development Block Grant. The enhancement to the Child Care Development Block Grant is a total of \$86,856,000 that must be spent by September 30, 2024.

This requested fund can be used in the following ways: support programs designed to support children 0-13 years old as long as the program meets one of the Child Care and Development Fund guidelines. It is not limited to Idaho Child Care Program certified or licensed child care providers and may include programs such as literacy programs, kindergarten readiness, after-school programs etc. including programs such as the Boys and Girls Club.

**UNANIMOUS
CONSENT:**

Requested by **Vice Chair Troy**, granted by unanimous request to reopen the FY 2021 budget for the Department of Health and Welfare, Division of Welfare.

MOTION:

Moved by **Vice Chair Troy** for FY 2021, for the Department of Health and Welfare in the Division of Welfare, an additional \$36,000,000 in one-time funds from the Cooperative Welfare (Federal) Fund, seconded by **Vice Chair Agenbroad**.

DISCUSSION:

Vice Chair Troy commended the hard work of the people behind the proposed appropriations. She indicated that this appropriations would be beneficial to school-aged children, who were greatly impacted by the recent pandemic.

CARRIED:

AYES: 17

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Green, and Nash

NAYS: 2

Representatives Nate and Giddings

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

**UNANIMOUS
CONSENT:**

Requested by **Vice Chair Troy**, granted by unanimous request to accept the language as shown on the screen.

**INTENT
LANGUAGE:**

SECTION __. Of the moneys appropriated in Section 1 of this act, \$36,000,000 shall be used for community provider grants to address COVID-19 pandemic impacts on school-aged children, including learning loss. Community provider grants shall be used only for in-person educational and enrichment activities that focus on student needs and for providing behavioral health supports to address student needs. Grants shall be used for serving school-aged participants ages 5-13, as allowable by federal guidance. The Department of Health and Welfare shall require grant applications from community providers that are in compliance with grant guidelines. Priority will be given to grant applications that include professional staff to provide services directly to participants. Grant amounts shall be: up to \$500,000 for community providers who have a statewide presence; up to \$250,000 for community providers who have a regional presence in one part of the state; and up to \$20,000 for community providers with a local presence. There shall be five grant periods. Grants shall be released not later than June 1, 2021, for summer 2021 grants; September 1, 2021, for fall 2021 grants; January 1, 2022, for spring 2022 grants; and May 1, 2022, for summer 2022 grants. All spending for this purpose shall conclude by June 30, 2022.

SECTION __. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Department of Health and Welfare for the Division of Welfare any unexpended and unencumbered balances appropriated to the Department of Health and Welfare for the Division of Welfare from the Cooperative Welfare (Federal) Fund for child care community partner grants for fiscal year 2021, in an amount not to exceed \$30,000,000 from the Cooperative Welfare (Federal) Fund, to be used for nonrecurring expenditures related to child care community partner grants for the period July 1, 2021, through June 30, 2022. The Office of 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.

Links to [Audio](#), [Ballots](#), and [Motion](#).

**LSO STAFF
PRESENTATION:**

Department of Health and Welfare, ARPA — Child Care Stabilization Grants

Jill Randolph, LSO-BPA, Senior Analyst

This is an additional request by IDHW to spend funds allocated to the State for child care from ARPA, which was signed in to law on March 11, 2021. In ARPA there are three separate federal grants that IDHW uses to pay for different child care programs; one of those grants is the Child Care Stabilization Grant. The Child Care Stabilization Grant is a new federal grant program, for which Idaho was allocated a total of \$138,917,000 to be spent by September 30, 2023.

The agency requested an additional appropriation of \$70,000,000 for FY 2022. These funds will be spent in the following ways:

Provider: Grants: \$27,672,000

Provider: Other Grants (provider reimbursement for waived/reduced tuition or fees): \$28,436,300

Program: Administrative and Indirect costs: \$13,891,700

UNANIMOUS CONSENT: Requested by **Vice Chair Troy**, granted by unanimous request to reopen the FY 2022 budget for the Department of Health and Welfare, Division of Welfare.

MOTION: Moved by **Vice Chair Troy** for FY 2022, for the Department of Health and Welfare in the Division of Welfare, an additional \$70,000,000 in one-time funds from the Cooperative Welfare (Federal) Fund, seconded by **Vice Chair Agenbroad**.

DISCUSSION: **Senator Grow** asked Dave Jeppesen, Director, IDHW on the how the funds would be allocated to the child care facilities. **Director Jeppesen** mentioned that there are several ways to allocate the money to child care providers. One of which is through direct grant program. He noted that the grants would be based on the size of the child care provider. Furthermore, IDHW also subsidizes low-income families for their child care. However, the families would have to pay for a portion of the child care fees. He emphasized that payments or grants would go directly to the child care providers.

CARRIED: **AYES: 17**
 Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
 Representatives Youngblood, Troy, Amador, Syme, Bundy, Green, and Nash
NAYS: 2
 Representatives Nate and Giddings
ABSENT/EXCUSED: 1
 Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

Links to [Audio](#), [Ballots](#), and [Motion](#).

LSO STAFF PRESENTATION: **Idaho Commission on Aging, ARPA — Congregate and Home Delivered Meals**
 Jill Randolph, LSO-BPA, Senior Analyst

The Idaho Commission on Aging requested an additional \$2,886,200 in one-time federal funds to account for the State's allocation for these services under ARPA. The request represents 41 percent of the total amount available to the Commission on Aging through ARPA.

These funds will be passed through to the six Area Agencies on Aging (AAAs) using a standard distribution formula, which uses US Census data to take into account the geographic distribution of older individuals within the State.

These funds will be used by the AAAs for home delivered and congregate meals, including increased PPE; supportive services such as homemaker services, transportation services, information and assistance, and respite care; disease prevention activities, including healthy living promotion; and caregiver supports.

UNANIMOUS CONSENT: Requested by **Senator Ward-Engelking** to reopen the FY 2022 budget for the Commission on Aging.

MOTION: Moved by **Senator Ward-Engelking** for FY 2022, for the Commission on Aging, an additional \$2,886,200 in one-time funds from the American Rescue Plan Fund, seconded by **Representative Green**.

AYES: 17

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Green, and Nash

NAYS: 2

Representatives Nate and Giddings

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

Links to [Audio](#), [Ballots](#), and [Motion](#).

**LSO STAFF
PRESENTATION:**

Office of Drug Policy, Federal COVID-19 Relief Funds

Janet Jessup, LSO-BPA, Senior Analyst

This is FY 2022 appropriation bill for the Office of Drug Policy and would include \$1,600,000 one-time from the Federal COVID-19 Relief Fund. It includes federal funds made available through the Coronavirus Response and Relief Supplement Appropriations Act. This bill provides funding for primary prevention services as part of the Substance Abuse Prevention and Treatment Block Grant awarded to IDHW. The additional funding to the block grant requires 20 percent be set aside for prevention services, which will be performed by the Office of Drug Policy.

Funding will be used by the Office of Drug Policy for technical assistance to support the development of a Statewide Strategic Plan for Primary Prevention of Substance Misuse (including alcohol, tobacco, illicit drugs, and prescription drugs); evidence based prevention programs to reduce youth substance misuse; targeted misuse prevention to at-risk populations including youth and young adults related to mental health challenges; and technical assistance through a prevention fellowship program to grow capacity in underserved communities.

The request would include the total available funds for this grant. If any funds remain unspent at the end of FY 2022, the appropriation would revert and an additional request would be included in the FY 2023 agency request. These funds must be spent by March of 2023. **Ms. Jessup** emphasized that the funds are not ARPA funds.

**UNANIMOUS
CONSENT:**

Requested by **Representative Green** to reopen the FY 2022 budget for the Office of Drug Policy.

MOTION:

Moved by **Representative Green** for the Office of Drug Policy a FY 2022 one-time appropriation of \$1,600,000 from the Federal COVID-19 Relief Fund, seconded by **Senator Grow**.

AYES: 17

Senators Bair, Agenbroad, Crabtree, Grow, Woodward, Lent, Riggs, Cook, Ward-Engelking, and Nye
Representatives Youngblood, Troy, Amador, Syme, Bundy, Green, and Nash

NAYS: 2

Representatives Nate and Giddings

ABSENT/EXCUSED: 1

Representative Horman

The majority having voted in the affirmative, the motion passed, and with no objection, will carry a **do pass** recommendation. Hearing no objection, it was so ordered by **Chairman Bair**.

Links to [Audio](#), [Ballots](#), and [Motion](#).

ADJOURNED:

There being no further business at this time, **Chairman Bair** adjourned the meeting at 9:38 a.m.

Senator Bair
Chair

Rellie Wisdom
Secretary