

MINUTES  
**JOINT FINANCE-APPROPRIATIONS COMMITTEE**

**DATE:** Tuesday, March 01, 2022

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

**PLACE:** Room C310

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

**ABSENT/  
EXCUSED:** Senator Riggs

**CONVENED:** **Co-Chairman Agenbroad** called the meeting of the Joint Finance-Appropriations Committee (Committee) to order at 8:00 a.m.

**LSO STAFF  
PRESENTATION:** **JUDICIAL BRANCH - COURT OPERATIONS - FISCAL YEAR (FY) 2023 ORIGINAL; Tim Hibbard, Legislative Services Office (LSO) Budget and Policy Analyst**  
**Mr. Hibbard** explained the Judicial Branch has three divisions: Court Operations, the Guardian Ad Litem Program, and Judicial Council. He stated Court Operations houses seven budgeted programs: the Supreme Court, District Courts, Court of Appeals, Magistrate Division, Water Adjudication, Community-Based Substance Abuse Treatment, and Senior Judges. **Mr. Hibbard** discussed the budget has one annualization and ten line items, in which line item five, judicial compensation, requires legislation which has not yet passed the Legislature, so it will not be taken up at this time.

**MOTION:** Moved by **Representative Horman** beginning with the FY 2023 base, add \$254,200 for benefit costs, \$44,100 for statewide cost allocation, \$176,200 for annualizations, and \$1,788,500 for the change in employee compensation. Also included are the following line items: line item 1, which provides 7.00 Full-Time Equivalent Positions (FTP) and \$905,800 for seven deputy trial court administrators; line item 3, which provides 4.00 FTP and \$552,100 for four fourth judicial district judges; line item 4, which provides 4.00 FTP and \$410,400 for four positions at the Administrative Office of the Courts; line item 6, which provides \$1,550,000 for electronic envelope fees; line item 7, which provides \$1,158,300 for the Substance Abuse Treatment Fund; line item 8, which provides \$2,000,000 for a Specialty Courts spending authority increase; line item 9, which provides \$90,000 for senior magistrate judge memberships; line item 10, which provides \$105,000 for freelance court interpreter services; and line item 51, which provides 7.00 FTP and \$19,990,500 for COVID-19 related expenses. The totals for this motion for FY 2023 are 400.00 FTP, \$55,624,800 from the General Fund, \$25,734,200 from dedicated funds, and \$21,920,800 from federal funds for a grand total of \$103,279,800; seconded by **Senator Nye**.

**DISCUSSION:** In response to questions from the Committee, **Sara Omundson**, Administrative Director of the Courts, specified the seven FTPs to be funded by line 51 of the budget, are three-year temporary positions at this time. She further detailed various decisions made during the pandemic to be able to provide court services.

**CARRIED:** **AYES: 16**  
Senators Agenbroad, Crabtree, Grow, Woodward, Lent, Cook, VanOrden, Ward-Engelking, and Nye  
Representatives Youngblood, Troy, Horman, Amador, Syme, Green, and Nash

**NAYS: 2**  
Representatives Giddings and Nate

**ABSENT/EXCUSED: 2**  
Senator Riggs  
Representative Bundy

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**UNANIMOUS CONSENT:** Requested by **Representative Horman**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:** SECTION   . EXEMPTIONS FROM OBJECT AND PROGRAM TRANSFER LIMITATIONS. The Supreme Court is hereby exempted from the provisions of Section 67-3511(1), (2), and (3), Idaho Code, allowing unlimited transfers between object codes and between programs for all moneys appropriated to it for the period July 1, 2022, through June 30, 2023. Legislative appropriations shall not be transferred from one fund to another fund unless expressly approved by the Legislature.

SECTION   . RETIREMENT CONTRIBUTIONS. Of the amount appropriated in Section 1 of this act from the General Fund for the state's share of retirement contribution remittances to the Judges' Retirement Fund for justices' and judges' retirement benefits pursuant to Section 1-2004(2), Idaho Code, those amounts that are uncommitted shall be transferred monthly into operating expenditures and then paid by the Supreme Court into the Judges' Retirement Fund.

**LSO STAFF PRESENTATION:** **JUDICIAL BRANCH - GUARDIAN AD LITEM (GAL) PROGRAM - FY 2023 ORIGINAL; Tim Hibbard, LSO Budget and Policy Analyst**

**Mr. Hibbard** explained the GAL grants are awarded to Court Appointed Special Advocates programs to recruit, train, and coordinate volunteers to act as court-appointed special advocates for abused, neglected, and abandoned children under the Child Protective Act.

**MOTION:** Moved by **Representative Nash** beginning with the FY 2023 base, add the following line item: line item 11, which provides \$420,000 for Executive Director Grant Funds. The total for this motion for FY 2023 is \$2,093,400 from the General Fund; seconded by **Senator Nye**.

**CARRIED:**

**AYES: 17**

Senators Agenbroad, Crabtree, Grow, Woodward, Lent, Cook, VanOrden, and Nye  
Representatives Youngblood, Troy, Horman, Amador, Syme, Giddings, Nate, Green, and Nash

**NAYS: 0**

**ABSENT/EXCUSED: 3**

Senators Riggs and Ward-Engelking  
Representative Bundy

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**UNANIMOUS  
CONSENT:**

Requested by **Representative Nash**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:**

SECTION \_\_. FUNDRAISING DISTRIBUTION REPORT. The Guardian Ad Litem Program shall deliver a report on the receipts and expenditures on the program's fundraising activities and a report on the number of hours spent fundraising. The format of the report and the information included therein shall be determined by the Legislative Services Office. The report shall be submitted to the Legislative Services Office Budget and Policy Analysis Division no later than December 31, 2022.

**LSO STAFF  
PRESENTATION:**

**JUDICIAL BRANCH - IDAHO JUDICIAL COUNCIL - FY 2023  
ORIGINAL; Tim Hibbard, LSO Budget and Policy Analyst**

**Mr. Hibbard** explained the Judicial Council is empowered by statute to nominate individuals to the Office of the Governor to be confirmed for appointment to vacancies on the Supreme Court, Court of Appeals, and District Courts, and make recommendations to the Supreme Court for the removal, discipline, and retirement of judicial officers.

**MOTION:**

Moved by **Representative Nash** for FY 2023 for \$130,800 from the General Fund; seconded by **Senator Nye**.

**CARRIED:**

**AYES: 17**

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

**NAYS: 0**

**ABSENT/EXCUSED: 3**

Senator Riggs  
Representatives Bundy and Green

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**

**LSO STAFF  
PRESENTATION:**

**ATTORNEY GENERAL (AG) - FY 2023 ORIGINAL; Tim Hibbard,  
LSO Budget and Policy Analyst**

**Mr. Hibbard** explained the AG is an elected constitutional official who serves as the state's Chief Legal Officer and has three budgeted programs: State Legal Services, Internet Crimes Against Children, and Special Litigation. The budget has replacement items and 12 line items, with the last matching the appropriation to the Federal Grant Award for the Internet Crimes Against Children program.

**MOTION:**

Moved by **Representative Horman**, beginning with the FY 2023 base, add \$106,800 for benefit costs, \$213,200 for replacement items, \$12,900 for statewide cost allocation, and \$1,324,900 for the change in employee compensation. Also included are the following line items: line item 1, which provides \$49,600 for Security Software; line item 2, which provides \$49,200 for Microsoft Office 365 licenses; line item 3, which provides \$160,000 for Case Management Software; line item 4, which provides 1.00 FTP and \$95,100 for a tobacco arbitration paralegal, line item 5, which provides \$601,100 for Deputy AG Salary Increases; line item 6, which provides 1.00 FTP and \$259,700 for Internet Crimes Against Children (ICAC) investigators; line item 7, which provides 1.00 FTP and \$108,400 for Deputy AG at ITD; line item 8, which provides 1.00 FTP and \$108,400 for Deputy AG at IDWR; line item 10, which provides 1.00 FTP and \$129,000 for an Investigative Auditor at Medicaid Fraud Control Unit (MFCU); line item 11, which provides 1.00 FTP and \$98,500 for a Financial Specialist; and line item 12, which provides \$65,800 for Federal Grant Budget Alignment. The totals for this motion for FY 2023 are 226.00 FTP, \$28,022,400 from the General Fund, \$1,007,200 from dedicated funds, and \$1,652,700 from federal funds for a grand total of \$30,682,300; seconded by **Senator Nye**.

**DISCUSSION:**

**Representative Horman** pointed out the budget was ten percent over the Governor's recommendation due to the staffing challenges the AG is facing and being able to staff at levels that will appropriately serve the state and the Legislature, and to be competitive with surrounding agencies and cities.

**CARRIED:**

**AYES: 16**

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

**NAYS: 2**

Representatives Giddings and Nate

**ABSENT/EXCUSED: 2**

Senator Riggs  
Representative Green

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**UNANIMOUS  
CONSENT:**

Requested by **Representative Horman**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:**

SECTION \_\_. EXEMPTIONS FROM OBJECT AND PROGRAM TRANSFER LIMITATIONS. The Office of the Attorney General is hereby exempted from the provisions of Section 67-3511(1), (2), and (3), Idaho Code, allowing unlimited transfers between object codes and between programs for all moneys appropriated to it for the period July 1, 2022, through June 30, 2023. Legislative appropriations shall not be transferred from one fund to another fund unless expressly approved by the Legislature.

SECTION \_\_. DAG SALARY INCREASES. Of the additional amount appropriated for compensation in Section 1 of this act, a minimum of \$1,368,400 shall be used for salary and benefits increases for Deputy Attorneys General.

SECTION \_\_. DAG SALARY REPORTING. The Office of the Attorney General shall report to the Joint Finance-Appropriations Committee by December 31, 2022, regarding its use of funds as prescribed in Section \_\_ of this act.

**LSO STAFF  
PRESENTATION:**

**SELF-GOVERNING AGENCIES - STATE APPELLATE PUBLIC DEFENDER - FY 2022 SUPPLEMENTAL - EXTRAORDINARY CAPITAL COSTS; Tim Hibbard, LSO Budget and Policy Analyst**

**Mr. Hibbard** explained the FY 2022 supplemental request for \$98,000 in one time operating expenditures from the General Fund to pay for extraordinary representation costs for its death penalty caseload. He stated currently the agency has an ongoing appropriation of \$76,200 for extraordinary representation in post-conviction relief proceedings; however, expects an unusually large capital caseload during FY 2022.

**UNANIMOUS  
CONSENT:**

Requested by **Representative Horman**, granted by unanimous consent, the FY 2022 budget for the Self-Governing Agencies, State Appellate Public Defender was reopened.

**MOTION:**

Moved by **Representative Horman** for FY 2022, for the State Appellate Public Defender, an additional \$98,000 from the General Fund; seconded by **Senator Nye**.

**CARRIED:**

**AYES: 18**

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

**NAYS: 0**

**ABSENT/EXCUSED: 2**

Senators Riggs  
Representative Green

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**LSO STAFF  
PRESENTATION:**

**SELF-GOVERNING AGENCIES - STATE APPELLATE PUBLIC  
DEFENDER (SAPD) - FY 2023 ORIGINAL; Tim Hibbard, LSO  
Budget and Policy Analyst**

**Mr. Hibbard** explained the SAPD provides appellate representation in the Idaho Supreme Court and Idaho Court of Appeals to indigent persons who have been convicted of a felony or misdemeanor in capital cases where the defendant has been sentenced to death, and also provides District Court representation for post-conviction cases.

**MOTION:**

Moved by **Representative Nash**, beginning with the FY 2023 base, add \$12,900 for benefit costs, \$1,700 for inflationary adjustments, \$900 for statewide cost allocation, and \$148,200 for the change in employee compensation. Also included are the following line items: line item 1, which provides \$18,700 for capital costs restoration; line item 2, which provides \$135,400 for purchasing IT systems; and line item 3, which provides \$58,000 for commensurate salary increase for public defenders consistent with the salary increases given to deputy attorneys general. The totals for this motion for FY 2023 are 25.00 FTP, and \$3,547,400 from the General Fund; seconded by **Senator Nye**.

**CARRIED:**

**AYES: 18**

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

**NAYS: 0**

**ABSENT/EXCUSED: 2**

Senators Riggs  
Representative Green

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**UNANIMOUS  
CONSENT:**

Requested by **Representative Nash**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:**

SECTION \_\_. OUTSIDE COUNSEL COSTS. Notwithstanding any other provision of law to the contrary, of the amount appropriated in Section 1 of this act for the Capital and Conflict Representation Program, \$165,900 from the General Fund, or so much thereof as is necessary, shall be used solely to pay outside counsel for noncapital appeals in which a concurrent conflict of interest is identified and only to the extent such costs are exclusive of, and can be identified and accounted for separately and distinctly from, capital representation costs. Any remaining unexpended and unencumbered amounts not so used shall revert to the General Fund.

SECTION \_\_. CAPITAL REPRESENTATION COSTS. Notwithstanding any other provision of law to the contrary, of the amount appropriated in Section 1 of this act for the Capital and Conflict Representation Program, \$94,900 from the General Fund, or so much thereof as is necessary, shall be used solely for costs directly related to the provision of representation in

capital cases and only to the extent such costs are exclusive of, and can be identified and accounted for separately and distinctly from, outside counsel costs of noncapital appeals. Any remaining unexpended and unencumbered amounts not so used shall revert to the General Fund.

SECTION \_\_. DEFENDING ATTORNEYS SALARY INCREASES. Of the additional amount appropriated for compensation in Section 1 of this act, a minimum of \$164,900 shall be used for salary and benefits increases for State Appellate Public Defenders.

SECTION \_\_. DEFENDING ATTORNEYS REPORTING. The State Appellate Public Defender shall report to the Joint Finance-Appropriations Committee by December 31, 2022, regarding its use of funds as prescribed in Section \_\_ of this act.

**LSO STAFF  
PRESENTATION:**

**OFFICE OF THE GOVERNOR - OFFICE OF INFORMATION TECHNOLOGY SERVICES - FY 2022 SUPPLEMENTAL - TECHNICAL AUDIT; Matt Farina, LSO Budget and Policy Analyst**

**Mr. Farina** explained this supplemental request is for \$225,000 from the General Fund to enable the agency to perform a technical audit of the state's information and telecommunication systems at the direction of the Idaho Technology Authority.

**UNANIMOUS  
CONSENT:**

Requested by **Senator Cook**, granted by unanimous consent, the FY 2022 budget for the Office of Information Technology Services was reopened.

**MOTION:**

Moved by **Senator Cook** for FY 2022, for the Office of Information Technology Services, the one time appropriation of \$225,000 from the General Fund for a technical audit; seconded by **Representative Horman**.

**CARRIED:**

**AYES: 18**

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

**NAYS: 0**

**ABSENT/EXCUSED: 2**

Senators Riggs  
Representative Green

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**LSO STAFF  
PRESENTATION:**

**OFFICE OF THE GOVERNOR - OFFICE OF INFORMATION TECHNOLOGY SERVICES - FY 2023 ORIGINAL; Matt Farina, LSO Budget and Policy Analyst**

**Mr. Farina** explained the FY 2023 original budget follows the Governor's recommendation without Phase 3 of the IT Modernization Initiative. There are four line items associated with agency needs, such as a truck, money for office space leases, personnel reclassification, and costs for managing their fleet of cars.

**MOTION:** Moved by **Senator Cook** beginning with the FY 2023 base, add \$65,600 for benefit costs, \$50,800 for statewide cost allocation, and \$774,400 for the change in employee compensation. Also included are the following line items: line item 1, which provides \$40,000 for fleet management costs; line item 2, which provides \$100,000 for office space expenses; line item 3, which provides \$28,500 for a motorized vehicle; and line item 4, which provides \$176,700 for personnel reclassification. The totals for this motion for FY 2023 are 135.00 FTP, \$1,670,400 from the General Fund and \$15,304,500 from dedicated funds, for a grand total of \$16,974,900; seconded by **Representative Horman**.

**CARRIED:** **AYES: 18**  
Senators Agenbroad, Crabtree, Grow, Woodward, Lent, Cook, VanOrden, Ward-Engelking, and Nye  
Representatives Youngblood, Troy, Horman, Amador, Syme, Giddings, Nate, Green, and Nash

**NAYS: 0**

**ABSENT/EXCUSED: 2**

Senators Riggs  
Representative Green

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**UNANIMOUS CONSENT:** Requested by **Senator Cook**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:** SECTION\_. IT CONSOLIDATION. Notwithstanding any laws to the contrary, the Office of Information Technology Services (OITS) shall not request, nor shall the appropriation be used to expand services to additional state agencies until the following criteria is met:

1. Complete a comprehensive assessment of the state's information system network vulnerabilities and identification of steps to mediate any vulnerabilities, as well as compliance with security audit standards as established by the National Institute of Standards and Technology and network security best management practices;
2. Solicit and execute a contract for an external technical audit and review of the state's information technology and telecommunication systems, and such contract shall be awarded at the direction of the Idaho Technology Authority pursuant to Sections 67-832 and 67-833(1), Idaho Code;
3. Complete a service level agreement (SLA) which shall include an itemized cost to each agency for the service or services provided, with all state agencies currently receiving support services, and any agency prior to them receiving support services;
4. Meet all terms defined by the SLA with all state agencies currently receiving support services; and
5. Prepare a report to the Joint Finance-Appropriations Committee (JFAC) on items 1 through 4 above, to be presented at JFAC's spring interim meeting, if held, with a follow up at the fall interim meeting, if held, for deficient items. If there are deficiencies in the report for any of the items



listed, OITS will provide a timeline in the report to cure these issues. Notwithstanding any provision of law to the contrary, any portion of the report detailing network vulnerabilities and their mitigation shall not be:

- a. Disclosed as a public record pursuant to chapter 1, title 74, Idaho Code; or
- b. Discussed in an open meeting but may be discussed in an executive session of JFAC.

**UNANIMOUS  
CONSENT:**

Requested by **Senator Cook**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:**

SECTION\_. AGENCY BILLING. Prior to October 1, 2022, notwithstanding any laws to the contrary, the Office of Information Technology shall provide each billed agency, Legislative Services Office Budget and Policy Analysis Division, and the Division of Financial Management a categorized list of all agency billings for FY 2024. The format of the report and the information included therein shall be determined by the Legislative Services Office Budget and Policy Analysis Division.

**UNANIMOUS  
CONSENT:**

Requested by **Senator Cook**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:**

SECTION\_. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Office of Information Technology Services any unexpended and unencumbered balances appropriated to the Office of Information Technology Services from the General Fund for fiscal year 2022, not to exceed \$225,000, to be used for nonrecurring expenditures for a technical audit and review for the period July 1, 2022, through June 30, 2023. 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.

**LSO STAFF  
PRESENTATION:**

**DEPARTMENT OF COMMERCE - FY 2023 ORIGINAL; Matt Farina, LSO Budget and Policy Analyst**

**Mr. Farina** explained this original budget is the Governor's recommendation with changes for employee compensation.

**MOTION:**

Moved by **Representative Syme** beginning with the FY 2023 base of \$37,562,400, add \$23,500 for benefit costs, \$59,200 for statewide cost allocation, and \$236,700 for the change in employee compensation. Also included are the following line items: line item 1, which provides 1.00 FTP and \$78,900 for tourism staff; line item 2, which provides \$5,536,000 for tourism promotion; line item 3, which provides \$4,975,000 for community development grants; line item 4, which provides \$171,300 for operating expenditures; line item 5, which provides \$1,000,000 for economic planning; line item 6, which provides 4.00 FTP and \$10,890,400 for broadband capital projects; line item 47, which provides \$100,000,000 for broadband infrastructure; and line item 51, which provides \$1,000,000 for the Idaho Food Bank. The totals for this motion for FY 2023 are 48.00 FTP, \$6,408,300 from the General Fund, \$25,949,700 from dedicated funds, and \$129,175,400 from federal funds for a grand total of \$161,533,400; seconded by **Senator Crabtree**.

**CARRIED:**

**AYES: 16**

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

**NAYS: 2**

Representatives Giddings and Nate

**ABSENT/EXCUSED: 2**

Senator Riggs  
Representative Green

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**UNANIMOUS CONSENT:**

Requested by **Representative Syme**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:**

SECTION\_. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Department of Commerce any unexpended and unencumbered balances appropriated or reappropriated to the Department of Commerce from the Idaho Broadband Fund for fiscal year 2022, not to exceed \$35,000,000, to be used for nonrecurring expenditures for the period July 1, 2022, through June 30, 2023. 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.

**LSO STAFF PRESENTATION:**

**DEPARTMENT OF LABOR - FY 2023 ORIGINAL; Matt Farina, LSO Budget and Policy Analyst**

**Mr. Farina** explained this is a standard maintenance budget and there are no line items.

**MOTION:**

Moved by **Representative Syme** beginning with the FY 2023 base, add \$396,500 for benefit costs, remove \$85,800 for statewide cost allocation, and add \$3,417,800 for the change in employee compensation. The totals for this motion for FY 2023 are 707.58 FTP, \$567,300 from the General Fund, \$17,540,800 from dedicated funds, and \$82,732,300 from federal funds for a grand total of \$100,840,400; seconded by **Senator Crabtree**.

**CARRIED:**

**AYES: 19**

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

**NAYS: 0**

**ABSENT/EXCUSED: 1**

Senators Riggs

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**UNANIMOUS  
CONSENT:**

Requested by **Representative Syme**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:**

SECTION\_. ASSESSMENT TEAM. The Idaho Department of Labor shall apply for and make every effort to receive a grant from the US Department of Labor to pay for an assessment team, the assessment team will be used to analyze Idaho's unemployment processes and procedures, and to identify areas needing enhancement/improvement.

**LSO STAFF  
PRESENTATION:**

**REAPPROPRIATION LANGUAGE CORRECTION FOR DIVISION OF VETERANS SERVICES - FY 2023; Nate Osborne, LSO Budget and Policy Analyst**

**Mr. Osborne** explained the reappropriation language for the Division of Veterans Services needed a correction and adjustment. He stated on February 22, 2022, this Committee took action on supplemental requests and the 2023 original appropriation. The numbers for all of the supplementals, as well as the 2023 original budget request were correct, however, in the appropriation language there were numerical errors which have now been updated with the corrected numbers. **Mr. Osborne** discussed that the FY 2023 budget would need to be reopened with the original reappropriation language struck through and the new language accepted.

**MOTION:**

Moved by **Senator Woodward** to reopen the FY 2023 budget for the Division of Veterans Services; seconded by **Representative Bundy**.

**CARRIED:**

**AYES: 18**

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

**NAYS: 0**

**ABSENT/EXCUSED: 2**

Senators Riggs  
Representative Horman

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**MOTION:**

Moved by **Senator Woodward** to strike the previously approved reappropriation language for the FY 2023 budget for the Division of Veterans Services; seconded by **Representative Bundy**.

**CARRIED:**

**AYES: 18**

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

**NAYS: 0**

**ABSENT/EXCUSED: 2**

Senators Riggs  
Representative Horman

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**UNANIMOUS  
CONSENT:**

Requested by **Senator Woodward**, granted by unanimous consent, the following intent language was adopted:

**INTENT LANGUAGE:**

**SECTION 5. REAPPROPRIATION AUTHORITY.** There is hereby reappropriated to the Division of Veterans Services any unexpended and unencumbered balances appropriated to the Division of Veterans Services for FY 2022 from the federal grant fund for the following purposes: the Blackfoot cemetery expenses, veterans homes equipment purchases, construction costs for the Post Falls veterans home, the Boise veterans cemetery, and the Pocatello and Lewiston veterans homes projects in an amount not to exceed \$30,760,800 to be used for nonrecurring expenditures for the period July 1, 2022, through June 30, 2023 for the purpose of the Blackfoot cemetery expenses, veterans home equipment purchase, construction costs for the Post Falls veterans home, the Boise veterans cemetery, and the Pocatello and Lewiston veterans homes projects. The Office of the State Controller shall confirm the reappropriation amount, by expense class with the Legislative Services Office prior to processing the reappropriation authorized herein.

**SECTION 6. REAPPROPRIATION AUTHORITY.** There is hereby reappropriated to the Division of Veterans Services any unexpended and unencumbered balances appropriated to the Division of Veterans Services for FY 2022 from the COVID-19 Relief Fund for the veterans homes COVID-19 response in an amount not to exceed \$4,887,000 to be used for nonrecurring expenditures for the period July 1, 2022, through June 30, 2023 for the purpose of veterans homes COVID-19 response. The Office of the State Controller shall confirm the reappropriation amount, by expense class with the Legislative Services Office prior to processing the reappropriation authorized herein.

**SECTION 7. REAPPROPRIATION AUTHORITY.** There is hereby reappropriated to the Division of Veterans Services any unexpended and unencumbered balances appropriated to the Division of Veterans Services for FY 2022 from the American Rescue Plan Fund for the purpose of acquiring personal protective equipment (PPE) and staffing supplement at veterans homes in an amount not to exceed \$4,324,300 to be used for nonrecurring expenditures for the period July 1, 2022, through June 30,

2023 for the purpose of acquiring PPE and staffing supplementals. The Office of the State Controller shall confirm the reappropriation amount, by expense class with the Legislative Services Office prior to processing the reappropriation authorized herein.

SECTION 8. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Division of Veterans Services any unexpended and unencumbered balances appropriated to the Division of Veterans Services for FY 2022 from the Veterans Home Endowment Income Fund for equipment at the state veterans homes in an amount not to exceed \$384,500 to be used for nonrecurring expenditures for the period July 1, 2022, through June 30, 2023 for the purpose of acquiring equipment for state veterans homes. The Office of the State Controller shall confirm the reappropriation amount, by expense class with the Legislative Services Office prior to processing the reappropriation authorized herein.

SECTION 9. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Division of Veterans Services any unexpended and unencumbered balances appropriated to the Division of Veterans Services for FY 2022 from the Veterans Recognition Income Fund for the addition of a fourth veterans home in Post Falls in an amount not to exceed \$11,157,100 to be used for nonrecurring expenditures for the period July 1, 2022, through June 30, 2023 for the purpose of the addition of a fourth veterans home in Post Falls. The Office of the State Controller shall confirm the reappropriation amount, by expense class with the Legislative Services Office prior to processing the reappropriation authorized herein.

**LSO STAFF  
PRESENTATION:**

**DEPARTMENT OF ADMINISTRATION-CASH TRANSFER FY  
2023; Frances Lippitt, LSO Budget and Policy Analyst**

**Ms. Lippitt** explained a cash transfer was not included in the Department of Administration's FY 2023 original appropriation that passed the Committee. She briefed that the transfer was standard language included every year in the appropriations bill, transferring actual cash from the Permanent Building Fund into the dedicated Administration and Accounting Services Fund to pay the rent charges for elected officials' office space in the Capitol Mall.

**UNANIMOUS  
CONSENT:**

Requested by **Representative Syme**, granted by unanimous consent, the FY 2023 budget for the Department of Administration was reopened.

**MOTION:**

Moved by **Representative Syme** that there is hereby appropriated and the Office of the State Controller shall transfer \$1,737,500 from the Permanent Building Fund to the Administration and Accounting Services Fund on July 1, 2022, or as soon thereafter as practicable, for the Capitol Mall Facilities payment in the Division of Public Works due in fiscal year 2023; seconded by **Senator Grow**.

**CARRIED:**

**AYES: 17**

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

**NAYS: 1**

Representatives Giddings

**ABSENT/EXCUSED: 2**

Senators Woodward and Riggs

The majority having voted in the affirmative, the motion passed and without objection carried a **DO PASS** recommendation. Having heard no objection, it was so ordered by **Co-Chairman Agenbroad**.

**LSO STAFF  
PRESENTATION:**

**PERMANENT BUILDING FUND LANGUAGE - FY 2023; Frances Lippitt, LSO Budget and Policy Analyst**

**Ms. Lippitt** stated there was language not included in the FY 2023 original appropriation passed by this Committee for the Permanent Building Fund. The language specifies how funds may be used for specific projects and as a match for other funding sources, the Advisory Council's authority to prioritize construction, and allows for project savings to be reallocated with the approval of the Advisory Council.

**UNANIMOUS  
CONSENT:**

Requested by **Senator Grow**, granted by unanimous consent, the following intent language was adopted and placed in the FY 2023 original appropriation bill for the Permanent Building Fund:

**INTENT LANGUAGE:**

SECTION   . ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS. Moneys appropriated in Section 1 of this act, or so much thereof as in each case may be necessary, shall be used for the purpose of paying the cost of any land, building, or equipment, or for the rebuilding, renovation, or repair of buildings, installations, facilities, or structures, at the places, institutions, and agencies, or their successors, including those listed in this section. The Permanent Building Fund Advisory Council is hereby authorized and directed to anticipate revenues accruing to the Permanent Building Fund for the purpose of undertaking the construction, renovation, repair, and acquisitions therein authorized, without delay, and to determine the priority of construction pursuant to which the work hereunder will be undertaken.

SECTION   . UTILIZATION OF MATCHING FUNDS. Moneys appropriated in this act may be made available for matching any allocation of moneys now in existence or hereafter made available by agencies of the United States and/or private donations; and the Division of Public Works is authorized to expend, for the purpose of paying the cost of any land, building, or equipment, or for the rebuilding, renovation, or repair of buildings, moneys appropriated for public works to various agencies as part of the respective agency operating budgets, provided the express approval by the Permanent Building Fund Advisory Council is granted to make application for such moneys in each instance.

SECTION \_\_. REALLOCATION OF PROJECT SAVINGS. The Division of Public Works may have the flexibility to allocate any savings or unused appropriation from any project to any other requested and funded project. The reallocation of such appropriation must be approved by the Permanent Building Fund Advisory Council prior to the funds being spent.

**ADJOURNED:**

There being no further business before the Committee, **Co-Chairman Agenbroad** adjourned the meeting at 9:08 a.m.

---

Senator Agenbroad  
Chair

---

Erin Miller  
Secretary