

Aeth Grigg

1 On page 2 of the printed bill, on lines 17-21, delete "Further, it
2 is the intent of the Legislature that, before the sunset of the
3 three percent escalator after fiscal year 2030, as provided in
4 section 3 of this act, the Legislature reassess the need for
5 ongoing contributions from local government to indigent public
6 defense, if any, in the form of an ongoing escalator." and insert
7 the words "It is also the intent of the legislature that all
8 administrative rules promulgated by the public defense commission
9 shall expire on and after October 1, 2024, after the transition to
10 the new model."

11
12 On page 4 of the printed bill on lines 29-42, after the word
13 "treasury", insert ", and the" and delete ". Beginning in fiscal
14 year 30 2025, nine million dollars (\$9,000,000) shall be
15 transferred from the revenue-sharing account each quarter to the
16 state public defense fund created in section 57-827, Idaho Code.
17 Growth percentage in the revenue-sharing account shall be
18 recalculated each quarter beginning in fiscal year 2026 and in
19 each fiscal year thereafter through fiscal year 2030. If the growth
20 is positive in the revenue-sharing account and is calculated over
21 the same period from the previous fiscal year, a proportional
22 increase in the initial transfer amount of up to three percent
23 (3%) annually shall be transferred to the state public defense
24 fund. After fiscal year 2030, an amount equal to one-fourth (1/4)
25 of the total amount transferred from the revenue-sharing account
26 to the state public defense fund in fiscal year 2030 shall be
27 transferred quarterly from the revenue-sharing account to the
28 state public defense fund. The remaining"

29
30 On page 4 of the printed bill, beginning on line 47, after "(i)"
31 insert the words "Beginning fiscal year 2025 and each fiscal year
32 thereafter, four million dollars (\$4,000,000) shall be
33 transferred each quarter to the state public defense fund created
34 in section 57-827, Idaho Code."

35
36 On page 4 of the printed bill, beginning on lines 47, after the
37 addition of the language above insert "(ii) After the
38 distribution in subparagraph (10)(a)(i) of this section,"

39
40 On page 5 of the printed bill, on line 43, after "(i)" insert
41 the words "Beginning fiscal year 2025, five million dollars
42 (\$5,000,000) shall be transferred each quarter to the state
43 public defense fund created in section 57-827, Idaho Code. The
44 growth percentage distributed pursuant to this subparagraph
45 shall be recalculated each quarter beginning in fiscal year 2026
46 and in each fiscal year thereafter through fiscal year 2030. If
47 the growth is positive and is calculated over the same period

1 from the previous fiscal year, a proportional increase in the
2 initial transfer amount of up to five percent (5%) annually shall
3 be transferred to the state public defense fund. After fiscal
4 year 2030, an amount equal to one-fourth (1/4) of the total
5 amount transferred to the public defense fund pursuant to this
6 subparagraph shall in fiscal year 2030 be transferred quarterly
7 to the public defense fund."

8
9 On page 5 of the printed bill, on line 40, delete "(i)" and after
10 the addition of the language above insert "(ii) After the
11 distribution in subparagraph (10)(b)(i) of this section,"

12
13 On page 6 of the printed bill, on line 1, delete "(ii)" and
14 insert "(iii) After the distribution in subparagraph (10)(b)(i)
15 of this section,"

16
17 On page 8 of the printed bill, delete lines 31-36 and insert the
18 words "For fiscal years 2023 and 2024 only, a sum of thirty four
19 million dollars (\$34,000,000) shall distributed each year by the
20 state tax commission to the forty-four counties in the proportion
21 that the expenditures of indigent defense services of the county
22 during fiscal year 2021, excluding any state aid or grants, bears
23 to the expenditures for the indigent defense services of all
24 counties in the state, excluding any state aid or grants. On or
25 before July 1, 2022, the public defense commission shall certify
26 to the state tax commission each county's proportionate share of
27 indigent defense expenses, excluding any state aide or grants,
28 for county fiscal year 2021."

29
30 On page 11 of the printed bill, on line 12, delete the word
31 "January" and insert the word "March"

32
33 On page 11 of the printed bill, on line 15, delete the word
34 "January" and insert the word "March"

35
36 On page 11 of the printed bill, on lines 19-20, delete the word
37 "January" and insert the word "March"

38
39 On page 11 of the printed bill, on line 21, after "(4)" insert "A
40 board of county commissioners, the board of the catastrophic
41 health care cost program, or the department of health and welfare
42 receiving an application for assistance for services received
43 through March 31, 2022 shall process such application pursuant
44 to this chapter as it existed on March 1, 2022."

45
46 On page 11 of the printed bill, on line 21, delete "(4)" and
47 insert "(5)"

1
2 On page 11 of the printed bill, on line 38, after "(1)" delete
3 "Receipt of" and insert "An applicant that received services
4 through March 31, 2022 and was approved for"
5
6 On page 12 of the printed bill, on line 32, after the words "not
7 assigned to" delete the words "catastrophic health care cost
8 program" and insert the word "state"
9
10 On page 12 of the printed bill, on line 33, after the word "county"
11 delete the words "medically indigent" and insert the words "current
12 expense"
13
14 On page 12 of the printed bill, on lines 34-38, after "(8)" delete
15 the words "If, after a hearing, the final determination of the
16 county commissioners is to require a reimbursement amount or rate
17 the applicant believes excessive, the applicant may seek judicial
18 review of the final determination of the county commissioners in
19 the manner provided in section 31-1506, Idaho Code." and insert
20 the words "The automatic lien attached to an application for
21 services received through March 31, 2022, pursuant to this
22 chapter as it existed on March 1, 2022, shall remain solely for
23 the collection of reimbursement pursuant to this section."
24
25 On page 20 of the printed bill, on lines 37-38, after the words
26 "amount levied for" delete the words "the charities fund authorized
27 in section 31-863, Idaho Code" and insert the words "indigent
28 public defense services. The reduced budget amount shall be the
29 base budget for purposes of this section."
30
31 On page 26 of the printed bill, delete lines 26-42.
32
33 On page 16 of the printed bill, add new section to repeal Section
34 63-3558, Idaho Code (was somehow left out of the original bill)
35
36 New section to be inserted into bill with amendments, location TBD
37
38 That section 57-811, Idaho Code, be, and the same is amended
39 hereby amended to read as follows:
40
41 57-811. TAX RELIEF FUND. (1) There is hereby created in
42 the state treasury the tax relief fund to which shall be credited
43 all moneys remitted from sections 63-3620F and 63-3638, Idaho
44 Code, from federal grants, donations, or any other source. Moneys
45 in the fund are intended to fund future tax relief statutes
46 enacted by the legislature and may be expended pursuant to

1 appropriation. All interest earned on the investment of idle
2 moneys in the fund shall be returned to the fund.

3 (2) On July 15, 2021, the state controller shall transfer
4 one hundred eighty million dollars (\$180,000,000) from the tax
5 relief fund to the 2021 Idaho tax rebate fund.

6 (3) For fiscal year 2022 and each fiscal year thereafter,
7 the state controller shall transfer one hundred ten million
8 dollars (\$110,000,000) from the tax relief fund to the general
9 fund.

10 (4) In addition to any other transfers authorized under this
11 section, for fiscal years 2023 and 2024 only, the state
12 controller shall transfer up to thirty four million dollars
13 (\$34,000,000) from the tax relief fund to the general fund.