

MINUTES
JOINT FINANCE-APPROPRIATIONS COMMITTEE

DATE: Tuesday, February 28, 2023

TIME: 8:00 A.M.

PLACE: Room C310

MEMBERS PRESENT: Senators Co-Chairman Grow, Bjerke, Burtenshaw, Lent, Cook, VanOrden, Adams, Herndon, Ward-Engelking, and Just
Representatives Co-Chairman Horman, Miller, Bundy, Raybould, Furniss, Handy, Lambert, Petzke, Tanner, and Nash

ABSENT/EXCUSED: None

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

LSO STAFF PRESENTATION: **LIEUTENANT GOVERNOR FISCAL YEAR (FY) 2024 ORIGINAL; Frances Lippitt, Analyst, Legislative Services Office (LSO) Budget and Policy Analysis**
Ms. Lippitt reminded that the Lieutenant Governor serves as the presiding officer of the Idaho State Senate and is first in line for the governorship if the Governor is unable to continue in office. The office is authorized three full-time equivalent positions (FTP) and budgeted entirely from the General Fund. She referenced a supplemental request for travel costs and a payroll adjustment which the Committee had already acted upon.

MOTION: Moved by **Representative Raybould** for the Lieutenant Governor, beginning with the FY 2024 base, include the following items as part of the JFAC adjusted budget: \$1,400 for benefit costs, \$2,800 for annualizations, \$2,200 for statewide cost allocation, and \$6,100 for change in employee compensation. Include \$1,500 for replacement items. Also included is the following line item: line item 1, which provides \$72,000 for the office to hire two full-time staff. The total for this motion for FY 2024 is \$296,000 from the General Fund, and cap full-time equivalent positions at 3; seconded by **Senator Burtenshaw**.

CARRIED: **AYES: 17**
Senators Grow, Bjerke, Burtenshaw, Cook, Herndon, Ward-Engelking, and Just
Representatives Horman, Miller, Bundy, Raybould, Furniss, Lambert, Tanner, Petzke, Handy, and Nash

NAYS: 0

ABSENT/EXCUSED: 3
Senators Lent, VanOrden, and Adams

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 Grow**.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION 3. EXEMPTIONS FROM TRANSFER LIMITATIONS. The Office of the Lieutenant Governor is hereby exempted from the provisions of Sections 67-3511(1) and (3), Idaho Code, allowing unlimited transfers between expense classes for all moneys appropriated to it for the period July 1, 2023, through June 30, 2024. Legislative appropriations shall not be transferred from one fund to another fund unless expressly approved by the Legislature.

**LSO STAFF
PRESENTATION:**

IDAHO SECRETARY OF STATE (SOS) FY 2024 ORIGINAL; Frances Lippitt, Analyst, LSO Budget and Policy Analysis

Ms. Lippitt reviewed the SOS registers the official acts of the Legislature and the Governor, administers and certifies elections, maintains a registry of business filings, administers the Sunshine Law, and serves as a member of the State Board of Land Commissioners and the Board of Examiners. She stated it is organized into two budgeted programs: Administration, and the Commission on Uniform State Laws. **Ms. Lippitt** reminded that the Committee has already acted upon a supplemental request which provided sufficient appropriation for three staff. The agency has requested a supplemental appropriation for an election system upgrade, publication costs for the Idaho Blue Book and a voter guide, cybersecurity software, presidential primary costs, an additional 4.88 FTP and funding for a staff build-out, and conference travel costs for uniform state law commissioners.

MOTION:

Moved by **Representative Petzke** for the Secretary of State, beginning with the FY 2024 base, include the following items as part of the JFAC adjusted budget: \$26,300 for benefit costs, \$223,400 for annualizations, \$1,600 for statewide cost allocation, and \$91,000 for change in employee compensation. Include \$25,000 for replacement items. Also included are the following line items: line item 2, which provides \$144,500 for cybersecurity software; line item 3, which provides 1 FTP and \$60,000 for a customer service representative for business filings; line item 4, which provides 1 FTP and \$85,600 for a voting system specialist; line item 5, which provides 1 FTP and \$73,600 for a campaign finance specialist; line item 6, which provides 1 FTP and \$73,700 for a lobbyist specialist; line item 7, which provides 0.50 FTP and \$58,900 for a land board liaison; line item 9, which provides \$30,000 for the Idaho Blue Book; and line item 12, which provides \$10,000,000 for an elections system upgrade. The total for this motion for FY 2024 is \$14,764,600 from the General Fund, and cap full-time equivalent positions at 35.5; seconded by **Senator Just**.

DISCUSSION:

Representative Petzke explained that the working group made several changes to the Governor's Recommendation for this budget, including: the addition of a line item for the elections system upgrade which had been a supplemental request; removing funding for the voter guide, the receptionist position, and conference travel costs; and removing the county presidential primary costs in anticipation of pending legislation that would align the presidential primary with the state's primary in May.

SUBSTITUTE MOTION:

Moved by **Representative Lambert** for the Secretary of State, beginning with the FY 2024 base, include the following items as part of the JFAC adjusted budget: \$26,300 for benefit costs, \$223,400 for annualizations, \$1,600 for statewide cost allocation, and \$91,000 for change in employee compensation. Include \$25,000 for replacement items. Also included are the following line items: line item 2, which provides \$144,500 for cybersecurity software; line item 3, which provides 1 FTP and \$60,000 for a customer service representative for business filings; line item 4, which provides 1 FTP and \$85,600 for a voting system specialist; line item 5, which provides 0.5 FTP and \$36,800 for a campaign finance specialist; line item 6, which provides 0.5 FTP and \$36,800 for a lobbyist specialist; line item 9, which provides \$30,000 for the Idaho Blue Book; line item 11, which provides \$10,000 for conference travel costs; and line item 12, which provides \$10,000,000 for an elections system upgrade. The total for this motion for FY 2024 is \$14,642,000 from the General Fund, and cap full-time equivalent positions at 34; seconded by **Senator Herndon**.

DISCUSSION:

Representative Lambert pointed out the differences in this motion are both line item five, the Campaign Finance Specialist, and line item six, Lobbyist Specialist, were changed from one FTP to point five FTP; and line item 7, for the Land Board Liaison, was eliminated.

FAILED:

AYES: 7

Senators Grow, Bjerke, and Herndon
Representatives Horman, Lambert, Tanner, and Handy

NAYS: 13

Senators Burtenshaw, Lent, Cook, VanOrden, Adams, Ward-Engelking, and Just
Representatives Miller, Bundy, Raybould, Furniss, Petzke, and Nash

ABSENT/EXCUSED: 0

CARRIED (ORIGINAL MOTION):

AYES: 20

Senators Grow, Bjerke, Burtenshaw, Lent, Cook, VanOrden, Adams, Herndon, Ward-Engelking, and Just
Representatives Horman, Miller, Bundy, Raybould, Furniss, Lambert, Tanner, Petzke, Handy, and Nash

NAYS: 0

ABSENT/EXCUSED: 0

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 Grow**.

UNANIMOUS CONSENT:

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

**INTENT
LANGUAGE:**

SECTION . REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Secretary of State any unexpended and unencumbered balance appropriated to the Secretary of State for election integrity audits for FY 2023 for the period July 1, 2023, through July 30, 2024. The Office of the State Controller shall confirm the reappropriation amounts by fund, expense class, and program, with the Legislative Services Office prior to processing the reappropriation authorized herein.

**LSO STAFF
PRESENTATION:**

**IDAHO SOS ELECTIONS SYSTEM UPGRADE - FY 2023
SUPPLEMENTAL; Frances Lippitt, Analyst, LSO Budget and Policy
Analysis**

This supplemental was not discussed since it was included as a line item in the SOS' carried original motion.

**LSO STAFF
PRESENTATION:**

**IDAHO STATE CONTROLLER FY 2024 ORIGINAL; Frances Lippitt,
Analyst, LSO Budget and Policy Analysis**

Ms. Lippitt reviewed the duties of the State Controller who oversees the fiscal concerns of the state, is responsible for maintaining all state accounting and financial records, paying all the state's bills and employees, preparing the state's annual financial report, and operating the state's computer service center. She stated the Controller's office is organized into four budgeted programs: Administration, Statewide Accounting, Statewide Payroll, and the Computer Service Center. She explained the agency received an exemption from program transfer limitations for the current FY to reorganize its operations for Luma implementation. **Ms. Lippitt** reviewed the budget, line items, and the Governor's Recommendation.

MOTION:

Moved by **Senator Bjerke** for the State Controller, beginning with the FY 2024 base, include the following items as part of the JFAC adjusted budget: \$68,000 for benefit costs, \$6,700 for annualizations, \$40,400 for statewide cost allocation, and \$308,400 for change in employee compensation. Also included are the following line items: line item 1, which provides 1 FTP and \$106,300 for a senior financial specialist; and line item 2, which provides \$60,000 for a video archive of public meetings on the Townhall Idaho website. The totals for this motion for FY 2024 are \$13,845,700 from the General Fund, \$8,731,400 from dedicated funds, and \$2,041,800 from federal funds, for a total of \$24,618,900, and cap full-time equivalent positions at 115; seconded by **Representative Furniss**.

DISCUSSION:

Senator Bjerke stated that this appropriation request would provide a new budgeted program focused on Luma operations, and Enterprise Business Operations. It would eliminate the Statewide Payroll program to align the appropriation with the SOS' reorganization.

CARRIED:

AYES: 20

Senators Grow, Bjerke, Burtenshaw, Lent, Cook, VanOrden, Adams, Herndon, Ward-Engelking, and Just
Representatives Horman, Miller, Bundy, Raybould, Furniss, Lambert, Tanner, Petzke, Handy, and Nash

NAYS: 0

ABSENT/EXCUSED: 0

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 Grow**.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION __. INDIRECT COST RECOVERY. The moneys assessed by the Division of Financial Management in accordance with Section 67-3531, Idaho Code, for State Controller services shall be placed in the Indirect Cost Recovery Fund.

SECTION __. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Office of the State Controller any unexpended and unencumbered balances appropriated or reappropriated to the Office of the State Controller from the Data Processing Services Fund for fiscal year 2023, in an amount not to exceed \$2,500,000 from the Data Processing Services Fund, to be used for nonrecurring expenditures related to the Computer Service Center for the period July 1, 2023, through June 30, 2024. The Office of the State Controller shall confirm the reappropriation amounts by fund, expense class, and program, with the Legislative Services Office prior to processing the reappropriation authorized herein.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION __. EXEMPTION FROM PROGRAM TRANSFER LIMITATIONS. The Office of the State Controller is hereby exempted from the provisions of Section 67-3511(2), Idaho Code, allowing unlimited transfers between programs within the Office of the State Controller for all moneys appropriated to it for the period July 1, 2023, through June 30, 2024. Legislative appropriations shall not be transferred from one fund to another fund unless expressly approved by the Legislature.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION __. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Office of the State Controller any unexpended and unencumbered balance reappropriated to the Office of the State Controller for a behavioral health reporting data system for fiscal year 2023, for the period July 1, 2023, through July 30, 2024. The Legislature provided the Office of the State Controller a fiscal year 2022 supplemental appropriation of \$2,500,000 for this system, which was reappropriated in its entirety into fiscal year 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:**

**IDAHO STATE TREASURER FY 2024 ORIGINAL; Frances Lippitt,
Analyst, LSO Budget and Policy Analysis**

Ms. Lippitt explained the job of the State Treasurer includes serving as the banker for all state agencies, acting as custodian of public school endowment funds, receiving all revenues and fees due to the state, depositing funds in banks throughout Idaho, and paying all accounts. She noted the agency invests surplus monies which were not needed for day to day operations, and additionally administers Idaho's unclaimed property statutes. **Ms. Lippitt** discussed that the Treasurer manages and invests the Idaho Millennium Fund, which contains all funds received under the Master Tobacco Settlement Agreement reached between states and tobacco manufacturers. She reviewed the budget and line items, including the Governor's Recommendation.

MOTION:

Moved by **Representative Petzke** for the State Treasurer, beginning with the FY 2024 base, include the following items as part of the JFAC adjusted budget: \$14,900 for benefit costs, \$6,700 for annualizations, \$11,000 for statewide cost allocation, and \$75,900 for change in employee compensation. Also included are the following line items: line item 1, which provides 1 FTP and \$175,700 for an investment program specialist; and line item 2, which provides 1 FTP and \$100,900 for a banking specialist. The totals for this motion for FY 2024 are \$1,622,100 from the General Fund and \$3,309,800 from dedicated funds for a total of \$4,931,900, and cap full-time equivalent positions at 28; seconded by **Senator Bjerke**.

CARRIED:

AYES: 18

Senators Grow, Bjerke, Burtenshaw, Cook, VanOrden, Adams, Herndon, Ward-Engelking, and Just
Representatives Miller, Bundy, Raybould, Furniss, Lambert, Tanner, Petzke, Handy, and Nash

NAYS: 0

ABSENT/EXCUSED: 2

Senator Lent
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 Grow**.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION __. PAYMENT OF BANK SERVICE FEES. Of the amount appropriated in Section 1 of this act, no more than \$406,600 from the General Fund and \$221,700 from the Professional Services Fund may be used for the payment of bank service fees for the period July 1, 2023, through June 30, 2024.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION __. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Office of the State Treasurer any unexpended and unencumbered balance appropriated to the Office of the State Treasurer from the Idaho Workforce Housing Fund for fiscal year 2023 for the period July 1, 2023, through July 30, 2024. The Office of the State Controller shall confirm the reappropriation amount with the Legislative Services Office prior to processing the reappropriation authorized herein.

**LSO STAFF
PRESENTATION:**

IDAHO DEPARTMENT OF PARKS AND RECREATION FY 2024 ORIGINAL; Janet Jessup, Principal Budget and Policy Analyst, LSO Budget and Policy Analysis

Ms. Jessup noted that the Committee had previously acted upon one supplemental appropriation in relation to this agency's budget, and the second transfer had not been acted upon yet. She reviewed the JFAC adjusted budget which included the statewide cost allocation, the change in employee compensation, and the human resource consolidation.

MOTION:

Moved by **Senator Just** for the Department of Parks and Recreation beginning with the FY 2024 base include JFAC adjusted budget items: \$228,100 for benefit costs, \$187,900 for statewide cost allocation, \$518,700 for change in employee compensation, and a reduction of 2 FTP and \$25,500 for the Human Resources consolidation. Include \$4,968,000 for replacement items and the following line items: line item 1, which provides 10 FTP and \$649,600 for additional park personnel; line item 2, which provides \$485,000 for increased operating costs at parks; line item 3, which includes \$150,000 to increase pay for seasonal employees; line item 4, which includes 2 FTP and \$379,200 for personnel within the motorized trail program; line item 5, which includes 0.83 FTP and \$58,600 to convert three part-time personnel to full-time; line item 6, which includes \$100,000 for a media campaign to promote responsible off-highway vehicle use on public lands; line item 7, which includes \$25,000 to purchase an utility type vehicle for the motorized trail program; line item 8, which includes \$375,000 for group shelter and facilities at McCroskey State Park; line item 9, which includes \$880,000 for the Lionhead entrance station at Priest Lake State Park; line item 10, which provides \$2,200,000 to distribute increased grant fund revenue to grant recipients; line item 11, which includes 2 FTP and \$1,185,400 for a maintenance crew for the eastern region of the state; line item 51, which includes \$5,000,000 from the ARPA State Fiscal Recovery Funds for maintenance projects and park improvements. The totals for this motion for FY 2024 are 183.80 FTP, \$3,915,000 from the General Fund, \$43,622,300 from dedicated funds, and \$21,363,800 from federal funds, for a grand total of \$68,901,100; seconded by **Representative Raybould**.

DISCUSSION:

Senator Just informed the Committee that the agency learned during COVID-19 that Idahoans love to use their state parks, and that they want better facilities. Idaho Parks and Recreation is one of the agencies that creates a positive influence upon Idaho's economy, having contributed \$1.2 billion to the economy in 2022, while bringing more than 7 million visitors, and generating about 3,000 jobs statewide.

SUBSTITUTE MOTION:

Moved by **Representative Lambert** for the Department of Parks and Recreation beginning with the FY 2024 base include JFAC adjusted budget items: \$228,100 for benefit costs, \$187,900 for statewide cost allocation, \$518,700 for change in employee compensation, and a reduction of 2 FTP and \$25,500 for the Human Resources consolidation. Include \$4,968,000 for replacement items and the following line items: line item 1, which provides 10 FTP and \$649,600 for additional park personnel; line item 2, which provides \$485,000 for increased operating costs at parks; line item 3, which includes \$150,000 to increase pay for seasonal employees; line item 4, which includes 2 FTP and \$379,200 for personnel within the motorized trail program; line item 5, which includes 0.83 FTP and \$58,600 to convert three part-time personnel to full-time; line item 6, which includes \$100,000 for a media campaign to promote responsible off-highway vehicle use on public lands; line item 7, which includes \$25,000 to purchase an utility type vehicle for the motorized trail program; line item 8, which includes \$375,000 for the construction of a group shelter and facilities at McCroskey; line item 9, which provides \$880,000 for the Lionhead entrance station at Priest Lake State Park; line item 10, which provides \$2,200,000 to distribute increased grant fund revenue to grant recipients; and line item 11, which includes 2 FTP and \$1,185,400 for a maintenance crew for the eastern region of the state. The totals for this motion for FY 2024 are 183.80 FTP, \$3,915,000 from the General Fund, \$43,622,300 from dedicated funds, and \$16,363,800 from federal funds for a grand total of \$63,901,100; seconded by **Senator Herndon**.

DISCUSSION:

Representative Lambert explained the substitute motion's difference from the original motion was the removal of line item 51, State and Local Fiscal Recovery Funds (SFRF) Projects.
In response to Committee questions, **Ms. Jessup** explained if the one time American Rescue Plan Act of 2021 (ARPA) federal funds were not allocated for the purpose of maintenance projects and park improvements, they could be reallocated for other purposes
Alex J. Adams, Administrator, Idaho Division of Financial Management, explained the decision to utilize the one time ARPA funds for this agency was driven by S 1204, passed two years ago, to use them for capital infrastructure and deferred maintenance at parks, to benefit Idahoans now and for future generations.

FAILED:

AYES: 2
Senator Herndon
Representative Lambert

NAYS: 15
Senators Grow, Bjerke, Burtenshaw, Cook, VanOrden, Adams, Ward-Engelking, and Just
Representatives Bundy, Raybould, Furniss, Tanner, Petzke, Handy and Nash

ABSENT/EXCUSED: 3
Senator Lent
Representatives Horman and Miller

**CARRIED
(ORIGINAL
MOTION):**

AYES: 15

Senators Grow, Bjerke, Burtenshaw, Cook, VanOrden, Adams, Ward-Engelking, and Just
Representatives Bundy, Raybould, Furniss, Tanner, Petzke, Handy, and Nash

NAYS: 2

Senator Herndon
Representative Lambert

ABSENT/EXCUSED: 3

Senator Lent
Representatives Horman and Miller

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 Grow**.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

Section . 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, 2023, through June 30, 2024. Legislative appropriations shall not be transferred from one fund to another fund unless expressly approved by the Legislature.

Section . 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 2023 to be used for nonrecurring expenditures in the Capital Development Program for the period July 1, 2023, through June 30, 2024. 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.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION . ACCOUNTABILITY REPORTS. Funds specifically identified in statute or in an appropriation act as intended for a certain purpose may be used only for that purpose. All funds provided in this act shall be subject to accountability reports and management reviews in accordance with Section 67-702, Idaho Code.

**LSO STAFF
PRESENTATION:**

**BOARD OF LAND COMMISSIONERS - DEPARTMENT OF LANDS
(IDL) FY 2024 ORIGINAL; Janet Jessup, Principal Budget and Policy
Analyst, LSO Budget and Policy Analysis**

Ms. Jessup reminded the Committee it had previously acted upon two supplementals related to this budget, consisting of fire fighting equipment and federal funds corrections. She summarized the budget which contained the personnel costs, change in employee compensation, and human resource consolidation adjustments. **Ms. Jessup** discussed maps that showed the location of the different IDL fire supervisory areas, the proposed Cottonwood Forest Protection, and the proposed offset for the Cottonwood District.

MOTION:

Moved by **Representative Tanner** beginning with the FY 2024 base include JFAC adjusted budget items for benefit costs, for statewide cost allocation, change in employee compensation, and Human Resources consolidation. Include \$9,200 for inflationary adjustments and \$2,058,600 for replacement items. Also included are the following line items: line item 1, which provides 5.82 FTP and \$700,300 for staffing of the Cottonwood fire district; line item 2, which provides \$275,000 to staff a strategically located engine staff; line item 3, which provides 1 FTP and \$103,100 for a fire zone manager; line item 4, which provides \$2,500,000 for forest management enhancements; line item 5, 1 FTP and \$127,600 for good neighbor authority staff; line item 6, which provides \$72,000 for good neighbor authority equipment; line item 7, which provides 1 FTP and \$151,000 for a land resource supervisor; line item 8, which provides \$500,000 for HVAC and roof replacement; line item 9, which provides \$96,000 for vehicles in the scaling program; line item 10, which includes 1 FTP and \$115,000 for forest legacy staff; and line item 12, which provides \$58,300 for CEC and inflation adjustments for two timber protective associations. The totals for this motion for the Department of Lands for FY 2024 are 355.27 FTP, \$10,414,800 from the General Fund, \$56,584,300 from dedicated funds, and \$19,206,800 from federal funds, for a grand total of \$86,205,900; seconded by **Senator Burtenshaw**.

CARRIED:

AYES: 17

Senators Grow, Bjerke, Burtenshaw, Cook, VanOrden, Adams, Herndon, Ward-Engelking, and Just
Representatives Miller, Raybould, Furniss, Tanner, Lambert, Petzke, Handy, and Nash

NAYS: 0

ABSENT/EXCUSED: 3

Senator Lent
Representatives Horman and 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 Grow**.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION __. SEASONAL HOUSING. The moneys provided in Section __ of this act for seasonal housing shall be used solely for the purpose of acquiring of a property in the Maggie Creek supervisory area and refurbishing it to be used for seasonal housing. Any unexpended and unencumbered funds that have been appropriated for this purpose are to be reverted at the end of fiscal year 2024 or as soon thereafter as practicable.

SECTION __. PREVENTATIVE FIRE MEASURES. The moneys provided in Section __ of this act for fire prevention measures shall be used for phosphate-based, ground-applied, long-term retardants to prevent wildfire in critical and strategic areas in accordance with Chapter 4, Title 38, Idaho Code. The Department of Lands shall select areas for application of such retardants in conjunction with GIS data and other prevention efforts including work done with other agencies, local governments, and fire timber protection associations. At the close of the 2023 fire season, the Department will evaluate the use of these products as an effective means in preventing and containing wildfires. The Department shall provide a report to the Joint Finance-Appropriations Committee, the Senate Resources and Environment committee, and the House Resources and Conservation committee, no later than January 8, 2024, on the utilization of phosphate-based, ground-applied, long-term retardants, an evaluation of its usefulness in preventing wildfires during the 2023 fire season, and its effectiveness as a tool to prevent the start and spread of wildfires.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION __. EXEMPTIONS FROM OBJECT TRANSFER LIMITATIONS. The Department of Lands is hereby exempted from the provisions of Sections 67-3511(1) and (3), Idaho Code, allowing unlimited transfers between expense classes for all moneys appropriated to the Forest and Range Fire Protection Program for the period July 1, 2023, through June 30, 2024. Legislative appropriations shall not be transferred from one fund to another fund unless expressly approved by the Legislature.

Section __. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Department of Lands any unexpended and unencumbered balances appropriated to the Department of Lands for the Trust Land Management and Forest and Range Fire Protection Program not to exceed \$3,200,000 for fiscal year 2023 to be used for nonrecurring expenditures in the Capital Development Program for the period July 1, 2023, through June 30, 2024. 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.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION __. ACCOUNTABILITY REPORTS. Funds specifically identified in statute or in an appropriation act as intended for a certain purpose may be used only for that purpose. All funds provided in this act shall be subject to accountability reports and management reviews in accordance with Section 67-702, Idaho Code.

**LSO STAFF
PRESENTATION:**

**BOARD OF LAND COMMISSIONERS - IDL - TRUST LAND
MANAGEMENT PROGRAM SEASONAL STAFF HOUSING IN
KAMIAH - FY 2023 SUPPLEMENTAL; Janet Jessup, Principal Budget
and Policy Analyst, LSO Budget and Policy Analysis**

Ms. Jessup explained this supplemental request was to construct seasonal housing at the Maggie Creek supervisory area in Kamiah, and would include seasonal staffing for that area.

**UNANIMOUS
CONSENT:**

Requested by **Representative Raybould**, granted by unanimous consent, the FY 2023 budget for the IDL was reopened.

MOTION:

Moved by **Representative Raybould** for FY 2023 for the Department of Lands in the Trust Land Management Program, a one time appropriation of \$1,250,000 from the General Fund for seasonal housing; seconded by **Senator Burtenshaw**.

DISCUSSION:

Representative Raybould explained this particular area has proven difficult to secure housing facilities during the fire season, and in consultation with IDL have made this compromise over the original recommendation that involved building seasonal housing. She stated this supplemental purchases an existing facility and remodels it, which is a more cost effective solution to meet an immediate need for the upcoming fire season.

In response to Committee questions, **Dustin Miller**, IDL Director, stated IDL had been looking for property for a while since the absence of Maggie Creek housing greatly affects their ability to recruit, hire, and retain wildland and timber firefighters. He explained this request was a FY 2023 supplemental request due to the hurdle of acquiring the property and remodeling it in time to house the seasonal employees for the upcoming fire season.

**UNANIMOUS
CONSENT:**

Representative Tanner requested unanimous consent to hold the two IDL FY 2023 supplementals in Committee at the call of the chair. **Senator Burtenshaw** and **Representative Raybould** objected.

MOTION:

Moved by **Representative Tanner** to hold the two IDL FY 2023 supplementals at the call of the chair; seconded by **Senator Herndon**.

FAILED:

AYES: 3

Senator Herndon

Representatives Lambert and Tanner

NAYS: 16

Senators Grow, Bjerke, Burtenshaw, Cook, VanOrden, Adams, Ward-Engelking, and Just

Representatives Horman, Miller, Bundy, Raybould, Furniss, Petzke, Handy and Nash

ABSENT/EXCUSED: 1

Senator Lent

**CARRIED
(ORIGINAL
MOTION):**

AYES: 15

Senators Grow, Bjerke, Burtenshaw, Cook, VanOrden, Adams, Ward-Engelking, and Just
Representatives Horman, Miller, Bundy, Raybould, Furniss, Petzke, and Handy

NAYS: 3

Senator Herndon
Representatives Lambert and Tanner

ABSENT/EXCUSED: 2

Senator Lent
Representative Nash

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 Grow**.

**LSO STAFF
PRESENTATION:**

BOARD OF LAND COMMISSIONERS - IDL - FOREST AND RANGE FIRE PROTECTION - PREVENTATIVE FIRE MEASURES - FY 2023 SUPPLEMENTAL; Janet Jessup, Principal Budget and Policy Analyst, LSO Budget and Policy Analysis

Ms. Jessup briefed this supplemental pertains to the use of funds for phosphate-based, ground applied, long term fire retardant.

MOTION:

Moved by **Senator Burtenshaw** for FY 2023, for the IDL in the Forest and Range Fire Protection Program a one time appropriation of \$750,000 from the General Fund for equipment for statewide fire protection; seconded by **Representative Raybould**.

DISCUSSION:

Senator Burtenshaw explained the applied retardant is able to suppress fires when one crests a mountain or is in a range land, and is sprayed on the sides of roads, and spread upon structures, buildings, and telephone poles. He stated last year over \$70 million was spent on fire suppression, and the U.S. government spent \$320 million in our state, therefore this supplemental is a small investment to protect structures, homes, buildings, and along highways.

CARRIED:

AYES: 18

Senators Grow, Bjerke, Burtenshaw, Lent, Cook, VanOrden, Adams, Herndon, Ward-Engelking, and Just
Representatives Horman, Miller, Bundy, Raybould, Furniss, Lambert, Petzke, and Handy

NAYS: 1

Representative Tanner

ABSENT/EXCUSED: 1

Representative Nash

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 Grow**.

**LSO STAFF
PRESENTATION:**

DEPARTMENT OF FISH AND GAME FY 2024 ORIGINAL; Janet Jessup, Principal Budget and Policy Analyst, LSO Budget and Policy Analysis

Ms. Jessup indicated this original budget included the action taken by the Committee on the statewide cost allocation, change in employee compensation, and human resource consolidation. It also included federal funds to execute the next phase of projects to mitigate damage from flooding in Albeni Falls.

MOTION:

Moved by **Senator Bjerke** for the Department of Fish and Game, beginning with the FY 2024 base, include the following items as part of the JFAC adjusted budget: benefit costs, statewide cost allocation, change in employee compensation, and Human Resources consolidation. Include an additional \$564,100 for the 6% CEC for public safety positions, and \$5,225,900 for replacement items. Also included are the following line items: line item 1, which provides \$1,738,400 for targeted salary increases; line 2, which provides \$598,500 for disease monitoring and surveillance for chronic wasting disease; line item 3, which provides \$5,534,100 to restore salmon and steelhead habitat; line item 4, which provides \$500,000 to construct a residence in Blaine County for conservation officers; line item 5, which provides \$500,000 for projects under the Good Neighbor Authority; line item 6, which provides \$261,000 for bighorn sheep research and management activities; and line item 7, which provides \$4,322,600 for the Albeni Falls mitigation projects. The totals for this motion for FY 2024 are \$85,713,500 from dedicated funds, and \$64,219,000 from federal funds, for a total of \$149,932,500, and cap full-time equivalent positions at 547; seconded by **Representative Miller**.

DISCUSSION:

Representative Petzke declared a House Rule 80.

CARRIED:

AYES: 20

Senators Grow, Bjerke, Burtenshaw, Lent, Cook, VanOrden, Adams, Herndon, Ward-Engelking, and Just
Representatives Horman, Miller, Bundy, Raybould, Furniss, Lambert, Petzke, Handy, Tanner, and Nash

NAYS: 0

ABSENT/EXCUSED: 0

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 Grow**.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

Section __. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Department of Fish and Game any unexpended and unencumbered balances appropriated to the Department of Fish and Game for the Fish and Game Fund for fiscal year 2023 to be used for nonrecurring expenditures not to exceed \$2,600,000 from the Fish and Game Fund for the period July 1, 2023, through June 30, 2024, to address the maintenance backlog of the Department. 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.

Section __. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Department of Fish and Game any unexpended and unencumbered balances appropriated to the Department of Fish and Game for the Fish and Game (Federal) Fund for fiscal year 2023 to be used for nonrecurring expenditures not to exceed \$210,000 from the Fish and Game (Federal) Fund for the period July 1, 2023, through June 30, 2024, to address the maintenance backlog of the Department. 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.

Section __. ACQUISITION OF SHOOTING RANGE PROPERTY OWNED BY KOOTENAI COUNTY. Of the appropriation made in Section 1 of this Act, the Idaho Fish and Game Commission shall expend up to \$5,000,000 in federal funds received by apportionment under the Pittman-Robertson Wildlife Restoration Act and the minimum additional amount of non-federal funds as required for match of said federal funds, for the acquisition of no fewer than approximately forty (40) and no more than approximately sixty (60) acres of land owned by Kootenai County adjacent to the Coeur d'Alene Airport to continue the land's use as a skeet and trap shooting range, subject to compliance with requirements of the Pittman-Robertson Wildlife Restoration Act, its implementing regulations, and Title 36 of the Idaho Code. At the direction of the Commission, the Department of Fish and Game shall initiate purchase negotiations as soon as practicable and the Commission may complete such purchase on behalf and in the name of the state of Idaho pursuant to Section 36-104, Idaho Code. By no later than December 10, 2023, the Department shall provide a written report on any actions related to acquisition of this property to the Joint Finance-Appropriations Committee, the Senate Resources and Environment Committee, and the House Resources and Conservation Committee.

**UNANIMOUS
CONSENT:**

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

**INTENT
LANGUAGE:**

SECTION __. ACCOUNTABILITY REPORTS. Funds specifically identified in statute or in an appropriation act as intended for a certain purpose may be used only for that purpose. All funds provided in this act shall be subject to accountability reports and management reviews in accordance with Section 67-702, Idaho Code.

ADJOURNED:

There being no further business before the Committee, **Co-Chairman Grow** adjourned the meeting at 9:39 a.m.

Senator Grow
Chair

Erin Miller
Secretary