

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fifth Legislature Second Regular Session - 2020

IN THE SENATE

SENATE BILL NO. 1399

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2021; APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF CHILD WELFARE, SERVICES FOR THE DEVELOPMENTALLY DISABLED, AND SERVICE INTEGRATION FOR FISCAL YEAR 2021; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING REQUIREMENTS FOR PROGRAM INTEGRITY; CLARIFYING THE RESPONSIBILITY FOR THE EDUCATION OF CERTAIN CHILDREN IN STATE CARE; DIRECTING THE USE OF CHILD ABUSE PROTECTION TREATMENT ACT FUNDS; DIRECTING EXPENDITURES FOR HEAD START APPROPRIATIONS FROM TEMPORARY ASSISTANCE FOR NEEDY FAMILIES; AND PROVIDING FOR A CASH TRANSFER TO THE TECHNOLOGY INFRASTRUCTURE STABILIZATION FUND.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. There is hereby appropriated to the Department of Health and Welfare the following amounts to be expended according to the designated programs and expense classes from the listed funds for the period July 1, 2020, through June 30, 2021:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
I. CHILD WELFARE:				
A. CHILD WELFARE:				
FROM:				
Cooperative Welfare (General)				
Fund	\$10,724,000	\$1,691,800		\$12,415,800
Technology Infrastructure Stabilization				
Fund		5,348,000		5,348,000
Cooperative Welfare (Dedicated)				
Fund	72,200	20,000		92,200
Cooperative Welfare (Federal)				
Fund	<u>22,121,400</u>	<u>11,203,800</u>		<u>33,325,200</u>
TOTAL	\$32,917,600	\$18,263,600		\$51,181,200

	FOR	FOR	FOR	
	PERSONNEL	OPERATING	TRUSTEE AND	
	COSTS	EXPENDITURES	BENEFIT	TOTAL
			PAYMENTS	
1				
2				
3				
4				
5	B. FOSTER & ASSISTANCE PAYMENTS:			
6	FROM:			
7	Cooperative Welfare (General)			
8	Fund		\$15,852,500	\$15,852,500
9	Cooperative Welfare (Dedicated)			
10	Fund		150,000	150,000
11	Cooperative Welfare (Federal)			
12	Fund		<u>23,546,600</u>	<u>23,546,600</u>
13	TOTAL		\$39,549,100	\$39,549,100
14	DIVISION TOTAL	\$32,917,600	\$18,263,600	\$39,549,100
15	II. SERVICES FOR THE DEVELOPMENTALLY DISABLED:			
16	A. COMMUNITY DEVELOPMENTAL DISABILITY SERVICES:			
17	FROM:			
18	Cooperative Welfare (General)			
19	Fund	\$7,847,700	\$900,700	\$2,417,300
20	Cooperative Welfare (Dedicated)			
21	Fund	108,700	46,300	783,100
22	Cooperative Welfare (Federal)			
23	Fund	<u>6,250,400</u>	<u>1,060,100</u>	<u>2,931,600</u>
24	TOTAL	\$14,206,800	\$2,007,100	\$6,132,000
25	B. SOUTHWEST IDAHO TREATMENT CENTER:			
26	FROM:			
27	Cooperative Welfare (General)			
28	Fund	\$2,066,700	\$471,800	\$78,600
29	Cooperative Welfare (Dedicated)			
30	Fund	299,300	137,800	10,600
31	Cooperative Welfare (Federal)			
32	Fund	<u>5,450,900</u>	<u>1,627,700</u>	<u>141,900</u>
33	TOTAL	\$7,816,900	\$2,237,300	\$231,100
34	DIVISION TOTAL	\$22,023,700	\$4,244,400	\$6,363,100

	FOR	FOR	FOR	
	PERSONNEL	OPERATING	TRUSTEE AND	
	COSTS	EXPENDITURES	BENEFIT	TOTAL
			PAYMENTS	
III. SERVICE INTEGRATION:				
FROM:				
Cooperative Welfare (General)				
Fund	\$241,100	\$41,300	\$450,000	\$732,400
Cooperative Welfare (Dedicated)				
Fund		19,500	50,000	69,500
Cooperative Welfare (Federal)				
Fund	<u>2,180,000</u>	<u>270,000</u>	<u>2,900,000</u>	<u>5,350,000</u>
TOTAL	\$2,421,100	\$330,800	\$3,400,000	\$6,151,900
GRAND TOTAL	\$57,362,400	\$22,838,800	\$49,312,200	\$129,513,400

SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519, Idaho Code, each of the programs in the Department of Health and Welfare listed below is authorized no more than the following number of full-time equivalent positions at any point during the period July 1, 2020, through June 30, 2021, unless specifically authorized by the Governor. The Joint Finance-Appropriations Committee will be notified promptly of any increased positions so authorized.

Child Welfare	408.80
Community Developmental Disability Services	181.96
Southwest Idaho Treatment Center	123.75
Service Integration	35.00

SECTION 3. GENERAL FUND TRANSFERS. As appropriated, the State Controller shall periodically make transfers from the General Fund to the Cooperative Welfare Fund as requested by the director of the Department of Health and Welfare and approved by the Board of Examiners.

SECTION 4. TRUSTEE AND BENEFIT PAYMENTS. Notwithstanding the provisions of Section 67-3511, Idaho Code, funds appropriated in the trustee and benefit payments expense class shall not be transferred to any other expense classes during fiscal year 2021.

SECTION 5. PROGRAM INTEGRITY. Notwithstanding any other provision of law to the contrary, the Department of Health and Welfare shall be required to provide those services authorized or mandated by law in each program, only to the extent of funding and available resources appropriated for each budgeted program.

SECTION 6. EDUCATIONAL NEEDS. The Department of Health and Welfare shall be responsible for the educational needs of school-age children placed

1 in its custody by the courts for either child protective issues or mental
2 health issues. If the department places a child in a licensed residential
3 treatment facility that includes a nonpublic accredited school and it is de-
4 termined by the department that it is in the best interests of the child to be
5 educated at the residential treatment facility, then it is the responsibil-
6 ity of the department to pay for such education per student, per educational
7 day. Other Idaho state agencies shall not be precluded from exercising their
8 responsibility to ensure a free and appropriate education for these students
9 within the requirements of federal disability law. The fiscal impact of this
10 section is included within existing department base appropriations.

11 SECTION 7. CHILD ABUSE PROTECTION TREATMENT ACT FUNDS. Of the amount
12 appropriated in Section 1 of this act from the Cooperative Welfare (Federal)
13 Fund, a minimum of \$42,000 of federal Child Abuse Protection Treatment Act
14 (CAPTA) funds appropriated to the Department of Health and Welfare shall be
15 provided to the Public Health Districts each year. The moneys received by
16 the Public Health Districts shall not be considered general state aid for
17 the purpose of Section 39-425, Idaho Code, nor shall the moneys be allocated
18 through a board of trustees formula pursuant to Section 39-411, Idaho Code.
19 Funds for each Public Health District shall be distributed at one-seventh
20 (1/7) of the total amount, which shall be used for the Citizen Review Panels
21 pursuant to Section 16-1647, Idaho Code.

22 SECTION 8. HEAD START APPROPRIATION FROM TEMPORARY ASSISTANCE FOR
23 NEEDY FAMILIES FUNDS. At a minimum, the Department of Health and Welfare
24 shall maintain the Head Start Program appropriations paid from federal Tem-
25 porary Assistance for Needy Families funds at the same level as fiscal year
26 2007.

27 SECTION 9. CASH TRANSFER TO THE TECHNOLOGY INFRASTRUCTURE STABILIZA-
28 TION FUND. There is hereby appropriated and the State Controller shall
29 transfer \$5,011,300 from the General Fund to the Technology Infrastructure
30 Stabilization Fund on July 1, 2020, or as soon thereafter as practicable for
31 the period July 1, 2020, through June 30, 2021.