

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 297

BY APPROPRIATIONS COMMITTEE

AN ACT

1  
2 RELATING TO THE OCCUPATIONAL LICENSES FUND; AMENDING SECTION 67-2608, IDAHO  
3 CODE, TO PROVIDE FOR RECTIFICATION OF MONEYS IN CERTAIN CIRCUMSTANCES  
4 AND TO PROVIDE FOR CERTAIN REPORTING; AND DECLARING AN EMERGENCY AND  
5 PROVIDING AN EFFECTIVE DATE.

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

7 SECTION 1. That Section 67-2608, Idaho Code, be, and the same is hereby  
8 amended to read as follows:

9 67-2608. OCCUPATIONAL LICENSES FUND CREATED -- DISPOSITION OF FEES.  
10 (1) There is hereby created in the state treasury the occupational licenses  
11 fund. All fees and renewal fees received by the division of occupational and  
12 professional licenses for licenses to engage in trades, businesses, occupa-  
13 tions, or professions shall be deposited to the credit of the occupational  
14 licenses fund. The administrator shall ensure that fees collected by the di-  
15 vision are not waived, prorated, transferred, or refunded unless authorized  
16 by rule or law of the agency within the division.

17 (2) If, at the end of any fiscal year, moneys in any fund detail of the  
18 occupational licenses fund exceed one hundred twenty-five percent (125%) of  
19 the five-year rolling average of annual expenditures of the board or commis-  
20 sion associated with such fund detail, the division shall report that infor-  
21 mation to the joint finance-appropriations committee of the legislature and  
22 to the germane legislative committee responsible for such board or commis-  
23 sion to determine a plan of rectification, including but not limited to fee  
24 reductions and holidays.

25 (3) If, at the end of any fiscal year, moneys in any fund detail of the  
26 occupational licenses fund fall below ten percent (10%) of the five-year  
27 rolling average of annual expenditures of the board or commission associated  
28 with such fund detail, the division shall report that information to the  
29 joint finance-appropriations committee of the legislature and to the ger-  
30 mane legislative committee responsible for such board or commission to de-  
31 termine a plan of rectification, including but not limited to fee increases.

32 (4) The division shall prepare monthly reports regarding the revenues  
33 and expenditures of each board and commission. Such reports shall be submit-  
34 ted within twenty (20) business days after the end of each month to the budget  
35 and policy analysis division of the legislative services office and a copy  
36 of a report pertaining to a certain board or commission shall be submitted to  
37 that board or commission.

38 (5) The division shall prepare a year-end report regarding the revenues  
39 and expenditures of each board and commission. The report shall be submit-  
40 ted annually to the budget and policy analysis division of the legislative  
41 services office no later than December 31. The format of the report and the

1 information included therein shall be determined by the budget and policy  
2 analysis division of the legislative services office.

3 SECTION 2. An emergency existing therefor, which emergency is hereby  
4 declared to exist, this act shall be in full force and effect on and after  
5 July 1, 2023.