

IN THE SENATE

SENATE BILL NO. 1158

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE PUBLIC DEFENSE COMMISSION FOR FISCAL YEAR 2020; APPROPRIATING MONEYS TO THE PUBLIC DEFENSE COMMISSION FOR FISCAL YEAR 2020; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING REAPPROPRIATION AUTHORITY; PROVIDING REQUIREMENTS REGARDING THE ALLOCATION OF TRUSTEE AND BENEFIT PAYMENTS; AND PROVIDING REQUIREMENTS REGARDING ENCUMBRANCES.

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

SECTION 1. There is hereby appropriated to the Public Defense Commission the following amounts to be expended according to the designated expense classes from the General Fund for the period July 1, 2019, through June 30, 2020:

FOR:

Personnel Costs	\$649,800
Operating Expenditures	257,400
Capital Outlay	5,100
Trustee and Benefit Payments	<u>10,585,700</u>
TOTAL	\$11,498,000

SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519, Idaho Code, the Public Defense Commission is authorized no more than seven (7.00) full-time equivalent positions at any point during the period July 1, 2019, through June 30, 2020, unless specifically authorized by the Governor. The Joint Finance-Appropriations Committee will be notified promptly of any increased positions so authorized.

SECTION 3. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the Public Defense Commission any unexpended balances appropriated to the Public Defense Commission for extraordinary litigation costs for fiscal year 2019, in an amount not to exceed \$423,100 in trustee and benefit payments, to be used for nonrecurring expenditures related to extraordinary litigation costs for the period July 1, 2019, through June 30, 2020.

SECTION 4. ALLOCATION OF TRUSTEE AND BENEFIT PAYMENTS. Of the amount appropriated as trustee and benefit payments in Section 1, or reappropriated in Section 3, of this act, no more than \$10,012,600 shall be expended for financial assistance to counties pursuant to Sections 19-862A and 19-851(8), Idaho Code; no more than \$150,000 shall be expended to incentivize the establishment of joint public defender offices pursuant to Section 19-862A(3), Idaho Code; and no more than \$846,200 shall be expended for extraordinary

1 litigation costs pursuant to Section 19-850(2)(e), Idaho Code. Any remain-
2 ing unexpended amounts not so used shall revert to the General Fund.

3 SECTION 5. ENCUMBRANCES. Notwithstanding any other provision of law to
4 the contrary, the Public Defense Commission shall not transfer or encumber
5 amounts appropriated as trustee and benefit payments in Section 1, or reap-
6 propriated in Section 3, of this act.