

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 715

BY APPROPRIATIONS COMMITTEE

AN ACT

1 RELATING TO THE APPROPRIATION FROM THE IDAHO MILLENNIUM INCOME FUND; AP-  
2 PROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE  
3 FOR THE SUBSTANCE ABUSE TREATMENT AND PREVENTION PROGRAM FOR COM-  
4 MUNITY-BASED RECOVERY CENTERS FOR FISCAL YEAR 2025; PROVIDING FOR  
5 OVERSIGHT FOR MONEYS PROVIDED TO COMMUNITY-BASED RECOVERY CENTERS; AP-  
6 PROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE  
7 FOR THE SUBSTANCE ABUSE TREATMENT AND PREVENTION PROGRAM FOR IDAHO DRUG  
8 FREE YOUTH FOR FISCAL YEAR 2025; PROVIDING FOR OVERSIGHT FOR MONEYS  
9 PROVIDED TO IDAHO DRUG FREE YOUTH; APPROPRIATING ADDITIONAL MONEYS TO  
10 IDAHO PUBLIC TELEVISION FOR FISCAL YEAR 2025; AUTHORIZING AN ADDITIONAL  
11 FULL-TIME EQUIVALENT POSITION FOR IDAHO PUBLIC TELEVISION; APPROPRI-  
12 ATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE  
13 PHYSICAL HEALTH SERVICES PROGRAM FOR PUBLIC HEALTH DISTRICTS FOR FISCAL  
14 YEAR 2025; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH  
15 AND WELFARE FOR THE PHYSICAL HEALTH SERVICES PROGRAM FOR PROJECT FILTER  
16 FOR FISCAL YEAR 2025; PROVIDING REAPPROPRIATION AUTHORITY FOR THE STATE  
17 DEPARTMENT OF EDUCATION FOR FISCAL YEAR 2025; DIRECTING THE REVERSION  
18 OF FUNDS FROM THE DEPARTMENT OF HEALTH AND WELFARE; DIRECTING THE FUTURE  
19 USES OF THE IDAHO MILLENNIUM INCOME FUND; AND DECLARING AN EMERGENCY AND  
20 PROVIDING AN EFFECTIVE DATE.  
21

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

23 SECTION 1. In addition to any other appropriation provided by law,  
24 there is hereby appropriated to the Department of Health and Welfare for  
25 the Substance Abuse Treatment and Prevention Program \$1,350,000 from the  
26 Idaho Millennium Income Fund to be expended for trustee and benefit pay-  
27 ments for the period July 1, 2024, through June 30, 2025, for the purpose  
28 of continued distribution to eligible community-based recovery centers.  
29 "Community-based recovery center" means a not-for-profit organization with  
30 an oversight advisory board and a verifiable physical location where sup-  
31 port services are provided to Idahoans at no cost or at very limited cost,  
32 including peer-to-peer support, job training, recovery support to reduce  
33 substance use, and recovery coaching. Funds shall be used by the commu-  
34 nity-based recovery centers to support the operations of the center, includ-  
35 ing but not limited to personnel costs, rent or lease expenses, basic sup-  
36 plies, and other operating costs. Community-based recovery centers shall  
37 provide to the Department of Health and Welfare a document that demonstrates  
38 operational and fiscal accountability for the center. Community-based re-  
39 covery centers shall work in partnership with the Department of Health and  
40 Welfare and sign an attestation letter or equivalent document that ensures  
41 funds will be used in accordance with this section, with Section 2 of this  
42 act, and with any other applicable rule or law, and that all moneys received  
43 will be accounted for using generally accepted accounting principles.

1 SECTION 2. COMMUNITY-BASED RECOVERY CENTERS OVERSIGHT. (1) The Depart-  
2 ment of Health and Welfare shall provide oversight for the funds provided in  
3 Section 1 of this act for community-based recovery centers. The Department  
4 of Health and Welfare shall:

5 (a) Provide four distributions of \$37,500 for a total distribution of  
6 \$150,000 to each eligible center. Distributions shall occur no later  
7 than July 15, 2024, October 15, 2024, January 15, 2025, and April 15,  
8 2025;

9 (b) Receive and compile two reports from each center and transmit each  
10 report to the Budget and Policy Analysis Division of the Legislative  
11 Services Office on behalf of the Joint Millennium Fund Committee by  
12 December 30, 2024, and by June 30, 2025, or as soon thereafter as is  
13 practicable. The format of the report and the content therein shall be  
14 determined by the Budget and Policy Analysis Division of the Legisla-  
15 tive Services Office;

16 (c) Withhold or recover distributions pursuant to paragraph (a) of this  
17 subsection if the center is not operating or has indicated it intends to  
18 no longer operate prior to the close of the fiscal year, if it does not  
19 provide any of the required reports, or otherwise as needed to address  
20 legal or fiscal concerns of funds provided to a center; and

21 (d) Assist each center, as needed, to ensure services are being provided  
22 as intended by this act and to meet the needs of that local community.

23 (2) The Department of Health and Welfare shall not have the authority to  
24 directly manage any center or direct any center to perform functions not re-  
25 quired in this section or Section 1 of this act. The Department of Health  
26 and Welfare shall assist each center to ensure funds are used in accordance  
27 with this section. If the Department of Health and Welfare has reason to be-  
28 lieve funds are used in violation of this section or Section 1 of this act,  
29 or any other rule or law, the Department of Health and Welfare may withhold  
30 funds until the center is in compliance with this act and applicable laws.  
31 The Department of Health and Welfare shall immediately notify the Budget and  
32 Policy Analysis Division of the Legislative Services Office on behalf of the  
33 Joint Millennium Fund Committee of any misused or perceived to be misused  
34 funds. The Department of Health and Welfare shall work collaboratively with  
35 such center and the executive office of the governor to develop an appropri-  
36 ate corrective action plan.

37 SECTION 3. In addition to any other appropriation provided by law,  
38 there is hereby appropriated to the Department of Health and Welfare for  
39 the Substance Abuse Treatment and Prevention Program \$250,000 on behalf of  
40 Idaho Drug Free Youth from the Idaho Millennium Income Fund to be expended  
41 for trustee and benefit payments for the period July 1, 2024, through June  
42 30, 2025, for the purpose of supporting programs offered by Idaho Drug Free  
43 Youth. Funds shall be used by Idaho Drug Free Youth to support its various  
44 programs, including its annual youth summit, program chapters, and drug free  
45 school coordinators. Idaho Drug Free Youth shall provide to the Department  
46 of Health and Welfare a document that demonstrates operational and fiscal  
47 accountability for the supported programs. Idaho Drug Free Youth shall work  
48 collaboratively with the Department of Health and Welfare and shall sign an  
49 attestation letter or equivalent document that ensures funds will be used in

1 accordance with this section, with Section 4 of this act, and with any other  
2 applicable rule or law and accounted for using generally accepted accounting  
3 principles.

4 SECTION 4. IDAHO DRUG FREE YOUTH OVERSIGHT. (1) The Department of  
5 Health and Welfare shall provide oversight for the funds provided in Section  
6 3 of this act for Idaho Drug Free Youth. The Department of Health and Welfare  
7 shall:

8 (a) Provide four distributions of \$62,500 for a total distribution of  
9 \$250,000. Distributions shall occur no later than July 15, 2024, Octo-  
10 ber 15, 2024, January 15, 2025, and April 15, 2025;

11 (b) Receive and compile two reports from Idaho Drug Free Youth and  
12 transmit each report to the Budget and Policy Analysis Division of the  
13 Legislative Services Office on behalf of the Joint Millennium Fund Com-  
14 mittee by December 30, 2024, and by June 30, 2025, or as soon thereafter  
15 as is practicable. The format of the report and the content therein  
16 shall be determined by the Budget and Policy Analysis Division of the  
17 Legislative Services Office;

18 (c) Withhold or recover distributions pursuant to paragraph (a) of this  
19 subsection if Idaho Drug Free Youth is not operating or has indicated it  
20 intends to no longer operate prior to the close of the fiscal year, if  
21 it does not provide any of the required reports, or otherwise as needed  
22 to address legal or fiscal concerns of funds provided to Idaho Drug Free  
23 Youth; and

24 (d) Assist Idaho Drug Free Youth, as needed, to ensure services are be-  
25 ing provided as intended by this act and to meet the needs of program  
26 participants.

27 (2) The Department of Health and Welfare shall not have the authority to  
28 directly manage Idaho Drug Free Youth or direct Idaho Drug Free Youth to per-  
29 form functions not required in this section or Section 3 of this act. The De-  
30 partment of Health and Welfare shall assist Idaho Drug Free Youth to ensure  
31 funds are used in accordance with this section. If the Department of Health  
32 and Welfare has reason to believe funds are misused in violation of this sec-  
33 tion or Section 3 of this act, or any rule or law, the Department of Health and  
34 Welfare may withhold funds until Idaho Drug Free Youth is in compliance with  
35 this act and applicable law. The Department of Health and Welfare shall im-  
36 mediately notify the Budget and Policy Analysis Division of the Legislative  
37 Services Office on behalf of the Joint Millennium Fund Committee of any mis-  
38 used or perceived to be misused funds. The Department of Health and Welfare  
39 shall work collaboratively with Idaho Drug Free Youth to develop an appro-  
40 priate corrective action plan.

41 SECTION 5. In addition to any other appropriation provided by law,  
42 there is hereby appropriated to Idaho Public Television the following  
43 amounts to be expended according to the designated expense classes from the  
44 Idaho Millennium Income Fund for the period July 1, 2024, through June 30,  
45 2025, for the purpose of media campaigns for education and awareness related  
46 to vaping, tobacco, and other substance use issues, and to promote the over-  
47 all health of Idaho's children in accordance with this act and for other pro-  
48 grams that receive an appropriation from the Idaho Millennium Income Fund:

1	FOR:	
2	Personnel Costs	\$150,000
3	Operating Expenditures	<u>850,000</u>
4	TOTAL	\$1,000,000

5 SECTION 6. FTP AUTHORIZATION. In addition to any other authorization  
6 provided by law, the full-time equivalent position authorization provided  
7 to Idaho Public Television is hereby increased by one (1.00) for the period  
8 July 1, 2024, through June 30, 2025.

9 SECTION 7. In addition to any other appropriation provided by law,  
10 there is hereby appropriated to the Department of Health and Welfare for  
11 the Physical Health Services Program \$821,100 on behalf of the Idaho Pub-  
12 lic Health Districts from the Idaho Millennium Income Fund to be expended  
13 for trustee and benefit payments for the period July 1, 2024, through June  
14 30, 2025, for the purpose of prevention and cessation programs for to-  
15 bacco, vape, and other substances with a priority given to Idaho's youth  
16 then adults. The Department of Health and Welfare shall transfer the funds  
17 on July 1, 2024, or as soon thereafter as practicable. The funds shall be  
18 distributed to each district based on the approved formula of the board  
19 of trustees of the Idaho district boards of health as provided in Section  
20 39-411(6), Idaho Code.

21 SECTION 8. In addition to any other appropriation provided by law,  
22 there is hereby appropriated to the Department of Health and Welfare for the  
23 Physical Health Services Program \$406,000 from the Idaho Millennium Income  
24 Fund to be expended for operating expenditures for the period July 1, 2024,  
25 through June 30, 2025, for the purpose of Project Filter.

26 SECTION 9. DEPARTMENT OF EDUCATION REAPPROPRIATION. There is hereby  
27 reappropriated to the State Department of Education any unexpended and un-  
28 encumbered balances appropriated or reappropriated to the State Department  
29 of Education from the Idaho Millennium Income Fund for fiscal year 2024 to  
30 be used for nonrecurring expenditures for the period July 1, 2024, through  
31 June 30, 2025. The Office of the State Controller shall confirm the reappro-  
32 priation amount, by fund, expense class, and program, with the Legislative  
33 Services Office prior to processing the reappropriation authorized herein.

34 SECTION 10. HEALTH AND WELFARE REVERSIONS. Notwithstanding any law  
35 to the contrary, at the close of fiscal year 2024, or as soon thereafter as  
36 practicable, up to \$12,000,000 of any unexpended and unencumbered funds  
37 appropriated from the Cooperative Welfare (General) Fund to the Department  
38 of Health and Welfare shall be transferred to the Idaho Millennium Income  
39 Fund. Any unexpended and unencumbered funds from the Cooperative Welfare  
40 (General) Fund over \$12,000,000 appropriated to the Department of Health and  
41 Welfare shall be transferred to the General Fund or other fund as provided  
42 for by law at the close of fiscal year 2024 or as soon thereafter as practi-  
43 cable.

1 SECTION 11. USES OF THE IDAHO MILLENNIUM INCOME FUND. The Joint Millen-  
2 nium Fund Committee, pursuant to Section 67-1808(6), Idaho Code, recommends  
3 that all moneys available for appropriation from the Idaho Millennium Income  
4 Fund beginning in fiscal year 2024 and each year thereafter be prioritized  
5 for programs that focus on prevention, cessation, and treatment related to  
6 tobacco, vape, alcohol, illegal substances, and other substances that may  
7 be abused beyond the intended uses and for the overall safety and well-being  
8 of Idaho youth. Funding should be prioritized first to programs that bene-  
9 fit Idahoans less than 18 years of age and then for adults with higher risk  
10 factors for abusing or using various substances described in this section.  
11 After fiscal year 2025, it is the intent of the Joint Millennium Fund Commit-  
12 tee that no moneys from the Idaho Millennium Income Fund be used for the pay-  
13 ment of Medicaid claims. In accordance with the priorities of this section,  
14 any requested funds not already an ongoing appropriation in fiscal year 2024  
15 shall be presented in the Legislative Budget Book as a request for new one-  
16 time appropriation in the Idaho Millennium Fund Program and not in the re-  
17 spective agency budgets. Consistent with Section 67-1806, Idaho Code, the  
18 Joint Millennium Fund Committee shall be responsible for the official recom-  
19 mendation on the uses of the Idaho Millennium Income Fund.

20 SECTION 12. An emergency existing therefor, which emergency is hereby  
21 declared to exist, this act shall be in full force and effect on and after  
22 July 1, 2024.