

IN THE SENATE

SENATE BILL NO. 1360

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY FOR FISCAL YEAR 2019; APPROPRIATING MONEYS TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY FOR FISCAL YEAR 2019; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING AND TRANSFERRING MONEYS TO THE ENVIRONMENTAL REMEDIATION BASIN FUND; EXPRESSING LEGISLATIVE INTENT REGARDING THE ENVIRONMENTAL REMEDIATION BASIN FUND AND REQUIRING AN ANNUAL REPORT; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO USE OF THE WATER POLLUTION CONTROL FUND; PROVIDING LEGISLATIVE INTENT REGARDING USE OF CERTAIN MONEYS FOR AGRICULTURAL BEST MANAGEMENT PRACTICES; AND PROVIDING REAPPROPRIATION FOR CERTAIN PROGRAMS.

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

SECTION 1. There is hereby appropriated to the Department of Environmental Quality the following amounts to be expended according to the designated programs and expense classes from the listed funds for the period July 1, 2018, through June 30, 2019:

	FOR	FOR	FOR	FOR	
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND	
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	TOTAL
				PAYMENTS	
I. ADMINISTRATION AND SUPPORT SERVICES:					
FROM:					
General					
Fund	\$1,928,200	\$1,628,100	\$74,800		\$3,631,100
Air Quality Permitting					
Fund	231,500	98,600	13,200		343,300
Public Water System Supervision					
Fund	382,600	57,400	4,900		444,900
Water Pollution Control					
Fund	77,900	21,500	1,600		101,000
Environmental Remediation (Basin)					
Fund		26,300			26,300
Department of Environmental Quality (Receipts)					
Fund	271,100	117,500	6,500		395,100
Idaho Underground Storage Tank Program					
Fund	53,300	29,200			82,500

	FOR	FOR	FOR	FOR	TOTAL
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND	
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	
				PAYMENTS	
1					
2					
3					
4					
5	Bunker Hill Trust				
6	Fund	12,400			12,400
7	Department of Environmental Quality (Federal)				
8	Fund	<u>1,680,200</u>	<u>1,774,600</u>	<u>177,100</u>	<u>3,631,900</u>
9	TOTAL	\$4,624,800	\$3,765,600	\$278,100	\$8,668,500
10	II. AIR QUALITY:				
11	FROM:				
12	General				
13	Fund	\$3,378,200	\$207,600	\$147,500	\$3,733,300
14	Air Quality Permitting				
15	Fund	1,257,400	82,700	\$40,000	1,380,100
16	Department of Environmental Quality (Receipts)				
17	Fund	309,700	5,743,000		6,052,700
18	Department of Environmental Quality (Federal)				
19	Fund	<u>1,524,800</u>	<u>1,974,200</u>	<u>20,000</u>	<u>3,560,400</u>
20	TOTAL	\$6,470,100	\$8,007,500	\$167,500	\$14,726,500
21	III. WATER QUALITY:				
22	FROM:				
23	General				
24	Fund	\$7,387,600	\$1,293,800	\$94,500	\$9,954,400
25	Public Water System Supervision				
26	Fund	1,096,100	499,700		1,595,800
27	Water Pollution Control				
28	Fund	652,800	534,300	158,200	1,345,300
29	Department of Environmental Quality (Receipts)				
30	Fund	507,000	153,500	51,600	712,100
31	Department of Environmental Quality (Federal)				
32	Fund	<u>4,798,400</u>	<u>1,645,000</u>	<u>0</u>	<u>8,776,600</u>
33	TOTAL	\$14,441,900	\$4,126,300	\$94,500	\$22,384,200
34	IV. COEUR D'ALENE BASIN COMMISSION:				
35	FROM:				
36	General				
37	Fund	\$115,600	\$10,200		\$125,800

	FOR	FOR	FOR	FOR	
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND	
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	TOTAL
				PAYMENTS	
5	Environmental Remediation (Basin)				
6	Fund	66,000	15,500		81,500
7	Department of Environmental Quality (Federal)				
8	Fund	<u>15,500</u>	<u>253,400</u>	<u>\$50,000</u>	<u>318,900</u>
9	TOTAL	\$197,100	\$279,100	\$50,000	\$526,200
10	V. WASTE MANAGEMENT AND REMEDIATION:				
11	FROM:				
12	General				
13	Fund	\$2,633,900	\$102,700	\$134,600	\$2,871,200
14	Environmental Remediation (Box)				
15	Fund	30,100	76,600	150,500	257,200
16	Environmental Remediation (Basin)				
17	Fund	271,000	341,800		612,800
18	Department of Environmental Quality (Receipts)				
19	Fund	800,100	1,447,100	51,800	2,299,000
20	Idaho Underground Storage Tank Program				
21	Fund	233,000	25,000		258,000
22	Bunker Hill Trust				
23	Fund	47,600	920,000	300,000	1,267,600
24	Department of Environmental Quality (Federal)				
25	Fund	<u>2,858,300</u>	<u>4,706,100</u>	<u>3,015,500</u>	<u>10,579,900</u>
26	TOTAL	\$6,874,000	\$7,619,300	\$3,652,400	\$18,145,700
27	VI. IDAHO NATIONAL LABORATORY OVERSIGHT:				
28	FROM:				
29	General				
30	Fund	\$87,200	\$8,700		\$95,900
31	Department of Environmental Quality (Federal)				
32	Fund	<u>987,400</u>	<u>918,800</u>	<u>\$20,000</u>	<u>\$146,900</u>
33	TOTAL	\$1,074,600	\$927,500	\$20,000	\$2,169,000
34	GRAND TOTAL	\$33,682,500	\$24,725,300	\$560,100	\$7,652,200

35 SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519,
36 Idaho Code, the Department of Environmental Quality is authorized no more
37 than three hundred eighty-six (386.00) full-time equivalent positions at

1 any point during the period July 1, 2018, through June 30, 2019, unless
2 specifically authorized by the Governor. The Joint Finance-Appropriations
3 Committee will be notified promptly of any increased positions so autho-
4 rized.

5 SECTION 3. CASH TRANSFER FOR WASTE REMEDIATION. There is hereby appro-
6 priated to the Department of Environmental Quality and the State Controller
7 shall transfer \$1,500,000 from the Water Pollution Control Fund to the Envi-
8 ronmental Remediation (Basin) Fund through monthly installments or as prac-
9 ticable for the period July 1, 2018, through June 30, 2019, to be used for Su-
10 perfund cleanup projects in the Coeur d'Alene Basin.

11 SECTION 4. REMEDIATION PROJECT REPORTING REQUIREMENTS. It is the in-
12 tent of the Legislature that moneys deposited into the Environmental Remedi-
13 ation (Basin) Fund are to be used for remediation of the Coeur d'Alene Basin
14 in accordance with the Superfund contract with the Environmental Protection
15 Agency. The Department of Environmental Quality shall file an annual re-
16 port with the Governor, Legislature, and Coeur d'Alene Basin Environmental
17 Improvement Project Commission on the remediation progress and the expendi-
18 tures involved.

19 SECTION 5. USES OF THE WATER POLLUTION CONTROL FUND. It is the intent
20 of the Legislature that the appropriation of moneys from the Water Pollution
21 Control Fund in this act specifically supersedes the provisions of Section
22 39-3630, Idaho Code.

23 SECTION 6. AGRICULTURAL BEST MANAGEMENT PRACTICES. It is the intent of
24 the Legislature that \$500,000 of the ongoing General Fund moneys appropri-
25 ated to the Water Quality Program for trustee and benefit payments in Sec-
26 tion 1 of this act be used for a statewide grant program to support imple-
27 mentation of agricultural Best Management Practices (BMPs) in high-prior-
28 ity watersheds throughout Idaho. The department is to administer this fund-
29 ing through existing BMP grant procedures and personnel. Funding is to be
30 used by farmers and ranchers to modify their agricultural practices in order
31 to improve water quality and help meet the objectives of Total Maximum Daily
32 Loads (TMDLs).

33 SECTION 7. REAPPROPRIATION AUTHORITY. There is hereby reappropriated
34 to the Department of Environmental Quality any unexpended and unencumbered
35 balances appropriated to the Department of Environmental Quality for Agri-
36 cultural Best Management Practices for fiscal year 2018, in an amount not to
37 exceed \$500,000 from the General Fund, to be used for nonrecurring expendi-
38 tures related to agricultural Best Management Practices for the period July
39 1, 2018, through June 30, 2019.