

IN THE SENATE

SENATE BILL NO. 1116

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE STATE BUDGET; AMENDING SECTION 67-3531, IDAHO CODE, TO PROVIDE FOR THE OFFICE OF ADMINISTRATIVE HEARINGS; REPEALING SECTION 67-5285, IDAHO CODE, RELATING TO THE OFFICE OF ADMINISTRATIVE HEARINGS, COST ESTIMATES, AND THE ASSESSMENT OF RECIPIENT AGENCIES; AMENDING CHAPTER 52, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5285, IDAHO CODE, TO PROVIDE FOR THE BILLING OF STATE AGENCIES FOR CERTAIN SERVICES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 67-3531, Idaho Code, be, and the same is hereby amended to read as follows:

67-3531. ANNUAL STATEWIDE INDIRECT COST ALLOCATION PLAN. (1) The division of financial management shall develop an annual statewide indirect cost allocation plan in accordance with 2 CFR 225 et seq. The central service costs of the various central service agencies shall be allocated annually to the recipient state agencies, and such central service costs shall be included in an agency's indirect cost plans for the purpose of determining an indirect cost rate with the cognizant federal agency, and shall be included in an agency's federal grant application.

(2) In conjunction with the respective state service agency, the division of financial management shall prepare an estimate of costs for state budgeting purposes for services provided by the attorney general, the state treasurer, the office of administrative hearings, and the state controller. The division of financial management shall notify all state agencies of these cost estimates for the next fiscal year on or before November 1. The division of financial management and the legislative services office shall allow state agencies to modify their budget requests in response to such estimates.

(3) The division of financial management shall assess each recipient agency up to one hundred percent (100%) of the amounts allocated in the statewide cost allocation plan. Amounts so assessed shall be separately accounted for and can be expended only after legislative appropriation.

SECTION 2. That Section 67-5285, Idaho Code, be, and the same is hereby repealed.

SECTION 3. That Chapter 52, Title 67, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 67-5285, Idaho Code, and to read as follows:

67-5285. OFFICE OF ADMINISTRATIVE HEARINGS -- FEES ASSESSED FOR SERVICES. In conjunction with the office of administrative hearings, the divi-

1 sion of financial management shall, on or before November 1 of each year, de-  
2 termine an amount to be billed to state agencies for the purposes of carrying  
3 out the provisions of this chapter in accordance with the provisions of sec-  
4 tion 67-3531, Idaho Code. Such amount shall be paid by each state agency in  
5 the succeeding fiscal year to the indirect cost recovery fund. Before June  
6 30 of each fiscal year, the state controller shall transfer an amount equal  
7 to such deposits to the state general fund.

8 SECTION 4. An emergency existing therefor, which emergency is hereby  
9 declared to exist, this act shall be in full force and effect on and after  
10 July 1, 2025.