

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-first Legislature Second Regular Session - 2012

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 638

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF THE STATE APPELLATE PUBLIC DEFENDER  
FOR FISCAL YEAR 2013; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSI-  
TIONS; AND PROVIDING GUIDANCE FOR EMPLOYEE COMPENSATION AND BENEFITS.

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

SECTION 1. There is hereby appropriated to the Office of the State Ap-  
pellate Public Defender from the General Fund, the following amounts to be  
expended for the designated expense classes, for the period July 1, 2012,  
through June 30, 2013:

FOR:

Personnel Costs	\$1,672,100
Operating Expenditures	<u>381,200</u>
TOTAL	\$2,053,300

SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519,  
Idaho Code, the Office of the State Appellate Public Defender is authorized  
no more than twenty-two (22) full-time equivalent positions at any point  
during the period July 1, 2012, through June 30, 2013, unless specifically  
authorized by the Governor. The Joint Finance-Appropriations Committee  
will be notified promptly of any increased positions so authorized.

SECTION 3. EMPLOYEE COMPENSATION AND BENEFITS. The Legislature rec-  
ognizes and thanks all state workers for their dedication, professionalism  
and for the personal sacrifices they make every day in the performance of  
their duties to serve our citizens. In accordance with the provisions of  
Section 67-5309C, Idaho Code, the Legislature supports the Governor's rec-  
ommendation in not making changes in annual salaries and benefits for state  
employees based upon labor markets or specific occupational inequities;  
directs agencies and institutions that have excess personnel cost appro-  
priations or salary savings due to turnover to use such funding for a merit  
increase component, notwithstanding the provisions of Section 67-5309B(4),  
Idaho Code, to recognize and reward permanent and temporary state employ-  
ees; and does provide funding to agencies and institutions to provide a two  
percent (2%) pay increase for all classified and nonclassified permanent  
performing employees. Performing employees shall be all permanent employ-  
ees, including adjunct faculty at colleges and universities, who have been  
rated as "achieves" or better on a performance plan if required by Division  
of Human Resources rule, including probationary permanent employees making  
satisfactory progress. The Legislature supports the Governor's recommenda-  
tion to fund increases in the cost of health insurance benefits and directs  
the director of the Department of Administration, as the administrator of  
the state insurance plan, to maintain the current benefit package to the ex-

- 1 tent possible, which may require a cost sharing on the part of employees for
- 2 the increased cost of the health insurance plan.