

LEGISLATURE OF THE STATE OF IDAHO  
Sixty-eighth Legislature First Regular Session - 2025

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 372

BY APPROPRIATIONS COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE STATE APPELLATE PUBLIC DEFENDER; APPROPRIATING ADDITIONAL MONEYS TO THE STATE APPELLATE PUBLIC DEFENDER FOR FISCAL YEAR 2026; INCREASING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS FOR FISCAL YEAR 2026; PROVIDING REAPPROPRIATION AUTHORITY FOR CAPITAL CASES; PROVIDING REAPPROPRIATION AUTHORITY FOR NONCAPITAL APPEALS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. In addition to any other appropriation provided by law, there is hereby appropriated to the State Appellate Public Defender for the Office of the State Appellate Public Defender program the following amounts to be expended according to the designated expense classes from the General Fund for the period July 1, 2025, through June 30, 2026:

FOR:

Personnel Costs	\$129,500
Operating Expenditures	8,200
Capital Outlay	<u>2,100</u>
TOTAL	\$139,800

SECTION 2. FTP AUTHORIZATION. In addition to any other authorization provided by law, the full-time equivalent position authorization provided to the State Appellate Public Defender is hereby increased by one (1.00) for the period July 1, 2025, through June 30, 2026.

SECTION 3. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the State Appellate Public Defender any unexpended and unencumbered balances appropriated or reappropriated to the State Appellate Public Defender from the General Fund for fiscal year 2025, in an amount not to exceed \$1,209,400 from the General Fund for costs directly related to the provision of representation in capital cases, to be used for nonrecurring expenditures for the period July 1, 2025, through June 30, 2026. The Office of the State Controller shall confirm the reappropriation amount, by fund, expense class, and program, with the Legislative Services Office prior to processing the reappropriation authorized herein.

SECTION 4. REAPPROPRIATION AUTHORITY. There is hereby reappropriated to the State Appellate Public Defender any unexpended and unencumbered balances appropriated or reappropriated to the State Appellate Public Defender from the General Fund for fiscal year 2025 from the General Fund for costs directly related to outside counsel for noncapital appeals, to be used for non-

1 recurring expenditures for the period July 1, 2025, through June 30, 2026.  
2 The Office of the State Controller shall confirm the reappropriation amount,  
3 by fund, expense class, and program, with the Legislative Services Office  
4 prior to processing the reappropriation authorized herein.

5 SECTION 5. An emergency existing therefor, which emergency is hereby  
6 declared to exist, this act shall be in full force and effect on and after  
7 July 1, 2025.