

STATE BOARD OF EXAMINERS

MINUTES– Subcommittee Meeting

April 11, 2023 – 1:30 p.m.

Joe R. Williams Building, 5th Floor Sawtooth Conference Room
700 W State Street, Boise ID 83702

The regular meeting of the Subcommittee to the State Board of Examiners was called to order at 700 W State Street, 5th Floor Sawtooth Conference Room, Boise, Idaho, at 1:30 p.m. pursuant to Idaho Code §67-2002 and by order of the chair.

The following members were present: Chairman, David Fulkerson, Division of Financial Management; Andy Snook, Attorney General Office; Jason Lehosit, Secretary of State Office; and Brian Benjamin, Office of the State Controller, as assisting secretary of the subcommittee.

Also present was Jackie McCleve, State Controller's Office; Yolandi Faulkner, Officer of Emergency Management by phone; Rachel Grove, State Controller's Office; Scott Phillips, Department of Lands and Matt McCarter, Military Division via Webex.

CONSENT AGENDA

1. Minutes- Action Item - Approved

Approval of official minutes for the meeting of the Subcommittee to the Board of Examiners on March 14, 2023.

Resolution: *Mr. Snook moved to approve the minutes from the March 14, 2023 meeting. Mr. Lehosit seconded the motion. The motion carried on a unanimous voice vote.*

REGULAR AGENDA

2. Office of Emergency Management – Action Item – Recommend Approval

ID#	Description	Amount	Comments	Date to Board
2023-00012	Unknown Powder	\$2,659.34	Response to unknown powder from patient in emergency room (CANYON COUNTY)	04/06/2023
	TOTAL	\$2,659.34		

Discussion: *Ms. Faulkner stated that she will be sending a letter to St. Als in Nampa as they are the ones who called the Haz Mat team and she is confident that they will recover the costs from the incident. Mr. Fulkerson asked whether they were able to determine what the substance was. Ms. Faulkner answered that no they were not able to even after sending it to the National Lab, however they do not believe it was anything hazardous.*

Resolution: *Mr. Snook moved to place item 2 on the consent agenda. Mr. Lehosit seconded the motion. The motion carried on a unanimous voice vote.*

3. Military Division – Action Item – Recommend Approval

Request for approval for cash compensation of overtime for State Fiscal Year 2024, to all state professionals and administrative personnel deployed to assist on state or federally declared disasters. Idaho Code §67-5328(3C) allows for cash payment for “overtime accumulated during unusual or emergency situations.”

Discussion: Mr. McCarter commented that this is an annual request. When the Idaho emergency operations center is activated then they will use the documentation from the Board of Examiners to seek personnel cost reimbursement from FEMA. Mr. McCarter stated that this is a more streamline process to deal with cash compensation versus comp time accrued. Mr. Lehosit asked whether this was an annual request. Mr. Fulkerson stated yes, that this is typically done in advance for the next fiscal year.

Resolution: Mr. Snook moved to place item 3 on the consent agenda. Mr. Lehosit seconded the motion. The motion carried on a unanimous voice vote.

4. Department of Lands – Action Item – Recommend Approval

Request for approval to pay cash compensation for Robbie Johnson, a senior public information officer. The request is to authorize her to be paid for the 111.5 overtime hours worked while facilitating communications during the investigation of the murders in Moscow, Idaho from December 4, 2022 – December 19, 2022.

Discussion: Mr. Benjamin commented that the Board had received a revised letter from the Department of Lands, changing the request from 111.5 hours to 104.5 hours to accurately reflect the time worked. Mr. Phillips commented that they department was honored to be able to assist with the tragedy and were glad they were able to be there to help. Mr. Fulkerson commented that the public information staff at ISP had to come back and work some other issues, which is why they contacted the Department of Lands. Mr. Snook asked whether the employee had prior comp before working the incident and if this should be treated like the Luma comp time where there is a ‘floor’ set so they are only paying comp for the time working the incident. Mr. Benjamin stated that she did have prior comp time, however that is why there was a revised letter for the amount of comp requested to be paid off to 104.5 instead of the 111.5 hours as originally requested to account for her previous balance.

Resolution: Mr. Snook moved to place item 4 on the consent agenda. Mr. Lehosit seconded the motion. The motion carried on a unanimous voice vote.

INFORMATIONAL AGENDA

5. State Controller’s Office

Reports of overtime paid on FLSA exempt employees on the Luma project team, which was approved by the Board of Examiners.

- State Controller’s Office –Exemption End Date - December 31, 2023.

6. Office of the Attorney General

Report of Special Deputy Appointments during the 3rd quarter of fiscal year 2023.

Discussion: Mr. Benjamin asked for clarification on the report. There are 3 special deputy appointments that appear to be the same and was curious if they are 3 separate lawsuits or 3 separate plaintiffs or 3 separate defendants. Mr. Snook commented that they are all sort of part

of the same lawsuit, that pertains to a bankruptcy of Verizon Health Services and is a specialized matter where the bankruptcy will encompass a number of different state cases or claims.

7. State Insurance Fund

- a. Estimate of the Idaho Petroleum Clean Water Trust Fund expenses to be paid by sight drafts for the month of March 2023.

Estimated expenditure for Idaho Petroleum Clean Water Trust Fund	\$750,000.00
Funds Expended in February 2023:	
Payroll	\$64,655.51
Operations	\$203,960.92
<u>Claim Costs</u>	<u>\$35,507.66</u>
Total	\$304,124.09

- b. Estimate of the State Insurance Fund expenses to be paid by sight drafts for the month of March 2023.

Estimated expenditure for workers compensation claim costs, dividends and premium refunds	\$20,000,000.00
Funds Expended in February 2023:	
Workers Compensation Claim Costs	\$13,063,900.84
Dividends	\$0.00
Commission	\$0.00
<u>Policy Refunds</u>	<u>\$514,856.16</u>
Total	\$13,578,757.00

Mr. Snook moved to adjourn the meeting. Mr. Lehosit seconded the motion. The meeting adjourned at 1:43 p.m.