

STATE BOARD OF EXAMINERS
MINUTES – Regular Meeting
May 21, 2024 – 8:55 a.m.
State Capitol, Lincoln Auditorium WW02,
700 West Jefferson Street, Boise, Idaho

The regular meeting of the State Board of Examiners was called to order pursuant to Idaho Code §67-2002 and by the order of the chair at 8:57 a.m. The following board members were present: Governor Brad Little, Secretary of State Phil McGrane, Attorney General Raúl Labrador, and State Controller Brandon Woolf, as secretary of the Board of Examiners.

Controller Woolf introduced and reviewed each of the consent agenda items. There were no questions on any of the agenda items. Secretary McGrane moved to approve the consent agenda. Attorney General Labrador seconded the motion. The motion passed by unanimous voice vote.

Controller Woolf then reviewed the informational agenda items.

Secretary McGrane moved to resolve into executive session pursuant to Idaho Code §74-206(1)(f) to communicate with legal counsel to discuss Hawkins v. State Docket No. 51788-2024 to discuss the legal ramifications, legal implications, and options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. Governor Little seconded the motion. A roll call vote was taken. Vote: Aye: McGrane, Labrador, Little; Nay: None; Absent: None. The Board resolved into executive session at 9:00 a.m.

EXECUTIVE SESSION

Secretary McGrane moved to resolve out of executive session reporting that no action was taken by the board at 9:35 a.m. Governor Little seconded the motion. A roll call vote was taken. Vote: Aye: McGrane, Labrador, Little; Nay: None; Absent: None.

Secretary McGrane moved to adjourn the meeting. Attorney General Labrador seconded the motion.

There being no further business before the board and on motion duly made and seconded, THE MEETING OF THE STATE BOARD OF EXAMINERS WAS ADJOURNED at 9:35 a.m.

CONSENT AGENDA

1. Minutes – Action Item – Approved

Approval of official minutes for the meeting of the Board of Examiners on April 16, 2024.

2. Department of Administration – Action Item – Approved

- a. Request for Recognition of Assignment from RCG Inc. / Weeks Properties to Thorpe Family Trust. A transfer of interest in the real property lease of the State of Idaho, by and through the Idaho State Liquor Division, as “Lessee,” and Lessee’s occupancy of 385 S 16th St, Ste F, Payette, Idaho 83661.

- b. Request for Recognition of Assignment from Marco Meyer to Riverwalk II LLC, a Nevada LLC. A transfer of interest in the real property lease of the State of Idaho, by and through the Board of Tax Appeals, as “Lessee,” and Lessee’s occupancy of 1673 W Shoreline Dr, Ste 120, Boise, Idaho 83702.

3. Idaho State Tax Commission – Action Item – Approved

Request for authority to transfer funds, pursuant to Idaho Code §63-3067(2) from the General Fund to the State Refund Fund to pay refunds for individual income tax refunds for FY2024.

4. Office of the Secretary of State – Action Item – Approved

Request approval pursuant to Idaho Code §73-212 for approval of the annual distribution list for the Idaho Code and its supplements.

INFORMATIONAL AGENDA

5. Office of the Attorney General

Report of Special Deputy Appointments during the 3rd quarter of fiscal year 2024.

6. State Insurance Fund

- a. Estimate of the State Insurance Fund expenses to be paid by sight drafts for the month of April 2024.

Estimated expenditure for workers compensation claim costs, dividends, and premium refunds	\$20,000,000.00
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Funds Expended in March 2024:

Workers Compensation Claim Costs	\$14,213,844.68
Dividends	\$0
Commission	\$0
<u>Policy Refunds</u>	<u>\$304,411.50</u>
Total	\$14,518,256.18

- b. Estimate of the Idaho Petroleum Clean Water Trust Fund expenses to be paid by sight drafts for the month of April 2024.

Estimated expenditure for Idaho Petroleum Clean Water Trust Fund	\$750,000.00
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Funds Expended in March 2024:

Payroll	\$85,780.19
Operations	\$142,353.00
<u>Claim Costs</u>	<u>\$71,092.11</u>
Total	\$299,225.30

Executive Agenda

7. Hawkins v State: Docket No. 51788-2024

Idaho Code §74-206(f): To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement;

Regular Agenda – Action Item – No Action Taken

8. Hawkins v State: Docket No. 51788-2024