

**STATE BOARD OF EXAMINERS**  
**MINUTES – May 15, 2018 - 8:55 a.m.**  
**State Capitol, Lincoln Auditorium WW02,**  
**700 W. Jefferson St., 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 8:56 a.m.*

*The following members were present: Governor C.L. “Butch” Otter, Secretary of State Lawrence Denney, and Attorney General Lawrence Wasden. State Controller Brandon Woolf recorded the proceedings of the meeting.*

*State Controller Woolf introduced the consent agenda items.*

*Attorney General Wasden then moved to approve the consent agenda with an exception on item #4. Attorney General Wasden explained that item #4 had requested the claim be submitted to the Constitutional Defense Council for payment, but there were sufficient funds in the Special Litigation fund to pay this claim and that the Constitutional Defense Council funds were not needed. Secretary of State Denney seconded the motion. The motion passed on a unanimous voice vote.*

## **CONSENT AGENDA**

### **1. Minutes- Action Item**

Approval of official minutes for the meeting of the Board of Examiners on April 17, 2018.

### **2. Department of Administration Division of Public Works- Action Item**

- a) Request for recognition of assignment from Emmett Professional Plaza to Gem County. A transfer of interest in the real property lease of the State of Idaho, by and through the Idaho Department of Correction, as “Lessee,” and Lessee’s occupancy of 304 West Main Street, Emmett, Idaho.
- b) Request for recognition of assignment from Oxford Hall Partners, LLC dba Kendall Center to Bennett Kendall Center, LLC. A transfer of interest in the real property lease of the State of Idaho, by and through the Idaho State Historical Society, as “Lessee,” and Lessee’s occupancy of 5327 and 5383 Kendall Avenue, Boise, Idaho.
- c) Request for recognition of assignment from Lillian Offices c/o Don Jacovac to Formation Capital Corporation c/o Donald Rowles. A transfer of interest in the real property lease of the State of Idaho, by and through the Department of Health and Welfare, as “Lessee,” and Lessee’s occupancy of 111 Lillian Street, Salmon, Idaho.

### **3. Ada County Sheriff’s Office- Action Item**

Request for payment pursuant to Idaho Code, 31-2219, in the amount of \$4,068.56 for costs incurred by Ada County for the transportation of prisoners sentenced to ISCI and transported to the Ada County jail for January 2018 through March 2018.

### **4. Office of the Attorney General on behalf of Department of Health & Welfare- Action Item**

Request approval for the settlement of attorney’s fees claim in F.V., et al. v. Barron, et al., Case No 1:17-cv-000170-CWD (D. Idaho), in the amount of \$75,000. It is further requested

that this claim be submitted to the Constitutional Defense Council for payment from the fund created under Idaho Code §67-6301.

#### 5. Department of Environmental Quality- Action Item

Request in accordance with Senate Bill 1360, that \$574,467 be transferred from the Air Quality Permitting Fund #0186 to the Department of Environmental Quality Fund #0225 during the first quarter of Fiscal Year 2019.

Request in accordance with Senate Bill 1360, that \$680,233 be transferred from the Public Water System Supervision Fund #0191 to the Department of Environmental Quality Fund #0225 during the first quarter of Fiscal Year 2019.

Request in accordance with Senate Bill 1360, that \$7,632,201 be transferred from the General Fund to the Department of Environmental Quality Fund #0225 during the first quarter of Fiscal Year 2019.

Request in accordance with Senate Bill 1360, that \$311,575 be transferred from the Water Pollution Control Fund #0200 to the Department of Environmental Quality Fund #0225 during Fiscal Year 2019.

### INFORMATIONAL AGENDA

#### 6. Office of the Attorney General

Notification that Paul J Augustine of the firm of Augustine Law Offices, PLLC, has been appointed pursuant to Idaho Code §67-1409 as a Special Deputy Attorney General for the purpose of representing the State of Idaho, Industrial Special Indemnity Fund, in the matters concerning Stephen D. McFeron, I.C. Case # 2014-025902; ISIF Case # 2017-2321.

#### 7. State Insurance Fund

- a. Estimate of the State Insurance Fund expenses to be paid by sight drafts for the month of April 2018.

Estimated expenditure for workers compensation claim costs, dividends and premium refunds	\$19,000,000.00
Funds Expended in March 2018:	
Workers Compensation Claim Costs	\$15,145,794.50
Dividends	0
Commission	0
<u>Policy Refunds</u>	<u>\$220,894.51</u>
<b>Total</b>	<b>\$15,399,689.01</b>

- b. Estimate of the Idaho Petroleum Clean Water Trust Fund expenses to be paid by sight drafts for the month of April 2018.

Estimated expenditure for Idaho Petroleum Clean Water Trust Fund	\$600,000.00
Funds Expended in March 2018:	
Payroll	\$63,884.13

Operations	\$8,669.16
<u>Claim Costs</u>	<u>\$38,328.60</u>
<b>Total</b>	<b>\$110,881.89</b>

*Attorney General Wasden moved to adjourn the meeting. Secretary of State Denney 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 8:59 a.m.*