

BEFORE THE BOARD OF COMMISSIONERS
FOR KOOTENAI COUNTY

In the Matter of the FFY 2013)
Election for National Forest)
Related Safety-Net Payments)

RESOLUTION 2013-106

WHEREAS, Congress enacted in 1908 and subsequently amended a law the requires that twenty five percent (25%) of the revenues derived from National Forest lands be paid to the states for use by the counties in which the lands are situated for the benefit of public schools and roads; and

WHEREAS, the principal source of revenues from National Forest lands is from the sale and removal of timber, which has been curtailed in recent years with corresponding decline in revenues shared with counties, and

WHEREAS, the United States Congress recognized a need to establish education and road maintenance funding through predictable payments to the affected counties, and to achieve that goal enacted the Secure Rural Schools and community Self-Determination Act of 2000 which was amended and reauthorized for FFY 2008 – 2011 and again for FFY 2012; and

WHEREAS, the United States Congress has reauthorized the Secure Rural Schools and Community Self-Determination Act for FFY 2013 (“SRS2013”); and

WHEREAS, Title I of SRS2013 gives each eligible county the right to elect to receive either its traditional share of revenues from the National Forest lands pursuant to the Act of May 23, 1908 and Section 13 of the Act of March 1, 1911 (the “25-percent payments”), or instead to receive a guaranteed minimum share of the State payment pursuant to Sections 102(a)(1)(B) (the “full county payment amount”); and

WHEREAS, an election to receive the full county payment amount is effective for FFY 2013 for expenditure thereafter; and

WHEREAS, an election to receive the full county payment amount is effective for all FFY 2013; and

WHEREAS, any county electing to receive a full county payment amount that is \$100,000 or more must further elect to expend an amount not less than fifteen percent (15%) nor more than twenty percent (20%) of its full payment amount as project funds; and

WHEREAS, Title I, Section 102(d) of SRS2013 requires that counties electing to receive a full county payment amount of one hundred thousand dollars (\$100,000) or more must allocate its project funds between projects in accordance with Title II and Title III, and return the balance of project funds unspent under Titles II and Titles III to the Treasury of the United State, and communicate such allocation to the Secretary of the United States Department of Agriculture; and

WHEREAS, Title II provides for special projects on federal lands that benefit resources on federal lands, which projects are recommended by local resource advisory committees (“RACs”); and

WHEREAS, RACs recommend projects for consideration by the Secretary of Agriculture, with project funding supplied in whole or in part out of monies allocated for such purposes by participating counties; and

WHEREAS, counties that allocate funding to projects under Title II, and are participants in more than one RAC, may further direct that their Title II project funds be divided between different RACs according to an allocation decided by each participating county, with such funds held in the Treasury of the United States under the name of the County with a designation of the amount to each RAC; and

WHEREAS, Title III provides for county projects, some of which are associated with federal lands, with Title III authorizing expenditures for search, rescue and emergency services, fire prevention and planning under the Firewise Communities program, and development of community wildfire protection plans; and

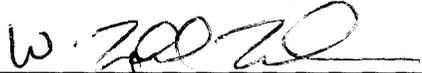
WHEREAS, a county with a full county payment amount of three hundred fifty thousand dollars (\$350,000) or more may not allocate more than seven percent (7%) of its full county payment amount for Title III projects.

NOW THEREFORE, be it resolved as follows:

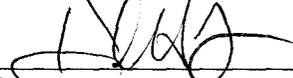
1. Kootenai County elects to receive the guaranteed minimum full county payment amount of its share of the Idaho SRS2013 payment.
2. Kootenai County has elected to receive a full county payment amount that is one hundred thousand dollar (\$100,000) or more, and hereby allocates 15% of its full county payment amount for expenditure on project under Title II and Title III. Kootenai County will return zero percent (0%) of its full county payment amount to the Treasury of the United States.
3. Of the percent allocated to Title II and Title III projects above in paragraph one (2), Kootenai County further allocates between such Titles for FFY 2013 (for expenditure after FFY 2013) on the following bases: fifteen percent (15%) of the full county payment amount for expenditure on Title II projects and zero percent (0%) of the full county payment amount for expenditure on Title III projects.

A copy of this Resolution shall be transmitted to Seth Grigg of the Idaho Association of Counties ("IAC") at sgrigg@idcounties.org by December 23, 2013.

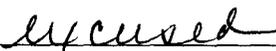
KOOTENAI COUNTY
BOARD OF COMMISSIONERS



W. Todd Tondee, Chairman



Daniel H. Green, Commissioner



Jai Nelson, Commissioner

ATTEST
PAT RAFFEE, ACTING CLERK
OFFICE OF THE CLERK AND AUDITOR
FIRST JUDICIAL DISTRICT - KOOTENAI COUNTY
STATE OF IDAHO
BY: 
Deputy Clerk