

State Board of Land Commissioners Open Meeting Checklist

Meeting Date: January 16, 2024

Regular Meetings

1/9/2024	Meeting Notice posted in prominent place in IDL's Boise Director's office five (5) or more calendar days before meeting.
1/9/2024	Meeting Notice posted in prominent place in IDL's Coeur d'Alene staff office five (5) or more calendar days before meeting.
1/9/2024	Meeting Notice posted in prominent place at meeting location five (5) or more calendar days before meeting.
1/9/2024	Meeting Notice posted electronically on IDL's public website https://www.idl.idaho.gov five (5) or more calendar days before meeting.
1/9/2024	Meeting Notice published on Townhall Idaho website https://townhall.idaho.gov five (5) or more calendar days before meeting.
1/10/2024	Agenda posted in prominent place in IDL's Boise Director's office forty-eight (48) hours before meeting.
1/10/2024	Agenda posted in prominent place in IDL's Coeur d'Alene staff office forty-eight (48) hours before meeting.
1/10/2024	Agenda posted in prominent place at meeting location forty-eight (48) hours before meeting.
1/10/2024	Agenda posted electronically on IDL's public website https://www.idl.idaho.gov forty-eight (48) hours before meeting.
1/10/2024	Agenda published on Townhall Idaho website https://townhall.idaho.gov forty-eight (48) hours before meeting.
12/28/2023	Land Board annual meeting schedule posted – Boise Director's office, Coeur d'Alene staff office, and IDL's public website https://www.idl.idaho.gov .

Special Meetings

	Meeting Notice and Agenda posted in a prominent place in IDL's Boise Director's office twenty-four (24) hours before meeting.
	Meeting Notice and Agenda posted in a prominent place in IDL's Coeur d'Alene staff office twenty-four (24) hours before meeting.
	Meeting Notice and Agenda posted at meeting location twenty-four (24) hours before meeting.
	Meeting Notice and Agenda posted electronically on IDL's public website https://www.idl.idaho.gov twenty-four (24) hours before meeting.
	Meeting Notice and Agenda published on Townhall Idaho website https://townhall.idaho.gov twenty-four (24) hours before meeting.
	Emergency situation exists – no advance Meeting Notice or Agenda needed. "Emergency" defined in Idaho Code § 74-204(2).

Executive Sessions *(If only an Executive Session will be held)*

	Meeting Notice and Agenda posted in IDL's Boise Director's office twenty-four (24) hours before meeting.
	Meeting Notice and Agenda posted in IDL's Coeur d'Alene staff office twenty-four (24) hours before meeting.
	Meeting Notice and Agenda posted at meeting location twenty-four (24) hours before meeting.
	Meeting Notice and Agenda posted electronically on IDL's public website https://www.idl.idaho.gov twenty-four (24) hours before meeting.
	Meeting Notice and Agenda published on Townhall Idaho website https://townhall.idaho.gov twenty-four (24) hours before meeting.
	Notice contains reason for the executive session and the applicable provision of Idaho Code § 74-206 that authorizes the executive session.


Recording Secretary

January 10, 2024

Date



Idaho State Board of Land Commissioners

Brad Little, Governor and President of the Board

Phil McGrane, Secretary of State

Raúl R. Labrador, Attorney General

Brandon D Woolf, State Controller

Debbie Critchfield, Superintendent of Public Instruction

Dustin T. Miller, Secretary to the Board

NOTICE OF PUBLIC MEETING JANUARY 2024

The Idaho State Board of Land Commissioners will hold a Regular Meeting on Tuesday, January 16, 2024 in the **Boise City Council Chambers, Boise City Hall, 3rd Floor, 150 N. Capitol Blvd., Boise**. The meeting is scheduled to begin at 9:00 AM (Mountain).

Directions: Enter City Hall from Capitol Blvd.; take the Capitol Boulevard elevators to the 3rd floor; Council Chambers are directly across from the elevators.

The State Board of Land Commissioners will conduct this meeting in person and by virtual means. This meeting is open to the public. No public comment will be taken.

Meeting will be streamed live via YouTube:

<https://www.youtube.com/watch?v=pXXpW4NAvRo>

Members of the public may register to attend the Zoom webinar through this link:

https://idl.zoom.us/webinar/register/WN_3YRz0VhfQcCe1JvCmg3dCw

First Notice Posted: 1/9/2024-IDL Boise; 1/9/2024-IDL CDA

This notice is published pursuant to Idaho Code § 74-204. For additional information regarding Idaho's Open Meeting law, please see Idaho Code §§ 74-201 through 74-208.

Idaho Department of Lands, 300 N 6th Street, Suite 103, Boise ID 83702, 208.334.0242



Idaho State Board of Land Commissioners

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Debbie Critchfield, Superintendent of Public Instruction

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State Board of Land Commissioners Regular Meeting

January 16, 2024 – 9:00 AM (MT)

Final Agenda

Boise City Council Chambers, Boise City Hall, 3rd Floor, 150 N. Capitol Blvd., Boise

Directions: Enter City Hall from Capitol Blvd.; take the Capitol Boulevard elevators to the 3rd floor; Council Chambers are directly across from the elevators.

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1. Department Report – Presented by Dustin Miller, Director

Trust Land Revenue

- A. Timber Sales – December 2023
- B. Leases and Permits – December 2023

Status Updates

- C. Land Bank Aging Report

2. Endowment Fund Investment Board – Presented by Chris Anton, Manager of Investments

- A. Manager's Report
- B. Investment Report

Consent—Action Item(s)

3. Results of December 14, 2023 Mineral Lease Live Auction – Presented by Jason Laney, Section Manager-Leasing

4. Approval of Draft Minutes – December 19, 2023 Regular Meeting (Boise)

State Board of Land Commissioners

Final Agenda

Regular Meeting – January 16, 2024

Page 1 of 2

Regular—Action Item(s)

5. **Endowment Land Commercial Leasing Policy** – *Presented by Jim Elbin, Division Administrator-Trust Lands Management*
6. **Negotiated Rulemaking for IDAPA 20.03.13, Administration of Cottage Site Leases on State Lands** – *Presented by Roger Hall, Bureau Chief-Real Estate*
7. **Negotiated Rulemaking for IDAPA 20.03.14, Rules Governing Grazing, Farming, Conservation, Noncommercial Recreation, and Communication Site Leases** – *Presented by Roger Hall, Bureau Chief-Real Estate*
8. **Negotiated Rulemaking for IDAPA 20.03.15, Rules Governing Geothermal Leasing on Idaho State Lands** – *Presented by Roger Hall, Bureau Chief-Real Estate*
9. **Negotiated Rulemaking for IDAPA 20.03.16, Rules Governing Oil and Gas Leasing on Idaho State Lands** – *Presented by Roger Hall, Bureau Chief-Real Estate*

Information

10. **Shared Stewardship Updates** – *Introduction by Craig Foss, State Forester; Presented by Ara Andrea, Idaho Shared Stewardship Coordinator, IDL; Jeff Lau, North-Idaho Shared Stewardship Coordinator, Idaho Panhandle NF; Brian Davis, South-Idaho Shared Stewardship Coordinator, Payette NF*
11. **Forest Legacy Program** – *Presented by Craig Foss, Division Administrator-Forestry and Fire*

Executive Session

None



Idaho Statutes

Idaho Statutes are updated to the web July 1 following the legislative session.

TITLE 74
TRANSPARENT AND ETHICAL GOVERNMENT
CHAPTER 2
OPEN MEETINGS LAW

74-206. EXECUTIVE SESSIONS – WHEN AUTHORIZED. (1) An executive session at which members of the public are excluded may be held, but only for the purposes and only in the manner set forth in this section. The motion to go into executive session shall identify the specific subsections of this section that authorize the executive session. There shall be a roll call vote on the motion and the vote shall be recorded in the minutes. An executive session shall be authorized by a two-thirds (2/3) vote of the governing body. An executive session may be held:

(a) To consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need. This paragraph does not apply to filling a vacancy in an elective office or deliberations about staffing needs in general;

(b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student;

(c) To acquire an interest in real property not owned by a public agency;

(d) To consider records that are exempt from disclosure as provided in chapter 1, title 74, Idaho Code;

(e) To consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations;

(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;

(g) By the commission of pardons and parole, as provided by law;

(h) By the custody review board of the Idaho department of juvenile corrections, as provided by law;

(i) To engage in communications with a representative of the public agency's risk manager or insurance provider to discuss the adjustment of a pending claim or prevention of a claim imminently likely to be filed. The mere presence of a representative of the public agency's risk manager or insurance provider at an executive session does not satisfy this requirement; or

(j) To consider labor contract matters authorized under section 74-206A (1) (a) and (b), Idaho Code.

(2) The exceptions to the general policy in favor of open meetings stated in this section shall be narrowly construed. It shall be a violation of this chapter to change the subject within the executive session to one not identified within the motion to enter the executive session or to any topic for which an executive session is not provided.

(3) No executive session may be held for the purpose of taking any final action or making any final decision.

(4) If the governing board of a public school district, charter district, or public charter school has vacancies such that fewer than two-thirds (2/3) of board members have been seated, then the board may enter into executive session on a simple roll call majority vote.

History:

[74-206, added 2015, ch. 140, sec. 5, p. 371; am. 2015, ch. 271, sec. 1, p. 1125; am. 2018, ch. 169, sec. 25, p. 377; am. 2019, ch. 114, sec. 1, p. 439.]

STATE BOARD OF LAND COMMISSIONERS

January 16, 2024
Trust Land Revenue

Timber Sales

During December 2023, the Department of Lands sold four endowment timber sales at auction. Three sales had competitive bidding. One endowment timber sale did not sell at auction. The net sale value represents a 9% up bid over the appraised value.

TIMBER SALE AUCTIONS								
Sale Name	Area	Sawlog MBF	Cedar Prod MBF	Pulp MBF	Appraised Net Value	Sale Net Value	Net \$/MBF	Purchaser
Sundance Kid	POL	4,900			\$1,499,923.50	\$ 1,499,923.50	\$306.11	Alta Forest Prod
Careywood Chop Cedar	POL	5,395			\$2,317,895.50	\$ 2,698,043.85	\$500.10	Alta Forest Prod
Bear Basin	MICA	6,095			\$1,099,534.50	\$ 1,115,724.75	\$183.06	PotlatchDeltic
School Section OSR Cedar	MC	3,420	40		\$ 627,382.00	\$ 706,888.00	\$204.30	IFG Timber LLC
Endowment		19,810	40	0	\$5,544,735.50	\$ 6,020,580.10	\$303.30	

PROPOSED TIMBER SALES FOR AUCTION				
Sale Name	Volume MBF	Advertised Net Value	Area	Estimated Auction Date
North Operations				
Smith Sandwich Cedar	7,815	\$ 1,233,833.00	SJ	1/10/2024
Tyson Cedar Salvage	2,530	\$ 664,217.50	SJ	1/10/2024
Huckleberry Grouse	6,770	\$ 839,338.50	SJ	1/18/2024
Retired Sawing Cedar	8,525	\$ 1,992,702.00	SJ	1/18/2024
Y Schwartz Cedar	5,120	\$ 1,533,942.00	POND	1/24/2024
Chicopee Cedar	2,810	\$ 833,799.00	PL	1/30/2024
TOTALS	33,570	\$ 7,097,832.00		
South Operations				
Lakefront Yard Cedar	4,675	\$ 655,184	CLWR	1/9/2024
Canyon Divide	5,505	\$ 611,249.50	CLWR	1/9/2024
Wild Howell	4,000	\$ 418,616	SW	1/11/2024
Meadow Handle Ton	9,435	\$ 1,050,408.52	PAY	1/16/2024
Cottonwood Heights	1,685	\$ 197,572.00	MC	1/23/2024
TOTALS	25,300	\$ 2,933,030		

VOLUME UNDER CONTRACT as of December 31, 2023

	Public School	Pooled	Total	3 Year Avg.
Active Contracts			170	172
Total Residual MBF Equivalent	360,300	167,416	527,716	537,468
Estimated residual value	\$105,736,173	\$54,185,932	\$159,922,105	\$145,200,002
Residual Value (\$/MBF)	\$293.47	\$323.66	\$303.05	\$270.16

TIMBER HARVEST RECEIPTS

	December		FY to date	January Projected	
	Stumpage	Interest	Harvest Receipts	Stumpage	Interest
Public School	\$ 2,965,092.66	\$ 310,989.48	\$ 30,914,528.17	\$ 3,405,483.44	\$ 298,957.66
Pooled	\$ 1,861,327.16	\$ 126,530.51	\$ 16,944,678.45	\$ 1,914,229.43	\$ 149,536.15
General Fund	\$ 0.15	\$ 0.00	\$ 5.33	\$ 0.15	\$ 0.00
TOTALS	\$ 4,826,419.97	\$ 437,519.99	\$ 47,859,211.95	\$ 5,319,713.02	\$ 448,493.81

Status of FY2023 Timber Sale Program

	MBF Sawlog			Number Poles		
	Public School	Pooled	All Endowments	Public School	Pooled	All Endowments
Sold as of December 31, 2023	208,880	108,778	317,658	22,222	5,933	28,155
Currently Advertised	0	0	0	0	0	0
In Review	0	0	0	0	0	0
Did Not Sell*	8,390	0	8,390	0	0	0
TOTALS	217,270	108,778	326,048	22,222	5,933	28,155
FY2023 Sales Plan			326,000			20,000
Percent to Date			100%			141%

* After three attempts at auction.

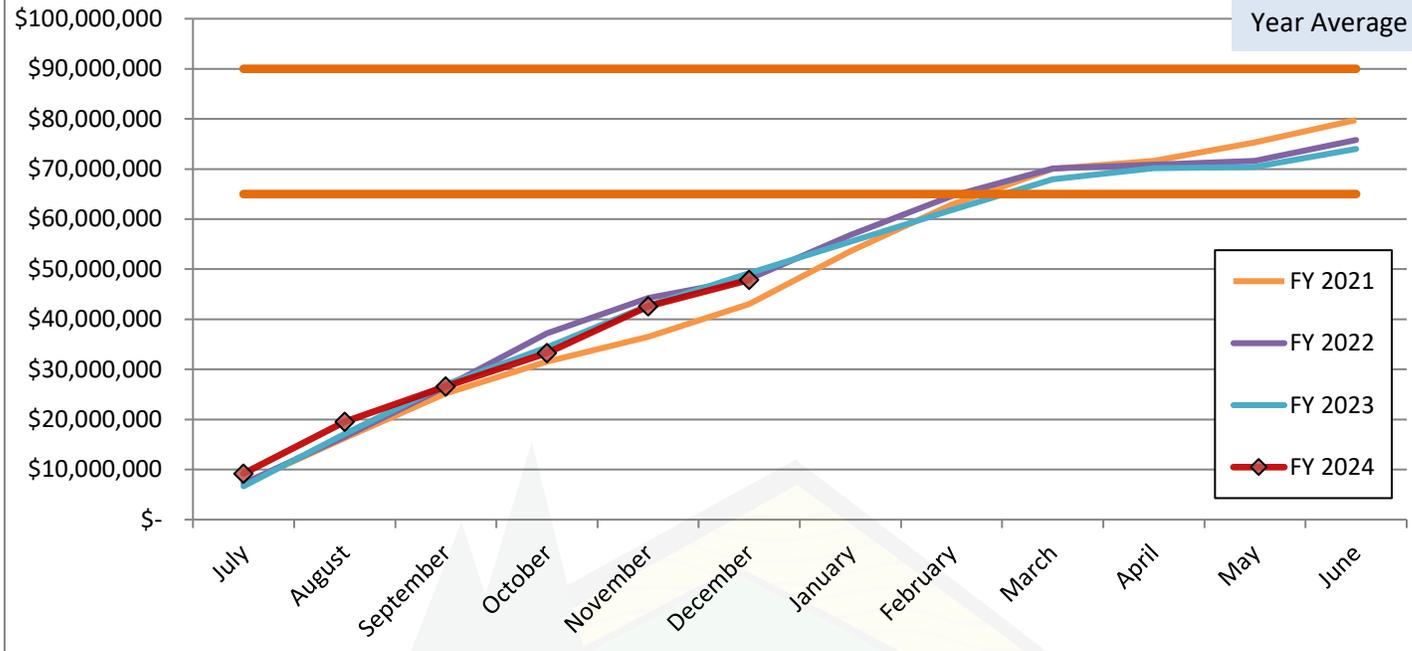
Status of FY2024 Timber Sale Program

	MBF Sawlog			Number Poles		
	Public School	Pooled	All Endowments	Public School	Pooled	All Endowments
Sold as of December 31, 2023	85,201	39,338	124,539	13,305	3,590	16,895
Currently Advertised	45,553	12,977	58,530	6,395	847	7,242
In Review	7,275	6,695	13,970	0	0	0
Did Not Sell*	0	0	0	0	0	0
TOTALS	138,029	59,010	197,039	19,700	4,437	24,137
FY2024 Sales Plan			328,000			20,000
Percent to Date			60%			121%

* After three attempts at auction.

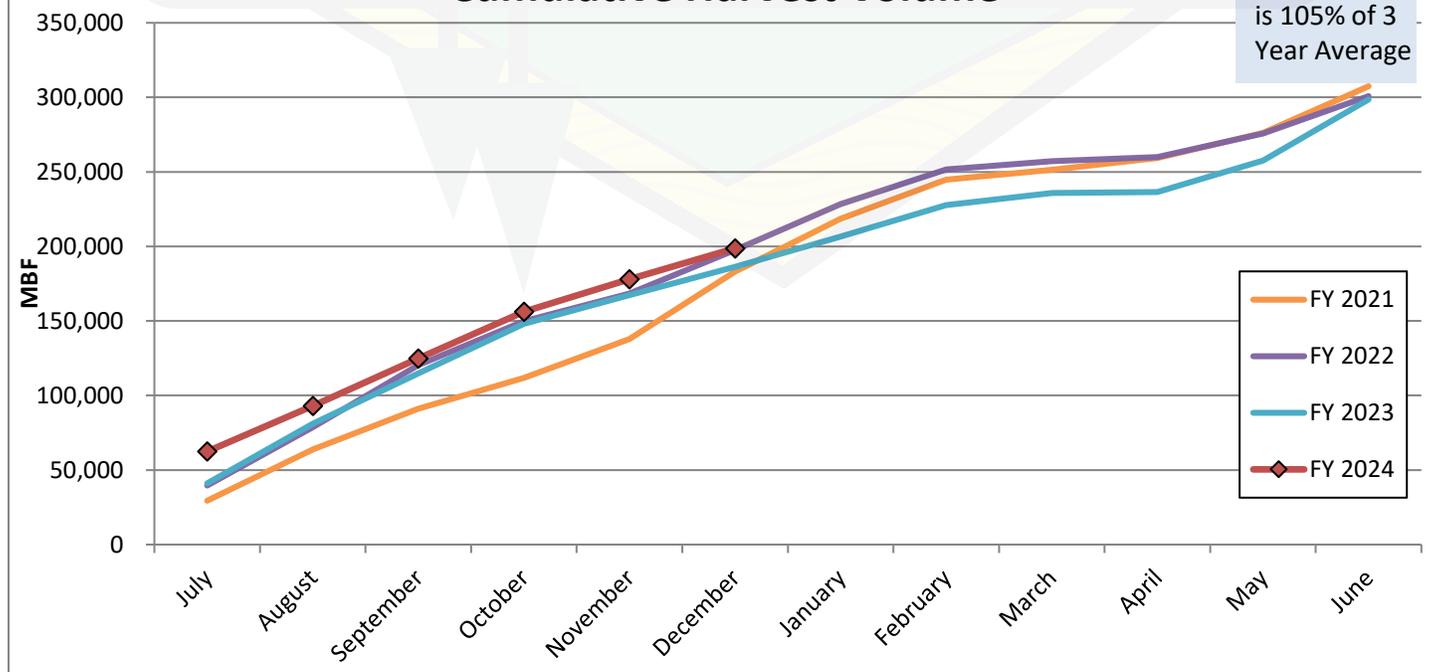
Cumulative Harvest Receipts

Current FYTD is 102% of 3 Year Average

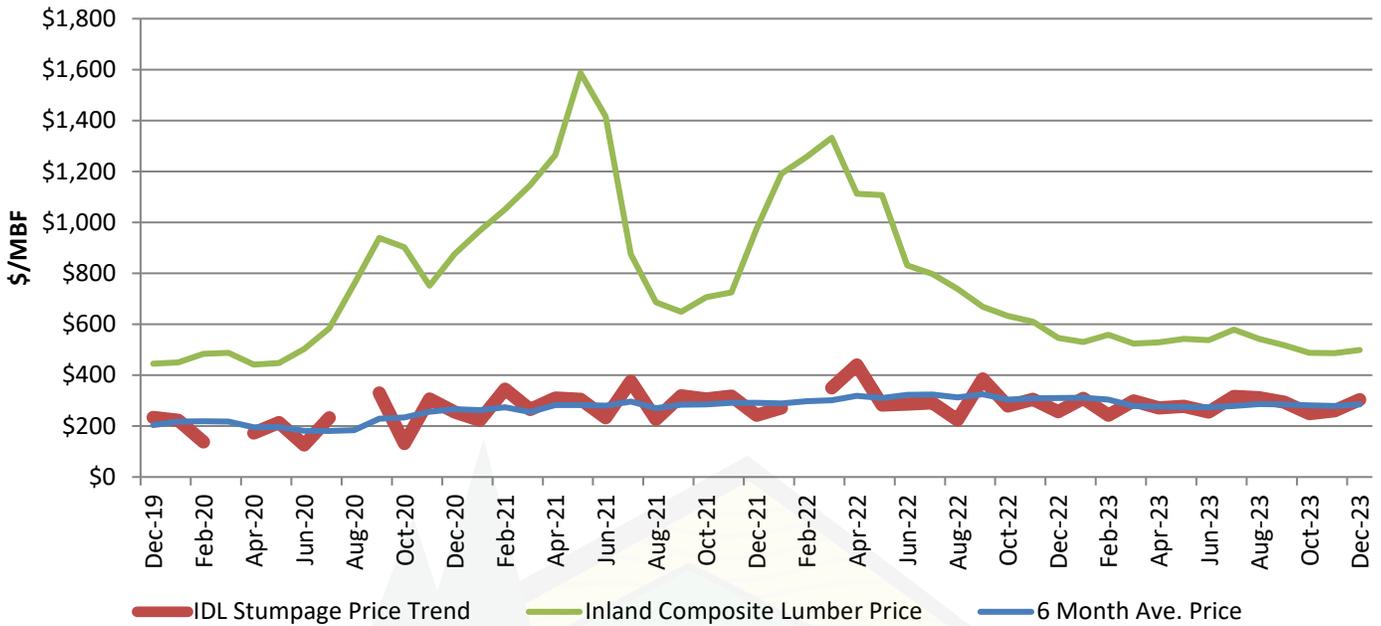


Cumulative Harvest Volume

Current FYTD is 105% of 3 Year Average



Monthly Lumber and Stumpage Price

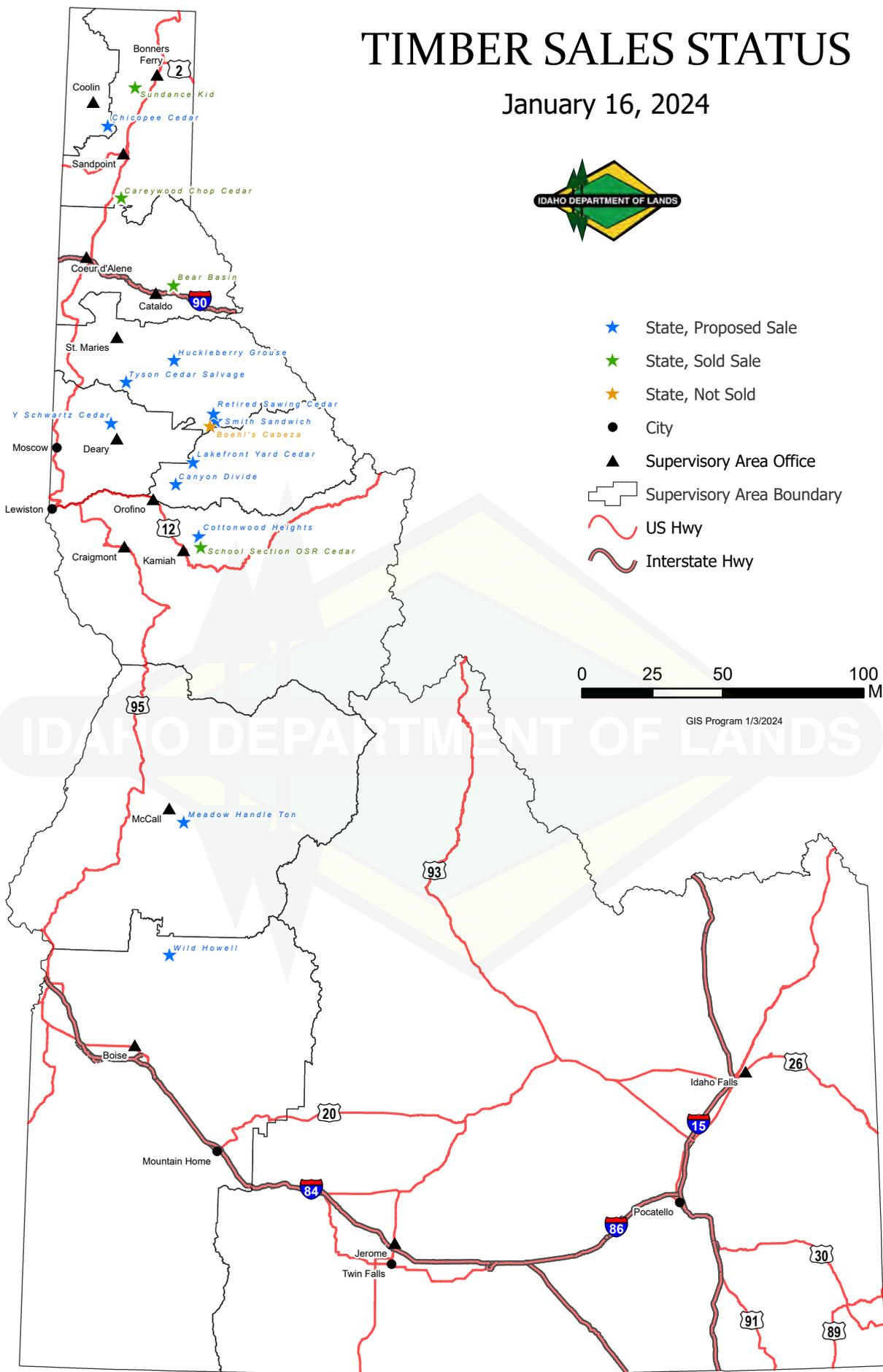


December 2023 6-month average price is \$285.44.
 December 2022 6-month average price was \$310.58.

IDAHO DEPARTMENT OF LANDS

TIMBER SALES STATUS

January 16, 2024



STATE BOARD OF LAND COMMISSIONERS

January 16, 2024

Endowment Transactions

Leases and Permits

FISCAL YEAR 2024 – LEASING & PERMITTING TRANSACTIONS BY MONTH													
through December 31, 2023													
ACTIVITY	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	FYTD
SURFACE													
Agriculture	1	-	-	-	-	-	-	-	-	-	-	-	1
<i>Assignments</i>	-	-	-	-	-	-	-	-	-	-	-	-	0
Communication Sites	1	2	-	-	2	1	-	-	-	-	-	-	6
<i>Assignments</i>	-	-	-	-	-	-	-	-	-	-	-	-	0
Grazing	-	-	-	1	-	-	-	-	-	-	-	-	1
<i>Assignments</i>	-	3	-	-	2	2	-	-	-	-	-	-	7
Residential	-	-	-	7	3	-	-	-	-	-	-	-	10
<i>Assignments</i>	1	-	-	3	-	1	-	-	-	-	-	-	5
COMMERCIAL													
Alternative Energy	-	-	-	-	-	-	-	-	-	-	-	-	0
Industrial	1	-	-	-	-	-	-	-	-	-	-	-	1
Military	-	-	-	-	-	-	-	-	-	-	-	-	0
Office/Retail	-	-	-	-	-	-	-	-	-	-	-	-	0
Recreation	-	-	-	-	-	-	-	-	-	-	-	-	0
<i>Assignments</i>	-	-	-	-	-	-	-	-	-	-	-	-	0
OTHER													
Conservation	-	-	-	-	-	-	-	-	-	-	-	-	0
<i>Assignments</i>	-	-	-	1	-	-	-	-	-	-	-	-	1
Geothermal	-	-	-	-	-	-	-	-	-	-	-	-	0
Minerals	2	1	1	-	2	1	-	-	-	-	-	-	7
<i>Assignments</i>	-	-	-	2	-	-	-	-	-	-	-	-	2
Exploration Location	-	-	32	-	-	-	-	-	-	-	-	-	32
Non-Comm Recreation	2	-	-	-	-	-	-	-	-	-	-	-	2
Oil & Gas	-	-	-	-	-	-	-	-	-	-	-	-	0
PERMITS													
Land Use Permits	1	9	10	9	2	2	-	-	-	-	-	-	33
TOTAL INSTRUMENTS	9	15	43	23	11	7	0	0	0	0	0	0	108

Real Estate

FISCAL YEAR 2024 – REAL ESTATE TRANSACTIONS BY MONTH – through December 31, 2023													
ACTIVITY	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	FYTD
Deeds Acquired	-	-	1	-	-	-	-	-	-	-	-	-	1
Deeds Granted	-	-	4	3	-	-	-	-	-	-	-	-	7
Deeds Granted - Surplus	-	-	-	-	-	-	-	-	-	-	-	-	0
Easements Acquired	1	-	-	-	-	-	-	-	-	-	-	-	1
Easements Granted	-	-	1	-	1	-	-	-	-	-	-	-	2
<i>Notes: None.</i>													

TRUST LAND MANAGEMENT DIVISION
FY2024 GROSS REVENUE (non-timber) - ACTUAL AND FORECASTED
through December 31, 2023

	REVENUE AS OF 12.31.2023	REVENUE EXPECTED BY 12.31.2023*	REVENUE EXPECTED BY 06.30.2024
SURFACE			
AGRICULTURE	\$ 404,167	\$ 364,625	\$ 592,000
COMMUNICATION SITES	\$ 492,242	\$ 310,000	\$ 1,190,000
GRAZING	\$ 560,196	\$ 12,700	\$ 1,680,200
RESIDENTIAL LEASES	\$ 604,632	\$ 645,000	\$ 1,017,395
COMMERCIAL			
COMMERCIAL ENERGY RESOURCES	\$ 2,250	\$ 95,840	\$ 95,840
COMMERCIAL INDUSTRIAL	\$ 117,912	\$ 81,000	\$ 142,000
COMMERCIAL MILITARY FACILITIES	\$ -	\$ 7,000	\$ 151,000
COMMERCIAL OFFICE/RETAIL LEASES	\$ 684,655	\$ 712,000	\$ 991,600
COMMERCIAL RECREATION	\$ 224,646	\$ 624,000	\$ 1,014,000
OTHER			
CONSERVATION LEASES	\$ 68,409	\$ 70,000	\$ 73,000
GEOHERMAL	\$ 250	\$ -	\$ 5,012
MINERAL LEASES	\$ 579,297	\$ 3,750	\$ 113,000
OIL AND GAS LEASES	\$ 8,223	\$ 2,076	\$ 3,926
Sub Total	\$ 3,746,878	\$ 2,927,991	\$ 7,068,973
REAL ESTATE SERVICES (ER)	\$ -		
Grand Total - Earnings Reserve	\$ 3,746,878		

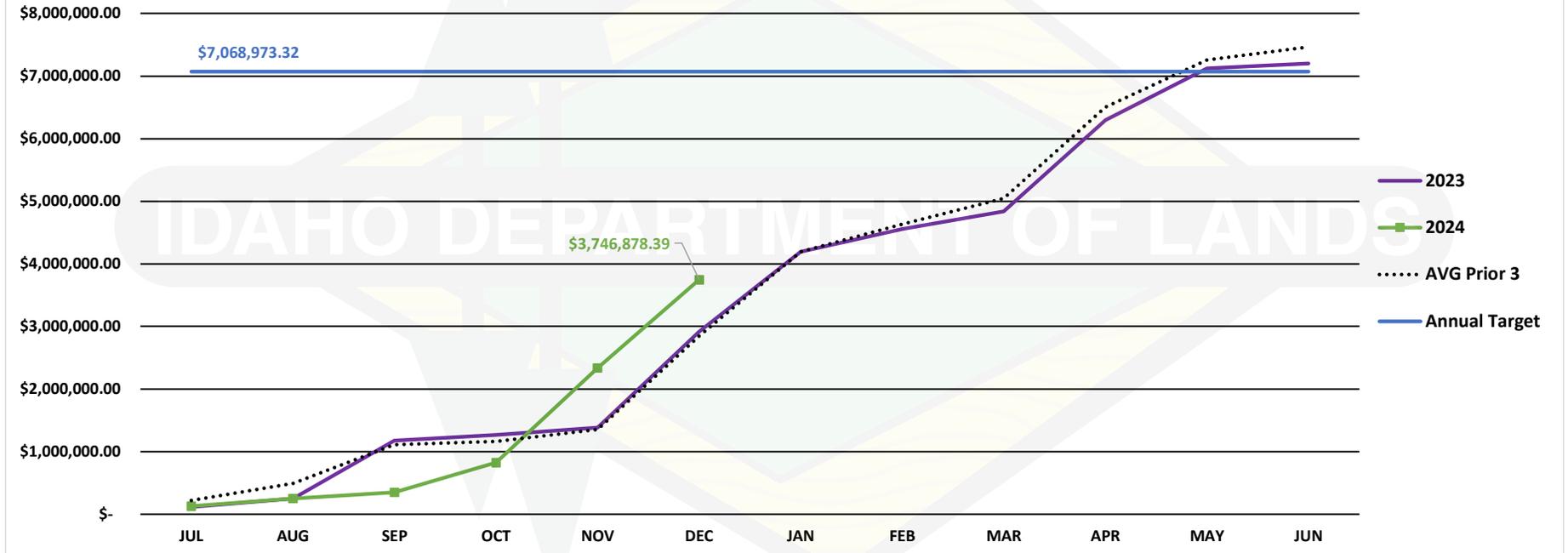
PERMANENT FUND REVENUE	
MINERALS (PF)	\$ 1,337,465 ***

*These figures are based on historic timing of revenue/billing as well as estimates of upcoming lease and permit revenue.

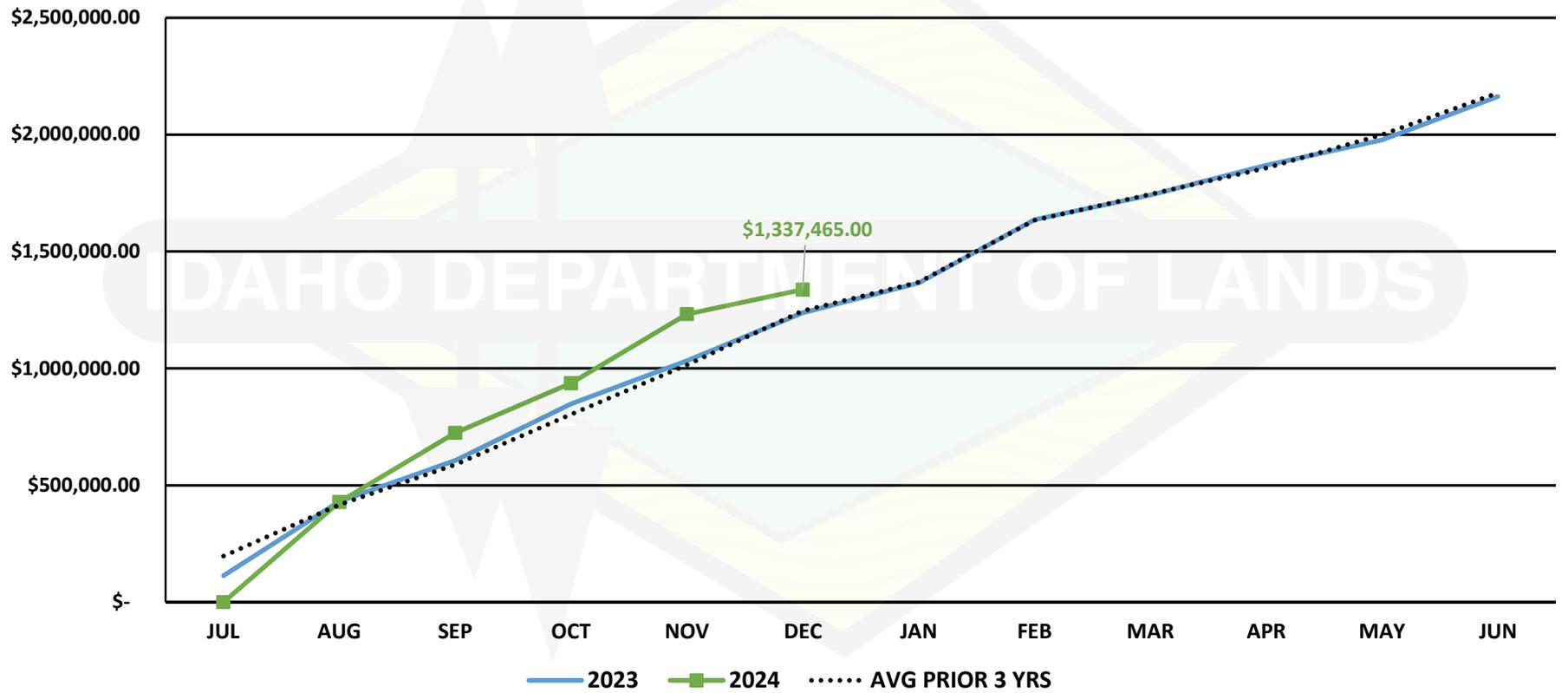
** This category is not included in the annual forecast.

***This category is not included in the annual forecast and represents minerals revenue to the permanent fund.

**Cumulative Trust Land Program Receipts
Earnings Reserve - All Programs Excluding Timber
FY 2023 - FYTD 2024**



**Trust Land Permanent Fund Revenue & Royalties
(Excluding Land Bank and Timber Program)
FY2023 - FYTD2024**



LAND BANK AGING REPORT

Current Remaining Principal Balance By Quarter Received - As of December 31, 2023

FY Quarter IN	Public School	Agriculture College	Normal Schools	State Hospital South	University of Idaho	All Endowments	FY Quarter EXPIRES
2021-01	\$ 1,639,575	\$ -	\$ -	\$ -	\$ -	\$ 1,639,575	2026-01
2021-02	\$ 6,595,000	\$ -	\$ -	\$ -	\$ -	\$ 6,595,000	2026-02
2021-03	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	2026-03
2021-04	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	2026-04
2022-01	\$ 1,500,720	\$ -	\$ -	\$ -	\$ -	\$ 1,500,720	2027-01
2022-02	\$ 10,140,720	\$ 17,237,620	\$ -	\$ -	\$ -	\$ 27,378,340	2027-02
2022-03	\$ 9,890,500	\$ -	\$ -	\$ -	\$ -	\$ 9,890,500	2027-03
2022-04	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	2027-04
2023-01	\$ 6,125,000	\$ -	\$ -	\$ -	\$ -	\$ 6,125,000	2028-01
2023-02	\$ 9,848,000	\$ -	\$ -	\$ 432,187	\$ -	\$ 10,280,187	2028-02
2023-03	\$ 9,800,000	\$ -	\$ -	\$ -	\$ -	\$ 9,800,000	2028-03
2023-04	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	2028-04
2024-01	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	2029-01
2024-02	\$ 6,006,000	\$ -	\$ -	\$ -	\$ -	\$ 6,006,000	2029-02
TOTAL PRINCIPAL REMAINING	\$ 61,545,515	\$ 17,237,620	\$ -	\$ 432,187	\$ -	\$ 79,215,322	

LAND BANK CASH BALANCE (with Interest)	\$ 62,752,849	\$ 17,758,807	\$ 11,836	\$ 448,767	\$ -	\$ 80,972,258
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Thomas J. Wilford :: Chairman
Jerry F. Aldape Mary Pat Thompson
Robert M. Donaldson Chuck Winder
Joseph Forney Kenny Wroten
Irving Littman Brian Yeargain

Chris J. Anton :: Manager of Investments

Monthly Report to the Board of Land Commissioners

Investment performance through December 31, 2023

Month: 4.5% **Fiscal year: 4.9%**

Global financial markets ended 2023 on a positive note, delivering a second consecutive month of exceptional gains as inflation continued to ease, labor markets remained healthy, and minutes from the Fed’s December 12-13 meeting suggested a lower target range for the federal funds rate would be appropriate by the end of 2024. Resilient data, including an acceleration in real personal spending, is boosting investor confidence that the economy will pull off a “soft landing,” where the economy slows just enough to snuff out inflation, but not so much that it falls into recession. The growth of investor confidence helped the rally expand beyond the “magnificent seven” to include a broader array of large, mid and small cap companies.

Status of endowment fund reserves

Distributions for FY2024 and FY2025 are well secured.

Significant actions of the Endowment Fund Investment Board

None

Compliance/legal issues, areas of concern

Material deviations from Investment Policy: None

Material legal issues: None

Changes in board membership or agency staffing: None

Upcoming issues/events

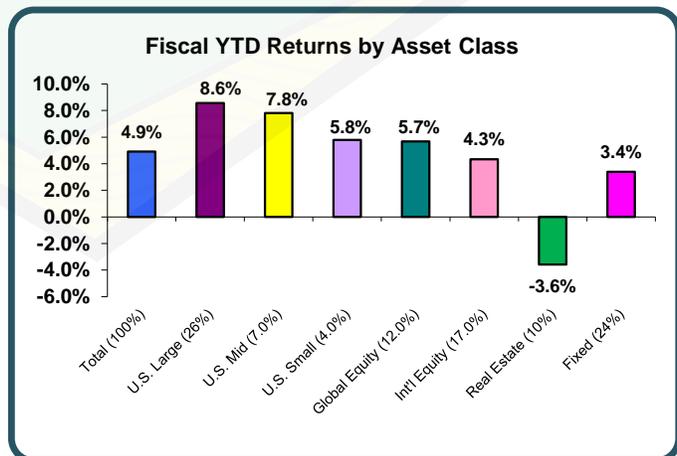
Board Meeting – February 15, 2024

	<u>Month</u>	<u>FYTD</u>
Beginning Value of Fund	2,942,351,705	\$ 2,947,604,447
Distributions to Beneficiaries	(8,359,583)	(50,407,498)
Land Revenue net of IDL Expenses	2,297,327	24,664,301
Change in Market Value net of Investment Mgt. Expenses	138,468,250	152,896,450
Current Value of Fund	\$ 3,074,757,699	\$ 3,074,757,699

	<u>Current Month</u>	<u>Calendar Y-T-D</u>	<u>Fiscal Y-T-D</u>	<u>One Year</u>	<u>Three Year</u>	<u>Five Year</u>	<u>Ten Year</u>
Gross Returns							
Total Fund	4.5%	13.2%	4.9%	13.2%	3.6%	9.7%	7.2%
<i>Total Fund Benchmark*</i>	4.1%	14.5%	5.3%	14.5%	3.8%	9.1%	7.0%
Total Fixed	4.0%	6.1%	3.4%	6.1%	-2.8%	1.5%	2.0%
<i>BBG U.S. Agg. (Ag)</i>	3.8%	5.5%	3.4%	5.5%	-2.9%	1.5%	1.9%
Total Equity	5.2%	20.4%	6.6%	20.4%	5.9%	13.4%	9.3%
<i>57% R3 29% Ax 14% AC</i>	5.2%	22.4%	7.5%	22.4%	6.2%	12.4%	9.0%
Domestic Equity	5.7%	22.4%	8.1%	22.4%	7.4%	14.9%	10.9%
<i>Russell 3000 (R3)</i>	5.3%	26.0%	8.4%	26.0%	8.5%	15.2%	11.5%
Global Equity	4.7%	20.5%	5.7%	20.5%	5.8%	13.8%	8.0%
<i>MSCI ACWI (AC)</i>	4.8%	22.2%	7.3%	22.2%	5.7%	11.7%	7.9%
Int'l. Equity	4.7%	16.4%	4.3%	16.4%	3.0%	10.5%	6.0%
<i>MSCI ACWI ex-US (Ax)</i>	5.0%	15.6%	5.6%	15.6%	1.5%	7.1%	3.8%
Real Estate			-3.6%	-12.7%	5.0%	4.6%	
<i>NCREIF ODSE Index</i>			-2.7%	-10.0%	8.0%	6.5%	

* Benchmark: 38% Russell 3000 19% ACWI ex-US 9% AC 24% BB Agg. 10% OD

	<u>Mkt Value</u>	<u>Allocation</u>
Domestic Equity	\$ 1,161.4	37.8%
Large Cap	818.6	26.6%
Mid Cap	219.4	7.1%
Small Cap	123.4	4.0%
Global Equity	370.1	12.0%
Int'l Equity	519.9	16.9%
Fixed Income	748.2	24.3%
Real Estate	259.3	8.4%
Cash	15.7	0.5%
Total Fund	\$ 3,074.8	100.0%

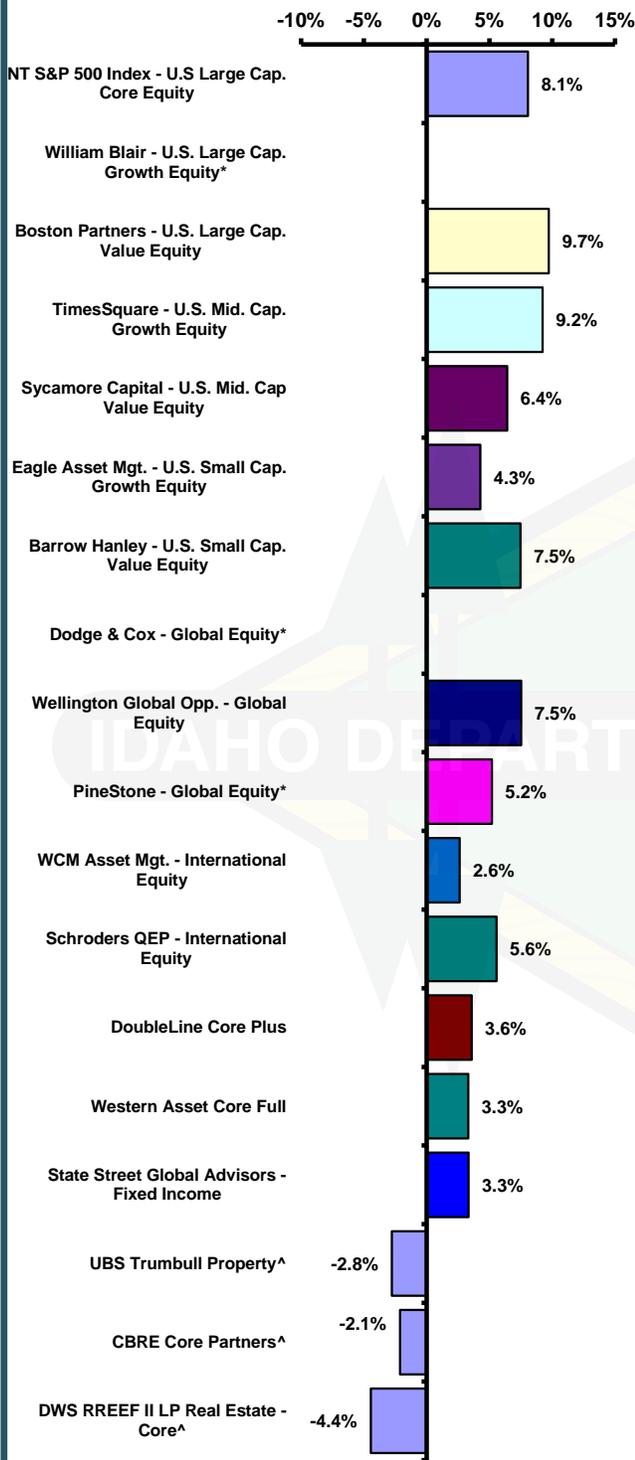


Endowment Fund Staff Comments:

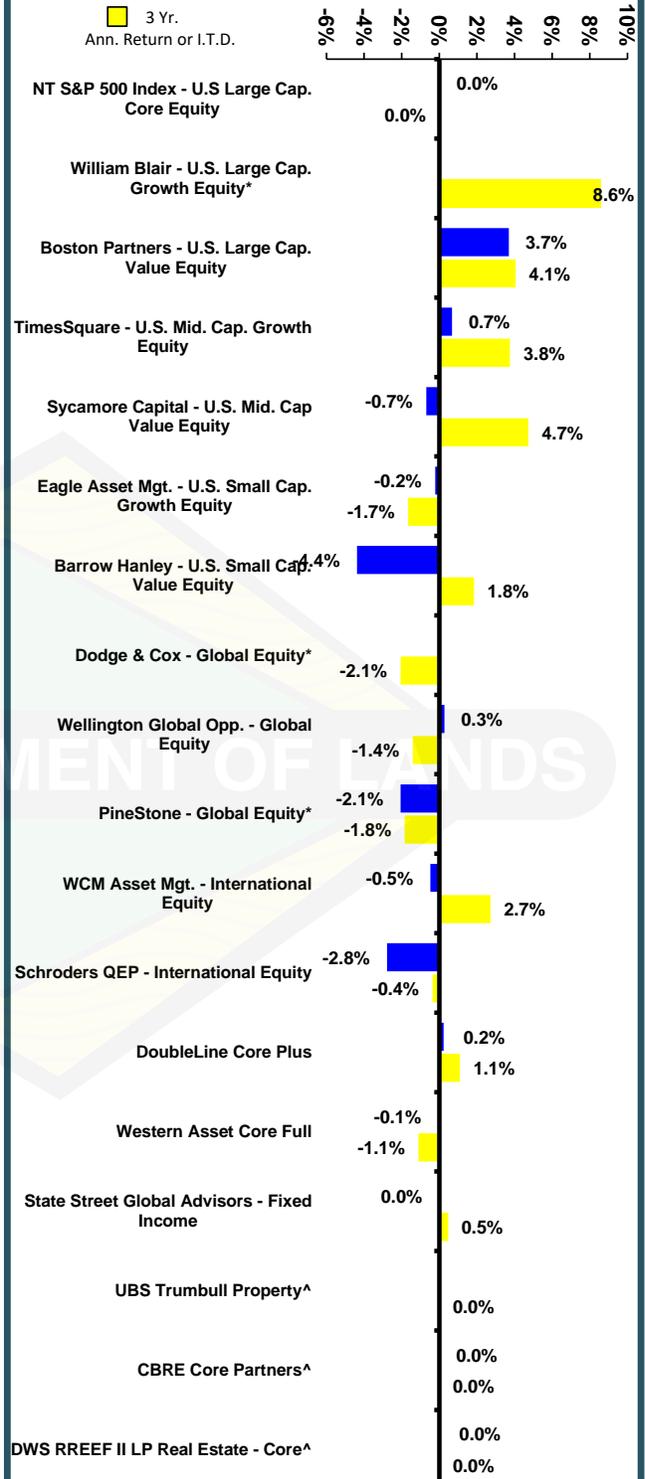
Global financial markets ended 2023 on a positive note, delivering a second consecutive month of exceptional gains as inflation continued to ease, labor markets remained healthy, and minutes from the Fed's December 12-13 meeting suggested a lower target range for the federal funds rate would be appropriate by the end of 2024. Resilient data, including an acceleration in real personal spending, is boosting investor confidence that the economy will pull off a "soft landing," where the economy slows just enough to snuff out inflation, but not so much that it falls into recession. The growth of investor confidence helped the rally expand beyond the "magnificent seven" to include a broader array of large, mid and small cap companies.

INVESTMENT REPORT

FYTD Manager Returns



Manager Relative Returns Fiscal YTD and 3-Yr Ave*



^ Most recent valuation. * I-T-D if no 3-yr. history

STATE BOARD OF LAND COMMISSIONERS

January 16, 2024

Consent Agenda

Subject

Mineral Lease Live Auction – December 14, 2023

Question Presented

Shall the Land Board direct the Idaho Department of Lands to award a mineral lease to the high bidder at the live auction?

Background

The Idaho Department of Lands (Department) received application for a new basalt mineral lease located just northeast of the Dworshak Reservoir in Clearwater County (site maps included as Attachment 1). Pursuant to Idaho Code § 58-310 and Department procedure, the public auction was advertised and held to determine the high bidder for the lease. Auction participants, including the original applicant for the lease, were required to register for the live auction one week prior to the auction date. Department staff conducted the live auction.

Discussion

For the purposes of securing a single lessee for the mineral lease, a live auction was held on December 14, 2023, at the Department's Clearwater Area office. Stedham Holdings, LLC submitted the successful premium bid of \$21,000 for mineral lease E400010 (an 8.31-acre parcel). Two parties registered for this auction, including the original applicant (Stedham Holdings, LLC). The lease includes a 10-year term for the extraction of basalt, including annual rent of \$250.00 (based on \$3.00 per acre or \$250.00 minimum); a minimum annual royalty payment of \$2,750; and a royalty rate of \$1.25 per short ton. Attachment 2 summarizes the results of the live auction.

Idaho Code § 58-310(4) provides that the State Board of Land Commissioners (Land Board) has the right to reject any bid made at a live auction where fraud or collusion are present, or for any reason, all within the sole discretion of the Land Board. The Department completed the lease auction process in accordance with existing statute and procedures and did not observe any indication of fraud or collusion related to this process.

Recommendation

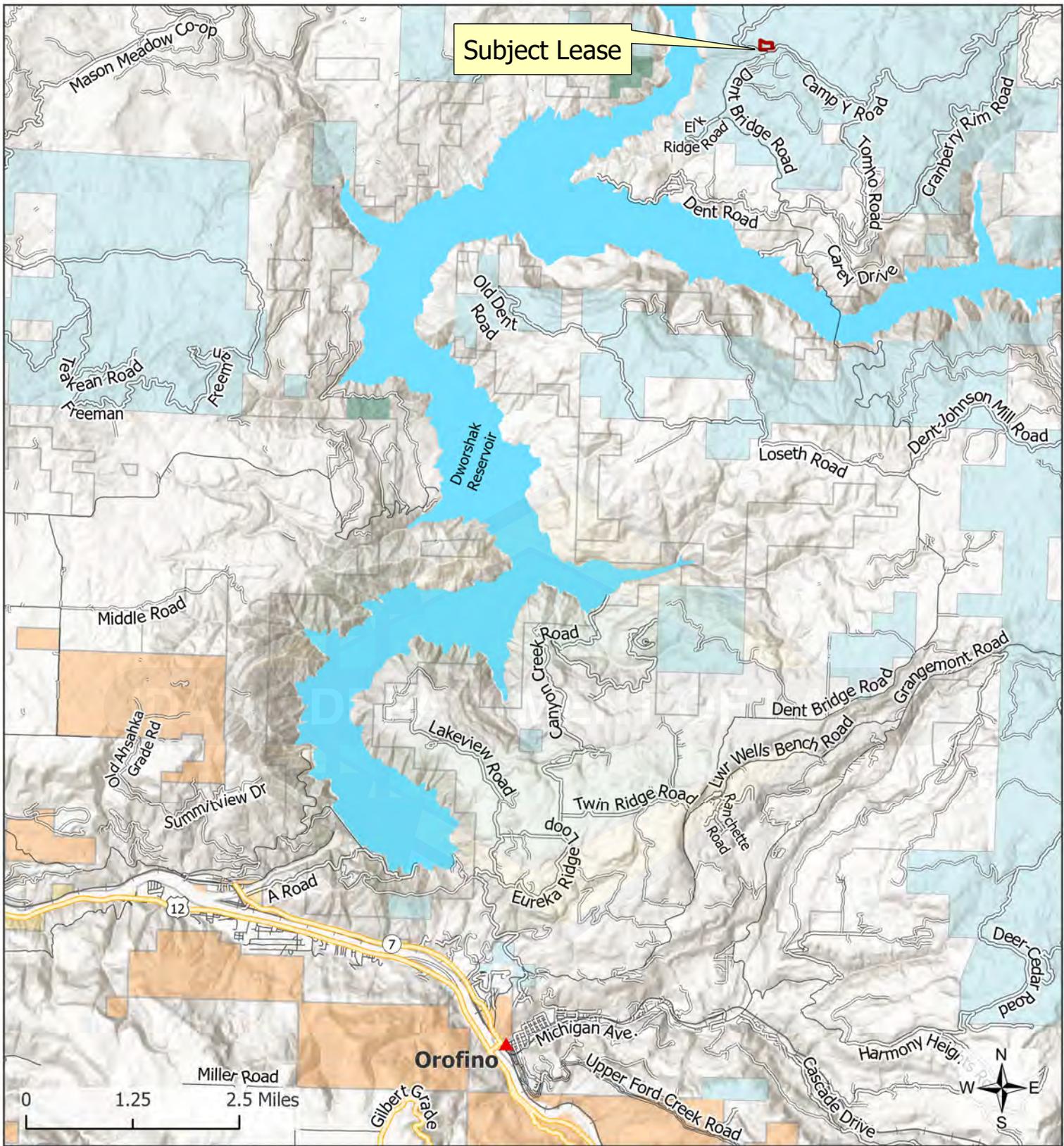
Direct the Department to award mineral lease E400010 to Stedham Holdings, LLC, the high bidder at the auction.

Board Action

Attachments

1. Site Maps
2. Summary of Auction Results





Subject Lease

Orofino

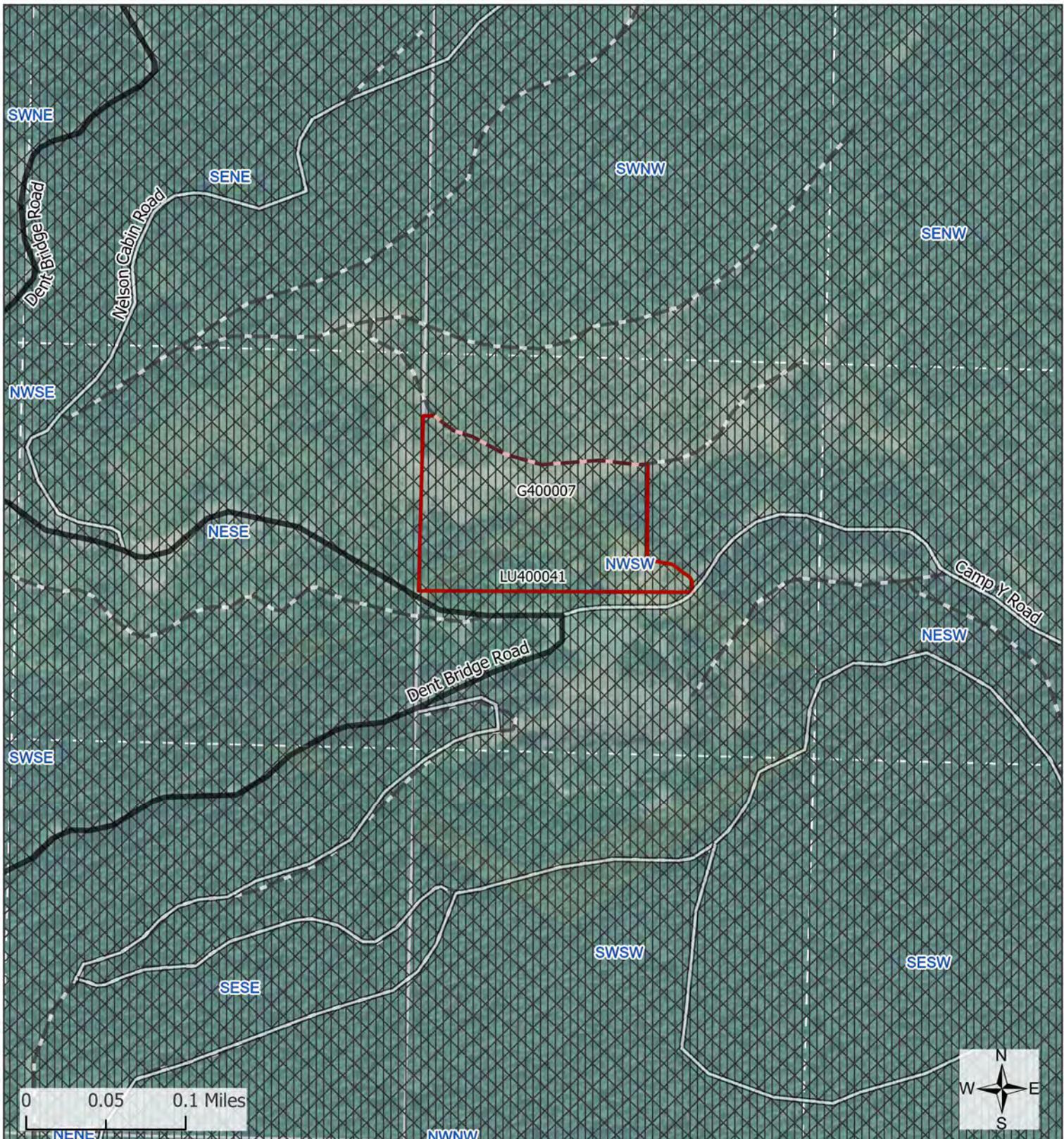
- Subject Lease
- BLM
- Tribal Land
- State
- USFS
- Private
- Cities
- US Highway
- State Highway
- County
- Main
- Secondary Rd

E400010 - Vicinity
 Sec. 10
 T38N - R02E
 Clearwater County, Idaho
 9/14/2023



Disclaimer: This map has been compiled using the best information available to the Idaho Department of Lands at the time and may be updated and/or revised without notice. In situations where known accuracy and completeness is required, the user has the responsibility to verify the accuracy of the map and the underlying data sources.





- Subject Lease
- State
- County
- Main
- Secondary Rd
- Spur Road
- LU400041
- G400007

E400010-Detail
 Sec. 10
 T38N - R02E
 Clearwater County, Idaho
 9/26/2023



Disclaimer: This map has been compiled using the best information available to the Idaho Department of Lands at the time and may be updated and/or revised without notice. In situations where known accuracy and completeness is required, the user has the responsibility to verify the accuracy of the map and the underlying data sources.



Summary of December 14, 2023 Mineral Lease Live Auction

Supervisory Area	Lease Number	Endowment	Lease Term (Years)	Acres	Commodity	# of Participants	# of Bids	High Bid Amount	High Bidder
Clearwater	E400010	NS	10	8.31	Basalt	2	8	\$21,000	Stedham Holdings, LLC

Total: \$21,000





Idaho State Board of Land Commissioners

Brad Little, Governor and President of the Board

Phil McGrane, Secretary of State

Raúl R. Labrador, Attorney General

Brandon D Woolf, State Controller

Debbie Critchfield, Superintendent of Public Instruction

Dustin T. Miller, Secretary to the Board

Be it remembered, that the following proceedings were had and done by the State Board of Land Commissioners of the State of Idaho, created by Section Seven (7) of Article Nine (IX) of the Constitution.

Draft Minutes

State Board of Land Commissioners Regular Meeting

December 19, 2023

The regular meeting of the Idaho State Board of Land Commissioners was held on Tuesday, December 19, 2023 at the State Capitol, Lincoln Auditorium WW02, Lower Level, West Wing, 700 West Jefferson St., Boise, Idaho, and via webinar. The meeting began at 9:04 a.m. The Honorable Governor Brad Little presided. The following members were in attendance:

Honorable Governor Brad Little

Honorable Secretary of State Phil McGrane

Honorable Attorney General Raúl Labrador

Honorable State Controller Brandon Woolf

Honorable Superintendent of Public Instruction Debbie Critchfield

All Land Board members attended at the physical location.

Director Miller thanked Land Board members, staff, and others who listened to the Capital Singers high school choir perform in the 2nd floor rotunda prior to the meeting. Following the carols, a "big" check was presented to the students, representing the distribution to K-12 public schools for FY2024. Director Miller remarked that he was proud of the work by Department staff on the land management side, and by the Endowment Fund Investment Board and staff on the financial side, to generate \$61.5 million for the public school endowment.

Director Miller commented that the December meeting is typically when the Department shows a video highlighting certain initiatives of the Department of Lands throughout the year, as well as other activities. This year the focus was on forestry and forest management, as well as ensuring the stable supply of timber volume for customers.

Video Presentation – Department of Lands' Year in Review

1. **Department Report** – Presented by Dustin Miller, Director

Trust Land Revenue

A. Timber Sales – November 2023

B. Leases and Permits – November 2023

Discussion: None.

2. **Endowment Fund Investment Board** – *Presented by Chris Anton, Manager of Investments*

- A. Manager's Report
- B. Investment Report

Discussion: Mr. Anton reported that after three challenging months, financial markets experienced a nice recovery during the month of November. The portfolio was up 7% during the month and slightly ahead of break even for the fiscal year, up 0.4%. That rally continued into December; through yesterday [12/18] the fund is up 3.7% year-to-date. The big question is what spurred the rally. Mr. Anton noted it was driven by the downward trajectory of inflation. Headline inflation dropped to 3.2% in the month of November, very close to the Federal Reserve's target of 2%, excluding housing inflation. The Federal Reserve met last week and indicated efforts to control inflation, to raise interest rates to fight inflation, have peaked and they anticipate interest rates will begin to drop next year. That spurred a market rally. The yield on 10-year treasuries dropped from 5% to 3.9%; the equity market liked that, knowing they could finance businesses at lower rates. Mr. Anton said it is nice to end the year in a positive note.

Consent—Action Item(s)

3. **Results of November 9, 2023 Mineral Lease Live Auction** – *Presented by Jason Laney, Section Manager-Leasing*

Recommendation: Direct the Department to award mineral lease E600119 to ASG Resources, the high bidder at the auction.

Discussion: None.

4. **Approval of Draft Minutes** – November 21, 2023 Regular Meeting (Boise)

Consent Agenda Board Action: A motion was made by Controller Woolf that the Land Board approve and adopt the Consent Agenda. Secretary of State McGrane seconded the motion. The motion carried on a vote of 5-0.

Regular—Action Item(s)

5. **Statement of Investment Policy Annual Review** – *Presented by Bill Haagenson, Deputy Director*

Recommendation: Approve the revised Statement of Investment Policy.

Discussion: Secretary of State McGrane expressed his appreciation that this item was deferred from last month, which allowed him to have constructive conversations with Mr. Haagenson, Director Miller, and Governor Little. Secretary of State McGrane stated he hopes for more informational sessions in the future and more opportunities for the Land Board to engage and provide direction to the Department for leasing and some of the challenging investment areas.

Board Action: A motion was made by Secretary of State McGrane that the Land Board approve the revised Statement of Investment Policy. Controller Woolf seconded the motion. The motion carried on a vote of 5-0.

6. Strategic Reinvestment Plan Review – Presented by Bill Haagenson, Deputy Director

Recommendation: Approve continued reinvestment of land bank principal and interest through acquisition of suitable and acceptable working timberland that exceeds the hurdle rate and proactive transfers of land bank funds to the permanent fund for investment in financial assets when timberland transactions are not available.

Discussion: None.

Board Action: A motion was made by Controller Woolf that the Land Board approve continued reinvestment of land bank principal and interest through acquisition of suitable and acceptable working timberland that exceeds the hurdle rate and proactive transfers of land bank funds to the permanent fund for investment in financial assets when timberland transactions are not available. Secretary of State McGrane seconded the motion. The motion carried on a vote of 5-0.

Information

7. Endowment Land Commercial Ground Leasing Policy – Presented by Jim Elbin, Division Administrator-Trust Lands Management

Discussion: None.

Executive Session

None

Director Miller recognized a member of the Department's executive team, Mick Thomas, who is departing Idaho for a new career opportunity with Utah Department of Natural Resources as Director of the Division of Oil, Gas and Mining. Director Miller acknowledged all that Mr. Thomas brought to the Department of Lands with his leadership and knowledge and wished him the best in his future endeavors.

There being no further business before the Land Board, at 9:43 a.m. a motion to adjourn was made by Controller Woolf. Superintendent Critchfield seconded the motion. The motion carried on a vote of 5-0.

STATE BOARD OF LAND COMMISSIONERS

January 16, 2024

Regular Agenda

Subject

Endowment Land Commercial Leasing Policy

Question Presented

Shall the Land Board approve and adopt a new Commercial Leasing Policy (Policy) for endowment lands?

Background

As part of ongoing efforts to fulfill fiduciary responsibilities to endowment beneficiaries, the State Board of Land Commissioners (Land Board) tasked the Idaho Department of Lands (Department) to regularly review and recommend necessary policies and procedures for leasing activities on endowment lands. The Department recognized the need for a policy governing commercial leasing practices. The implementation of such a policy will improve efficiencies and allow for increased activity in the commercial leasing portfolio.

Discussion

Over the past several months, the Department has been working internally, and with the Office of the Attorney General, to review the Department's commercial leasing process and develop a policy for commercial leasing activities on endowment lands. The Policy identifies some of the activities that the Department deems as commercial uses (as defined in Idaho Code § 58-307(5)), details how the Department will proceed with lease applications initiated by a proponent versus parcels internally nominated for advertisement and describes criteria for when to implement a Request for Proposal (RFP) process rather than following the traditional lease advertisement process.

The Department's goal is to provide a streamlined, uniform way to perform leasing transactions while abiding by all relevant codes and statutes. This will allow the Department to explore opportunities to increase revenue generating activity on endowment lands. This Policy and related procedures will foster the greatest level of competition between proponents, identify highest and best use potential of transition lands, and work with existing leasing programs to explore further ways to meet the fiduciary mission of endowment lands.

Recommendation

Approve the Commercial Leasing Policy.

Board Action

Attachments

1. Commercial Leasing Policy draft





Commercial Leasing Policy

Purpose

This policy describes and delegates certain decision-making authority to the Director for matters related to commercial leasing on Endowment Lands.

Agency Contact

Bureau Chief - Real Estate Services

Policy

I. Allowed Types of Commercial Leases

- A. The Department has the discretion to evaluate commercial lease applications, initiate the Request for Proposal (RFP) process, and create and maintain leasing processes for activities falling within the purview of an existing commercial leasing portfolio. These include ground leases for industrial enterprises, retail sales outlets, business and professional office buildings, hospitality enterprises, commercial recreational activities, multifamily residential developments, and other similar businesses.
- B. The Department may consider proposals for ground leasing for multifamily residential developments such as apartments or townhome complexes only when there is no direct lease agreement between the residential occupants and the Department; and, the residential occupants do not own any improvements (all improvements will be owned by the commercial lessee).
- C. The Department will not consider joint-venture or partnership agreements or similar arrangements with private entities in violation of Art. VIII, § 4, Id. Const.

II. Criteria for Seeking Land Board Approval of Commercial Lease or RFP Proposals

- A. Proposed activities on commercial properties that are likely to elicit public involvement or complaints, that are politically sensitive in nature, or could otherwise be problematic for the Department will be brought to the Land Board for approval.
- B. Novel, complex commercial use proposals that do not fit within the existing leasing portfolio will be brought to the Land Board for approval before the Department proceeds with the leasing or RFP process.

III. RFP Versus Traditional Lease Application Process

- A. The Department will have discretion as to which lease opportunities are best suited for RFP versus the traditional lease advertisement process. The Department (Area and Bureau staff) will consider various factors when making that decision, including, but not limited to, prevailing market conditions, recent expressions of interest in leasing opportunities, ongoing development

activities in the vicinity, the strategic objectives outlined by Department leadership, the project's public perception, managerial complexities, and whether the concerned lands are in transition.

- B. The Land Board's commercial property advisor may be utilized in this process.
- C. Factors that favor an RFP include: a novel commercial use, substantial outside interest, desire for long-term lease (more than 20 years), availability for multiple uses, and/or uncertainty as to highest and best use.
- D. Factors that favor the traditional lease process include: an existing commercial activity that is generating market revenue; or characteristics of the property that result in a high degree of certainty there will not be competition for competing uses (properties with poor access, properties located in areas with limiting geographic features, limiting environmental or zoning factors, etc.)
- E. If a proponent applies for a use that is consistent with what the Department has determined to be the highest and best use for a parcel that has not already been nominated for an RFP process, the Department will initiate the traditional lease application process. The initial terms of the lease, including rent, will be communicated to applicants during the advertisement period. At the end of the advertisement period, if there is only one applicant, the lease will be awarded to that applicant. If the lease has more than one applicant during the advertisement period, the lease will be offered in the form of a live auction among the applicants. The bidding during the live auction will determine a one-time premium bid for the right to execute the lease.
- F. Bureau or Area Office Staff may identify a parcel to nominate as a candidate for a lease through the RFP process. The highest and best use will be determined by analyzing the responses to the RFP and the financial offering from the proponents. At the end of the RFP period, a lease will be negotiated by Bureau and Area Staff with input from the selected proponent of the RFP. Once lease terms have been agreed upon, the resulting lease and land will be publicly advertised as available for lease. If there is only one applicant, then the applicant will be offered the lease. If there are two or more applicants, then a live auction will be held among the applicants.
- G. All leases will be reviewed by the Office of Attorney General prior to being executed by the Office of the Governor and notarized by the Office of the Secretary of State.

Revision History (Board Action)

DATE First approved iteration of this policy.

STATE BOARD OF LAND COMMISSIONERS

January 16, 2024

Regular Agenda

Subject

Negotiated rulemaking for IDAPA 20.03.13, *Administration of Cottage Site Leases on State Lands*

Question Presented

Shall the Land Board authorize the Department to initiate negotiated rulemaking for IDAPA 20.03.13, *Administration of Cottage Site Leases on State Lands*?

Background

The Idaho Department of Lands (Department) administers a residential cottage site leasing program on behalf of the State Board of Land Commissioners (Land Board) for state endowment trust lands. These activities are authorized by Idaho Code Title 58, Chapter 3 – Appraisal, Lease, and Sale of Lands. The adoption of related rules is authorized by Idaho Code § 58-104.

Following Executive Order 2020-01, Zero-Based Regulation, this rule chapter is scheduled to be repealed and replaced in 2024 for review during the 2025 legislative session.

Discussion

The Department will begin the negotiated rulemaking process, including, but not limited to, legal and internal review of the rule, as well as review with stakeholders to ensure the rules provide appropriate guidance for lessees, interested parties, and the Department.

A proposed timeline for the rulemaking process is provided in Attachment 1.

Recommendation

Authorize the Department to initiate negotiated rulemaking for IDAPA 20.03.13, *Administration of Cottage Site Leases on State Lands*.

Board Action

Attachments

1. Draft rulemaking timeline



Proposed Rulemaking Timeline – Repealing

IDAPA 20.03.13 – Administration of Cottage Site Leases on State Lands

January 16, 2024	Approval from Land Board to start the repealing rulemaking (regular agenda)
February 9, 2024	Last day to submit the <i>Notice of Intent to Repeal the Rule</i> to the Office of the Administrative Rules Coordinator (OARC) for publication in the Idaho Administrative Bulletin publication in March 2024
February 2024	Post information on IDL website about this rulemaking
March 6, 2024	<i>Notice of Intent to Promulgate Rules</i> publishes in the Idaho Administrative Bulletin; public comment period opens
March 27, 2024	Negotiated rulemaking public meeting in Boise and virtual option
April 8, 2024	Negotiated rulemaking public meeting in Boise and virtual option
April 17, 2024	End of written comment period for negotiated rulemaking
May 21, 2024	Present update on this rulemaking to the Land Board (information agenda) <i>optional</i>
May 24, 2024	Last day to submit Proposed Rule and PAF to DFM
June 7, 2024	Last day to submit <i>Notice of Proposed Rule</i> to OARC for bulletin publication in July
July 3, 2024	<i>Notice of Proposed Rule</i> publishes in the Idaho Administrative Bulletin and 21-day public comment period begins
July 24, 2024	End of public comment period on proposed rule
August 20, 2024	Request approval from Land Board to adopt pending rule (regular agenda)
August 30, 2024	Last day to submit <i>Notice of Pending Rule</i> to OARC for publication in October 2024 Administrative Bulletin
	Pending rule to be reviewed during the 2025 legislative session

Note: All dates are subject to change.

STATE BOARD OF LAND COMMISSIONERS

January 16, 2024

Regular Agenda

Subject

Negotiated rulemaking for IDAPA 20.03.14 *Rules Governing Grazing, Farming, Conservation, Noncommercial Recreation, and Communication Site Leases*

Question Presented

Shall the Land Board authorize the Department to initiate negotiated rulemaking for IDAPA 20.03.14 *Rules Governing Grazing, Farming, Conservation, Noncommercial Recreation, and Communication Site Leases*?

Background

The Idaho Department of Lands (Department) administers grazing, farming, conservation, commercial recreation, and communication site leasing programs on behalf of the State Board of Land Commissioners (Land Board) for state endowment trust lands. These activities are authorized by Idaho Code Title 58, Chapter 3 – Appraisal, Lease, and Sale of Lands. The adoption of related rules is authorized by Idaho Code § 58-104.

Following Executive Order 2020-01, Zero-Based Regulation, this rule chapter is scheduled to be repealed and replaced in 2024 for review during the 2025 legislative session.

Discussion

The Department will begin the negotiated rulemaking process, including, but not limited to, legal and internal review of the rule, as well as review with stakeholders to ensure the rules provide appropriate guidance for lessees, interested parties, and the Department.

A proposed timeline for the rulemaking process is provided in Attachment 1.

Recommendation

Authorize the Department to initiate negotiated rulemaking for IDAPA 20.03.14 *Rules Governing Grazing, Farming, Conservation, Noncommercial Recreation, and Communication Site Leases*.

Board Action

Attachments

1. Draft rulemaking timeline



Proposed Rulemaking Timeline

IDAPA 20.03.14 – Rules Governing Grazing, Farming, Conservation, Noncommercial Recreation, and Communication Site Leases

January 16, 2024	Approval from Land Board to start negotiated rulemaking (regular agenda)
February 9, 2024	Last day to submit <i>Notice of Intent to Promulgate Rules</i> to the Office of the Administrative Rules Coordinator (OARC) for publication in March
February 2024	Post information on IDL website about this rulemaking
March 6, 2024	<i>Notice of Intent to Promulgate Rules</i> publishes in the Idaho Administrative Bulletin; public comment period opens
March 27, 2024	Negotiated rulemaking public meeting in Boise and virtual option
April 4, 2024	Negotiated rulemaking public meeting in Idaho Falls and virtual option
April 10, 2024	Negotiated rulemaking public meeting in Lewiston
April 17, 2024	End of comment period for negotiated rulemaking
May 21, 2024	Present update on this rulemaking to the Land Board (information agenda) <i>optional</i>
May 24, 2024	Last day to submit Proposed Rule and PAF to DFM
June 7, 2024	Last day to submit <i>Notice of Proposed Rule</i> to OARC for bulletin publication in July
July 3, 2024	Proposed rule publishes in the Idaho Administrative Bulletin and 21-day public comment period begins
July 24, 2024	End of public comment period on proposed rule
August 20, 2024	Request approval from Land Board to adopt pending rule (regular agenda)
August 30, 2024	Last day to submit <i>Notice of Pending Rule</i> to OARC for publication in October 2024 Administrative Bulletin
	Pending rule to be reviewed during the 2025 legislative session

Note: All dates are subject to change.

STATE BOARD OF LAND COMMISSIONERS

January 16, 2024

Regular Agenda

Subject

Negotiated rulemaking for IDAPA 20.03.15 *Rules Governing Geothermal Leasing on Idaho State Lands*

Question Presented

Shall the Land Board authorize the Department to initiate negotiated rulemaking for IDAPA 20.03.15 *Rules Governing Geothermal Leasing on Idaho State Lands*?

Background

The Idaho Department of Lands (Department) administers a geothermal leasing program on behalf of the State Board of Land Commissioners (Land Board) for state endowment trust lands and lands owned by other state agencies. These activities are authorized by Idaho Code Title 47, Chapter 16 – Geothermal Resources. The adoption of related rules is authorized by Idaho Code § 47-1603.

Following Executive Order 2020-01, Zero-Based Regulation, this rule chapter is scheduled to be repealed and replaced in 2024 for review during the 2025 legislative session.

Discussion

The Department will begin the negotiated rulemaking process, including, but not limited to, legal and internal review of the rule, as well as review with stakeholders to ensure the rules provide appropriate guidance for lessees, interested parties, and the Department.

A proposed timeline for the rulemaking process is provided in Attachment 1.

Recommendation

Authorize the Department to initiate negotiated rulemaking for IDAPA 20.03.15 *Rules Governing Geothermal Leasing on Idaho State Lands*.

Board Action

Attachments

1. Draft rulemaking timeline



Proposed Rulemaking Timeline

IDAPA 20.03.15 – Rules Governing Geothermal Leasing on Idaho State Lands

January 16, 2024	Approval from Land Board to start negotiated rulemaking (regular agenda)
February 9, 2024	Last day to submit <i>Notice of Intent to Promulgate Rules</i> to the Office of the Administrative Rules Coordinator (OARC) for publication in March
February 2024	Post information on IDL website about this rulemaking
March 6, 2024	<i>Notice of Intent to Promulgate Rules</i> publishes in the Idaho Administrative Bulletin; public comment period opens
March 28, 2024	Negotiated rulemaking public meeting in Boise
April 10, 2024	Negotiated rulemaking public meeting in Boise
April 19, 2024	End of comment period for negotiated rulemaking
May 21, 2024	Present update on this rulemaking to the Land Board (information agenda) <i>optional</i>
May 24, 2024	Last day to submit Proposed Rule and PAF to DFM
June 7, 2024	Last day to submit <i>Notice of Proposed Rule</i> to OARC for Bulletin publication in July
July 3, 2024	Proposed rule publishes in the Idaho Administrative Bulletin and 21-day public comment period begins
TBD	Public hearing
July 24, 2024	End of public comment period on proposed rule
August 20, 2024	Request approval from Land Board to adopt pending rule (regular agenda)
August 30, 2024	Last day to submit <i>Notice of Pending Rule</i> to OARC for publication in the October 2024 Administrative Bulletin
	Pending Rule to be reviewed during the 2025 legislative session

Note: All dates are subject to change.

STATE BOARD OF LAND COMMISSIONERS

January 16, 2024

Regular Agenda

Subject

Negotiated rulemaking for IDAPA 20.03.16 *Rules Governing Oil and Gas Leasing on Idaho State Lands*

Question Presented

Shall the Land Board authorize the Department to initiate negotiated rulemaking for IDAPA 20.03.16 *Rules Governing Oil and Gas Leasing on Idaho State Lands*?

Background

The Idaho Department of Lands (Department) administers an oil and gas leasing program on behalf of the State Board of Land Commissioners (Land Board) for state endowment trust lands and lands owned by other state agencies. These activities are authorized by Idaho Code Title 47, Chapter 8 – Oil and Gas Leases on State and School Lands. The adoption of related rules is authorized by Idaho Code § 47-802.

Following Executive Order 2020-01, Zero-Based Regulation, this rule chapter is scheduled to be repealed and replaced in 2024 for review during the 2025 legislative session.

Discussion

The Department will begin the negotiated rulemaking process, including, but not limited to, legal and internal review of the rule, as well as review with stakeholders to ensure the rules provide appropriate guidance for lessees, interested parties, and the Department.

A proposed timeline for the rulemaking process is provided in Attachment 1.

Recommendation

Authorize the Department to initiate negotiated rulemaking for IDAPA 20.03.16 *Rules Governing Oil and Gas Leasing on Idaho State Lands*.

Board Action

Attachments

1. Draft rulemaking timeline



Proposed Rulemaking Timeline

IDAPA 20.03.16 – Rules Governing Oil and Gas Leasing on Idaho State Lands

January 16, 2024	Approval from Land Board to start negotiated rulemaking (regular agenda)
February 9, 2024	Last day to submit <i>Notice of Intent to Promulgate Rules</i> to the Office of the Administrative Rules Coordinator (OARC) for publication in March
February 2024	Post information on IDL website about this rulemaking
March 6, 2024	<i>Notice of Intent to Promulgate Rules</i> publishes in the Idaho Administrative Bulletin; public comment period opens
March 28, 2024	Negotiated rulemaking public meeting in Boise
April 10, 2024	Negotiated rulemaking public meeting in Boise
April 19, 2024	End of comment period for negotiated rulemaking
May 21, 2024	Present update on this rulemaking to the Land Board (information agenda) <i>optional</i>
May 24, 2024	Last day to submit Proposed Rule and PAF to DFM
June 7, 2024	Last day submit <i>Notice of Proposed Rule</i> to OARC for Bulletin publication in July
July 3, 2024	Proposed rule publishes in the Idaho Administrative Bulletin and 21-day public comment period begins
TBD	Public hearing
July 24, 2024	End of public comment period on proposed rule
August 20, 2024	Request approval from Land Board to adopt pending rule (regular agenda)
August 30, 2024	Last day to submit <i>Notice of Pending Rule</i> to OARC for publication in the October 2024 Administrative Bulletin
	Pending Rule to be reviewed during the 2025 legislative session

Note: All dates are subject to change.



#NOBOUNDARIESFORESTRY

Idaho Shared Stewardship Progress *Cross-Boundary Cooperation*

Ara Andrea
Idaho S² Coordinator
IDL

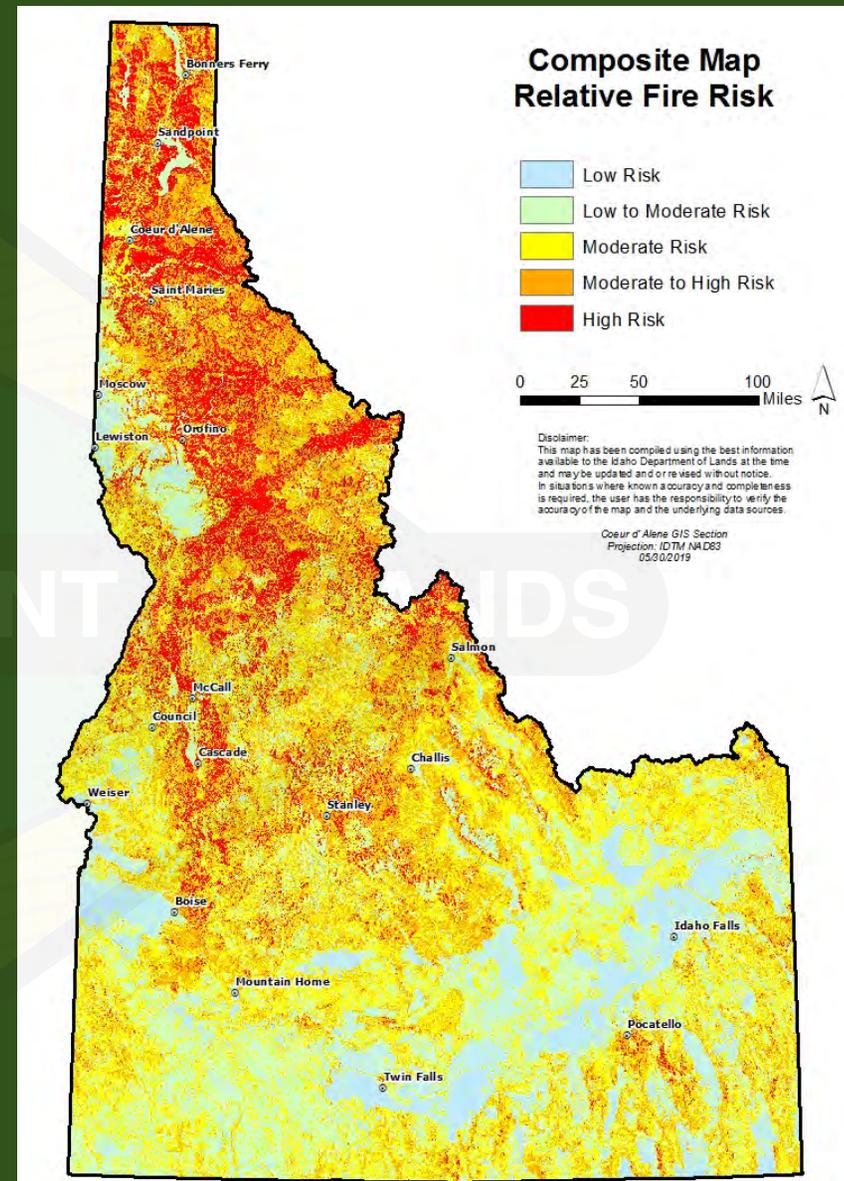
Jeff Lau
N-Idaho S² Coord.
Idaho Panhandle N. F.

Brian Davis
S-Idaho S² Coord.
Payette N. F.

IDAHO SHARED STEWARDSHIP

The origins of Idaho's Shared Stewardship Initiative:

- *Shared Stewardship Master Agreement signed in 2018*
- *All-Hands-All-Lands, interagency collaborative approach to actively managing forest treatments*
- *Increasing pace and scale of fuels-reduction treatments on federal, state, private and tribal forestlands*

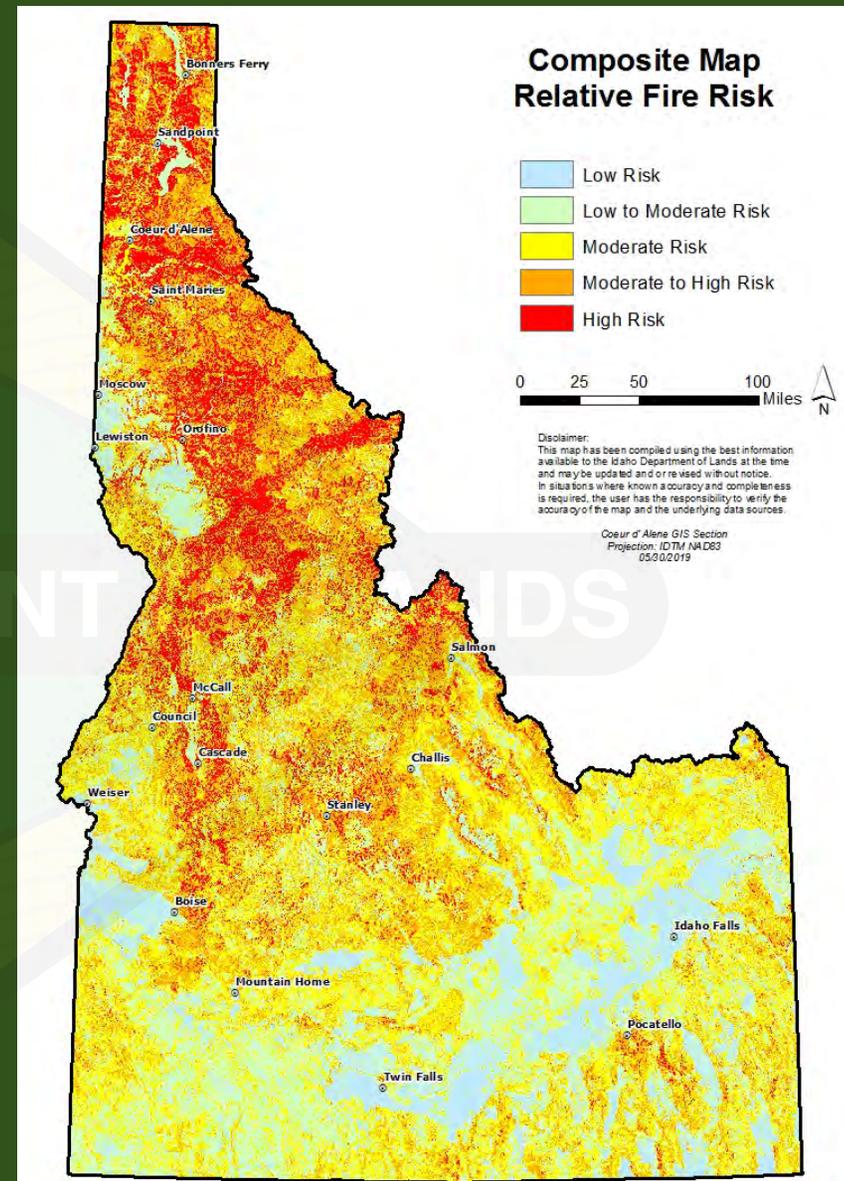


IDAHO SHARED STEWARDSHIP

The origins of Idaho's Shared Stewardship Initiative:

Shared Stewardship Agreement Goals

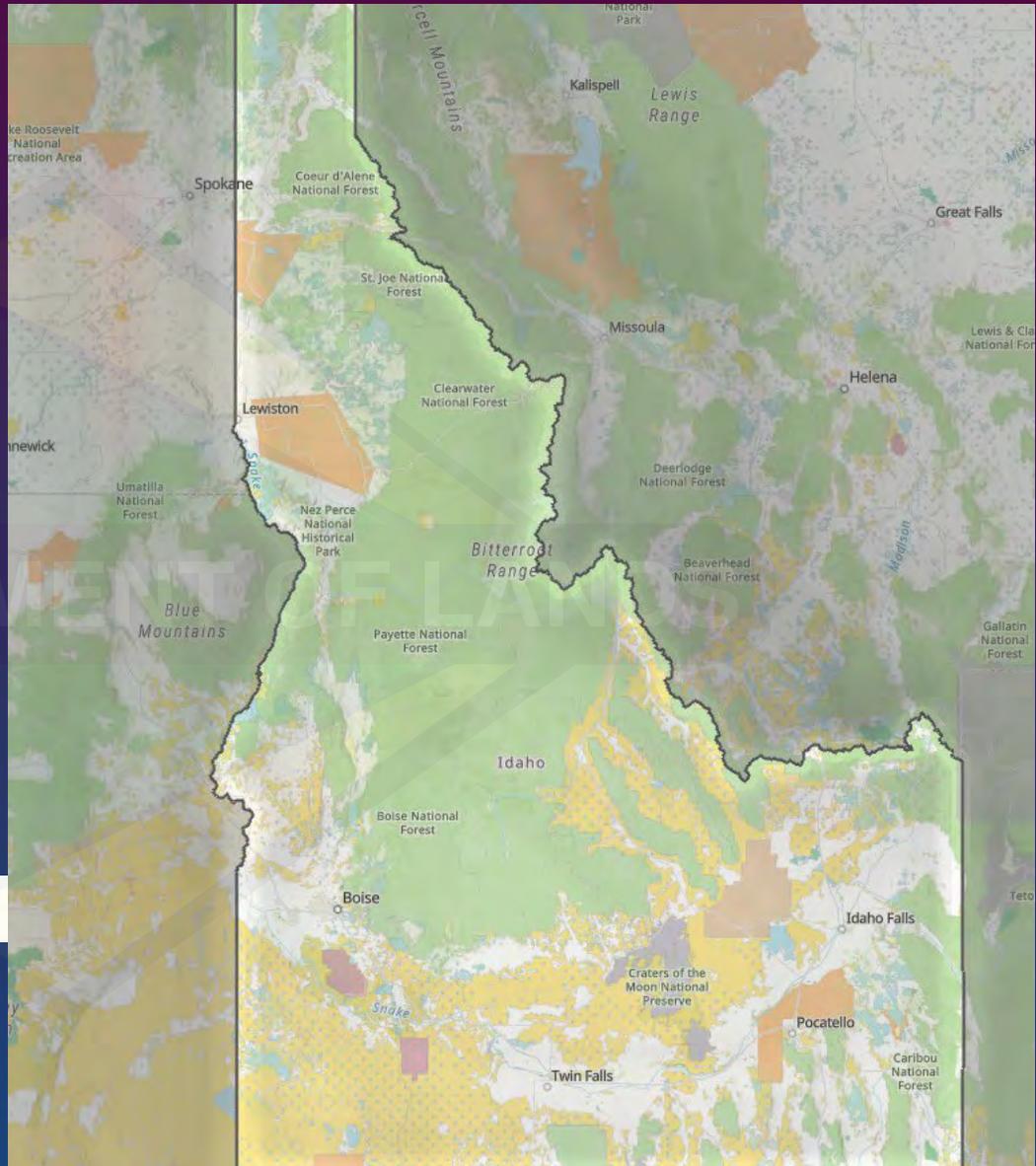
- By 2025:
 - Partners will work to double the annual acres treated on Idaho's National Forests
 - Partners will work to promote cross-boundary work (treatments) on other lands within priority landscapes



IDAHO SHARED STEWARDSHIP

Idaho Ownership

-  Forest Service – 20,293,975 acres
-  State of Idaho – 2,504,986 acres
-  BLM – 11,692,860 acres
-  Tribal – 470,585 acres



Natural Resources
Conservation Service
U.S. DEPARTMENT OF AGRICULTURE



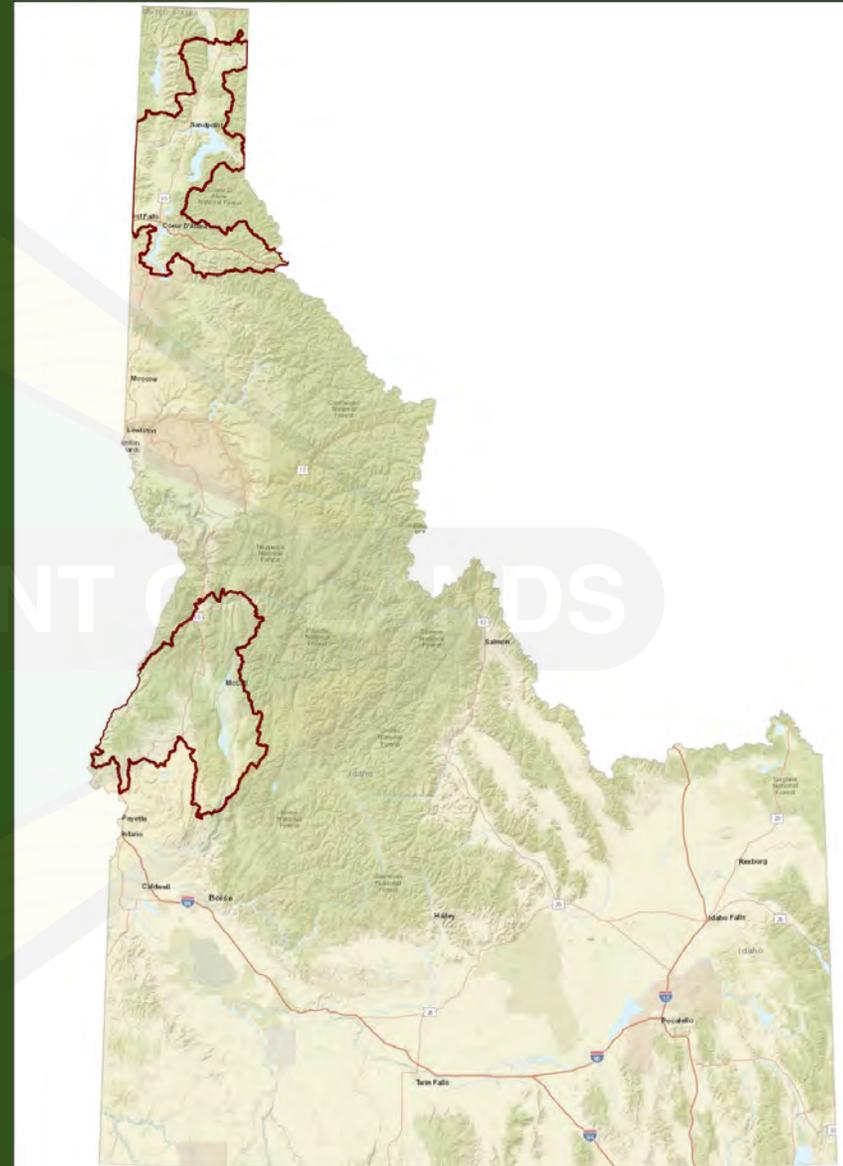
IDAHO SHARED STEWARDSHIP

Shared Stewardship

Original Priority Landscapes

*Designated and Drawn by the IDL
State Forester and USDA Region 1 and
Region 4 Foresters in 2019*

*as directed by the 2018 Shared
Stewardship Agreement*

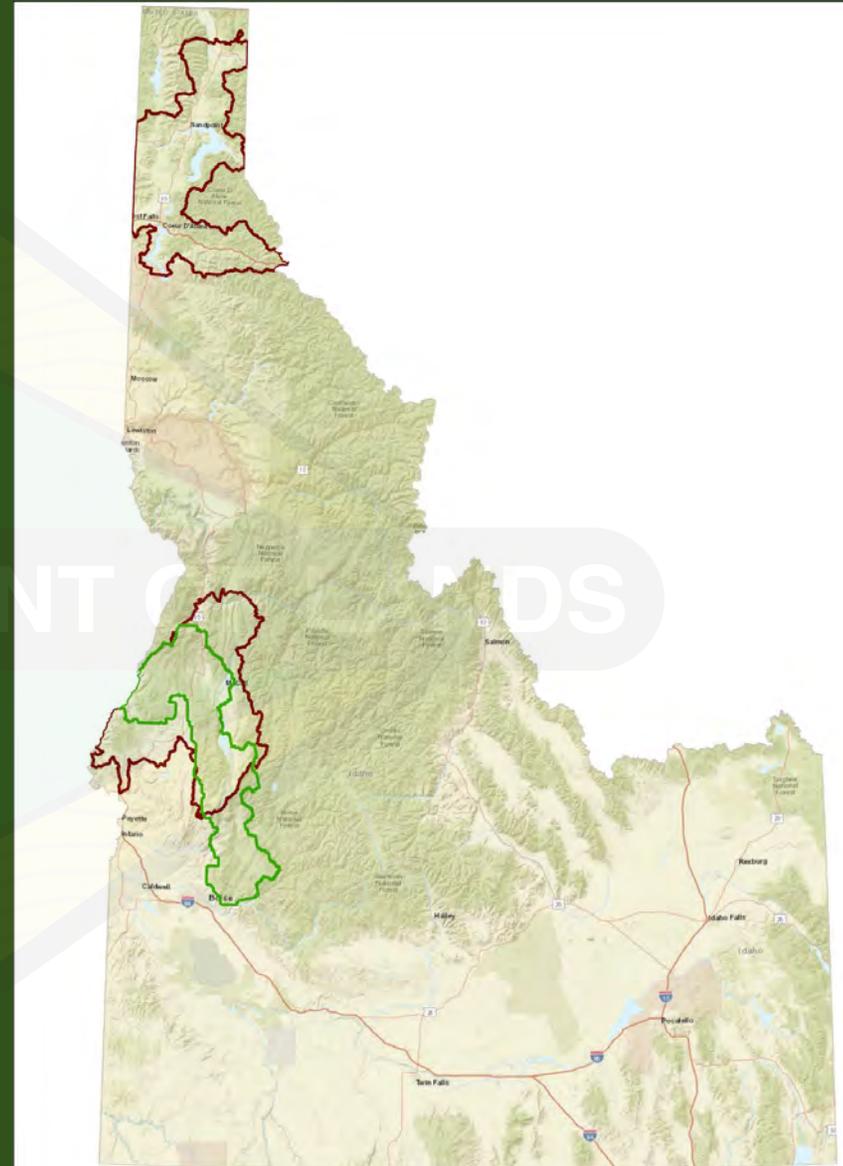


IDAHO SHARED STEWARDSHIP

**Current Boundary of South-Idaho
Shared Stewardship Priority
Landscape with overlaid USDA-
designated Southwest Idaho
Landscape (SIL)**

*SIL designated by the USDA as part of the
Wildfire Crisis Strategy*

*One of the first initial-investment landscape
designations*



IDAHO SHARED STEWARDSHIP

Shared Stewardship

New Priority Landscapes

IDAHO DEPARTMENT OF LANDS

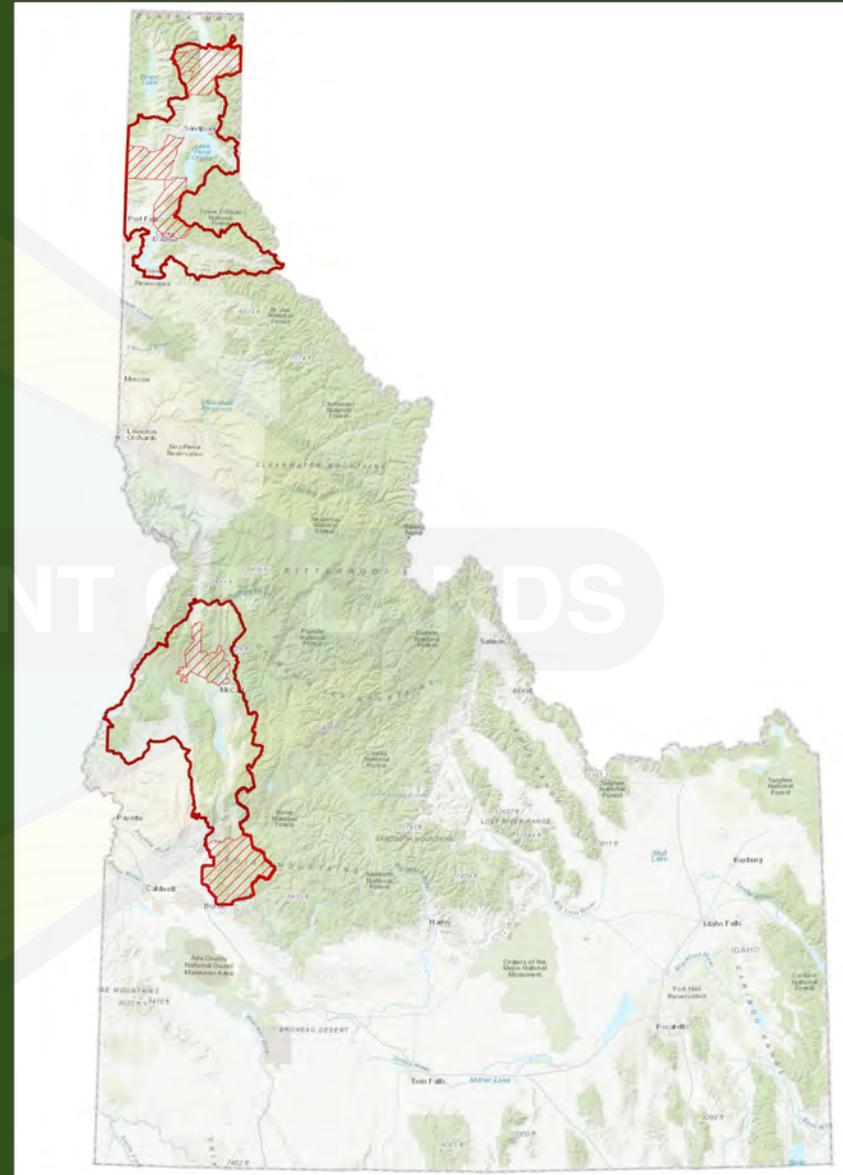


IDAHO SHARED STEWARDSHIP

Shared Stewardship

New Priority Landscapes

Focal Areas



IDAHO SHARED STEWARDSHIP

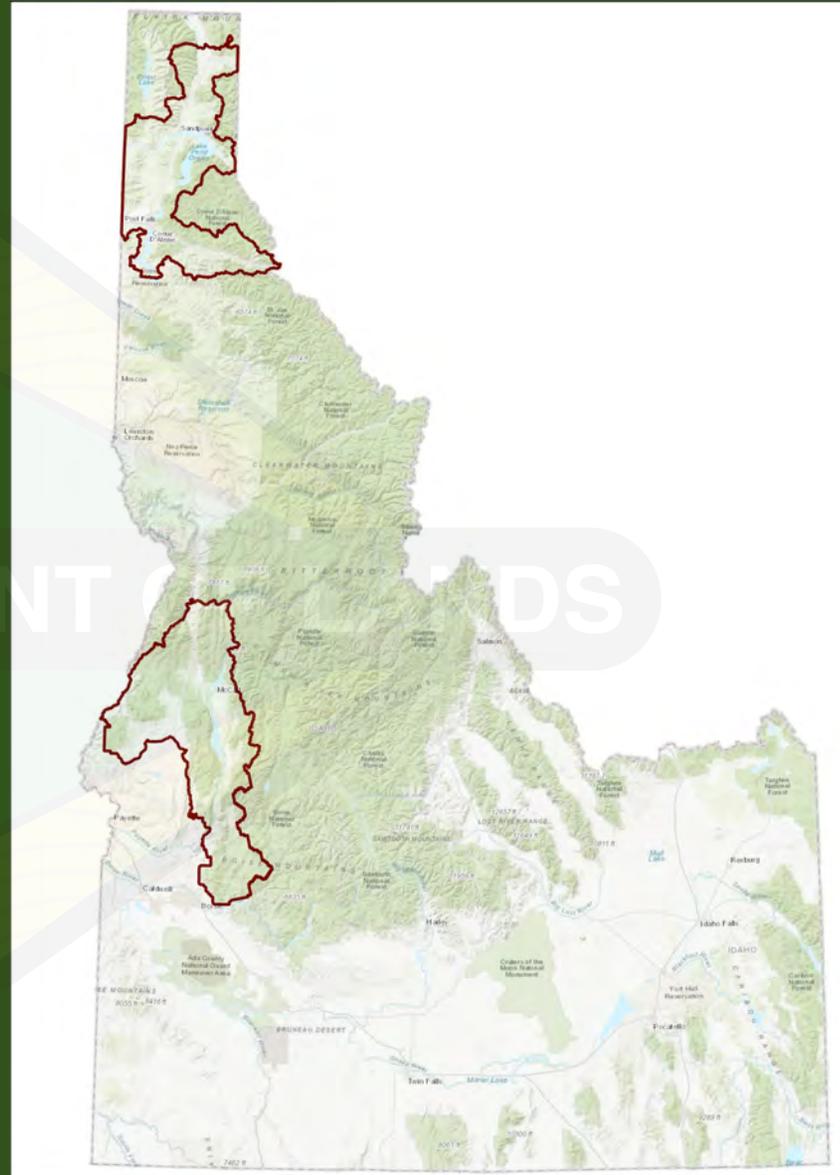
STATEWIDE PROGRESS

WITHIN S² PRIORITY LANDSCAPES

Acres Treated on
3 National Forests: 53,675

Acres Treated on
State Trust Lands: 10,703

Acres Treated on
Non-industrial Private: 2,111



IDAHO SHARED STEWARDSHIP

STATEWIDE PROGRESS

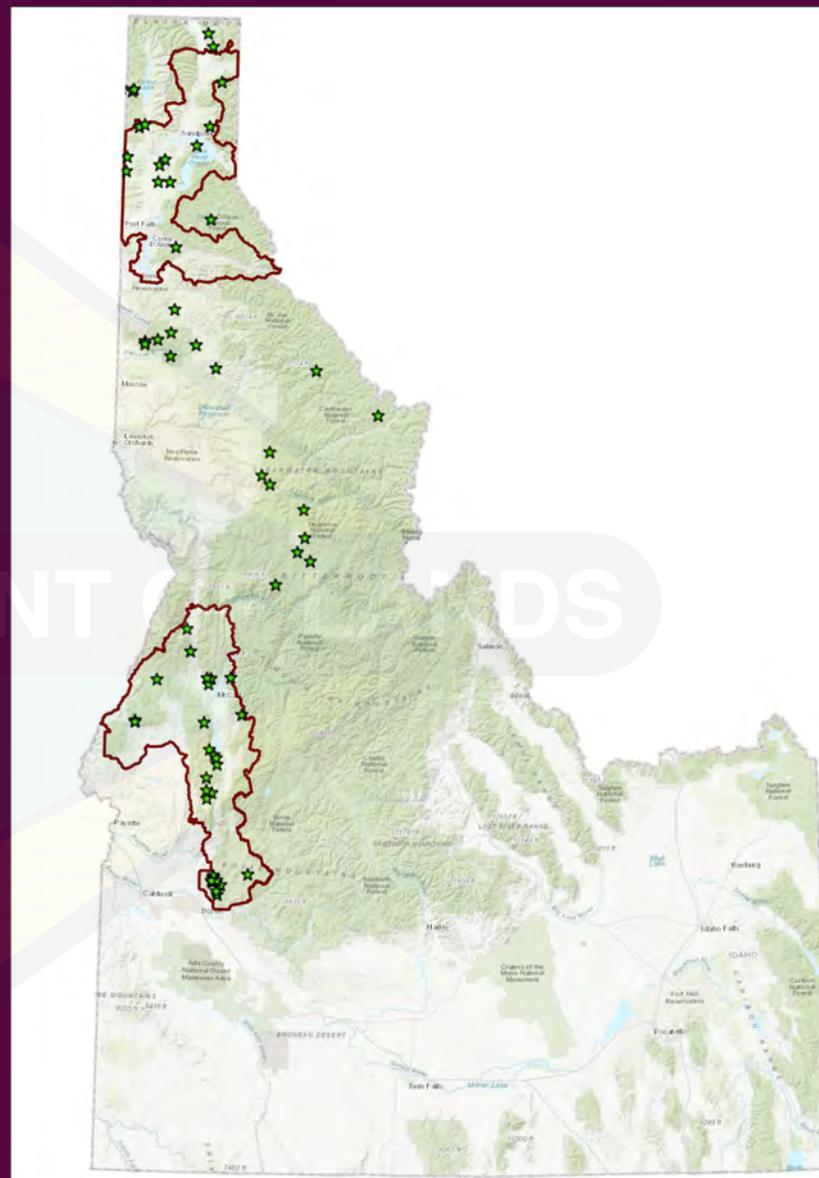
WITHIN S² PRIORITY LANDSCAPES

Acres Treated on

3 National Forests: 53,675

Acres on 3 National Forests

Administered by **IDL GNA** Foresters: 3,313

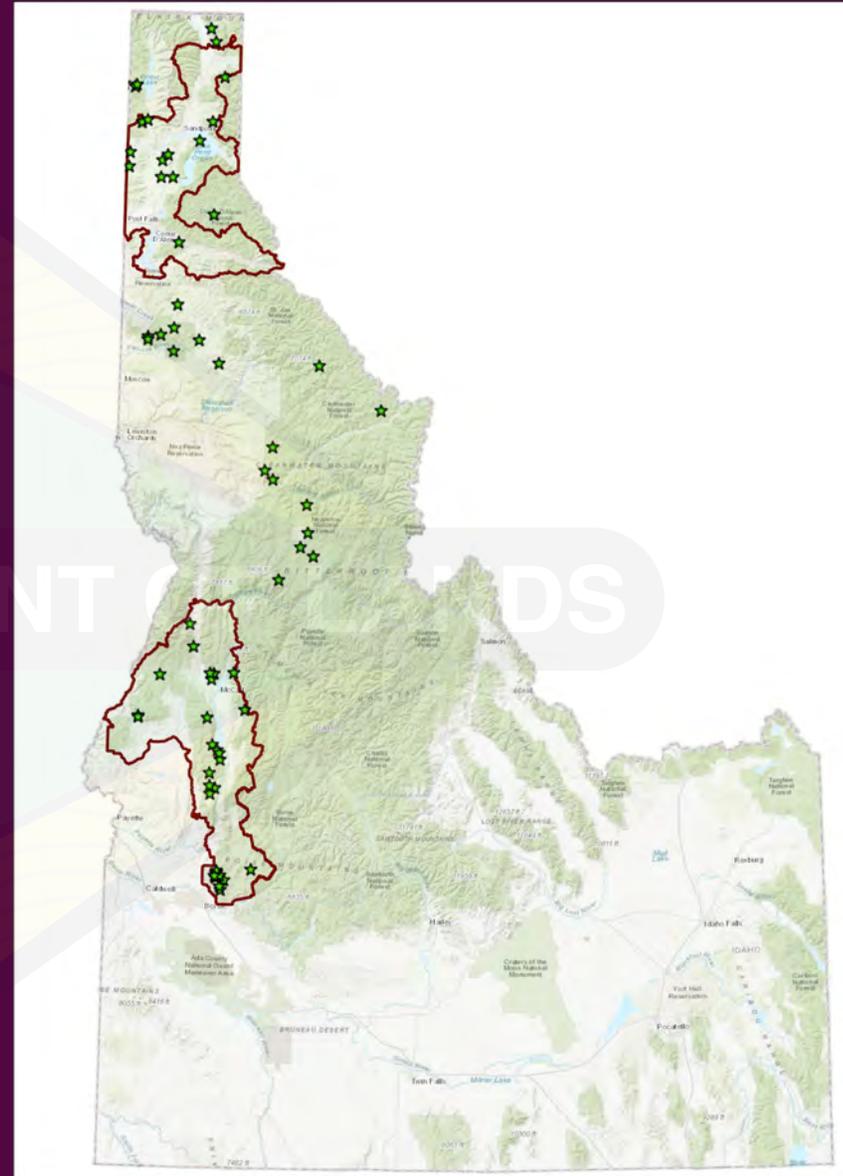


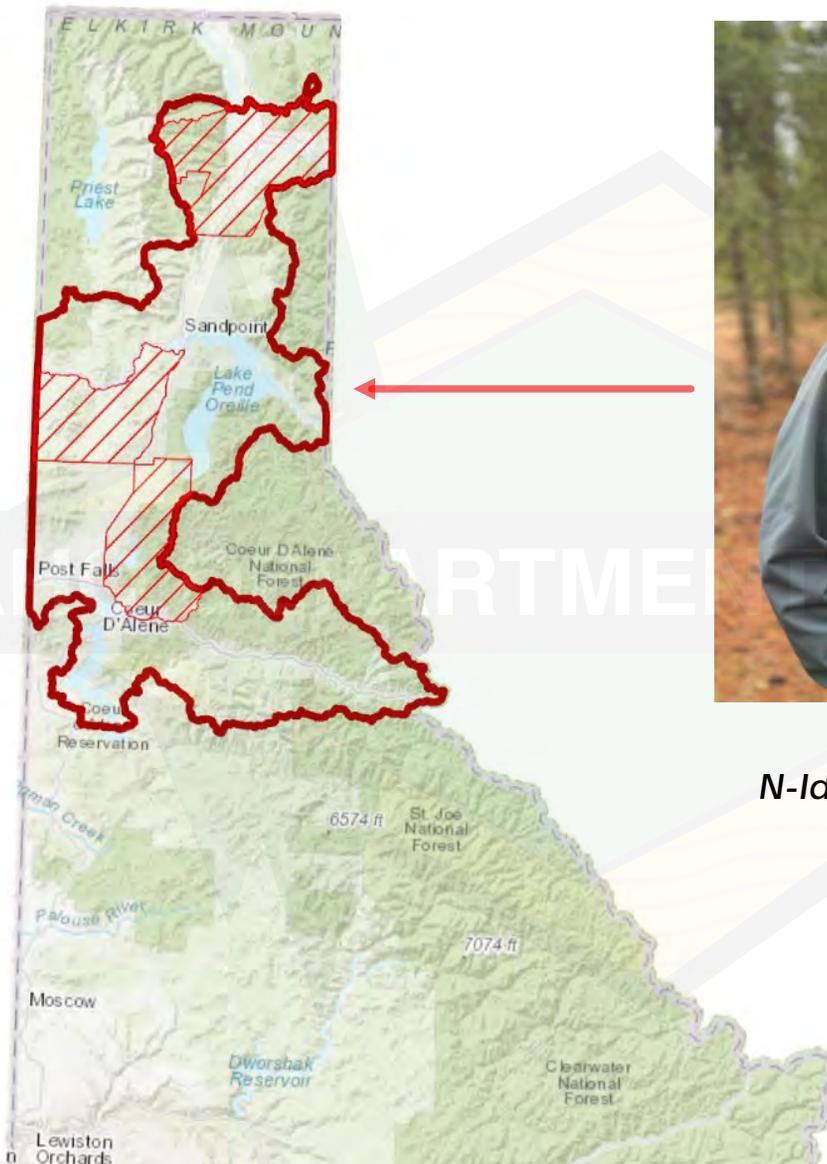
IDAHO SHARED STEWARDSHIP

GNA STATEWIDE PROGRESS

Statewide, in 2023:

- GNA now has agreements with six national forests
- Administered 20 active timber-sale operations
- Delivered 3,557 truckloads of logs
- 11 GNA timber sales were awarded:
 - 45.6 million board feet
 - 3,000 total treatment acres
 - \$5.4 million total net sale value
- 102 miles of road improvements and replacements of 71 culverts and 1 bridge





Jeff Lau
*N-Idaho Shared Stewardship
Coordinator*

North-Idaho Shared Stewardship Priority Landscape 2023 Accomplishments

USFS

12,348
acres

GNA

1,152
acres

IDL

7,081
acres

Boundary,
Bonner,
Kootenai
Counties

737
acres

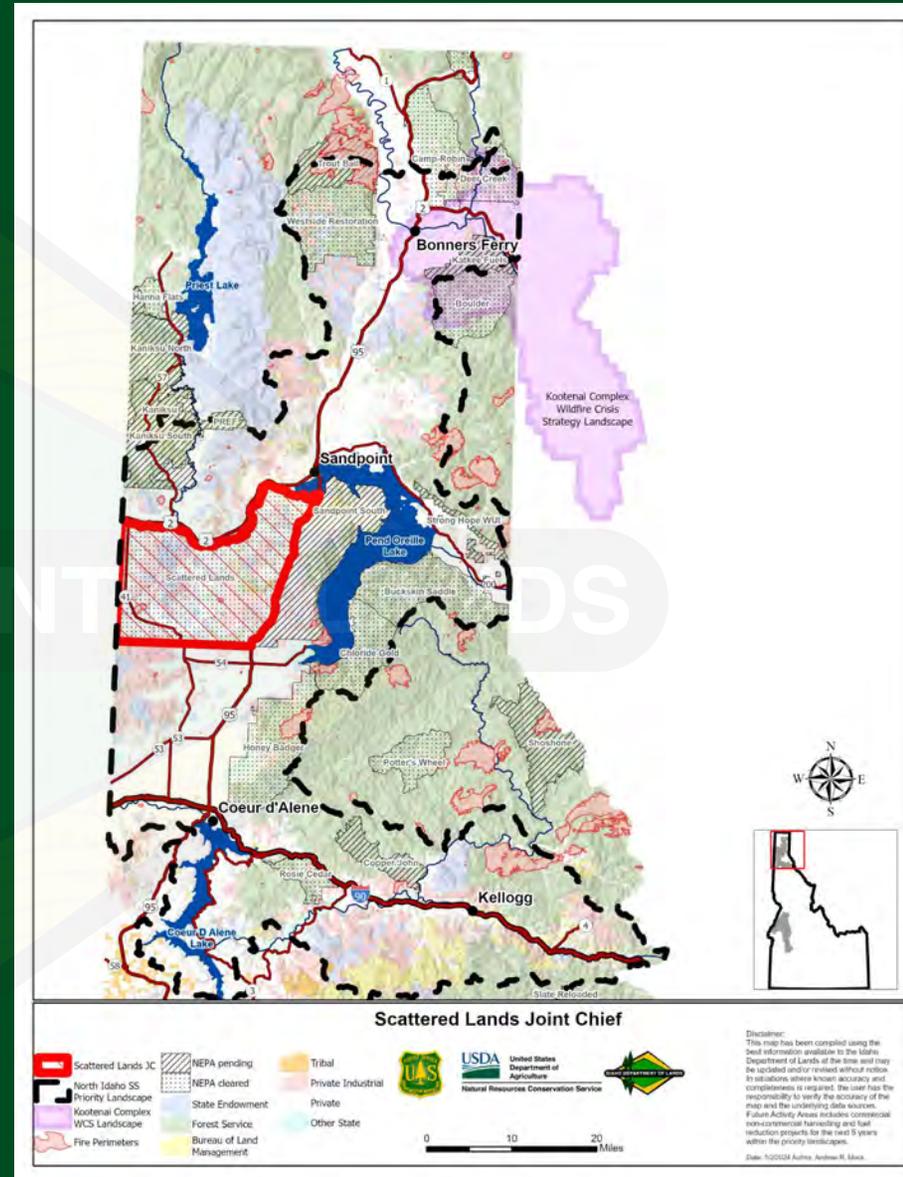
NRCS
EQIP

876
acres

North-Idaho Shared Stewardship Priority Landscape – Joint Chiefs

Scattered Lands Hazardous Fuels Joint Chiefs Project FY22-24

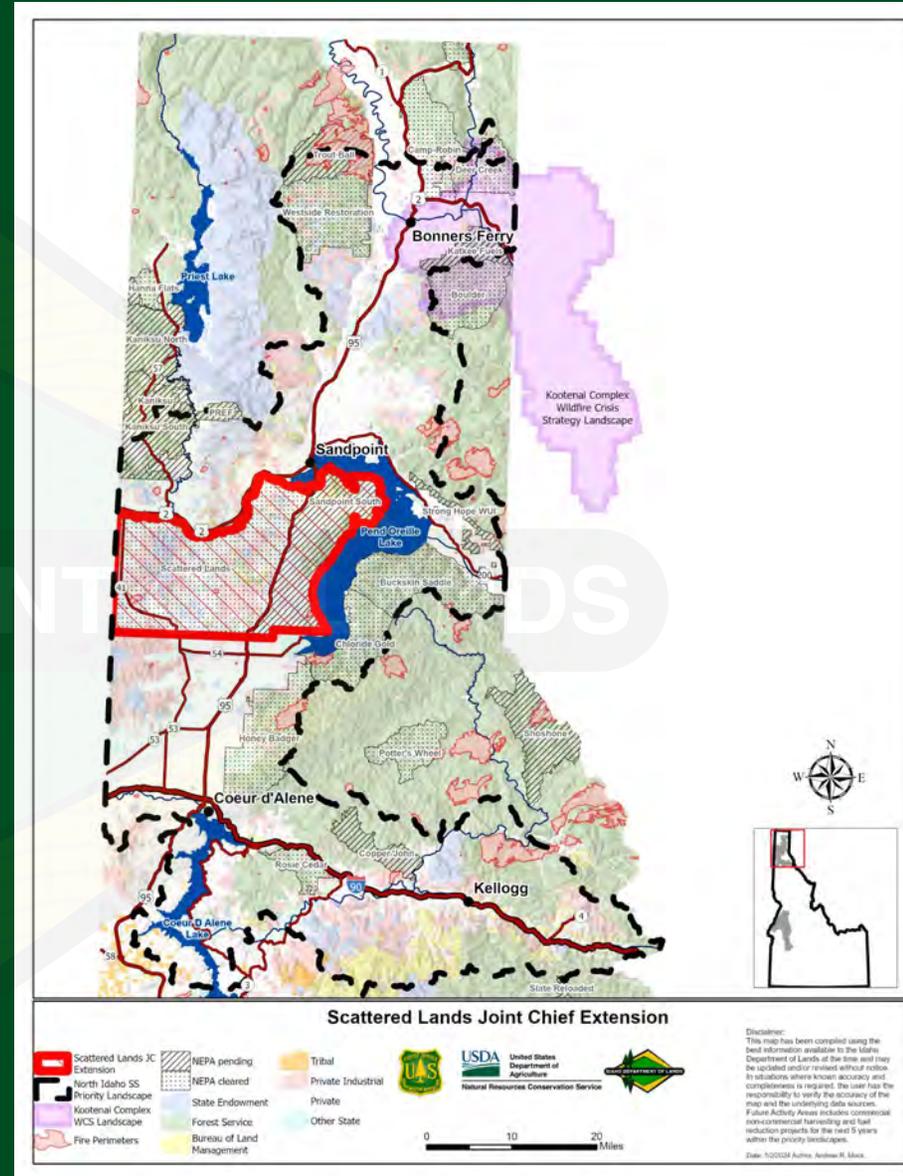
- \$1,482,865 total funding received
- 4,510 total planned treatment acres
- 2,837 acres treated to date (~63%)
- 6,597 cumulative acres treated to date (2022-2023)



North-Idaho Shared Stewardship Priority Landscape – Joint Chiefs

Expanded Scattered Lands Hazardous Fuels Joint Chiefs Project Area

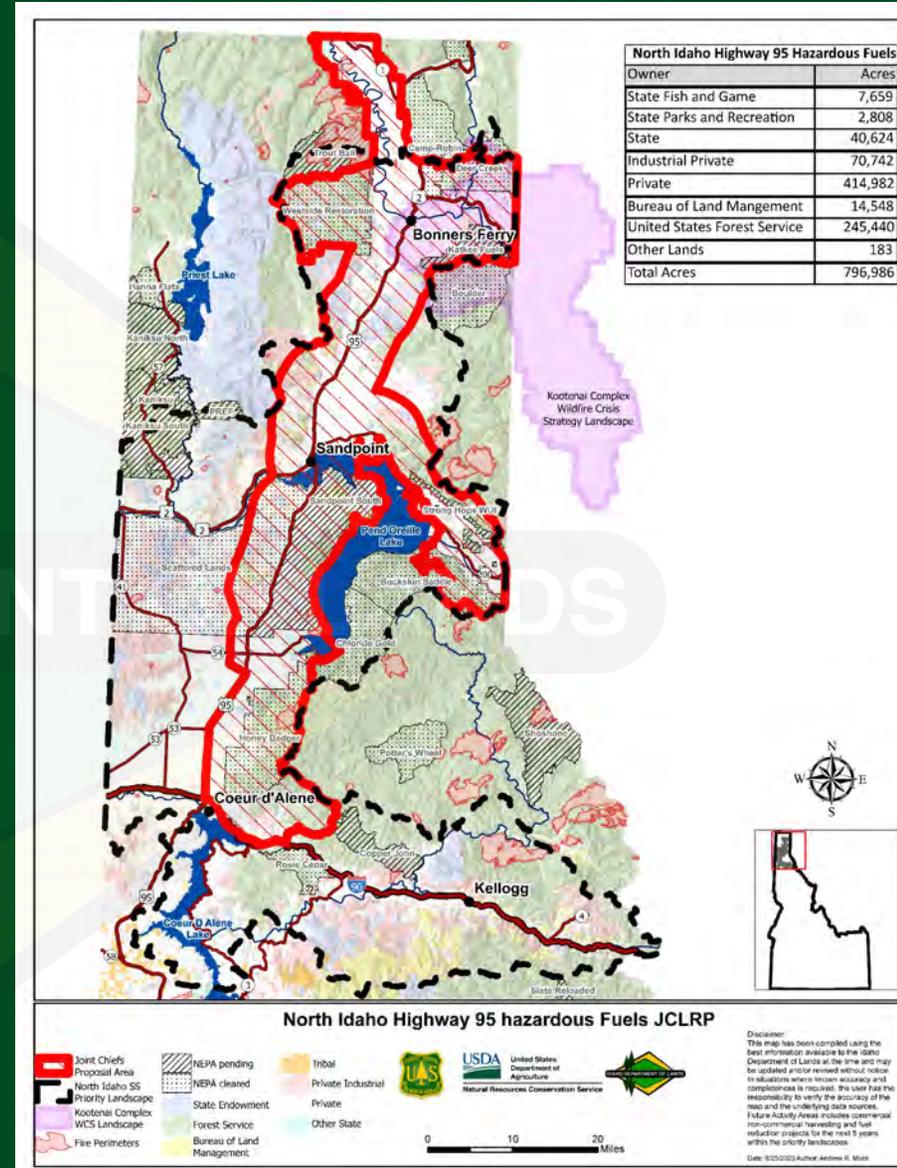
- Added approximately 80,146 acres to the original proposal
- The expansion included all lands west of Pend Oreille Lake and east of Highway 95

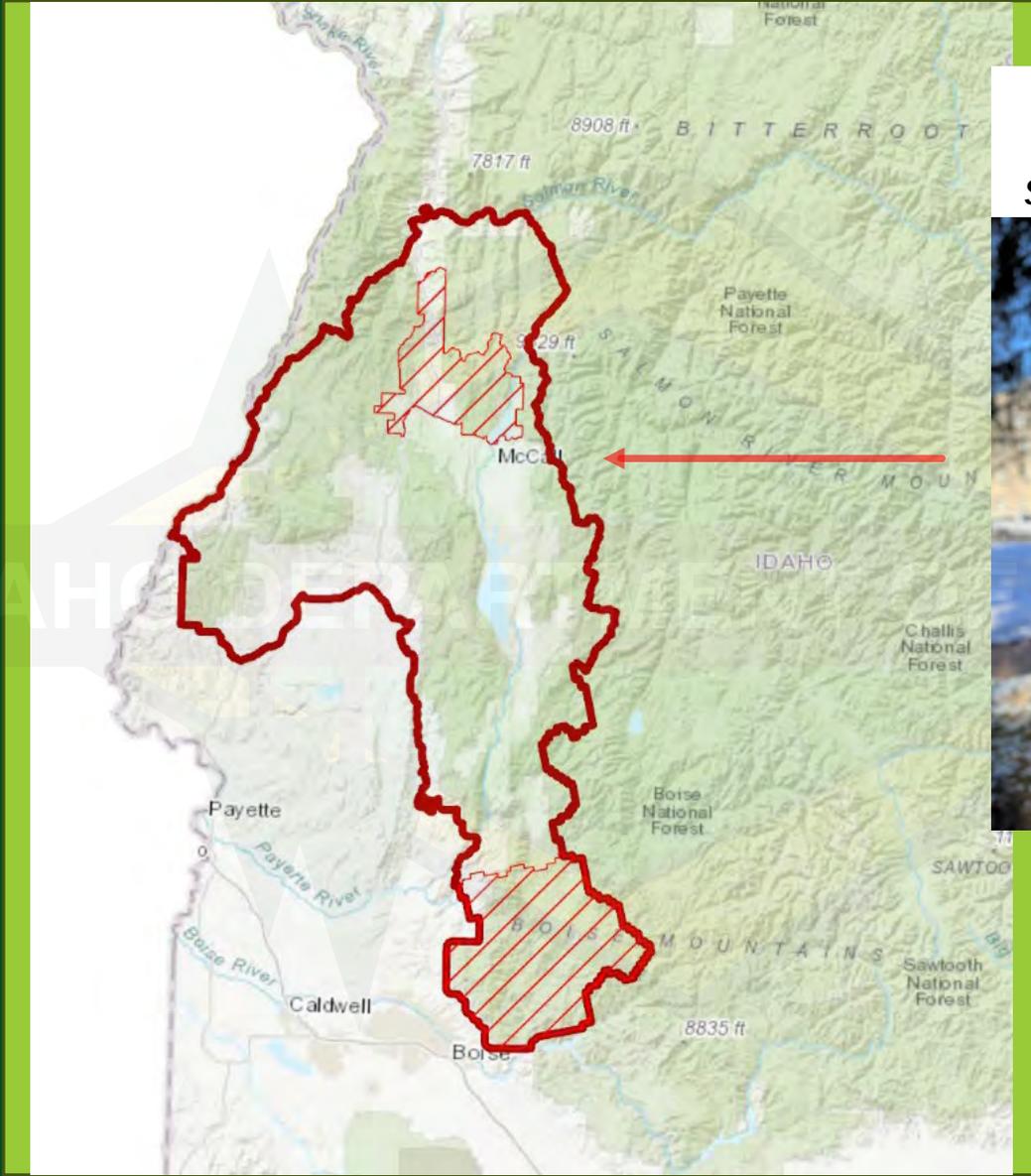


North-Idaho Shared Stewardship Priority Landscape – Joint Chiefs Proposal

North-Idaho Highway 95 Hazardous Fuels Joint Chiefs Proposal FY24-26

- 796,986 acre project area
- \$4,972,800 funding requested
- 7,766 planned treatment acres
- 78,506 estimated cumulative treatment acres (2024-2026)





Brian Davis
S-Idaho Shared
Stewardship Coordinator



South-Idaho Shared Stewardship Priority Landscape 2023 Accomplishments

USFS

41,327
acres

GNA

2,161
acres

IDL

3,622
acres

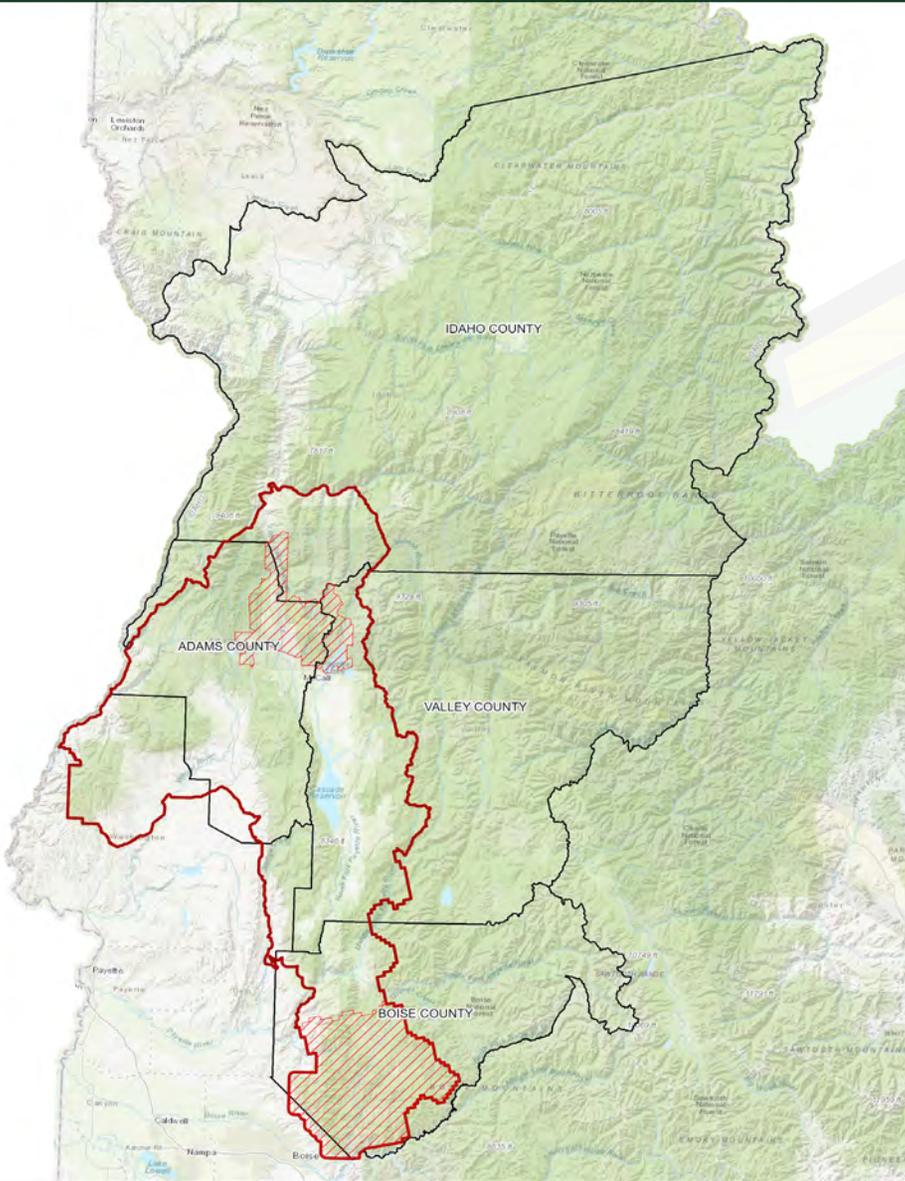
Valley,
Adams,
Boise
Counties

419
acres

NRCS
EQIP

79
acres

Landmark County GNA Agreements



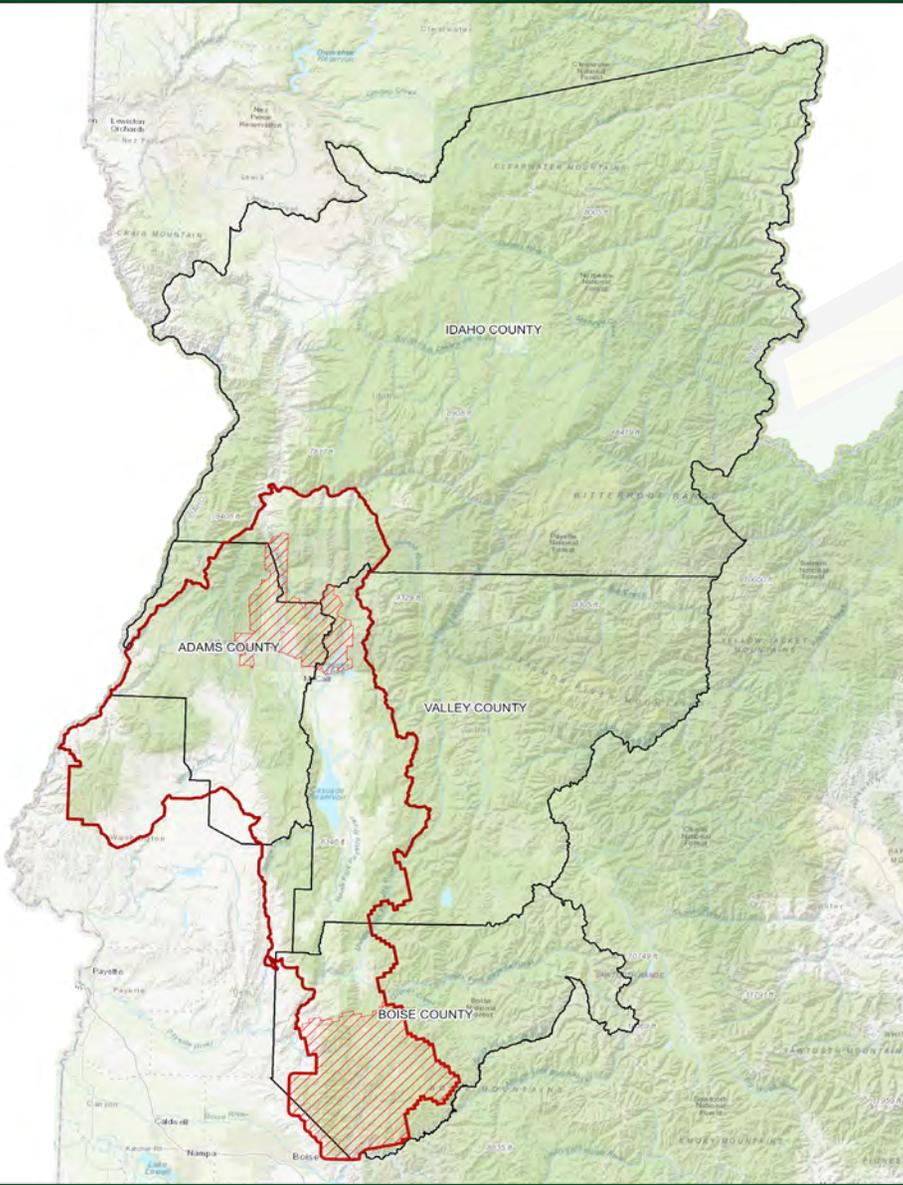
Adams County

Idaho County

Boise County

Valley County

2023 County GNA Funding



Adams County
\$795,000

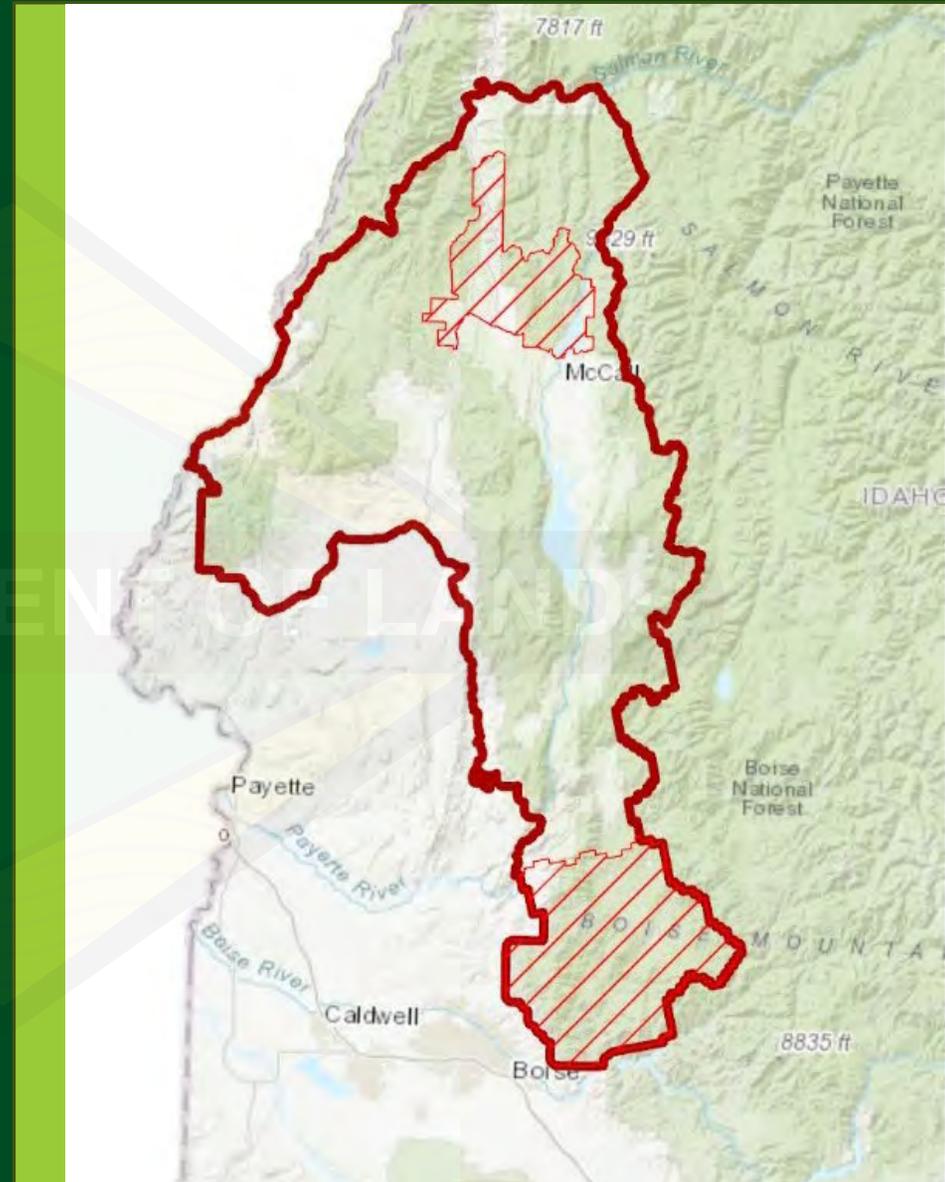
Idaho County
\$200,000

Boise County
\$600,000

Valley County
\$495,000

South-Idaho Shared Stewardship Priority Landscape *2023 Projects*

- County GNA Agreements
- *Highway 95 Corridor Focal Area*
- New Partners, New Projects



South-Idaho Shared Stewardship Priority Landscape

Boise Front Focal Area

Forest Service

- Johnson Creek - 705 acres

IDL Private Forestry

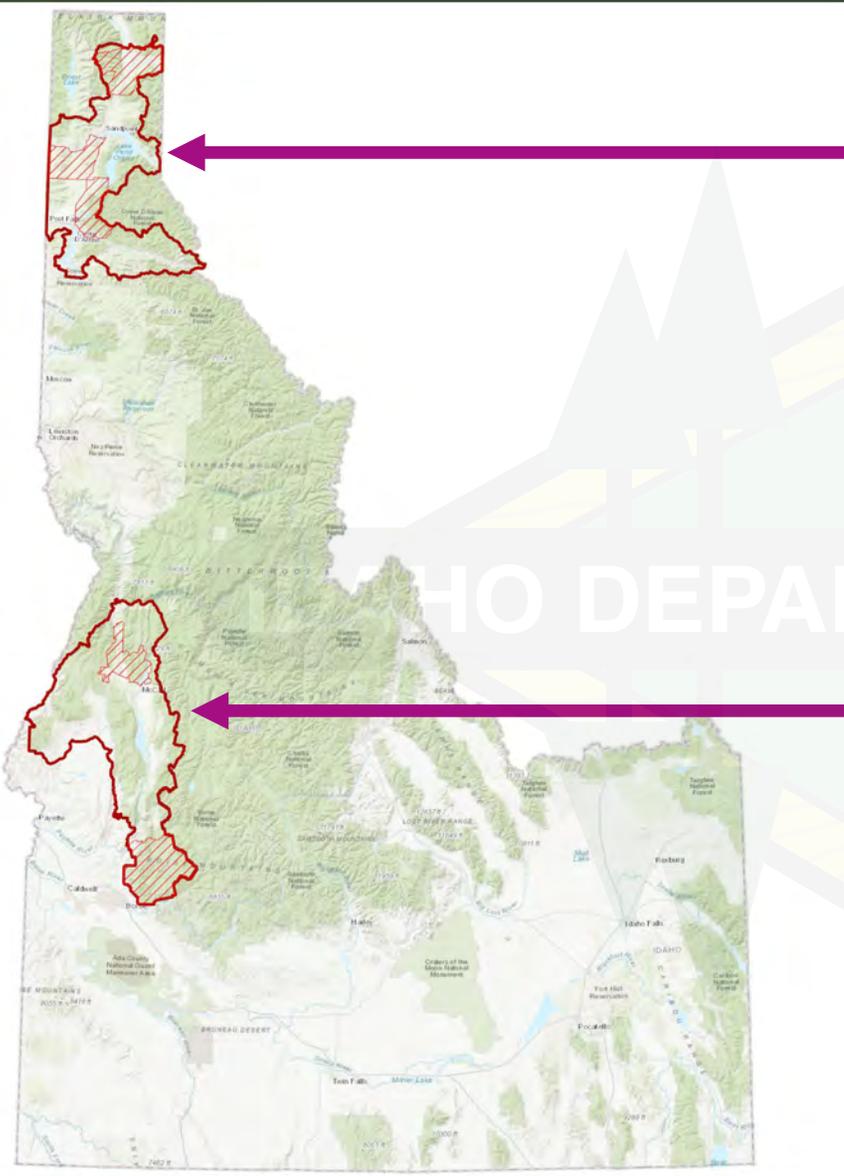
- Demo sites, outreach to landowners

Boise County

- Hiring Wildfire Mitigation Coordinator, Title 3 and HFR grant

NFF

- All Lands Partnership
- RCPP Application #2



- **Leanne Marten**

- Regional Forester
- Northern Region of the USFS (Region 1)
- North-Idaho Shared Stewardship Priority Landscape

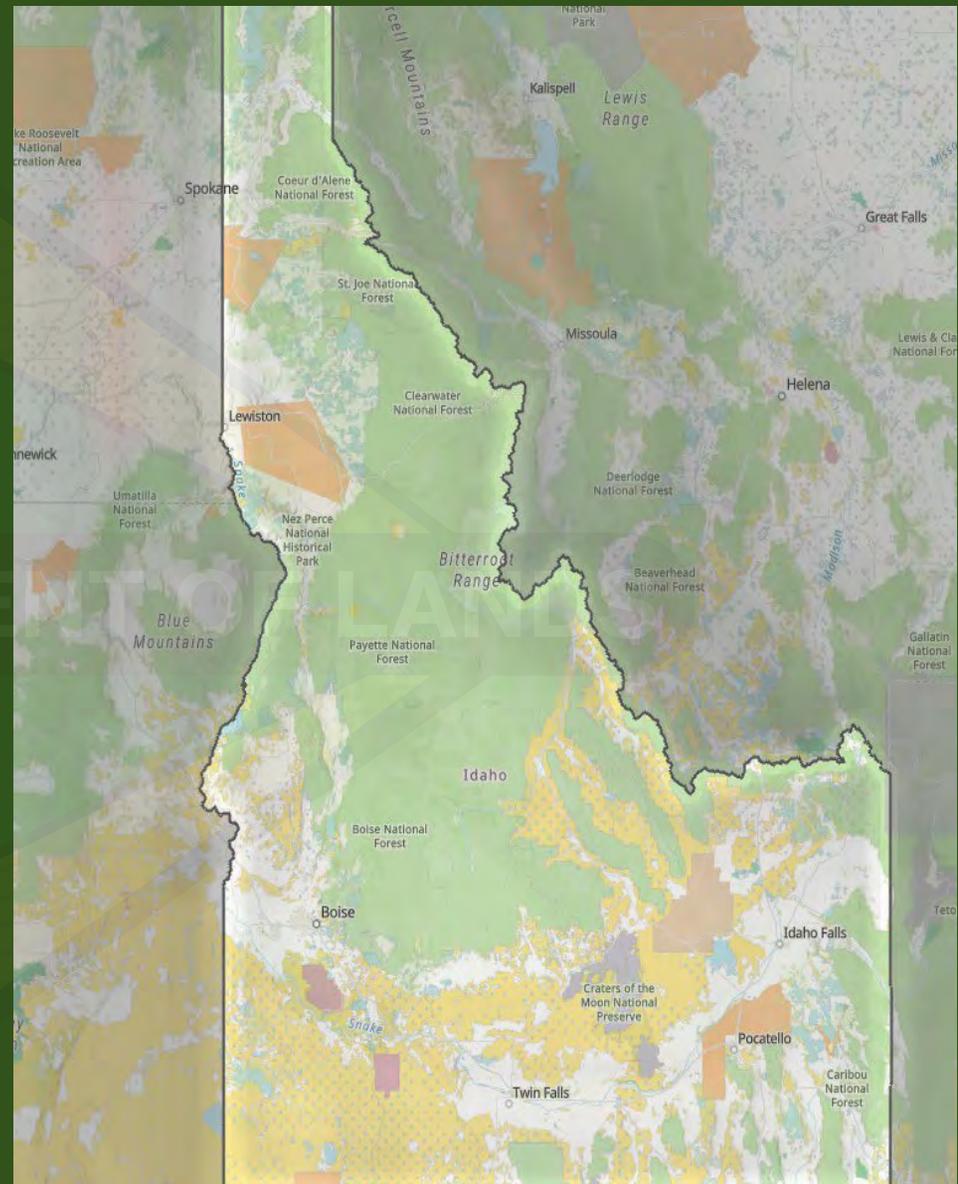
- **Mary Farnsworth**

- Regional Forester
- Intermountain Region of the USFS (Region 4)
- South-Idaho Shared Stewardship Priority Landscape

IDAHO SHARED STEWARDSHIP

Shared Stewardship Goal:

Work to double the annual acres treated on Idaho's national forests by 2025



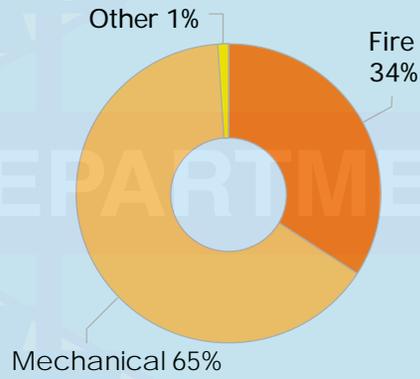
IDAHO SHARED STEWARDSHIP

*Pre-Shared Stewardship Agreement
FFY 2014-2018 Treatments on National Forests*

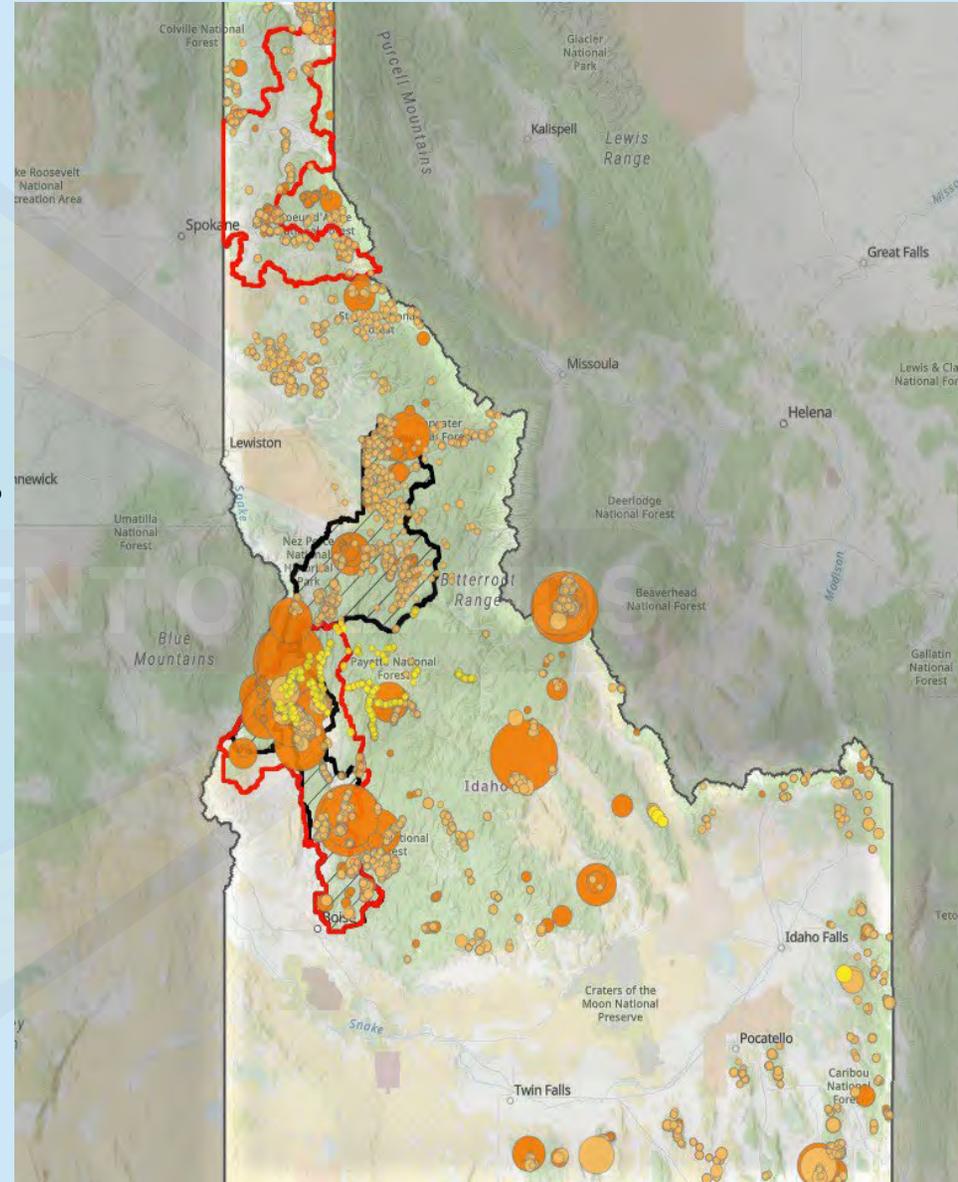
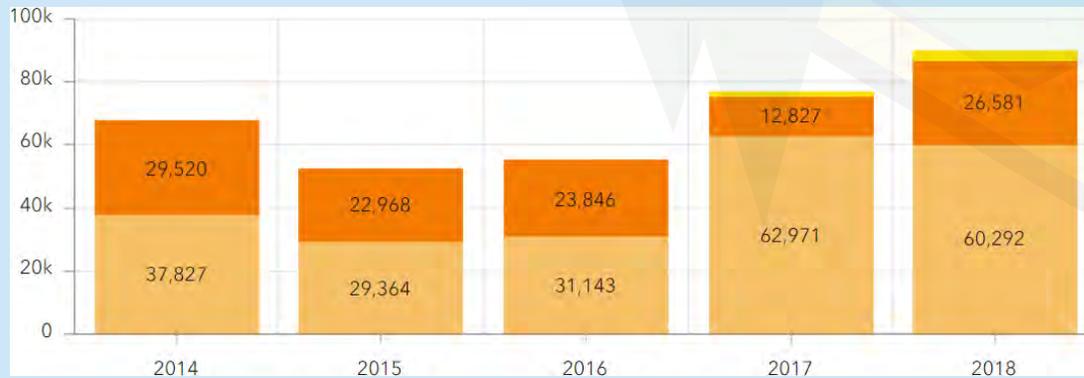
Average Acres per Year: 68,190

340,949 total acres treated

- **221,597** acres Mechanical
- **115,742** acres Prescribed Fire
- **3,610** acres "other" treatments



Total Acres Treated per Year by Category



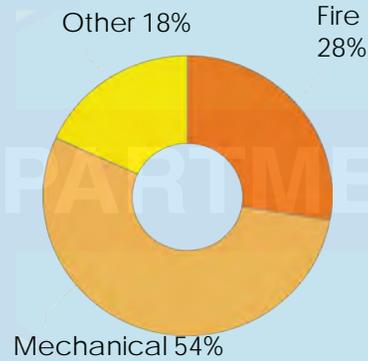
IDAHO SHARED STEWARDSHIP

Post-Shared Stewardship Agreement
FFY 2019-2023 Treatments on National Forests

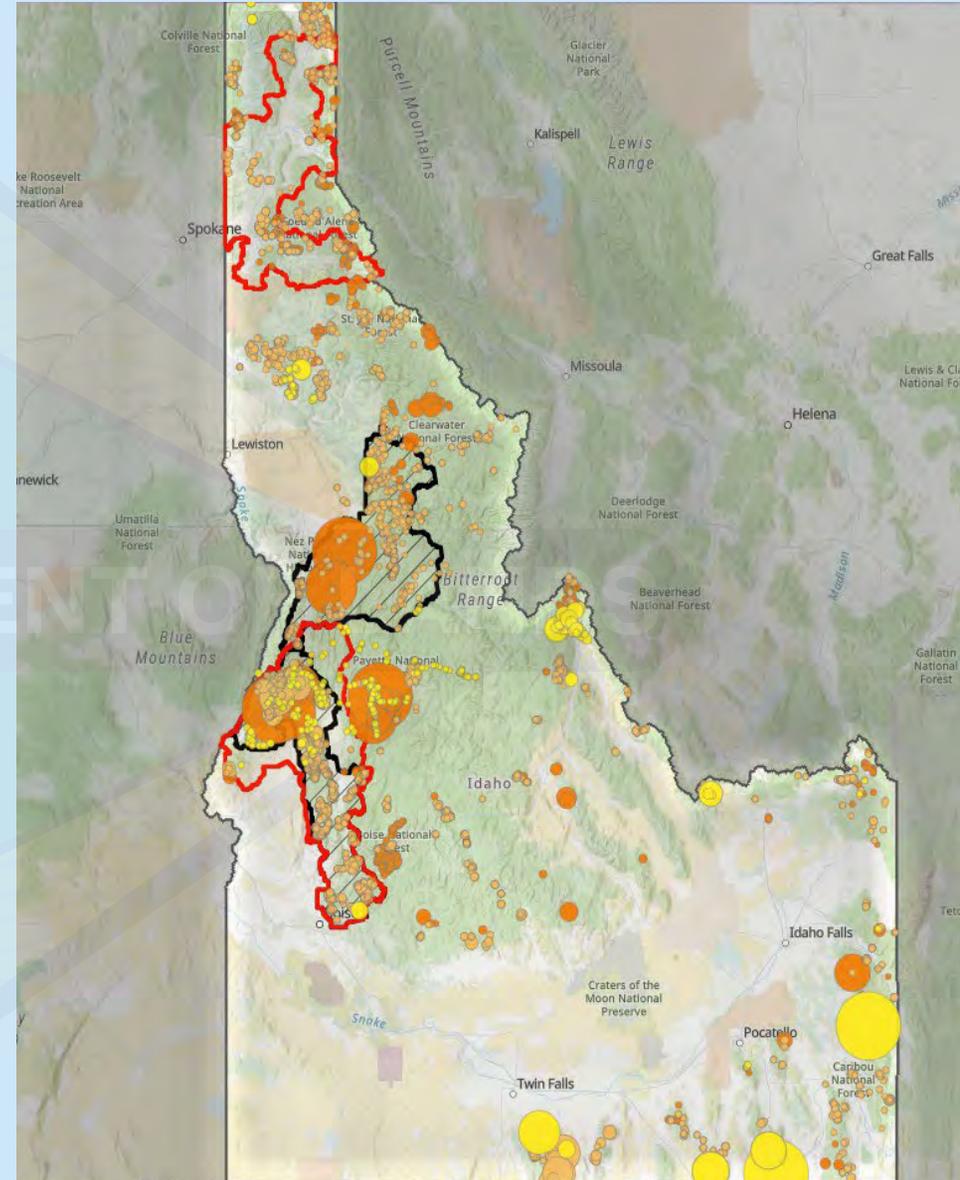
Average Acres per Year: **104,948**

524,738 total acres treated

- 285,979 acres Mechanical
- 145,577 acres Prescribed Fire
- 93,182 acres "other" treatments



Total Acres Treated per Year by Category



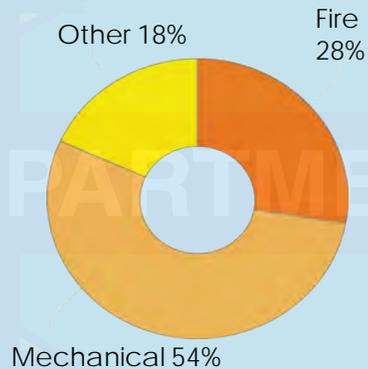
IDAHO SHARED STEWARDSHIP

*Post-Shared Stewardship Agreement
FFY 2019-2023 Treatments on National Forests*

Average Acres per Year: 104,948

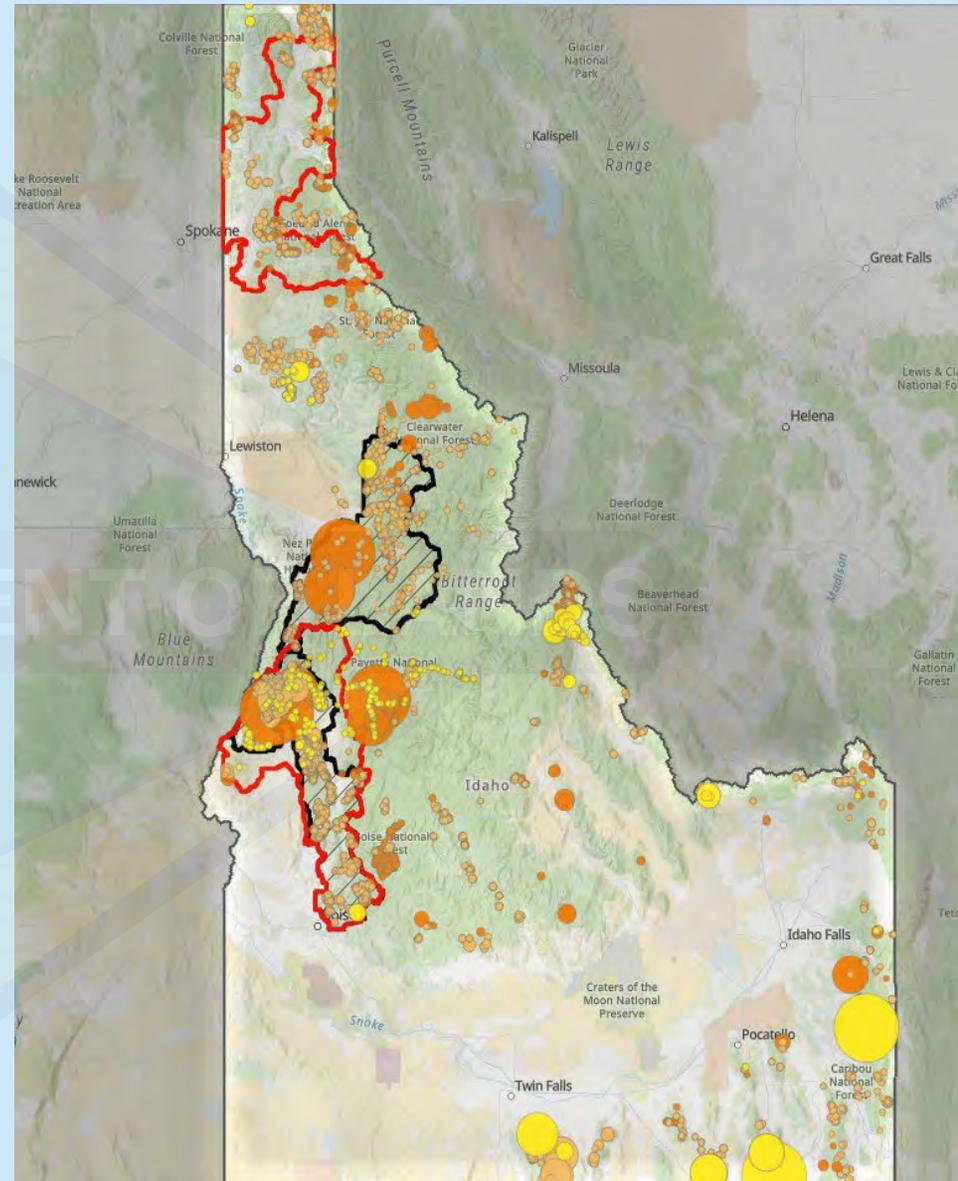
524,738 total acres treated

- 285,979 acres Mechanical
- 145,577 acres Prescribed Fire
- 93,182 acres "other" treatments



54% Increase!

**Up 36,758 acres per year,
on average**



STATE BOARD OF LAND COMMISSIONERS

January 16, 2024
Information Agenda

Subject

Idaho Shared Stewardship Updates

Background

This is Idaho Department of Lands' and the USDA Forest Service's 2023 progress report showing annual updates and the accomplishments of the **No Boundaries Forestry** programs—including Good Neighbor Authority (GNA) projects—under Idaho's Shared Stewardship Initiative.

Discussion

- History and origins of the Idaho Shared Stewardship Initiative
 - Shared Stewardship master agreement between the State of Idaho and the USDA Forest Service (USFS) was signed in December 2018.
 - This is an interagency agreement to manage forestlands, across ownership boundaries, with a collaborative, all-lands-all-hands approach to increase the pace and scale of fuels-reductions treatments and active management in high-risk landscapes across the state.
 - Idaho Department of Lands (IDL) and the USFS designated two high-risk priority landscapes in which both agencies focus money and resources towards cross-boundary forest treatments.
 - NRCS joined the Shared Stewardship Initiative as a financial supporter and project collaborator in 2020.
- Changes in the South-Idaho Shared Stewardship Priority Landscape
 - Under the Wildfire Crisis Strategy (WCS), USDA designates the Southwest Idaho Landscape (SIL) which closely overlaps with the South-Idaho Shared Stewardship Priority Landscape.
 - Upon request of the USFS, Shared Stewardship partners met to discuss how the Shared Stewardship Priority Landscape boundary could more closely match the SIL boundary.
 - The resulting change of the South-Idaho Shared Stewardship Priority Landscape was approved by the two USFS Regional Foresters and Idaho's State Forester in 2023.

- Statewide progress in completing harvesting, thinning and fuels-reduction treatments on federal, state and private forestlands in Idaho in the last year to year-and-a-half:
 - Acres treated on Idaho Panhandle, Payette and Boise National Forests: **53,675**
 - Acres treated on State Trust Lands: **10,703**
 - Acres treated on non-industrial private forestlands: **2,111** (*that have utilized one of IDL's funding sources*).
- 2023 Good Neighbor Authority (GNA) progress of active management and fuels-reduction treatments on federal forestlands:
 - Acres treated on the Idaho Panhandle, Payette and Boise National Forests, *in the two Shared Stewardship Priority Landscapes*, administered by GNA foresters: **3,313**
 - Statewide, in 2023:
 - GNA now has agreements with six national forests in Idaho.
 - New agreements signed in 2023 will provide \$3 million in funding for restoration activities on forestlands administered by the BLM, the Caribou-Targhee National Forest, and the Salmon-Challis National Forest.
 - GNA foresters administered 20 active timber-sale operations
 - **3,557** truckloads of logs delivered
 - **11** GNA timber sales were awarded, consisting of:
 - **45.6** million board feet
 - **3,000** total treatment acres
 - **\$5.4 million** total net sale value
 - **3,100** acres of fuels-reduction treatments completed
 - **102** miles of road improvements
 - Replacements of **71** culverts and **1** bridge
- Progress and project work in the North-Idaho Shared Stewardship Priority Landscape, including new funding opportunities
 - Acres harvested, thinned or otherwise treated in the Priority Landscape:
 - Idaho Panhandle National Forests: **12,348** acres
 - GNA administered **1,152** of these acres
 - State endowment forests—IDL: **7,081** acres
 - Non-industrial private forestlands, through Boundary, Bonner and Kootenai Counties: **737** acres
 - Non-industrial private forestlands, through NRCS EQIP: **876** acres
 - 2022 Joint Chiefs' Landscape Restoration Partnership award
 - ***Scattered Lands Hazardous Fuels*** project
 - Originally focused on almost 175,000 acres of high-risk forestlands in Bonner County

- 2023 Joint Chiefs application
 - **North Idaho Highway 95 Hazardous Fuels** project
 - Focuses on almost 800,000 acres of high-risk forestlands across Boundary, Bonner and Kootenai Counties
 - Overlaps the USDA WCS designation of the Kootenai Complex Wildfire Crisis Strategy Landscape
- Progress and project work in the South-Idaho Shared Stewardship Priority Landscape, including new funding opportunities
 - Acres harvested, thinned or otherwise treated in the Priority Landscape:
 - Payette and Boise National Forests: **41,327** acres
 - GNA administered **2,161** of these acres
 - State endowment forests—IDL: **3,622** acres
 - Non-industrial private forestlands, through Valley, Adams and Boise Counties: **419** acres
 - Non-industrial private forestlands, through NRCS EQIP: **79** acres
 - Four new county GNA agreements with national forests, to support fuels-reduction projects on adjacent private forests
 - Idaho County (\$200,000)
 - Adams County (\$795,000)
 - Valley County (\$495,000)
 - Boise County (\$600,000)
 - Boise Front Focal Area
 - Project coordinator: National Forest Foundation
 - Application to acquire NRCS Regional Conservation Partnership Program (RCPP) funds
 - \$24 million dollars over 5 years to support treatments on the Southwest Idaho Landscape (SIL)
 - Cross-boundary treatments across the Idaho City District of the Boise National Forest and surrounding high-risk, hard-to-access private forestlands
- Words of support for Idaho's Shared Stewardship programs and projects, from Forest Service Regional Foresters, Leanne Marten (Region 1) and Mary Farnsworth (Region 4)
- 5 years after the signing of the Shared Stewardship master agreement, an overview of the progress in reaching the target of "doubling the acres treated" on all of Idaho's seven national forests:
 - On average, per year, there has been a **54%** increase in national forest acres treated, between the five-year period prior to the Shared Stewardship agreement and the five-year period afterward.

STATE BOARD OF LAND COMMISSIONERS

January 16, 2024
Information Agenda

Subject

Forest Legacy Program Overview

Background

The Forest Legacy Program anticipates bringing several projects to the Land Board in 2024. This is an overview of the Forest Legacy Program for discussion and to address any questions from Land Board members.

Discussion

The Forest Legacy Program is a voluntary initiative Idaho has participated in for two decades. The program's intent is to keep working forests working. Forest Legacy empowers private landowners to safeguard their forestland for perpetual timber production. Under the program, landowners voluntarily sell their development rights at market value, but retain land ownership, management, and revenue from their land while continuing to pay property taxes. Idaho holds the development rights in trust.

Land enrolled in the program provides a steady, reliable supply of sawlogs and fiber for industry and future mill infrastructure investments. Because the program reduces urban sprawl in the Wildland Urban Interface, wildfire risks are mitigated, leaving communities safer. The program bolsters local economies by safeguarding rural jobs and keeping property on county tax rolls. It expands recreational access because industrial landowners often open these private lands for public use for hunting, fishing, and non-motorized recreation. It also preserves wildlife habitat, water quality, and scenic landscapes.

Idaho competes for grant money from the US Forest Service to fund Forest Legacy projects. Grant funding stems from congressional authorizations and offshore oil drilling royalties. Participating landowners contribute a 25% match, typically via tax-deductible donations.

To date, there are 103,252 acres that are in the Forest Legacy Program. Idaho has grants in place to secure an additional 33,157 acres, and Idaho is currently competing for grants to enroll approximately 100,653 more acres in the Forest Legacy Program.

Attachments

1. Forest Legacy Program Fact Sheet
2. Map

FOREST LEGACY PROGRAM (FLP)

Helping private landowners keep their working forests working.

FLP, a voluntary initiative, enables landowners to safeguard their forestland for perpetual timber production, offering financial incentives similar to selling for development. Owners retain their land, pay property taxes, and manage timber harvesting.

What land qualifies for the Forest Legacy Program?

Eligible properties must be privately owned, over 5 acres, 75% forested, and within Idaho's priority landscape areas, as per the Idaho Forest Action Plan. Funding is awarded through a competitive, nationwide process.

Are Forest Legacy projects funded by Idaho's General Fund?

No. Funding stems from congressional authorizations and offshore oil drilling royalties. Participating landowners contribute a 25% match, typically via tax-deductible donations.

Will there be more working forestlands enrolled in Forest Legacy in the future?

Yes. Idaho's industrial forestland owners are eager to expand private land enrollment in FLP. Idaho is ready to compete for a share of the \$700 million national fund allocated for FLP projects.

How would a property owner start the process?

Reach out to your local land trust, a non-profit specializing in land acquisition for public benefit, as all FLP applications need a land trust sponsor.

Why is Forest Legacy important?

FLP ensures a steady supply of industry sawlogs and fiber, mitigates wildfire risks, and prevents sprawl in the Wildland Urban Interface (WUI). It bolsters local economies by safeguarding rural jobs and enhancing recreational access, while preserving wildlife habitat, water quality, and scenic landscapes.

How does FLP safeguard the supply of fiber for industry?

FLP keeps working forests working, helping to ensure a reliable fiber supply for industry and future mill infrastructure investments. Together with endowment forestland, FLP helps sustain long-term fiber availability for mill operations, as well as sustaining jobs within our communities.

How does Forest Legacy work?

Under FLP, forestland owners sell their development rights but retain ownership, management, and profits from their land, while reducing development in the WUI. Idaho holds these rights in trust and counties still receive tax revenues from these lands.

What does FLP do to help sustain wildlife habitat?

Priority areas in FLP often overlap with crucial habitats for threatened species. Maintaining forested land supports wildlife habitats and creates corridors for movement, aiding in the recovery of species like the Bull Trout. Fewer residential structures in these areas also minimize wildlife-human conflicts.

What does FLP have to do with mitigating fire risk?

FLP requires a Forest Stewardship Plan and sustainable management per Idaho's Forest Practices Act, which reduces vulnerability to catastrophic fires. By limiting WUI expansion, it helps ensure fire protection can be provided with fewer resources.

How does FLP improve recreational access?

Since 2003, FLP has made 93,339 of its 103,252 timberland acres (90%) available for public recreation. As Idaho grows and demand for recreation access increases, FLP incentivizes private landowners to offer public access in line with their forest management goals.



For more info scan the code or visit

<https://www.idl.idaho.gov/about-forestry/forest-legacy-program/>

