

FY 2009 and 2010 JCCR Statutory References and Tracking Report

Department of Administration and Personnel Board

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
41-622 D	Review capital construction project insurance rates established by the Department of Administration not later than September 1.	Review	Annual by September 1 if there is a change in rates	Reviewed 6/12/03
41-791.02 A	Approve the acquisition of land or buildings.	Approve	Prior to purchase or condemnation	Approved land purchase for State Archives & History building 12/18/07
41-791.02 B 4	Review and approve any lease-purchase agreements relating to land acquisitions, capital projects, energy systems, or energy management systems.	Review and Approve	Before the agreement takes effect	Reviewed/Approved 3/26/04, 12/18/07, 10/2/08
41-791.02 I	Review and approve the purchase of property within the governmental mall.	Review and Approve	Before property is acquired	
41-791.03 A	Review any proposed facility management contract for the ENSCO property prior to its execution.	Review	Before entering into a contract	
41-792 D	Before August 1 of each even-numbered year, receive reports from the Department of Administration and the Arizona Board of Regents listing all leases approved during the prior 2 fiscal years which exceeded the average square foot dollar cost estimated for the prior fiscal year by the Lease Cost Review Board.	Report	Biennial by August 1	Received 7/28/06, 8/1/08
41-792.01 D	Before July 1 of each even-numbered year, after recommendation from the Director of the Department of Administration, determine the rental rate for agencies occupying state owned buildings.	Approve	Biennial by July 1	Received 6/30/06, Approved 5/16/07
41-792.01 D,E	Recommend to the Director of the Department of Administration, the whole or partial exemption from payment of the rental rates for agencies occupying state owned or leased buildings.	Recommend	As necessary	Real Estate 6/15/06 SPCC 8/24/06 Naturopathic 11/20/07 Revenue 2/24/09 Osteopath 6/16/09 Pest Management, Homeopathic, Equalization, & Personnel Board 9/22/09
Laws 1994, 8 th SS, Ch. 2, Sec 2 B	Before the release of additional monies for the design of a Flagstaff state office building, the Department of Administration shall present a preliminary plan to the Committee for its review.	Review	Prior to release of monies	6.6 acres of land acquired Building designed Construction never funded Last reviewed 10/97
Laws 2007, Ch. 257, Sec. 11 B	By December 31, 2007, receive a report on any FTE Positions authorized for specific projects reallocated to other projects.	Report	By December 31, 2007	
Laws 2007, Ch. 257, Sec. 2 A	The department may allocate no more than \$275,000 in personal services and employee related expenditures from monies for major maintenance and repair of state buildings without Committee review.	Review	As Necessary	Reviewed 8/16/07

Department of Administration and Personnel Board (Continued)

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
Laws 2007, Ch. 261, Sec. 8 C and Sec. 9 D	By the end of each calendar quarter, receive a joint report from the Directors of the Department of Administration and State Department of Corrections on the status of implementing the public prison project and the private prison bed contract. The reports shall be submitted until all authorized prison beds are open.	Report	Quarterly	MFH 10/07, 1/08, 4/08, 7/08, 10/08, 1/09, 5/09, 8/09
Laws 2009, 3 rd SS, Ch. 6, Sec. 33	By October 1, 2009, receive an RFI from the Arizona Department of Administration in consultation with the Arizona Department of Corrections for purposes of identifying the feasibility of a concessions agreement. The RFI will be submitted to the Committee for review prior to publication.	Review	By October 1, 2009	
Laws 2009, 3 rd SS, Ch. 6, Sec. 33	By April 1, 2010, receive an RFP from the Arizona Department of Administration in consultation with the Arizona Department of Corrections for a concession agreement allowing a private vendor(s) to operate Arizona State Prison Complex facilities. The RFP shall be submitted to Committee for review by April 1, 2010 and the proposed contract shall be submitted to JCCR for review prior to award. It is the intent of the Legislature that the up front payment to the state generates a total of \$100 million.	Review	By April 1, 2010 and prior to contract award	

Attorney General

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
13-2314.01 D 13-4315	Review of RICO Fund monies to be used by the Attorney General for capital projects in excess of \$1 million.	Review	Prior to expenditure	

Community Colleges

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
15-1483 B	Review information submitted regarding the planned projects that will be funded with bond proceeds. If a bond issuance requires voter approval, the District shall submit the information to the Committee before seeking voter approval.	Review	Prior to bond issuance or prior to seeking voter approval	YLPCC 5/10/05, 4/18/06 Cochise 7/27/06, 5/13/08 MCCD 2/9/2005, 1/23/07, 2/24/09 Mohave 10/2/08 Pinal 10/2/08

Department of Corrections

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
41-1641 B 1	Subject to concurrent approval of the legislature, approve the expenditures of monies in the Corrections Fund for major maintenance, construction, lease, purchase, renovation, or conversion of corrections or state operated juvenile facilities.	Approve	Prior to expenditure	
Laws 2007, Ch. 261, Sec 8. C and Sec. 9 D	By the end of each calendar quarter, receive a joint report from the Directors of the Department of Administration and State Department of Corrections on the status of implementing the public prison project and the private prison bed contract. The reports shall be submitted until all authorized prison beds are open.	Report	Quarterly	See ADOA

Department of Economic Security

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
41-1958 C, D 3	Review any purchase or lease-purchase agreements relating to land or building acquisitions.	Review	Before agreement takes effect	
Laws 2005, 1 st RS, Ch. 298, Sec. 7 A (as amended by Laws 2006, Ch. 345, Sec. 1 A)	The department shall submit a Prescott property conveyance agreement to the Committee for review before executing a conveyance.	Review	Before execution of a property exchange	Reviewed 1/23/07
Laws 2005, 1 st RS, Ch. 298, Sec. 7 B (as amended by Laws 2006, Ch. 345, Sec. 1 B)	The department may affect a capital lease to build a multi-service center on a Prescott property acquired through an exchange after submitting the lease for Committee review.	Review	Before signing a capital lease	DES did not exchange any land but instead sold land.

Department of Emergency and Military Affairs

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
26-231	Approve the expenditure of monies in the State Armory Property Fund for the construction and capital improvement of national guard armories.	Approve	Prior to expenditure	Approved 7/21/05, 11/29/05

Exposition and State Fair Board

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
Laws 1997, 1 st SS, Ch.1	Prior to expenditure of monies for the development of plans for a new fairground, the Coliseum and Exposition Center Board shall submit their proposal to the Committee.	Review	Prior to expenditure	

Game and Fish Department

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
17-246 B	Approve the acquisition and financing of Game and Fish facilities.	JLBC responsibility		Reported 2/23/06 Reviewed 4/18/06 (headquarters relocation approval)
17-283 A	Approve the issuance of bonds for Game and Fish facilities.	JLBC responsibility		
17-291	Approve the issuance of additional bonds after original issuance.	JLBC responsibility		
17-295 A	Determine the aggregate amount of bonds, which shall not exceed \$7,500,000, which may be issued for Game and Fish facilities development. The determined limit shall not be less than the amount issued prior to the date such limit is determined.	Determine aggregate amount of bonds		
17-621 B 4	Prior to the closure of a shooting range, the Committee must review the closure recommendation.	Review		
Laws 2007, Ch. 257, Sec. 4	The department shall conduct a study to determine the feasibility of developing a shooting range in the Sunflower, Arizona area and report its findings.	Report	By October 15, 2007	MFH 10/07

State Parks Board

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
5-382 D	Review any State Lake Improvement Fund projects approved by the State Parks Board prior to allocation of funds.	Review	Prior to allocation of funds	Reviewed 2/23/06, 4/18/06, 11/15/06, 8/16/07, 12/18/07
41-511.05 4	Approve any disposition of real property.	Approve	Prior to disposition	
41-511.11 B	Approve expenditures from the capital portion of the State Parks Enhancement Fund to acquire and develop state parks. If, due to gifts or donations, the operating portion of the fund contains unexpended appropriated monies, approve expenditures for other state parks projects.	Approve	Prior to expenditures	Approved 12/18/07, 10/2/08 (Info. Only)

School Facilities Board

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
15-2002 A 10	By December 1 of each year, the School Facilities Board shall report to the Committee the amounts necessary for new construction, building renewal, and deficiencies corrections for the following fiscal year and the estimated amounts for new construction, building renewal, and deficiencies corrections for the fiscal year following the next fiscal year.	Report	Annual by December 1	Received 7/21/05 MFH 2/06, 1/07
15-2002 A 12	In each even-numbered year, report to the Committee the amounts necessary for new construction, building renewal, and deficiencies corrections for the Arizona State Schools for the Deaf and Blind for the following 2 fiscal years.	Report	Biennial	Received 8/18/06, 8/19/08

School Facilities Board (Continued)

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
15-2002 A 13	By June 15 of each year, review detailed information regarding demographic assumptions, a proposed construction schedule, and new school construction cost estimates for individual projects approved in the current fiscal year and expected project approval for the upcoming fiscal year.	Review	Annual by June 15	Reviewed 6/15/06, 8/16/07, 10/2/08
15-2002 L 3	Receive report on the amount of and the reason for any monies transferred between the Capital Reserve Fund, the Emergency Deficiencies Correction Fund, the Building Renewal Fund, and the New School Facilities Fund.	Report	Prior to transfer of monies	
15-2004 I 5	The Committee shall review any lease-to-own transactions by the School Facilities Board before the agreement takes effect. Agreements prohibited beginning May 15, 2006 by Laws 2006, Ch. 353, Sec. 11-13.	Review	Before agreement takes effect	Reviewed 10/2/08
15-2031 G	Prior to the distribution of monies to school districts (each May 1 st and November 1 st), review the School Facilities Board's calculation of the building renewal fund distributions.	Review	Annual by October 1	Reviewed 2/23/06, 11/15/06, 10/18/07 Received 10/2/08, 10/19/09
15-2031 H	Each school district shall report to the School Facilities Board the projects funded at each school in the previous fiscal year with monies from the district Building Renewal Fund, including the amount of expenditures dedicated to primary projects and to secondary projects, which shall be forwarded upon receipt to the JLBC Staff.	Report	Annual by October 15 to the School Facilities Board	
15-2041 L	The Committee shall conduct an annual review of the Litigation Account, including the costs associated with current and potential litigation.	Review	Annual by December 1 st (specific date not in statute)	Reviewed 7/21/05, 11/15/06 ARM 11/13/08
Laws 2003, 1 st RS, Ch. 264, Sec. 35 A 2	Approve the list of projects, project bids, and the estimated annual principal and interest payments related to bond agreements.	Approve	Before issuance of state school trust revenue bonds	Approved 8/14/03, 6/22/04, 5/16/07
15-2041/D.3C	The Committee shall annually adjust the cost per square foot used in the new construction and building renewal formulas.	JLBC Approval	Annually	JLBC Approval 10/26/05, 10/24/06, 10/18/07, 10/2/08 (Info. Only), 11/13/08
Laws 2007, Ch. 266, Sec. 3 G 6	By October 1, 2008 and 2009, receive reports from the School Facilities Board that show active grants made from the Energy and Water Savings Grant Fund, energy and water savings, cost savings, and other benefits implemented by grant recipients.	Report	By October 1, 2008 and 2009	MFH 10/08

Office of Tourism

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
Laws 2006, Ch. 335, Sec. 1 (as amended by Laws 2007, Ch. 257 and Laws 2008, Ch. 53)	Receive from the agency information on plans and expenditures for the \$2,000,000 (\$500,000 post reversions) appropriated Yuma Arizona Welcome Center.	JLBC responsibility		

Department of Transportation

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
28-368 A	Approve any acquisition of land or buildings.	Approve	Prior to acquisition	Approved 8/24/06 (Surprise MVD)
28-368 C 3	Review and approve any lease-purchase agreements related to land or buildings.	Review and Approve	Before agreement takes effect	
Laws 2009, 3 rd SS, Ch. 7, Sec. 35	Prior to selling \$200,000,000 in Board Funding Obligations to a financial institution if they are not purchased by the Treasurer, the Transportation Board shall request Committee review.	Review	Prior to selling the obligations	

Universities/Board of Regents

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
41-792	Before August 1 of each even-numbered year, receive reports from the Department of Administration and the Arizona Board of Regents listing all leases approved during the prior 2 fiscal years which exceeded the average square foot dollar cost estimated for the prior fiscal year by the Lease Cost Review Board.	Report	Biennial by August 1	Received 5/10/05, 9/17/08
15-1682.01	Review any lease purchase agreements relating to land acquisitions, capital projects, energy systems, or energy management systems.	Review	Before the agreement takes effect	ASU East 9/21/06 NAU 7/21/05 UA-ASU 10/26/05 NAU-Yuma 5/9/06 ASU 6/25/08
15-1682.02 A 2	Review of indirect or third party financing projects.	Review	Before the agreement takes effect	NAU 11/15/06 ASU 1/23/07, 5/16/07, 6/25/08 ASU E 4/5/07 UA 10/2/08 (Info. Only)
15-1682.02 B	Report the scope, purpose, and estimated cost of a project that is to be developed on board or institutional land, that is intended to be commercial in nature and if the majority of the project's business is anticipated to come from the non-university population.	Report	At least 2 months before the agreement takes effect	

Universities/Board of Regents (Continued)

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
15-1683	Review information submitted regarding the planned projects that will be funded with bond proceeds.	Review	Prior to bond issuance	ASU 7/21/05, 9/1/05, 9/28/05, 8/24/06, 11/15/06, 1/23/07, 6/19/07, 8/16/07, 12/18/07, 5/13/08, 10/2/08 (Info. Only), 11/13/08, 2/24/09 U of A 7/21/05, 5/9/06, 9/21/06, 11/15/06, 11/20/07, 12/18/07, 10/2/08 (Info. Only), 11/13/08, 2/24/09 NAU 9/1/05, 4/5/07, 6/19/07, 5/13/08, 6/25/08, 10/2/08 (Info. Only), 11/13/08, 2/24/09, 9/22/09
Laws 2005, 1 st RS, Ch. 330, Sec. 13 I	The Arizona Board of Regents shall submit any significant material changes to the capital plan for the Phoenix medical campus for review.	Review		Original plan reviewed by JLBC 9/28/05
15-601 A	Review the establishment of new campuses that are separate from any location in existence on July 1, 2007.	Review	Prior to establishment	
Laws 2007, Ch. 255, Sec. 99	Before the expenditure of monies, Arizona State University and the University of Arizona shall jointly submit an expenditure plan for the Phoenix Biomedical Campus schematic design for review.	Review	Prior to expenditure	Laws 2008, Ch. 53 reduced ASU's & UA's budgets by \$5.25 million, which is equivalent to the amount appropriated for the schematic design.
Laws 2007, Ch. 255, Sec. 99	Review the scope, purpose, and estimated cost of the Phoenix Biomedical Campus after the schematic design is complete.	Review	Upon completion	See above

Department of Veterans' Services

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
Laws 2004, 2 nd RS, Ch. 203, Sec. C	Review any lease-to-own transactions for the construction, occupancy, and ownership of a veterans' home before the transaction takes effect.	Review	Before the transaction takes effect	Reviewed 9/22/09

Statewide

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
9-626 A	Twice annually, during construction of an eligible project, the eligible city shall report progress on the development of any eligible project to the Committee. Currently applies to Phoenix Convention Center project.	Report	Twice annually during construction	Reported 8/17/04, 2/9/05 MFH 8/05, 2/06, 11/06, 4/07, 11/07, 6/08, 4/09
35-173 D	Approve any transfers within a budget unit for land acquisition, capital projects, or building renewal.	Approve	Prior to transfer	ADOT 6/15/06
41-793.01 A 41-1252 A 1	Develop and approve a uniform formula for computing annual funding needs of building systems for building renewal.	Develop and Approve		Approved 6/86
41-793.01 B	Develop and approve a uniform format for all building systems for the collection of data required by the building renewal formula.	Develop and Approve		Approved 6/86
41-793 A	Approve the establishment of additional building systems for the purpose of computing and funding building renewal.	Approve	Prior to establishment	
41-793 A 41-1252 A 2	Approve the designation of an agency responsible for computing building renewal needs for each building system.	Approve	Prior to designation	
41-1252 A 3	Review the state capital improvement plan and make recommendations to the Legislature concerning funding for land acquisition, capital projects, and building renewal.	Review and recommend		Reviewed 2/10/05, 2/23/06
41-1252 A 4	Review the expenditure of all monies appropriated for land acquisition, capital projects, and building renewal.	Review	Prior to expenditure	ADOA 7/21/05, 9/1/05, 11/29/05, 7/27/06, 5/16/07, 8/16/07, 12/18/07, 6/25/08, 10/2/08 (Info. Only), 11/13/08, 6/16/09 (Report), 9/22/09 Lottery 9/28/05, 11/15/06, 11/20/07, 2/24/09 ADOT 9/1/2005, 7/27/06, 10/2/08 (Info. Only), 11/13/08 Game & Fish 7/21/05, 4/5/07, 11/20/07, 10/2/08, 6/16/09 Expo & Fair 2/23/06, 5/9/06, 9/21/06, 5/16/07, 1/20/07 DWR 7/27/06 DJC 5/16/07

Statewide (Continued)

A.R.S./ Session Law	Agency Actions	JCCR Action Required	Due Date	Status
41-1252 C	Before the release of monies for construction of a new capital project that has an estimated cost greater than \$250,000, review the scope, purpose, and estimated cost of the project. The Committee may review any capital project regardless of its cost.	Review	Prior to release of monies	ASDB 7/21/05, 7/27/06, 4/5/07 ADOT 11/29/05, 5/9/06, 6/15/06 ADOA 7/27/06, 10/2/08, 6/16/09, 9/22/09
Laws 2005, 1st RS, Ch. 298, Sec. 1 A	Building renewal monies cannot be spent on personal services, employee related expenditures, or maintenance contracts on building components and equipment without Committee review.	Review	Prior to expenditure	
Laws 2009, 3 rd SS, Ch. 7, Sec. 34	By January 31, 2010, all agencies shall report on their cell phone and wireless equipment usage and cost, including the usage by health and safety positions, to the Committee.	Report	By January 31, 2010	

ARM = Agency Response to Request for Information, which are published in the JCCR meeting agenda booklet

MFH = Monthly Fiscal Highlights