

REFERENCE TITLE: 2009-2010 capital outlay

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

HB 2634

Introduced by
Representatives Yarbrough: Adams, Kavanagh, McComish, Tobin (with
permission of Committee on Rules)

AN ACT

AMENDING LAWS 2006, CHAPTER 350, SECTION 7, AS AMENDED BY LAWS 2008, CHAPTER 313, SECTION 1; MAKING CAPITAL OUTLAY APPROPRIATIONS FOR THE DIFFERENT DEPARTMENTS OF THE STATE AND FOR STATE INSTITUTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Laws 2006, chapter 350, section 7, as amended by Laws 2008,
3 chapter 313, section 1, is amended to read:
4 Sec. 7. Appropriations; centennial celebration; exemption
5 A. The sum of ~~\$500,000~~ \$50,000 is appropriated from the state general
6 fund in fiscal year 2006-2007 ~~as follows:~~
7 ~~1. \$50,000~~ to the historical advisory commission for the purposes
8 prescribed in Laws 2005, chapter 1, section 3, as amended by Laws 2006,
9 chapter 350, section 4 and Laws 2007, chapter 78, section 1.
10 ~~2. \$450,000 to the legislative council for the costs of the design and~~
11 ~~site preparation of the renovation of the state capitol building, as~~
12 ~~described in section 41-790, paragraph 6, subdivisions (a), (b), (c) and (d),~~
13 ~~Arizona Revised Statutes, as a lasting legacy accomplishment to commemorate~~
14 ~~the centennial.~~
15 B. ~~Monies from the appropriation made in subsection A, paragraph 2 of~~
16 ~~this section shall not be spent except on an affirmative vote of the~~
17 ~~legislative council.~~ Monies from the appropriation made in subsection A,
18 ~~paragraph 1~~ of this section and monies from sources other than the state of
19 gifts, grants and donations collected by the historical advisory commission
20 shall be deposited in an Arizona centennial account in the office of the
21 state treasurer. The state treasurer shall invest and divest monies in the
22 account as provided by section 35-313, Arizona Revised Statutes, and monies
23 earned from investment shall be credited to the account.
24 C. Monies in the Arizona centennial account shall be spent and granted
25 by the historical advisory commission only for the development and
26 coordination of the statewide plan and the funding of activities and projects
27 relating to the Arizona centennial celebration.
28 D. The ~~appropriations~~ APPROPRIATION made in subsection A of this
29 section ~~are IS~~ exempt from the provisions of section 35-190, Arizona Revised
30 Statutes, relating to lapsing of appropriations until June 30, 2013.
31 Sec. 2. Capital outlay appropriations; major maintenance and
32 repair of state buildings
33 A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the
34 amounts appropriated in this section are appropriated for fiscal year
35 2009-2010 and shall be used by the applicable agency for major maintenance
36 and repair activities for state buildings in accordance with title 41,
37 chapter 4, article 7, Arizona Revised Statutes. Twenty-five per cent or less
38 of the monies may be spent for state building modifications to comply with
39 the federal Americans with disabilities act (42 United States Code sections
40 12101 through 12213 and 47 United States Code sections 225 and 611) or for
41 major maintenance and repair activities for state infrastructure. The monies
42 may be used only for facilities on the state building inventory or for
43 infrastructure that directly supports those facilities. Of the amounts
44 appropriated to the department of administration, up to \$275,000 in personal
45 services and employee-related expenditures for up to five FTE positions may

1 be allocated each fiscal year until the building renewal projects are
 2 completed. All other monies appropriated in this section shall not be spent
 3 for personal services or employee-related expenditures or for maintenance
 4 contracts on building components and equipment without review by the joint
 5 committee on capital review. Any monies appropriated for building renewal in
 6 fiscal year 2009-2010 that are unexpended or unencumbered on June 30, 2011
 7 shall revert to the fund from which the monies were appropriated. The
 8 building renewal expenditure plans submitted by agencies for review by the
 9 joint committee on capital review shall identify the components for each
 10 project that incorporate energy efficient systems.

11 B. DEPARTMENT OF ADMINISTRATION \$ 1,000,000

12 Fund source:

13 Capital outlay stabilization fund \$ 1,000,000

14 The department of administration shall allocate the monies to state
 15 agencies for necessary building renewal. If monies in the capital outlay
 16 stabilization fund are insufficient to fund the appropriation to the
 17 department of administration for building renewal, the appropriation to the
 18 department of administration shall be reduced by the difference between the
 19 amount appropriated to the department of administration from the capital
 20 outlay stabilization fund and the balance in the capital outlay stabilization
 21 fund.

22 C. DEPARTMENT OF TRANSPORTATION \$ 1,050,000

23 Fund source:

24 State highway fund \$ 1,000,000

25 State aviation fund \$ 50,000

26 D. ARIZONA EXPOSITION AND STATE FAIR BOARD \$ 1,832,900

27 Fund source:

28 Arizona exposition and state fair fund \$ 1,832,900

29 E. GAME AND FISH DEPARTMENT \$ 473,200

30 Fund source:

31 Game and fish fund \$ 473,200

32 Sec. 3. Capital outlay appropriations; major capital projects;
 33 game and fish department

34 2009-2010

35 Game and fish department:

36 1. Regional (Pinetop) office canopies \$ 30,000

37 Fund source:

38 Game and fish fund \$ 30,000

39 2. Radio tower \$ 250,000

40 Fund source:

41 Watercraft licensing fund \$ 250,000

42 3. Shooting range access improvements \$ 150,000

43 Fund source:

44 Game and fish fund \$ 150,000

1	4. <u>Statewide preventative maintenance</u>	\$ 30,000
2	Fund source:	
3	Game and fish fund	\$ 30,000
4	5. <u>Ben Avery improvements</u>	\$ 950,000
5	Fund source:	
6	Game and fish capital improvement fund	\$ 950,000
7	6. <u>Regional (Kingman) office remodel/expansion</u>	\$ 889,500
8	Fund source:	
9	Game and fish capital improvement fund	\$ 889,500
10	7. <u>Regional (Pinetop) office paving project</u>	\$ 75,000
11	Fund source:	
12	Game and fish fund	\$ 75,000
13	8. <u>Silver Creek hatchery remodel/expansion</u>	\$ 1,900,000
14	Fund source:	
15	Game and fish capital improvement fund	\$ 1,900,000
16	Total appropriation - game and fish department	\$ 4,274,500
17	Fund source:	
18	Game and fish capital improvement fund	\$ 3,739,500
19	Game and fish fund	\$ 285,000
20	Watercraft licensing fund	\$ 250,000
21	Sec. 4. <u>Capital outlay appropriations; major capital projects;</u>	
22	<u>department of transportation</u>	
23		<u>2009-2010</u>
24	Department of transportation:	
25	1. <u>Statewide highway construction</u>	\$187,850,000
26	Fund source:	
27	State highway fund	\$187,850,000
28	The amount appropriated for highway construction is from the state	
29	highway fund for the planning and construction of state highways, including	
30	the national system of interstate highways within this state, the state	
31	primary or secondary system, the county primary or secondary system and urban	
32	rural routes, the acquisition of rights-of-way, the cost of contracted field	
33	administration and field engineering on construction projects and debt	
34	service payments on bonds issued for highway construction. Any balances and	
35	collections in the state highway fund in excess of the specific amounts	
36	appropriated in the general appropriations act and in this act are	
37	appropriated to the department for the purposes provided in this paragraph.	
38	2. <u>Airport planning and development</u>	\$ 27,128,000
39	Fund source:	
40	State aviation fund	\$ 27,128,000
41	The amount is appropriated from the state aviation fund for the	
42	planning, construction, development and improvement of state, county, city or	
43	town airports as determined by the state transportation board. Any balances	
44	and collections in the state aviation fund in excess of the specific amounts	
45	appropriated in the general appropriations act and in this act are	

1 appropriated to the department of transportation for the purposes provided in
2 this paragraph.

3 Total appropriation - department of transportation \$214,978,000

4 Fund sources:

5 State highway fund \$187,850,000

6 State aviation fund \$ 27,128,000

7 Sec. 5. Appropriation; statewide transportation acceleration
8 needs account

9 The sum of \$10,200,000 is appropriated from Arizona highway user
10 revenue fund fees in each of fiscal years 2009-2010 and 2010-2011 for deposit
11 in the statewide transportation acceleration needs account established by
12 section 28-7009, Arizona Revised Statutes.

13 Sec. 6. Appropriation offset; exposition and state fair board;
14 capital outlay

15 The sum of \$400,000 is appropriated in fiscal year 2009-2010 from the
16 state general fund to the Arizona exposition and state fair fund established
17 by section 3-1005, Arizona Revised Statutes, for capital outlay to offset
18 losses in pari-mutuel revenues.

19 Sec. 7. Department of administration reports; FTE positions;
20 reallocations

21 A. The department of administration shall report on the status of
22 project-specific FTE positions for capital projects in its annual capital
23 budget request.

24 B. The department of administration may allocate FTE positions
25 authorized for specific projects to other projects in this act provided that
26 funding for the FTE positions is cost allocated among the projects receiving
27 benefit. The department of administration shall report any FTE position
28 reallocations to the joint committee on capital review by December 31, 2009.

29 Sec. 8. Use of appropriations; limitation

30 Unless otherwise specified, the monies appropriated in this act shall
31 not be spent for personal services or employee-related expenditures of state
32 employees, excluding any services provided as part of the inmate construction
33 program for correctional facilities.

34 Sec. 9. Lapsing; exemption

35 Unless otherwise specified, the appropriations made in this act do not
36 lapse until the purpose for which the appropriation was made has been
37 accomplished or abandoned, or the appropriation stands for a full fiscal year
38 without an expenditure or an encumbrance.