

REFERENCE TITLE: capital outlay; appropriations; 2022-2023

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HB 2844

Introduced by
Representative Cobb (with permission of Committee on Rules)

AN ACT

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 Building Renewal

3 Section 1. Capital outlay appropriations; major maintenance
 4 and repair of state buildings; reports

5 A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the
 6 amounts appropriated in this section are appropriated for fiscal year
 7 2022-2023 to be used by the applicable agency for major maintenance and
 8 repair activities for state buildings in accordance with title 41, chapter
 9 4, article 7, Arizona Revised Statutes.

10 B. DEPARTMENT OF ADMINISTRATION \$18,000,000

11 Fund sources:

12 Capital outlay stabilization fund \$18,000,000

13 The department of administration shall allocate the monies to state
 14 agencies for necessary building renewal. If monies in the capital outlay
 15 stabilization fund established by section 41-792.01, Arizona Revised
 16 Statutes, are insufficient to fund the appropriation to the department of
 17 administration for building renewal, the appropriation to the department
 18 of administration is reduced by the difference between the amount
 19 appropriated to the department of administration from the capital outlay
 20 stabilization fund and the balance in the capital outlay stabilization
 21 fund.

22 The department of administration may spend up to five percent of the
 23 amounts appropriated to the department in this section, excluding amounts
 24 to be distributed to nonstate agencies, for expenditures for project
 25 management of building renewal and capital projects. All other monies
 26 appropriated to the department in this section may not be spent for
 27 personal services or employee-related expenditures or for maintenance
 28 contracts on building components and equipment without review by the joint
 29 committee on capital review.

30 On or before November 30, 2022 and May 31, 2023, the department of
 31 administration shall report to the joint legislative budget committee
 32 staff on the status of all capital projects and capital expenditures.

33 C. STATE DEPARTMENT OF CORRECTIONS \$ 5,864,300

34 Fund sources:

35 Department of corrections building
 36 renewal fund \$ 5,864,300

37 On or before November 30, 2022 and May 31, 2023, the state
 38 department of corrections shall report to the joint legislative budget
 39 committee staff on the status of all capital projects and capital
 40 expenditures. The department may not spend any of this appropriation on
 41 personal services or overhead expenses related to managing the funded
 42 projects.

43 D. ARIZONA GAME AND FISH DEPARTMENT \$ 1,459,600

44 Fund source:

45 Game and fish fund \$ 1,459,600

On or before November 30, 2022 and May 31, 2023, the Arizona game and fish department shall report to the joint legislative budget committee staff on the status of all capital projects and capital expenditures.

E. ARIZONA STATE LOTTERY COMMISSION \$ 176,400

Fund source:

State lottery fund \$ 176,400

F. DEPARTMENT OF TRANSPORTATION \$15,710,400

Fund sources:

State highway fund \$15,400,000

State aviation fund \$ 310,400

On or before November 30, 2022 and May 31, 2023, the department of transportation shall report to the joint legislative budget committee staff on the status of all nonhighway construction capital projects and nonhighway construction capital expenditures.

Individual Projects

Sec. 2. Appropriations; capital projects

A. The amounts appropriated in this section are appropriated for fiscal year 2022-2023 to be used by the applicable agencies for individual capital projects.

B. DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS

Additional construction monies for

Tucson readiness center \$ 1,800,000

Fund sources:

State general fund \$ 1,800,000

C. ARIZONA STATE PARKS BOARD

Capital improvements \$ 2,742,800

Fund sources:

State parks revenue fund \$ 2,742,800

D. ARIZONA PIONEERS' HOME

Capital improvements \$ 396,500

Fund sources:

Pioneers' home state charitable earnings
land fund \$ 396,500

Department of Transportation Statewide Highway Construction

Sec. 3. Appropriation; department of transportation; statewide highway construction; reports; exemption; lapsing

A. The amount appropriated in this section is appropriated for fiscal year 2022-2023 to plan and construct state highways, including the national system of interstate highways within this state, the state primary or secondary system, the county primary or secondary system and urban rural routes, to acquire rights-of-way and to provide for the cost of contracted field administration and field engineering on construction projects and debt service payments on bonds issued for highway construction.

1 B. DEPARTMENT OF TRANSPORTATION \$470,373,000
2 Fund source:
3 State highway fund \$470,373,000
4 Any balances and collections in the state highway fund that exceed
5 the specific amounts appropriated in the general appropriations act and in
6 this act are appropriated to the department for the purposes provided in
7 this section.
8 C. On or before November 1, 2022, the department of transportation
9 shall report to the directors of the joint legislative budget committee
10 and the governor's office of strategic planning and budgeting on its
11 actual prior year, estimated current year and upcoming budget year highway
12 construction expenses from all fund sources, including appropriated
13 monies, federal monies, local agency monies, state highway monies, bond
14 proceeds and regional area road monies. The report shall be in the same
15 format as in the prior year unless the directors of the joint legislative
16 budget committee and the governor's office of strategic planning and
17 budgeting have approved modifications to the format.
18 D. On or before November 1, 2022, the department of transportation
19 shall report capital outlay information for fiscal years 2021-2022,
20 2022-2023 and 2023-2024 to the directors of the joint legislative budget
21 committee and the governor's office of strategic planning and
22 budgeting. This information shall appear in the same format as tables
23 two, three and six, as found in the fiscal year 2021-2022 appropriations
24 report.
25 E. On or before November 1, 2022, the department of transportation
26 shall report the department's estimated outstanding debt principal balance
27 at the end of fiscal year 2023-2024 and the estimated debt service payment
28 amount for each of fiscal years 2023-2024, 2024-2025, 2025-2026 and
29 2026-2027 to the directors of the joint legislative budget committee and
30 the governor's office of strategic planning and budgeting. This report
31 shall include state highway fund statewide construction bonds, Arizona
32 highway user revenue fund bonds, Maricopa association of governments and
33 Pima association of governments controlled access bonds, Maricopa regional
34 area road fund bonds and grant anticipation notes and is intended to be
35 comparable to the information in the fiscal year 2021-2022 appropriations
36 report.
37 F. Notwithstanding section 41-1252, Arizona Revised Statutes, the
38 appropriation made in this section is not subject to review by the joint
39 committee on capital review.
40 G. The appropriation made in this section does not lapse until the
41 purpose for which the appropriation was made has been accomplished or
42 abandoned, or the appropriation stands for a full fiscal year without an
43 expenditure or encumbrance.

Department of Transportation Airport Planning and Development

Sec. 4. Appropriation; department of transportation; airport planning and development; report; exemption; lapsing

A. The amount appropriated in this section is appropriated in fiscal year 2022-2023 to plan, construct, develop and improve state, county, city or town airports as determined by the state transportation board.

B. DEPARTMENT OF TRANSPORTATION \$ 27,100,000

Fund source:

State aviation fund \$ 27,100,000

Any balances and collections in the state aviation fund that exceed the specific amounts appropriated in the general appropriations act and in this act are appropriated to the department of transportation in fiscal year 2022-2023 for the purposes provided in this section.

C. On or before December 31, 2022, the department of transportation shall report to the joint legislative budget committee staff on the status of all aviation grant awards and aviation grant distributions. The report shall delineate projects by individual airport and fiscal year, including any future year commitments.

D. Notwithstanding section 41-1252, Arizona Revised Statutes, the appropriation made in this section is not subject to review by the joint committee on capital review.

E. The appropriation made in this section does not lapse until the purpose for which the appropriation was made has been accomplished or abandoned, or the appropriation stands for a full fiscal year without an expenditure or encumbrance.

Sec. 5. Use of appropriations; limitation

Except as provided in section 1, subsection B of this act, the monies appropriated in this act may not be spent for personal services or employee-related expenditures of state employees, excluding any services provided as part of the inmate construction program for correctional facilities.