

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
Second Regular Session  
2008

# HOUSE BILL 2278

AN ACT

AMENDING LAWS 2007, CHAPTER 257, SECTION 7, AS AMENDED BY LAWS 2008, CHAPTER 53, SECTION 33; 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 2007, chapter 257, section 7, as amended by Laws 2008,  
3 chapter 53, section 33, is amended to read:

4 Sec. 7. Old health laboratory renovation; appropriation; review

5 A. The sum of \$1,207,000 is appropriated from the state general fund  
6 in fiscal year 2007-2008 ~~and the sum of \$2,207,000 is appropriated from the~~  
7 ~~state general fund in fiscal year 2008-2009~~ to the department of  
8 administration for renovation of the old health laboratory.

9 B. Pursuant to section 41-1252, Arizona Revised Statutes, the  
10 department of administration shall submit the scope and estimated cost of the  
11 project to the joint committee on capital review for its review.

12 Sec. 2. Department of administration certificates of participation

13 The director of the department of administration may enter into a  
14 fifteen year lease-purchase agreement for the issuance of certificates of  
15 participation in an amount not to exceed \$7,500,000 for the design and  
16 construction of a state emergency operations center to be operated by the  
17 department of emergency and military affairs. The department of  
18 administration shall structure the agreement so that the first debt service  
19 payment does not occur until fiscal year 2010-2011.

20 Sec. 3. Appropriation; safety enforcement and transportation  
21 infrastructure fund

22 Notwithstanding section 28-6547, Arizona Revised Statutes, the sum of  
23 \$600,000 is appropriated from the safety enforcement and transportation  
24 infrastructure fund in fiscal year 2008-2009 to the department of  
25 transportation to enter into agreements and provide funding to the  
26 Arizona-Mexico commission, the department of homeland security and the  
27 Arizona international development authority to improve traffic safety, border  
28 security and infrastructure planning.

29 Sec. 4. Capital outlay appropriations; major maintenance and  
30 repair of state buildings

31 A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the  
32 amounts appropriated in this section are appropriated for fiscal year  
33 2008-2009 and shall be used by the applicable agency for major maintenance  
34 and repair activities for state buildings in accordance with title 41,  
35 chapter 4, article 7, Arizona Revised Statutes. Twenty-five per cent or less  
36 of the monies may be spent for state building modifications to comply with  
37 the federal Americans with disabilities act (42 United States Code sections  
38 12101 through 12213 and 47 United States Code sections 225 and 611) or for  
39 major maintenance and repair activities for state infrastructure. The monies  
40 may be used only for facilities on the state building inventory or for  
41 infrastructure that directly supports those facilities. Of the amounts  
42 appropriated to the department of administration, up to \$275,000 in personal  
43 services and employee-related expenditures for up to five FTE positions may  
44 be allocated each fiscal year until the building renewal projects are

1 completed. All other monies appropriated in this section shall not be spent  
2 for personal services or employee-related expenditures or for maintenance  
3 contracts on building components and equipment without review by the joint  
4 committee on capital review. Any monies appropriated for building renewal in  
5 fiscal year 2008-2009 that are unexpended or unencumbered on June 30, 2010  
6 shall revert to the fund from which the monies were appropriated. The  
7 building renewal expenditure plans submitted by agencies for review by the  
8 joint committee on capital review shall identify the components for each  
9 project that incorporate energy efficient systems.

10 B. DEPARTMENT OF ADMINISTRATION \$ 6,100,000

11 Fund source:

12 Capital outlay stabilization fund \$ 6,100,000

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 are insufficient to fund the appropriation to the  
16 department of administration for building renewal, the appropriation to the  
17 department of administration shall be reduced by the difference between the  
18 amount appropriated to the department of administration from the capital  
19 outlay stabilization fund and the balance in the capital outlay stabilization  
20 fund.

21 C. DEPARTMENT OF TRANSPORTATION \$ 4,208,900

22 Fund source:

23 State highway fund \$ 4,052,000

24 State aviation fund \$ 156,900

25 D. ARIZONA EXPOSITION AND STATE FAIR BOARD \$ 1,794,300

26 Fund source:

27 Arizona exposition and state fair fund \$ 1,794,300

28 E. GAME AND FISH DEPARTMENT \$ 531,000

29 Fund source:

30 Game and fish fund \$ 531,000

31 F. ARIZONA LOTTERY COMMISSION \$ 68,000

32 Fund source:

33 State lottery fund \$ 68,000

34 Sec. 5. Capital outlay appropriations; major capital project;  
35 department of administration

36 2008-2009

37 Department of administration:

38 Capitol mall fire systems replacement \$ 491,000

39 Fund source:

40 Capital outlay stabilization fund \$ 491,000

41 Pursuant to section 41-1252, Arizona Revised Statutes, the department  
42 of administration shall submit the capital project to the joint committee on  
43 capital review for its review.

1	Sec. 6. <u>Capital outlay appropriations; major capital projects:</u>	
2	<u>game and fish department</u>	
3		<u>2008-2009</u>
4	Game and fish department:	
5	1. <u>Boat shade canopies</u>	\$ 120,000
6	Fund source:	
7	Watercraft licensing fund	\$ 120,000
8	2. <u>Boat registration kiosks</u>	\$ 240,000
9	Fund source:	
10	Watercraft licensing fund	\$ 240,000
11	3. <u>Shooting range access improvements</u>	\$ 150,000
12	Fund source:	
13	Game and fish capital improvement fund	\$ 150,000
14	4. <u>Statewide preventative maintenance</u>	\$ 30,000
15	Fund source:	
16	Game and fish fund	\$ 30,000
17	5. <u>Headquarters construction</u>	\$ 80,000
18	Fund source:	
19	Watercraft licensing fund	\$ 80,000
20	6. <u>Regional (Yuma) office remodel/expansion</u>	\$ 954,000
21	Fund source:	
22	Game and fish capital improvement fund	\$ 954,000
23	7. <u>Regional (Mesa) office paving project</u>	\$ 250,000
24	Fund source:	
25	Game and fish capital improvement fund	\$ 250,000
26	Total appropriation - game and fish department	\$ 1,854,000
27	Fund source:	
28	Game and fish capital improvement fund	\$ 1,354,000
29	Game and fish fund	\$ 30,000
30	Watercraft licensing fund	\$ 440,000

31 Sec. 7. Capital outlay appropriations; major capital projects:  
 32 department of transportation

33		<u>2008-2009</u>
34	Department of transportation:	
35	1. <u>Statewide highway construction</u>	\$305,582,000
36	Fund source:	
37	State highway fund	\$305,582,000

38 The amount appropriated for highway construction is from the state  
 39 highway fund for the planning and construction of state highways, including  
 40 the national system of interstate highways within this state, the state  
 41 primary or secondary system, the county primary or secondary system and urban  
 42 rural routes, the acquisition of rights-of-way, the cost of contracted field  
 43 administration and field engineering on construction projects and debt  
 44 service payments on bonds issued for highway construction. Any balances and

1 collections in the state highway fund in excess of the specific amounts  
2 appropriated in the general appropriations act and in this act are  
3 appropriated to the department for the purposes provided in this paragraph.

4 2. Airport planning and development \$ 31,200,000

5 Fund source:  
6 State aviation fund \$ 31,200,000

7 The amount is appropriated from the state aviation fund for the  
8 planning, construction, development and improvement of state, county, city or  
9 town airports as determined by the state transportation board. Any balances  
10 and collections in the state aviation fund in excess of the specific amounts  
11 appropriated in the general appropriations act and in this act are  
12 appropriated to the department of transportation for the purposes provided in  
13 this paragraph.

14 3. Far southeast valley highway  
15 maintenance yard \$ 2,350,000

16 Fund source:  
17 State highway fund \$ 2,350,000

18 4. De-icer buildings \$ 1,825,000

19 Fund source:  
20 State highway fund \$ 1,825,000

21 5. Oil and asphalt storage tanks \$ 1,389,000

22 Fund source:  
23 State highway fund \$ 1,389,000

24 6. Vehicle wash systems \$ 2,075,000

25 Fund source:  
26 State highway fund \$ 2,075,000

27 Total appropriation - department of transportation \$344,421,000

28 Fund sources:  
29 State highway fund \$313,221,000  
30 State aviation fund \$ 31,200,000

31 Sec. 8. Department of administration reports; FTE positions;  
32 reallocations

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

36 B. The department of administration may allocate FTE positions  
37 authorized for specific projects to other projects in this act provided that  
38 funding for the FTE positions is cost allocated among the projects receiving  
39 benefit. The department of administration shall report any FTE position  
40 reallocations to the joint committee on capital review by December 31, 2008.

1           Sec. 9. Use of appropriations: limitation

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

6           Sec. 10. Lapsing; exemption

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