

State of Arizona
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FILED

Jane Dee Hull
Secretary of State

CHAPTER 339

HOUSE BILL 2372

AN ACT

AMENDING SECTIONS 35-101 AND 35-115, ARIZONA REVISED STATUTES; AMENDING LAWS 1995, CHAPTER 283, SECTION 5; RELATING TO BUDGETARY AND FISCAL PROVISIONS FOR STATE AGENCIES.

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 35-101, Arizona Revised Statutes, is amended to
3 read:

4 35-101. Definitions

5 In this chapter, unless the context otherwise requires:

6 1. "Allotment" means the allocation of an appropriation or other fund
7 source over a full fiscal year within a budget program, class or subclass.

8 2. "Budget class" means one of the kinds of expenditure denoting a
9 class of services or commodities purchased or properties acquired as
10 specified in the classification of expenditures prescribed by the director
11 of the department of administration for use in expenditure accounting, in
12 making budget estimates and in the budget reports and budgets.

13 3. "Budget estimates" means statements with accompanying explanations,
14 as provided by this chapter, in which a budget unit states its financial
15 requirements and requests appropriations.

16 4. "Budget program" means functions and activities of a budget unit
17 or within a budget unit that are preplanned to fulfill a distinct mission.

18 5. "Budget unit" means any department, commission, board, institution
19 or other agency of the state organization receiving, expending or disbursing
20 state funds or incurring obligations against the state. Budget unit includes
21 the major budget units.

22 6. "Claim" means a demand against the state for payment for either:

1 (a) Goods delivered or, in the case of highway construction, goods or
2 facilities to be delivered by the federal government.

3 (b) Services performed.*

4 7. "Encumbrance" means an obligation in the form of a purchase order,
5 contract or other commitment which is chargeable to an appropriation or other
6 authorized fund source and for which a part of such fund source is reserved.
7 It ceases to be an encumbrance when paid or canceled.

8 8. "Major budget units" means the following agencies:

9 (a) The department of education.

10 (b) The Arizona board of regents, Arizona state university, Arizona
11 state university west campus, Arizona state university east campus, the
12 university of Arizona and northern Arizona university.

13 (c) The department of economic security.

14 (d) The state department of corrections.

15 (e) The department of juvenile corrections.

16 (f) The Arizona health care cost containment system.

17 (g) The department of health services.

18 ~~(h) The department of public safety.~~

19 ~~(h)~~ (h) The state board of directors for community colleges.

20 ~~(i)~~ (i) The judiciary, including the supreme court, the court of
21 appeals, the superior court, the commissions on appellate and trial court
22 appointments and the commission on judicial conduct.

23 ~~(j)~~ (j) The department of administration.

24 ~~(l) The Arizona state lottery commission.~~

25 ~~(m) The department of environmental quality.~~

26 ~~(n)~~ (k) The department of transportation.

27 ~~(o) The Arizona state schools for the deaf and the blind.~~

28 9. "Prepayment" means the payment of a claim before receiving the
29 goods or services.

30 Sec. 2. Section 35-115, Arizona Revised Statutes, is amended to read:

31 35-115. Contents of annual budget report

32 Each annual budget report shall include the following:

33 1. Summary statements of the financial condition of the state, to
34 include:

35 (a) A consolidated balance sheet showing all current assets and
36 liabilities of the state as at the close of the fiscal year last concluded.

37 (b) Summary statements of the actual income and expenditures of the
38 fiscal year last concluded.

39 (c) Similar summary statements of estimated fund balances for the
40 current fiscal year.

41 2. Schedules showing actual income from each source for the preceding
42 fiscal year and the estimated income of the current fiscal year and of the
43 ensuing fiscal year. The statements of income and estimated income shall be

1 itemized by source, by budget units and sources, and by funds and shall show
2 separately revenue from nonrevenue, all detailed by sources.

3 3. Detailed comparative statements of expenditures and requests for
4 appropriations by funds, budget units, budget programs and budget classes,
5 showing the expenditures for the fiscal year last concluded, and the
6 estimated expenditures for the current year, and the request of each budget
7 unit and the governor's recommendations for appropriations for the ensuing
8 fiscal year, all distributed according to budget programs and budget classes.
9 In connection with each expenditure involving construction projects to be
10 completed in one or more fiscal years, there shall be shown the total
11 estimated cost of each such project and the amount thereof recommended to be
12 appropriated and expended in each ensuing fiscal year until completion of the
13 project. The state capital improvement plan and the governor's
14 recommendations concerning the plan shall be incorporated into the annual
15 budget report.

16 4. A summary statement for each fund of the cash resources estimated
17 to be available at the beginning of the next fiscal year and the estimated
18 cash receipts for the ensuing fiscal year, as compared with the total
19 recommended amounts for appropriations for all budget programs and budget
20 classes for the ensuing fiscal year, and if the total of the recommended
21 expenditures exceeds the total of the estimated resources, recommendations
22 as to how the deficiency is to be met and estimates of receipts from any
23 proposed additional revenues.

24 5. For the ~~1997-1998~~ 1999-2000 fiscal year and thereafter,
25 delineation, by budget unit, of requested expenditures for administrative
26 costs, including administrative personnel salaries and employee related
27 expenses and direct, indirect and shared costs for administrative office
28 space, equipment, supplies and overhead. For purposes of this paragraph,
29 "administrative" means any supportive activity relating to management,
30 supervision, budget or execution of the affairs of the budget unit as
31 distinguished from activities relating to its primary direct service
32 functions. The process of delineation and determination of what constitutes
33 administrative costs for each budget unit shall be developed by the
34 governor's office of strategic planning and budgeting in consultation with
35 the director and staff of the joint legislative budget committee.

36 6. For the 1997-1998 fiscal year and thereafter, a summary on one page
37 or less providing selected performance measures of the budget unit for the
38 previous fiscal year and the budget year. The performance measures may be
39 expressed as service level measures on a unit cost basis and shall be
40 established by the governor's office of strategic planning and budgeting in
41 consultation with the director and staff of the joint legislative budget
42 committee.

43 Sec. 3. Laws 1995, chapter 283, section 5, is amended to read:

1 Sec. 5. Four-year program authorization review; programs;
2 process

3 A. To implement the initial program authorization review process
4 established by Laws 1993, chapter 252, section 11, the appropriate
5 legislative committees shall consider at least a total of ~~seventy-five~~
6 SEVENTY-SIX programs recommended for review over the following four-year
7 period:

8 1. The following ten programs during the 1996 legislative session:

9 (a) Underground storage tank, department of environmental quality.

10 (b) State agricultural laboratory, Arizona department of agriculture.

11 (c) Enterprise network services, department of administration.

12 (d) Drop-out prevention, department of education.

13 (e) Complex administration, state department of corrections.

14 (f) Diagnostic services, department of ~~youth treatment and~~
15 ~~rehabilitation~~ JUVENILE CORRECTIONS.

16 (g) Judicial collection enhancement, judicial system.

17 (h) Medical malpractice, primary health care and loan repayment,
18 department of health services.

19 (i) Pass-through program - Arizona health education centers, ARIZONA
20 board of regents.

21 (j) Medical student loan board.

22 The programs specified in subdivisions (h), (i) and (j) OF THIS PARAGRAPH
23 shall be considered together in the state's role in rural health.

24 2. The following ~~fifteen~~ FOURTEEN programs during the 1997 legislative
25 session:

26 ~~(a) Arizona conservation corps, state parks board.~~

27 ~~(b)~~ (a) Sportsfish management, game and fish department.

28 ~~(c)~~ (b) Cooperative programs, Arizona state schools for the deaf and
29 the blind.

30 ~~(d)~~ (c) Facilities management, department of administration.

31 ~~(e)~~ (d) Law, university of Arizona.

32 ~~(f)~~ (e) College of law, Arizona state university.

33 ~~(g)~~ (f) Corporations, corporation commission.

34 ~~(h)~~ (g) Juvenile community corrections, judicial system.

35 ~~(i)~~ (h) International trade and investment, department of commerce.

36 ~~(j)~~ (i) Anti-gang enforcement, department of public safety.

37 ~~(k)~~ (j) Inmate programs, state department of corrections.

38 ~~(l)~~ (k) Comprehensive medical and dental program, department of
39 economic security.

40 ~~(m)~~ (l) Highway maintenance, department of transportation.

41 ~~(n)~~ (m) Arizona state hospital, department of health services.

42 ~~(o)~~ (n) Compliance, department of revenue.

43 The program specified in subdivision ~~(o)~~ (n) shall focus on the program for
44 increased enforcement revenues.

1 3. THE FOLLOWING ~~thirty~~ THIRTY-TWO programs during the 1998
2 legislative session—:

- 3 (a) FLEET MANAGEMENT, DEPARTMENT OF ADMINISTRATION.
- 4 (b) SURPLUS PROPERTY MANAGEMENT, DEPARTMENT OF ADMINISTRATION.
- 5 (c) THE TWO SUBPROGRAMS WITHIN THE DEPARTMENT ADMINISTRATION, ARIZONA
6 DEPARTMENT OF AGRICULTURE.
- 7 (d) FINANCIAL SERVICES, DEPARTMENT OF COMMERCE.
- 8 (e) ARIZONA BUSINESS ASSISTANCE CENTER, DEPARTMENT OF COMMERCE.
- 9 (f) SPORTS DEVELOPMENT, DEPARTMENT OF COMMERCE.
- 10 (g) THE FOUR SUBPROGRAMS WITHIN THE SCHOOL TO WORK PROGRAM, DEPARTMENT
11 OF EDUCATION.
- 12 (h) STATEWIDE PLANNING, DEPARTMENT OF WATER RESOURCES.
- 13 (i) ADOPTION SERVICES, DEPARTMENT OF ECONOMIC SECURITY.
- 14 (j) VOCATIONAL REHABILITATION SERVICES, DEPARTMENT OF ECONOMIC
15 SECURITY.
- 16 (k) DOMESTIC VIOLENCE, DEPARTMENT OF ECONOMIC SECURITY.
- 17 (l) DOMESTIC VIOLENCE, JUDICIAL SYSTEM.
- 18 (m) SUBSTANCE ABUSE SERVICES, DEPARTMENT OF HEALTH SERVICES.
- 19 (n) CHEMICAL ABUSE PREVENTION, DEPARTMENT OF EDUCATION.
- 20 (o) ORAL HEALTH, DEPARTMENT OF HEALTH SERVICES.
- 21 (p) JUSTICE OF THE PEACE SALARIES, STATE TREASURER.
- 22 (q) SPECIAL SERVICES, DEPARTMENT OF PUBLIC SAFETY.
- 23 (r) BUSINESS ADMINISTRATION AND WELCOME CENTER OPERATIONS, OFFICE OF
24 TOURISM.
- 25 (s) MEDICAL SERVICES, STATE DEPARTMENT OF CORRECTIONS.
- 26 (t) DENTAL SERVICES, STATE DEPARTMENT OF CORRECTIONS.
- 27 (u) HEALTH SERVICES, DEPARTMENT OF JUVENILE CORRECTIONS.
- 28 (v) ADULT INTENSIVE PROBATION SERVICES, JUDICIAL SYSTEM.
- 29 (w) VICTIM RIGHTS AND WITNESS ASSISTANCE, ATTORNEY GENERAL -
30 DEPARTMENT OF LAW.
- 31 (x) THE TWO SUBPROGRAMS WITHIN THE CRIMES VICTIMS PROGRAMS, ARIZONA
32 CRIMINAL JUSTICE COMMISSION.
- 33 (y) EXTENDED UNIVERSITY, UNIVERSITY OF ARIZONA.
- 34 (z) COLLEGE OF EXTENDED EDUCATION, ARIZONA STATE UNIVERSITY.
- 35 (aa) STATEWIDE ACADEMIC PROGRAMS, NORTHERN ARIZONA UNIVERSITY. THE
36 PROGRAM SPECIFIED IN THIS SUBDIVISION SHALL FOCUS ON EXTENDED EDUCATION
37 OFFERINGS.

38 4. Twenty programs during the 1999 legislative session.

39 B. The procedure for program authorization review shall be conducted
40 in the following three phases:

41 1. The budget unit responsible for a program or subprogram that is
42 subject to authorization review shall submit to the director of the joint
43 legislative budget committee and the director of the office of strategic
44 planning and budgeting ~~by July 1, 1995 for the 1996 reviews and by the~~

1 previous April 1 for the 1997, 1998 and 1999 reviews, an evaluation of the
2 program according to factors required and agreed on by the joint legislative
3 budget committee and the office of strategic planning and budgeting.

4 2. The director of the joint legislative budget committee and the
5 director of the office of strategic planning and budgeting shall evaluate the
6 program or subprogram according to agreed upon factors and shall first
7 jointly review the program authorization evaluation submitted by the
8 department or departments responsible for the program or subprogram. After
9 the joint review, the two staffs shall jointly produce ~~by November 1 for the~~
10 ~~1996 reviews, and~~ by the previous October 1 for the 1997, 1998 and 1999
11 reviews, a report of their findings as they relate to the agreed upon
12 factors. At a minimum, these findings should address background information
13 and program funding, and assess the strategic plan, performance measures and
14 performance results of each program or subprogram reviewed.

15 3. As part of their ensuing respective budget recommendations, the
16 joint legislative budget committee and the office of strategic planning and
17 budgeting may independently determine whether to retain, eliminate or modify
18 funding and related statutory references for the programs or subprograms that
19 are subject to the program authorization review. IT IS THE INTENT OF THE
20 LEGISLATURE NOT TO CONDUCT A PROGRAM AUTHORIZATION REVIEW ON A PROGRAM FOR
21 WHICH FUNDING IS ALREADY ELIMINATED.

22 4. For any program that is undergoing program authorization review,
23 that is being audited by the auditor general or reviewed by the office of
24 excellence in government, the auditor general and the office of excellence
25 in government shall share its draft findings with the joint legislative
26 budget committee staff and the office of strategic planning and budget staff.
27 The joint legislative budget committee staff and the office of strategic
28 planning shall abide by the confidentiality requirements that are placed upon
29 the office of the auditor general regarding these draft findings.

30 Sec. 4. Budget reform conference training; use of monies;
31 reimbursement

32 A. The joint legislative budget committee in cooperation with the
33 governor's office of management and budget may conduct a conference training
34 session relating to budget reform activities including service delivery
35 alternatives, administrative costs, customer satisfaction and performance
36 outcomes and their measurement. Monies available to the joint legislative
37 budget committee staff from appropriations may be used for the budget reform
38 conference.

39 B. The state portion of any monies received from conference
40 participants shall be used to reimburse the joint legislative budget
41 committee for any expenditures made pursuant to this section.

~~APPROVED BY THE GOVERNOR MAY 1, 1996~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 1, 1996~~