Senate Engrossed House Bill

FILED

JANICE K. BREWER
SECRETARY OF STATE

State of Arizona
House of Representatives
Forty-eighth Legislature
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CHAPTER 289

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)

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

Section 1. Laws 2007, chapter 257, section 7, as amended by Laws 2008, chapter 53, section 33, is amended to read:

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

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

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

Sec. 2. Department of administration certificates of participation

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

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

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

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

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

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

B. DEPARTMENT OF ADMINISTRATION	$ 6,100,000
Fund source:	
Capital outlay stabilization fund	$ 6,100,000

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

C. DEPARTMENT OF TRANSPORTATION	$ 4,208,900
Fund source:	
State highway fund	$ 4,052,000
State aviation fund	$ 156,900
D. ARIZONA EXPOSITION AND STATE FAIR BOARD	$ 1,794,300
Fund source:	
Arizona exposition and state fair fund	$ 1,794,300
E. GAME AND FISH DEPARTMENT	$ 531,000
Fund source:	
Game and fish fund	$ 531,000
F. ARIZONA LOTTERY COMMISSION	$ 68,000
Fund source:	
State lottery fund	$ 68,000

Sec. 5. <u>Capital outlay appropriations; major capital project; department of administration</u>

	<u>2008-2009</u>
Department of administration:	
Capitol mall fire systems replacement	$ 491,000
Fund source:	
Capital outlay stabilization fund	$ 491,000

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

Sec. 6. Capital outlay appropriations; major capital projects; game and fish department

	2008-2009
Game and fish department:	
1. Boat shade canopies	$ 120,000
Fund source:	
Watercraft licensing fund	$ 120,000
2. Boat registration kiosks	$ 240,000
Fund source:	
Watercraft licensing fund	$ 240,000
3. Shooting range access improvements	$ 150,000
Fund source:	
Game and fish capital improvement fund	$ 150,000
4. Statewide preventative maintenance	$ 30,000
Fund source:	
Game and fish fund	$ 30,000
5. Headquarters construction	$ 80,000
Fund source:	
Watercraft licensing fund	$ 80,000
6. Regional (Yuma) office remodel/expansion	$ 954,000
Fund source:	
Game and fish capital improvement fund	$ 954,000
7. Regional (Mesa) office paving project	$ 250,000
Fund source:	
Game and fish capital improvement fund	$ 250,000
Total appropriation - game and fish department	$ 1,854,000
Fund source:	
Game and fish capital improvement fund	$ 1,354,000
Game and fish fund	$ 30,000
Watercraft licensing fund	$ 440,000

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

	2008-2009
Department of transportation:	
1. Statewide highway construction	$305,582,000
Fund source:	
State highway fund	$305,582,000

The amount appropriated for highway construction is from the state highway fund for the planning and construction of 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, the acquisition of rights-of-way, the cost of contracted field administration and field engineering on construction projects and debt service payments on bonds issued for highway construction. Any balances and

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

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

Fund source:

State aviation fund $ 31,200,000

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

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

Fund source:

State highway fund $ 2,350,000

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

Fund source:

State highway fund $ 1,825,000

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

Fund source:

State highway fund $ 1,389,000

6. Vehicle wash systems $ 2,075,000

Fund source:

State highway fund $ 2,075,000

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

Fund sources:

State highway fund $313,221,000

State aviation fund $ 31,200,000

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

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

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

Sec. 9. Use of appropriations; limitation

Unless otherwise specified, the monies appropriated in this act shall 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.

Sec. 10. Lapsing; exemption

Unless otherwise specified, the appropriations made in this act do 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 an encumbrance.

APPROVED BY THE GOVERNOR JUNE 27, 2008.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 27, 2008.