

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

CHAPTER 257
HOUSE BILL 2783

AN ACT

AMENDING LAWS 2006, CHAPTER 335, SECTION 1; MAKING CAPITAL OUTLAY APPROPRIATIONS FOR THE DIFFERENT DEPARTMENTS OF THE STATE AND FOR STATE INSTITUTIONS; REQUIRING CERTAIN REPORTS.

(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 335, section 1 is amended to read:

3 Section 1. Conditional appropriation; Arizona welcome center;
4 exemption

5 A. The sum of \$2,000,000 is appropriated from the state general fund
6 in fiscal year 2006-2007 to the office of tourism for distribution to the
7 city of Yuma to establish an Arizona welcome center provided that the office
8 of tourism determines and informs the joint legislative budget committee
9 that:

10 1. All plans for the center are delivered to the city of Yuma.

11 2. The city of Yuma receives ownership of the property **OR THE PROPERTY**
12 **IS CONVEYED BY LICENSE TO THE CITY OF YUMA.**

13 B. The city of Yuma shall not expend more than \$500,000 on planning
14 and design for the Arizona welcome center.

15 C. The appropriation made in subsection A of this section shall be for
16 start-up capital and the city of Yuma shall bear the cost of ongoing
17 operation and maintenance of the center through its city-funded convention
18 and visitors bureau.

19 D. The appropriation made in subsection A of this section is exempt
20 from the provisions of section 35-190, Arizona Revised Statutes, relating to
21 lapsing of appropriations.

22 Sec. 2. Capital outlay appropriations; major maintenance and
23 repair of state buildings

24 A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the
25 amounts appropriated in this section are appropriated for fiscal year
26 2007-2008 and shall be used by the applicable agency for major maintenance
27 and repair activities for state buildings in accordance with title 41,
28 chapter 4, article 7, Arizona Revised Statutes. Twenty-five per cent or less
29 of the monies may be spent for state building modifications to comply with
30 the federal Americans with disabilities act (42 United States Code sections
31 12101 through 12213 and 47 United States Code sections 225 and 611) or for
32 major maintenance and repair activities for state infrastructure. The monies
33 may be used only for facilities on the state building inventory or for
34 infrastructure that directly supports those facilities. Of the amounts
35 appropriated to the department of administration, up to \$275,000 in personal
36 services and employee-related expenditures for up to five FTE positions may
37 be allocated each fiscal year until the building renewal projects are
38 completed. All other monies appropriated in this section shall not be spent
39 for personal services or employee-related expenditures or for maintenance
40 contracts on building components and equipment without review by the joint
41 committee on capital review. Any monies appropriated for building renewal in
42 fiscal year 2007-2008 that are unexpended or unencumbered on June 30, 2009
43 shall revert to the fund from which the monies were appropriated. The
44 building renewal expenditure plans submitted by agencies for review by the
45 joint committee on capital review shall identify the components for each
46 project that incorporate energy efficient systems.

1	B. DEPARTMENT OF ADMINISTRATION	\$ 7,257,100
2	Fund source:	
3	Capital outlay stabilization fund	\$ 7,257,100
4	The department of administration shall allocate the monies to state	
5	agencies for necessary building renewal. If monies in the capital outlay	
6	stabilization fund are insufficient to fund the appropriation to the	
7	department of administration for building renewal, the appropriation to the	
8	department of administration shall be reduced by the difference between the	
9	amount appropriated to the department of administration from the capital	
10	outlay stabilization fund and the balance in the capital outlay stabilization	
11	fund.	
12	C. DEPARTMENT OF TRANSPORTATION	\$ 3,918,200
13	Fund source:	
14	State highway fund	\$ 3,777,100
15	State aviation fund	\$ 141,100
16	D. ARIZONA EXPOSITION AND STATE FAIR BOARD	\$ 1,631,800
17	Fund source:	
18	Arizona exposition and state fair fund	\$ 1,631,800
19	E. GAME AND FISH DEPARTMENT	\$ 474,200
20	Fund source:	
21	Game and fish fund	\$ 474,200
22	F. ARIZONA LOTTERY COMMISSION	\$ 60,000
23	Fund source:	
24	State lottery fund	\$ 60,000
25	Sec. 3. <u>Capital outlay appropriations: major capital projects:</u>	
26	<u>department of administration</u>	
27		<u>2007-2008</u>
28	Department of administration:	
29	1. <u>Prison cell locks and cell</u>	
30	<u>doors replacement</u>	\$ 5,200,000
31	Fund source:	
32	State general fund	\$ 5,200,000
33	2. <u>Department of juvenile corrections</u>	
34	<u>HVAC and electrical renovations</u>	\$ 885,000
35	Fund source:	
36	State general fund	\$ 885,000
37	3. <u>Tucson office building renovations</u>	\$ 1,500,000
38	Fund source:	
39	Risk management revolving fund	\$ 1,500,000
40	Total appropriation - department of administration	\$ 7,585,000
41	Fund source:	
42	State general fund	\$ 6,085,000
43	Risk management revolving fund	\$ 1,500,000
44	Pursuant to section 41-1252, Arizona Revised Statutes, the department	
45	of administration shall submit the capital projects to the joint committee on	
46	capital review for its review.	

1	Sec. 4. <u>Capital outlay appropriations; major capital projects;</u>	
2	<u>game and fish department</u>	
3		<u>2007-2008</u>
4	Game and fish department:	
5	1. <u>Boat shade canopies</u>	\$ 195,000
6	Fund source:	
7	Watercraft licensing fund	\$ 195,000
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>Becker lake facilities improvements</u>	\$ 120,000
21	Fund source:	
22	Game and fish capital improvement fund	\$ 120,000
23	7. <u>Becker lake wildlife area bridge</u>	\$ 52,000
24	Fund source:	
25	Game and fish capital improvement fund	\$ 52,000
26	8. <u>Regional (Flagstaff) office</u>	
27	<u>remodel/expansion</u>	\$ 1,050,000
28	Fund source:	
29	Game and fish capital improvement fund	\$ 1,050,000
30	9. <u>Seven mile shooting range</u>	\$ 48,000
31	Fund source:	
32	Game and fish capital improvement fund	\$ 48,000
33	10. <u>Robbins Butte levee</u>	\$ 228,000
34	Fund source:	
35	Game and fish capital improvement fund	\$ 228,000
36	Total appropriation - game and fish department	\$ 2,193,000
37	Fund source:	
38	Game and fish capital improvement fund	\$ 1,648,000
39	Game and fish fund	\$ 30,000
40	Watercraft licensing fund	\$ 515,000

41 The Arizona game and fish department shall conduct a study to determine
 42 the feasibility of developing a shooting range in the Sunflower, Arizona
 43 area, and report its findings to the joint committee on capital review by
 44 October 15, 2007.

45 Sec. 5. Capital outlay appropriations; major capital projects;
 46 department of transportation

1		<u>2007-2008</u>
2	Department of transportation:	
3	1. <u>Statewide highway construction</u>	\$239,801,800
4	Fund source:	
5	State highway fund	\$239,801,800
6	The amount appropriated for highway construction is from the state	
7	highway fund for the planning and construction of state highways, including	
8	the national system of interstate highways within this state, the state	
9	primary or secondary system, the county primary or secondary system and urban	
10	rural routes, the acquisition of rights-of-way, the cost of contracted field	
11	administration and field engineering on construction projects and debt	
12	service payments on bonds issued for highway construction. Any balances and	
13	collections in the state highway fund in excess of the specific amounts	
14	appropriated in the general appropriations act and in this act are	
15	appropriated to the department for the purposes provided in this paragraph.	
16	2. <u>Airport planning and development</u>	\$ 25,306,000
17	Fund source:	
18	State aviation fund	\$ 25,306,000
19	The amount is appropriated from the state aviation fund for the	
20	planning, construction, development and improvement of state, county, city or	
21	town airports as determined by the state transportation board. Any balances	
22	and collections in the state aviation fund in excess of the specific amounts	
23	appropriated in the general appropriations act and in this act are	
24	appropriated to the department of transportation for the purposes provided in	
25	this paragraph.	
26	3. <u>Payson motor vehicle division</u>	
27	<u>service center</u>	\$ 1,229,400
28	Fund source:	
29	Notwithstanding title 28, chapter 18,	
30	article 2, Arizona Revised Statutes,	
31	Arizona highway user revenue fund	\$ 1,229,400
32	4. <u>Surprise motor vehicle division</u>	
33	<u>service center</u>	\$ 3,956,300
34	Fund source:	
35	Notwithstanding title 28, chapter 18,	
36	article 2, Arizona Revised Statutes,	
37	Arizona highway user revenue fund	\$ 3,956,300
38	5. <u>De-icer buildings</u>	\$ 1,850,000
39	Fund source:	
40	State highway fund	\$ 1,850,000
41	6. <u>Oil and asphalt storage tanks</u>	\$ 1,365,000
42	Fund source:	
43	State highway fund	\$ 1,365,000
44	7. <u>Vehicle wash systems</u>	\$ 2,021,300
45	Fund source:	
46	State highway fund	\$ 2,021,300

1	8. <u>Safford vehicle maintenance shop</u>	\$ 3,215,000
2	Fund source:	
3	State highway fund	\$ 3,215,000
4	9. <u>Far southeast valley multiuse facility</u>	\$ 6,701,900
5	Fund sources:	
6	Notwithstanding title 28, chapter 18,	
7	article 2, Arizona Revised Statutes,	
8	Arizona highway user revenue fund	\$ 1,511,900
9	State highway fund	\$ 5,190,000
10	10. <u>Grand canyon airport restroom renovations</u>	\$ 210,000
11	Fund source:	
12	State aviation fund	\$ 210,000
13	11. <u>Grand canyon airport water storage</u>	
14	<u>tank renovations</u>	\$ 635,000
15	Fund source:	
16	State aviation fund	\$ 635,000
17	Total appropriation - department of transportation	\$286,291,700
18	Fund sources:	
19	Notwithstanding title 28, chapter 18,	
20	article 2, Arizona Revised Statutes,	
21	Arizona highway user revenue fund	\$ 6,697,600
22	State highway fund	\$253,443,100
23	State aviation fund	\$ 26,151,000

24 Sec. 6. Department of economic security; Hopi assisted living
 25 center; appropriation

26 The sum of \$142,500 is appropriated from the state general fund in
 27 fiscal year 2007-2008 to the department of economic security for distribution
 28 to the Hopi tribe as one-time funding for architectural and design of an
 29 assisted living center.

30 Sec. 7. Old health laboratory renovation; appropriations;
 31 review

32 A. The sum of \$2,207,000 is appropriated from the state general fund
 33 in each of fiscal years 2007-2008 and 2008-2009 to the department of
 34 administration for renovation of the old health laboratory.

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

38 Sec. 8. Department of administration; lease purchase
 39 authorization

40 A. The department of administration, in accordance with section
 41 41-791.02, Arizona Revised Statutes, may enter into a lease purchase
 42 agreement for the issuance of certificates of participation in an amount not
 43 to exceed \$39,000,000.

44 B. From the \$39,000,000 in lease purchase proceeds authorized in
 45 subsection A of this section, the department of administration shall allocate

1 \$6,800,000 for prison water and wastewater projects and \$32,200,000 for a new
2 forensic unit and infrastructure improvements at the Arizona state hospital.

3 C. For the lease purchase agreement entered into pursuant to this
4 section, the repayment period shall not exceed fifteen years and the
5 department of administration shall structure the agreement so that the first
6 debt service payment does not occur until fiscal year 2008-2009. The
7 legislature shall appropriate the amount necessary for the fiscal year
8 2008-2009 debt service payment in the department of administration operating
9 budget for fiscal year 2008-2009.

10 D. Pursuant to sections 41-791.02 and 41-1252, Arizona Revised
11 Statutes, the department of administration shall submit any capital projects
12 authorized pursuant to this section, including any funding and FTE position
13 allocations for project management, to the joint committee on capital review
14 for its review.

15 Sec. 9. Appropriations; Yuma welcome center; exemption

16 A. The sum of \$1,000,000 is appropriated from the state general fund
17 in each of the fiscal years 2007-2008 and 2008-2009 to the office of tourism
18 for distribution to the city of Yuma for the completion of the Arizona
19 welcome center authorized by Laws 2006, chapter 335, section 1, as amended by
20 this act.

21 B. The appropriations made in subsection A of this section are exempt
22 from the provisions of section 35-190, Arizona Revised Statutes, relating to
23 lapsing of appropriations.

24 Sec. 10. Appropriations; Navajo multipurpose center; exemption

25 A. The sum of \$1,000,000 is appropriated from the state general fund
26 in each of the fiscal years 2007-2008 and 2008-2009 to the department of
27 economic security for distribution to the Navajo Nation for a multipurpose
28 center.

29 B. The appropriations made in subsection A of this section are exempt
30 from the provisions of section 35-190, Arizona Revised Statutes, relating to
31 lapsing of appropriations.

32 Sec. 11. Department of administration reports; FTE positions;
33 reallocations

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

37 B. The department of administration may allocate FTE positions
38 authorized for specific projects to other projects in this act provided that
39 funding for the FTE positions is cost allocated among the projects receiving
40 benefit. The department of administration shall report any FTE position
41 reallocations to the joint committee on capital review by December 31, 2007.

42 Sec. 12. Use of appropriations; limitation

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

1 Sec. 13. Lapsing: exemption

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

APPROVED BY THE GOVERNOR JUNE 25, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 25, 2007.