

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 264
HOUSE BILL 2748

AN ACT

AMENDING LAWS 2016, CHAPTER 126, SECTION 1; 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 2016, chapter 126, section 1 is amended to read:

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 2016-2017 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. Of the amounts appropriated to
10 the department of administration, up to \$275,000 in personal services and
11 employee-related expenditures for up to five FTE positions may be
12 allocated each fiscal year until the building renewal projects are
13 completed. All other monies appropriated in this section may not be spent
14 for personal services or employee-related expenditures or for maintenance
15 contracts on building components and equipment without review by the joint
16 committee on capital review.

17 B. DEPARTMENT OF ADMINISTRATION

18 Fund source:

19 State general fund \$ 8,000,000

20 Capital outlay stabilization fund \$19,000,000

21 The department of administration shall allocate \$4,200,000 of the
22 appropriation in this subsection for the renovation of the department of
23 health services building at 1740 West Adams. Before spending the monies
24 allocated for this purpose, the department of administration shall submit
25 a report on tenant relocation, including any planned consolidation of
26 state agencies, the current commitment of new tenants and the timeline and
27 estimated costs for relocation for review by the joint committee on
28 capital review.

29 ~~The department of administration shall allocate \$120,000 of the~~
30 ~~appropriation in this subsection to repair the 1938 Works Progress~~
31 ~~Administration civic building on the state fair grounds. The department~~
32 ~~may not spend the monies allocated for this purpose unless the department~~
33 ~~receives matching monies from the city of Phoenix to repair the building~~
34 ~~and this state maintains control and ownership of the building.~~

35 The department of administration shall allocate the monies to state
36 agencies for necessary building renewal. If monies in the capital outlay
37 stabilization fund established by section 41-792.01, Arizona Revised
38 Statutes, are insufficient to fund the appropriation to the department of
39 administration for building renewal, the appropriation to the department
40 of administration is reduced by the difference between the amount
41 appropriated to the department of administration from the capital outlay
42 stabilization fund and the balance in the capital outlay stabilization
43 fund.

1 On or before January 31, 2017 and July 31, 2017, the department of
2 administration shall report to the joint legislative budget committee
3 staff on the status of all building renewal projects and building renewal
4 expenditures.

5 C. STATE DEPARTMENT OF CORRECTIONS \$ 5,464,300
6 Fund source:
7 Department of corrections building
8 renewal fund \$ 5,464,300

9 On or before January 31, 2017 and July 31, 2017, the state
10 department of corrections shall report to the joint legislative budget
11 committee staff on the status of all building renewal projects and
12 building renewal expenditures. The department may not spend any of this
13 appropriation on personal services or overhead expenses related to the
14 management of the funded projects.

15 D. ARIZONA GAME AND FISH DEPARTMENT \$ 530,000
16 Fund source:
17 Game and fish fund \$ 530,000

18 E. DEPARTMENT OF JUVENILE CORRECTIONS \$ 1,100,000
19 Fund source:
20 Criminal justice enhancement fund \$ 1,100,000

21 F. ARIZONA STATE LOTTERY COMMISSION \$ 118,100
22 Fund source:
23 State lottery fund \$ 118,100

24 G. DEPARTMENT OF TRANSPORTATION \$ 4,232,300
25 Fund sources:
26 State highway fund \$ 4,000,000
27 State aviation fund \$ 232,300

28 Sec. 2. Capital outlay appropriations; major maintenance and
29 repair of state buildings; review; report

30 A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the
31 amounts appropriated in this section are appropriated for fiscal year
32 2019-2020 to be used by the applicable agency for major maintenance and
33 repair activities for state buildings in accordance with title 41, chapter
34 4, article 7, Arizona Revised Statutes. Of the amount appropriated to the
35 department of administration, up to \$275,000 in personal services and
36 employee-related expenditures for up to five FTE positions may be
37 allocated each fiscal year until the building renewal projects are
38 completed. All other monies appropriated in this section may 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.

1 B. Before spending the appropriation made in subsection A of this
2 section, the Arizona game and fish department shall submit the scope,
3 purpose and estimated cost of the capital improvements to the joint
4 committee on capital review for its review pursuant to section 41-1252,
5 Arizona Revised Statutes.

6 Sec. 10. Appropriation; Arizona game and fish department;
7 property maintenance; review

8 A. The sum of \$300,000 is appropriated from the capital improvement
9 fund established by section 17-292, Arizona Revised Statutes, in fiscal
10 year 2019-2020 to the Arizona game and fish department for property
11 maintenance.

12 B. Before spending the appropriation made in subsection A of this
13 section, the Arizona game and fish department shall submit the scope,
14 purpose and estimated cost of the capital improvements to the joint
15 committee on capital review for its review pursuant to section 41-1252,
16 Arizona Revised Statutes.

17 Sec. 11. Appropriation; Arizona game and fish department;
18 hatchery maintenance; review

19 A. The sum of \$400,000 is appropriated from the capital improvement
20 fund established by section 17-292, Arizona Revised Statutes, in fiscal
21 year 2019-2020 to the Arizona game and fish department for hatchery
22 maintenance.

23 B. Before spending the appropriation made in subsection A of this
24 section, the Arizona game and fish department shall submit the scope,
25 purpose and estimated cost of the capital improvements to the joint
26 committee on capital review for its review pursuant to section 41-1252,
27 Arizona Revised Statutes.

28 Sec. 12. Appropriation; Arizona state parks board; Tonto
29 natural bridge state park; fiscal year 2019-2020

30 A. The sum of \$1,250,000 is appropriated from the state parks
31 revenue fund established by section 41-511.21, Arizona Revised Statutes,
32 in fiscal year 2019-2020 to the Arizona state parks board to demolish the
33 existing pedestrian bridge and to construct a new pedestrian bridge at the
34 Tonto natural bridge state park.

35 B. Before spending the appropriation in subsection A of this
36 section, the Arizona state parks board shall submit the scope, purpose and
37 estimated cost of the project to the joint committee on capital review for
38 its review pursuant to section 41-1252, Arizona Revised Statutes.

39 Sec. 13. Appropriation; Arizona pioneers' home; capital
40 improvements; review

41 A. The sum of \$414,000 is appropriated from the miners' hospital
42 for miners with disabilities land fund established by section 37-525,
43 Arizona Revised Statutes, in fiscal year 2019-2020 to the Arizona
44 pioneers' home for capital improvements.

1 and collections in the state highway fund that exceed 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
4 paragraph.

5 On or before November 1, 2019, the department of transportation
6 shall report to the directors of the joint legislative budget committee
7 and the governor's office of strategic planning and budgeting on its
8 actual prior year, estimated current year and upcoming budget year highway
9 construction expenses from all fund sources, including appropriated
10 monies, federal monies, local agency monies, state highway monies, bond
11 proceeds and regional area road monies. The report shall be in the same
12 format as in the prior year unless modifications have been approved by the
13 directors of the joint legislative budget committee and the governor's
14 office of strategic planning and budgeting.

15 On or before November 1, 2019, the department of transportation
16 shall report capital outlay information for fiscal years 2018-2019,
17 2019-2020 and 2020-2021 to the directors of the joint legislative budget
18 committee and the governor's office of strategic planning and budgeting.
19 This information shall appear in the same format as tables two, three and
20 six, as found in the fiscal year 2018-2019 appropriations report.

21 On or before November 1, 2019, the department of transportation
22 shall report the department's estimated outstanding debt principal balance
23 at the end of fiscal year 2020-2021 and the estimated debt service payment
24 amount for each of fiscal years 2020-2021, 2021-2022, 2022-2023 and
25 2023-2024 to the directors of the joint legislative budget committee and
26 the governor's office of strategic planning and budgeting. This report
27 shall include state highway fund statewide construction bonds, Arizona
28 highway user revenue fund bonds, Maricopa association of governments and
29 Pima association of governments controlled access bonds, Maricopa regional
30 area road fund bonds and grant anticipation notes and is intended to be
31 comparable to the information in the fiscal year 2018-2019 appropriations
32 report.

33 2. Airport planning and development \$ 33,120,000

34 Fund source:

35 State aviation fund \$ 33,120,000

36 The amount is appropriated from the state aviation fund established
37 by section 28-8202, Arizona Revised Statutes, to plan, construct, develop
38 and improve state, county, city or town airports as determined by the
39 state transportation board. Any balances and collections in the state
40 aviation fund that exceed the specific amounts appropriated in the general
41 appropriations act and in this act are appropriated to the department of
42 transportation in fiscal year 2019-2020 for the purposes provided in this
43 paragraph.

1 On or before December 31, 2019, the department of transportation
2 shall report to the joint legislative budget committee staff on the status
3 of all aviation grant awards and aviation grant distributions. The report
4 shall delineate projects by individual airport and fiscal year, including
5 any future year commitments.

6 Total appropriation - department of transportation \$426,552,000

7 Fund sources:

8 State highway fund \$393,432,000

9 State aviation fund \$ 33,120,000

10 Sec. 27. Arizona state parks board; capital projects; reports

11 On or before January 31, 2020 and July 31, 2020, the Arizona state
12 parks board shall report to the joint legislative budget committee staff
13 on the status of all capital projects and capital expenditures.

14 Sec. 28. Use of appropriations; limitation

15 Unless otherwise specified, the monies appropriated in this act may
16 not be spent for personal services or employee-related expenditures of
17 state employees, excluding any services provided as part of the inmate
18 construction program for correctional facilities.

19 Sec. 29. Lapsing; exemption; reversion

20 A. Notwithstanding section 35-190, Arizona Revised Statutes, the
21 appropriation of \$4,000,000 to the Arizona state parks board for the
22 Rockin' River Ranch state park project made by Laws 2017, chapter 306,
23 section 7 that remains unexpended on June 30, 2020 reverts to the fund
24 from which the monies were appropriated.

25 B. Notwithstanding section 35-190, Arizona Revised Statutes, the
26 appropriation of \$1,300,000 to the Arizona state parks board for capital
27 improvements made by Laws 2017, chapter 306, section 8 that remains
28 unexpended on June 30, 2020 reverts to the fund from which the monies were
29 appropriated.

30 C. Notwithstanding section 35-190, Arizona Revised Statutes, the
31 appropriation of \$10,000,000 to the department of administration to
32 renovate state-owned buildings made by Laws 2018, chapter 277, section 7
33 that remains unexpended on June 30, 2021 reverts to the fund from which
34 the monies were appropriated.

35 D. The appropriations made in sections 4, 18, 19, 20, 21, 22, 23,
36 24 and 26 of this act do not lapse until the purpose for which the
37 respective appropriation was made has been accomplished or abandoned, or
38 the appropriation stands for a full fiscal year without an expenditure or
39 an encumbrance.

40 E. Except as provided in subsection D of this section and
41 notwithstanding section 35-190, subsection D, Arizona Revised Statutes,
42 the appropriations made in this act for fiscal years 2018-2019 and
43 2019-2020 that are unexpended on June 30, 2021 revert to the fund from
44 which the monies were appropriated.

1 Sec. 30. JCCR review

2 Pursuant to section 41-1252, Arizona Revised Statutes, the joint
3 committee on capital review shall review the scope, purpose and estimated
4 cost of a new capital project that has an estimated cost of more than
5 \$250,000.

APPROVED BY THE GOVERNOR MAY 31, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 31, 2019.