

REFERENCE TITLE: capital outlay; appropriations; 2023-2024

State of Arizona
House of Representatives
Fifty-sixth Legislature
First Regular Session
2023

HB 2572

Introduced by
Representatives Livingston: Chaplik

AN ACT

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 Building Renewal

3 Section 1. Capital outlay appropriations; major maintenance
4 and repair of state buildings

5 A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the
6 amounts appropriated in this section are appropriated for fiscal year
7 2023-2024 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.

10 B. DEPARTMENT OF ADMINISTRATION \$16,000,000

11 Fund source:

12 Capital outlay stabilization fund \$16,000,000

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 established by section 41-792.01, Arizona Revised
16 Statutes, are insufficient to fund the appropriation to the department of
17 administration for building renewal, the appropriation to the department
18 of administration is reduced by the difference between the amount
19 appropriated to the department of administration from the capital outlay
20 stabilization fund and the balance in the capital outlay stabilization
21 fund.

22 C. STATE DEPARTMENT OF CORRECTIONS \$ 5,864,300

23 Fund source:

24 Department of corrections building
25 renewal fund \$ 5,864,300

26 The state department of corrections may not spend any of this
27 appropriation on personal services or overhead expenses related to
28 managing the funded projects.

29 D. ARIZONA GAME AND FISH DEPARTMENT \$ 1,776,400

30 Fund source:

31 Game and fish fund \$ 1,776,400

32 E. ARIZONA STATE LOTTERY COMMISSION \$ 214,200

33 Fund source:

34 State lottery fund \$ 214,200

35 F. DEPARTMENT OF TRANSPORTATION \$18,581,300

36 Fund sources:

37 State highway fund \$18,139,400

38 State aviation fund \$ 441,900

39 Individual Projects

40 Sec. 2. Appropriation; state agency capital projects

41 A. The amount appropriated in this section is appropriated for
42 fiscal year 2023-2024 to be used by the applicable agency for individual
43 capital projects.

1 B. STATE DEPARTMENT OF CORRECTIONS
 2 Replace evaporative cooling statewide with HVAC \$ 31,422,000
 3 Fund source:
 4 State general fund \$ 31,422,000

5 Sec. 3. Appropriation; department of transportation;
 6 statewide highway construction; reports; exemption;
 7 lapsing

8 A. The amount appropriated in this section is appropriated for
 9 fiscal year 2023-2024 to plan and construct state highways, including the
 10 national system of interstate highways within this state, the state
 11 primary or secondary system, the county primary or secondary system and
 12 urban rural routes, to acquire rights-of-way and to provide for the cost
 13 of contracted field administration and field engineering on construction
 14 projects and debt service payments on bonds issued for highway
 15 construction.

16 B. DEPARTMENT OF TRANSPORTATION \$444,243,000
 17 Fund source:
 18 State highway fund \$444,243,000

19 Any balances and collections in the state highway fund that exceed
 20 the specific amounts appropriated in the general appropriations act and in
 21 this act are appropriated to the department of transportation for the
 22 purposes provided in this section.

23 C. On or before November 1, 2023, the department of transportation
 24 shall report to the directors of the joint legislative budget committee
 25 and the governor's office of strategic planning and budgeting on its
 26 actual prior year, estimated current year and upcoming budget year highway
 27 construction expenses from all fund sources, including appropriated
 28 monies, federal monies, local agency monies, state highway monies, bond
 29 proceeds and regional area road monies. The report shall be in the same
 30 format as in the prior year unless the directors of the joint legislative
 31 budget committee and the governor's office of strategic planning and
 32 budgeting have approved modifications to the format.

33 D. On or before November 1, 2023, the department of transportation
 34 shall report capital outlay information for fiscal years 2022-2023,
 35 2023-2024 and 2024-2025 to the directors of the joint legislative budget
 36 committee and the governor's office of strategic planning and budgeting.
 37 This information shall appear in the same format as tables two, three and
 38 six, as found in the fiscal year 2022-2023 appropriations report.

39 E. On or before November 1, 2023, the department of transportation
 40 shall report the department's estimated outstanding debt principal balance
 41 at the end of fiscal year 2024-2025 and the estimated debt service payment
 42 amount for each of fiscal years 2024-2025, 2025-2026, 2026-2027 and
 43 2027-2028 to the directors of the joint legislative budget committee and
 44 the governor's office of strategic planning and budgeting. This report
 45 shall include state highway fund statewide construction bonds, Arizona

1 highway user revenue fund bonds, Maricopa association of governments and
2 Pima association of governments controlled access bonds, Maricopa regional
3 area road fund bonds and grant anticipation notes and is intended to be
4 comparable to the information in the fiscal year 2022-2023 appropriations
5 report.

6 F. Notwithstanding section 41-1252, Arizona Revised Statutes, the
7 appropriation made in this section is not subject to review by the joint
8 committee on capital review.

9 G. The appropriation made in this section does not lapse until the
10 purpose for which the appropriation was made has been accomplished or
11 abandoned, or the appropriation stands for a full fiscal year without an
12 expenditure or encumbrance.

13 Department of Transportation Airport Planning and Development

14 Sec. 4. Appropriation; department of transportation; airport
15 planning and development; report; exemption;
16 lapsing

17 A. The amount appropriated in this section is appropriated in
18 fiscal year 2023-2024 to plan, construct, develop and improve state,
19 county, city or town airports as determined by the state transportation
20 board.

21 B. DEPARTMENT OF TRANSPORTATION \$ 35,000,000

22 Fund source:

23 State aviation fund \$ 35,000,000

24 Any balances and collections in the state aviation fund that exceed
25 the specific amounts appropriated in the general appropriations act and in
26 this act are appropriated to the department of transportation in fiscal
27 year 2023-2024 for the purposes provided in this section.

28 C. On or before December 31, 2023, the department of transportation
29 shall report to the joint legislative budget committee staff on the status
30 of all aviation grant awards and aviation grant distributions. The report
31 shall delineate projects by individual airport and fiscal year, including
32 any future year commitments.

33 D. Notwithstanding section 41-1252, Arizona Revised Statutes, the
34 appropriation made in this section is not subject to review by the joint
35 committee on capital review.

36 E. The appropriation made in this section does not lapse until the
37 purpose for which the appropriation was made has been accomplished or
38 abandoned, or the appropriation stands for a full fiscal year without an
39 expenditure or encumbrance.

40 Sec. 5. Use of appropriations; limit

41 A. The department of administration may spend up to five percent of
42 the amounts appropriated to the department in this act, excluding amounts
43 to be distributed to nonstate agencies, for expenditures for project
44 management of building renewal and capital projects. All other monies
45 appropriated to the department in this act may not be spent for personal

1 services or employee-related expenditures or for maintenance contracts on
2 building components and equipment without review by the joint committee on
3 capital review.

4 B. Except as provided in subsection A of this section, the monies
5 appropriated in this act may not be spent for personal services or
6 employee-related expenditures of state employees, excluding any services
7 provided as part of the inmate construction program for correctional
8 facilities.