

**MINUTES OF THE EXECUTIVE APPROPRIATIONS COMMITTEE**  
**February 27, 2001 at 1:30 P. M.**  
**Room 303, State Capitol Building**

Members Present:            Sen. Leonard Blackham, Committee Co-Chair  
                                     Rep. Jeff Alexander, Committee Co-Chair  
                                     Sen. Ron Allen  
                                     Sen. Gene Davis  
                                     Mike Dmitrich  
                                     Sen. Peter Knudson  
                                     Pres. Al Mansell  
                                     Sen. Steve Poulton  
                                     Sen. Pete Suazo  
                                     Sen. John Valentine  
                                     Rep. Patrice Arent  
                                     Rep. Ralph Becker  
                                     Rep. Jackie Biskupski  
                                     Rep. Greg Curtis  
                                     Rep. Kevin Garn  
                                     Rep. Brad King  
                                     Speaker Martin Stephens  
                                     Rep. David Ure

Sen. Bill Hickman, Vice-Chair  
Rep. Ron Bigelow, Vice Chair

Members Absent:

Staff Present:                John Massey, Legislative Fiscal Analyst  
                                     Michael Kjar, Deputy Director  
                                     Linda Hansen, Secretary

Others Present:

List of Others Present on File:

Co-Chair Blackham called the meeting to order at 1:45 P.M.

1. **Approval of Minutes**

**MOTION:** Rep. Alexander made a motion to approve the minutes of February 21, 2001. The motion passed unanimously.

**MOTION:** Rep. Alexander made a motion to approve additional fee revenue of \$300,000 and the transfer to the General Fund of \$1,200,000 from the beginning fund

balance of the Commerce Service Fund. The motion passed unanimously.

**MOTION:** Rep. Alexander made a motion to approve the projects and funding for the projects as listed on the Remaining Funding Needs list dated February 27, 2001.

**SUBSTITUTION MOTION:** Rep. Biskupski made a substitute motion to approve the list with the exception of Line 25, Olympic Funding in the amount of \$1,000,000, and reduce it by \$100,000 for the Medical Assistance Program. The motion failed with Sens. Blackham, Knudson, Mansell, Suazo, Reps. Alexander, Curtis, Garn, and Stephens voting in opposition.

**SUBSTITUTE MOTION:** Rep. Becker made a motion to approve the list except Line 39, Silicon Valley, and reduce that amount from \$300,000 to \$277,000 with the \$23,000 to go to soliciting minors on the internet.

There was a discussion by the Committee and Rep. Becker withdrew his substitute motion.

**SUBSTITUTE MOTION:** Rep. Biskupski made a substitute motion to reduce Line 17, Community Alternatives, from \$300,000 to \$250,000 and Line 20, Community Alternatives, from \$300,000 to \$250,000 and give \$100,000 to the Medical Assistance Program. The motion passed with Rep. Alexander, Valentine, Curtis and Garn voting in opposition.

**MOTION:** Rep. Alexander made a motion to approve the list as amended. The motion passed with Rep. Curtis voting in opposition.

**MOTION:** Rep. Alexander made a motion to approve the Intent Language as follows:

State Treasurer - State Treasurer

1. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Governor's Office - Governor's Office

2. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Governor's Office - Office of Planning and Budget

3. It is the intent of the Legislature that planning initiatives and planning monies of the Utah Quality Growth Commission and the Governor's Rural Partnership Board be coordinated with the local Government Comprehensive Planning Project.

Attorney General - Attorney General

4. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

State Auditor - State Auditor

5. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Public Safety - Commissioner's Office

6. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Youth Corrections - Services

7. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Corrections - Administration

8. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Corrections - Field Operations

9. It is the intent of the Legislature that the funds for FY 2002 for the Department be nonlapsing

Board of Pardons and Parole - Board Of Pardons and Parole

10. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002

compensation package be used by the Board to fund its most critical salary needs.

### **Capital Facilities & Administrative Services Appropriations Subcommittee**

#### Capitol Preservation Board - Capitol Preservation Board

11. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

#### Administrative Services - Executive Director

12. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

#### Administrative Services - Information Tech Services

13. It is the intent of the Legislature that these funds be used to support rural government efforts to locate or establish survey control corners and enable digital parcel mapping activities. This funding will go directly to rural subdivisions of the state to be used for the protection of citizens' private property rights and public benefit through inclusion in the State Geographic Information Database. Distribution of funds by the Automated Geographic Reference Center will be based on the recommendations developed after consultation with the Rural Partnership Board and the Utah Association of Counties.

#### Administrative Services - Finance - Mandated

14. It is the intent of the Legislature that funds for Annual Leave Conversion shall not lapse.
15. It is the intent of the Legislature that the Chief Information Officer consider the Department of Human Resource Management's Utah Job match program when allocating funds provided for the Utah Technology Infrastructure Innovation Program in House Bill 1, 2001 General Session.

#### Capital Budget - DFCM Capital Program

16. Funded Projects:

Sandy Land Purchase - (\$950,000)

**Commerce & Revenue Appropriations Subcommittee**

Tax Commission - Tax Administration

17. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Applied Technology Education - Bridgerland ATC

18. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the ATC to fund its most critical salary needs.

Applied Technology Education - Davis ATC

19. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the ATC to fund its most critical salary needs.

Applied Technology Education - Ogden Weber ATC

20. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the ATC to fund its most critical salary needs.

Applied Technology Education - Uintah Basin ATC

21. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the ATC to fund its most critical salary needs.

Applied Technology Education - Wasatch Front ATC

22. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the ATC to fund its most critical salary needs.

Workforce Services - Workforce Services

23. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary

needs.

Alcoholic Beverage Control - Alcoholic Beverage Control

24. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund their most critical salary needs.

Labor Commission - Labor Commission

25. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Commerce - Commerce General Regulation

26. It is the intent of the Legislature that the physical location of the Committee of Consumer Services be separated from the Division of Public Utilities and the Public Service Commission. It is the intent of the Legislature that this separation be to a different building, or at least, to a different floor if remaining in the same building. This separation is to be completed by January 1, 2002.
27. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.
28. It is the intent of the Legislature that these funds be non-lapsing.

Financial Institutions - Financial Institutions Administration

29. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Insurance - Insurance Department Administration

30. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Public Service Commission - Public Service Commission

31. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

**Economic Development & Human Resources Appropriations Subcommittee**

Career Services Review Board - Career Service Review Board

32. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Human Resource Management - Human Resource Management

33. The Legislature intends that Highway Patrol minimum monthly salary be brought to \$2,500 as revenues allow.
34. The Legislature intends to fund the increase in Basic Group Term-Life Coverage to \$25,000.
35. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Community & Economic Development - Administration

36. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Community & Economic Development - Business and Economic Development

37. The Legislature intends that \$300,000 of appropriated funds be used for the Silicon Valley Initiative.
38. The Legislature intends that \$100,000 of appropriated funds go for Morgan Economic Development.

Community & Economic Development - Fine Arts

39. It is the intent of the Legislature that \$100,000 of the funds go to the Utah Opera Improvement Fund.

Community & Economic Development - Community Development

40. It is the intent of the Legislature that up to \$100,000 of appropriated funds go to the Utah Association of Counties to assist Utah counties in meeting their legal expenses on lawsuits filed against the Federal government regarding the Utah Wilderness Inventory and the designation of the Grand Staircase Escalante National Monument.
41. It is the intent of the Legislature that with appropriations to the Olene Walker Housing Trust Fund which exceed appropriations made to the Fund during the 2000 General Session, priority be given to funding non-profit efforts to help finance the purchase of at-risk HUD-assisted properties.

Community & Economic Development - Community Development Capital Budget

42. The Legislature intends that \$100,000 of appropriated funds go to the Ogden Dinosaur Museum.

**Health & Human Services Appropriations Subcommittee**

Human Services - Executive Director Operations

43. It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund its most critical salary needs.

Human Services - Aging and Adult Services

44. It is the intent of the Legislature that \$250,000 be spent on transportation equipment for services for the aging.
45. It is the intent of the Legislature that \$250,000 be spent on Meals on Wheels programs.

Health - Executive Director's Operations

- 46 It is the intent of the Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund their most critical salary needs.

Health - Health Systems Improvement

47. It is the intent of the Legislature that these funds be used to support the Utah Telehealth Network's telemedicine and telepharmacy programs.

Health - Community & Family Health

48. To eliminate duplicate funding in Item 128 House Bill1, 2001 General Session and House Bill 69, 2001 General Session.

**Higher Education Appropriations Subcommittee**

Southern Utah University - Education and General

- 49 It is the intent of the Legislature that these funds be used for the Southern Utah University Nursing Program.

State Board of Regents - Engineering Initiative

- 50 To eliminate duplicate funding in Item 190, House Bill 1, 2001 General Session and Senate Bill 61, 2001 General Session.

**Natural Resources Appropriations Subcommittee**

School and Institutional Trust Lands - School & Inst. Trust Lands

- 51 It is the intent of the Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund their most critical salary needs.

Natural Resources - Administration

- 52 It is the intent of Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund their most critical salary needs.

Natural Resources - Wildlife Resources

- 53 In accordance with Section 63-34-5, the following fees are approved for the services of the Division of Wildlife Resources for FY 20011:

Elk-Resident Antlerless - 60.00  
Elk - Resident control - 20.00  
Elk Nonresident Antlerless - 208.00  
Elk - Nonresident Control - 83.00

Agriculture - Administration

- 54 To eliminate duplicate funding in Item 225, House Bill 1, 2001 General Session and House Bill 172, 2001 General Session.
- 55 To eliminate duplicate funding in Item 225, House Bill 1, 2001 General Session and House Bill 111, 2001, General Session.
56. It is the intent of the Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund their most critical salary needs.

**Public Education Appropriations Subcommittee**

Public Education - State Office of Education

57. It is the intent of the Legislature that the State Office of Education should not apply for nor accept Federal grants specifically used to fund sexual education, including grants currently received by the State Office of Education, namely, Aids Education and Prevention.
58. It is the intent of the Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund their most critical salary needs.

Public Education - State Office of Rehabilitation

59. To eliminate duplicate funding in Item 233, House Bill 1, 2001 General Session and House Bill 84, 2001 General Session.

## **Transportation & Environmental Quality Appropriations Subcommittee**

### National Guard - Utah National Guard

60. It is the intent of the Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund their most critical salary needs.

### Environmental Quality

61. It is the intent of the Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund their most critical salary needs.

### Transportation - Support Services

62. It is the intent of the Legislature that the discretionary component of the Fiscal Year 2002 compensation package be used by the Department to fund their most critical salary needs.
63. It is the intent of the Legislature that UTA enter into a Rail Banking/Interim Trail Use Agreement with Union Pacific Railroad for the D&RGW line between Woods Cross and Nye's Crossing for the purpose of a Rails to Trails System and to preserve the corridor and allow for its interim use for recreation and other appropriate public purposes. It is the intent of the Legislature to direct UTA to seek Federal funding for the aforementioned purpose.
64. It is the intent of the Legislature that the state share of the Four Corners Interpretive Center of \$500,000 be spent only upon the completion of a memorandum of agreement for the Four Corners Interpretive Center for Arizona, Colorado, New Mexico, and Utah, made between the Four Corners Heritage Council which includes participating Utah counties, the Navajo Nation, the Ute Mountain Ute Tribe and the Secretary of Interior.

**SUBSTITUTE MOTION:** Sen. Valentine made a substitute motion to appropriate a one-time bonus to employees in longevity during FY 2002 regardless of other pay advancements at the rate of:

\$500 or above standard performance

\$700 for exceptional performance.

The substitute motion passed with Rep. Alexander voting in opposition.

Rep. Garn discussed intent language number 63 on page 5 with comments from the Committee.

**SUBSTITUTE MOTION:** Rep. Ure made a substitute motion to approve all of the intent language on the list with the exception of number 63.

Reps. Becker and Garn spoke against leaving number 63 off of the list.

The substitute motion passed with Reps. Arent and Becker voting in opposition to the motion.

**MOTION:** Rep. Curtis made a motion to reconsider action on the Remaining Funding Needs.

**SUBSTITUTE MOTION:** Rep. Arent made a motion to reconsider action on the intent language. The motion failed with Sens. Allen, David and Dmitrich and Reps. Arent Becker and Biskupski voting in support of the motion.

The motion to reconsider action on the Remaining Funding Needs failed with Sens. Blackham, Allen, Davis, Dmitrich, Knudson, Pres. Mansell and Sen. Suazo and Reps. Becker, Arent, Biskupski and Garn voting in opposition to the motion.

**MOTION:** Speaker Stephens made a motion to approve the intent language on number 63 on page 5 of the intent language as follows:

*It is the intent of the Legislature that UTA enter in a Trail Use Agreement with the State of Utah for the D&RGW line between Woods Cross and Nye's Crossing for the purpose of a Rails to Trails System and to preserve the corridor and allow for its interim use for recreation and other appropriate public purposes. It is the intent of the Legislature to direct UTA to seek Federal funding for the aforementioned purpose.*

The motion passed with Rep. Garn voting in opposition.

Department of Public Safety

**MOTION:** Sen. Knudson made a motion to amend the Laws of Utah 2000 General Session, Chapter 344, Item 44, to add an appropriation of \$200,000 from the General Fund Restricted - Environmental Quality and to reduce the appropriation from the General Fund Restricted - Nuclear Oversight by \$200,000. The motion failed with Reps. Arent, Becker, Biskupski, Curtis, Garn, King and Stephens voting in opposition to the motion.

**MOTION:** Sen. Suazo made a motion to approve intent language as follows:

*It is the intent of the Legislature that funding provided for Primary Care Health Grants not be expended for inter-departmental projects except for Community Partnered Mobile Dental Services. It is the intent of the Legislature that this language replaces the language in House Bill 1, Item 123, Lines 1716 and 1717.*

The motion passed with Reps. Curtis, Ure and Speaker Stephens voting in opposition to the motion.

**MOTION:** Rep. Biskupski made a motion to reconsider action on the FY 2001 Department of Health supplemental budget and to reduce the one-time General Funds for the Health Laboratory equipment by \$26,200, and add that amount to the Utah Medical Assistance Program (UMAP) budget to increase the ambulance reimbursement rates, and to include non-lapsing language with the appropriation. The motion passed with Sens. Blackham, Knudson, Poulton, and Pres. Mansell voting in opposition.

**MOTION:** Rep. Alexander made a motion to restore \$240,000 to the Office of Public Education as it relates to number 57 on page 5 of the intent language.

**SUBSTITUTE MOTION:** Rep. Arent made a motion to reconsider action on number 57 on page 5 of the intent language. The motion failed.

The motion to restore \$240,000 to the Office of Public Education passed unanimously.

**MOTION:** Sen. Poulton made a motion to adjourn.

Co-Chair Blackham adjourned the meeting at 2:35 p.m.

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Minutes were recorded by Linda Hansen and Leslie Clark.

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Sen. Leonard Blackham, Co-Chair

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Rep. Jeff Alexander, Co-Chair