



IGG AGENCIES' REQUESTS FOR LEGISLATIVE INTENT LANGUAGE

INFRASTRUCTURE AND GENERAL GOVERNMENT APPROPRIATIONS SUBCOMMITTEE
STAFF: BRIAN WIKLE, THOMAS YOUNG, & STEVEN ALLRED

ISSUE BRIEF

Requests for legislative intent language from agencies in the IGG Appropriations Subcommittee for FY 2015 Supplemental and FY 2014 follow.

NONLAPSING INTENT LANGUAGE

Department of Administrative Services

Executive Director: \$175,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Executive Director in Item 13, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to customer service and Department optimization projects, shared services, IT security auditing and prevention, internal auditing, website maintenance, and marketing: \$100,000; and, Child Welfare Parental Defense expenses: \$75,000.

Inspector General of Medicaid Services: \$750,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Inspector General of Medicaid Services in Item 14, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to monitor compliance with State and Federal Regulations and implement measures to identify, prevent and reduce fraud, waste, and abuse, and monitor the quality and reliability of Utah Medicaid providers' service delivery and accuracy of billing: \$750,000.

DFCM Administration: \$1,250,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for DFCM Administration in Item 16, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to information technology projects, customer service, optimization efficiency projects, time limited FTE's and Governor's Mansion maintenance: \$750,000; and, Energy Program operations: \$500,000.

State Archives: \$150,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for State Archives in Item 17, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to regional repository program support, electronic archives preservation and management, GRAMA and transparency improvements, and building ASRS software and maintenance needs: \$150,000.

Finance Administration: \$2,900,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Finance Administration in Item 18, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to maintenance and operation of statewide systems and websites, studies, training, information technology support and hardware and administration costs for the Executive Branch Ethics Commission: \$2,900,000.

Post Conviction Indigent Defense: \$220,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Post Conviction Indigent Defense in Item 21, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to legal costs for death row inmates: \$220,000.

Judicial Conduct Commission: \$100,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Judicial Conduct Commission in Item 22, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to professional services for investigations: \$100,000.

Building Board Program: \$100,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Building Board Program in Item 30, Chapter 282, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to facilities conditions assessments: \$100,000.

Division of Fleet Operations

The Legislature intends that appropriations for Fleet Operations not lapse capital outlay authority granted within Fiscal Year 2015 for vehicles not delivered by the end of Fiscal Year 2015 in which vehicle purchase orders were issued obligating capital outlay funds.

Department of Technology Services

Chief Information Officer: \$30,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Chief Information Officer in Item 24, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to costs associated with DTS rate study and/or optimization initiatives: \$30,000.

Integrated Technology Division: \$500,000

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Integrated Technology Division in Item 25, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to Geographic Reference Center projects: \$400,000; and, Global Positioning System Reference Network upgrades and maintenance: \$100,000.

Department of Transportation

Support Services: \$800,000

Under the terms of 63J-1-603(3)(a) of the Utah Code, the Legislature intends that appropriations provided for Support Services in Item 1, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to computer software development projects: \$300,000; and, building improvements: \$500,000.

Engineering Services: \$2,300,000

Under the terms of 63J-1-603(3)(a) of the Utah Code, the Legislature intends that appropriations provided for Engineering Services in Item 2, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to engineering services special projects: \$300,000; and, highway maintenance: \$2,000,000.

Region Management: \$200,000

Under the terms of 63J-1-603(3)(a) of the Utah Code, the Legislature intends that appropriations provided for Region Management in Item 5, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to region management: \$200,000.

Equipment Management: \$200,000

Under the terms of 63J-1-603(3)(a) of the Utah Code, the Legislature intends that appropriations provided for Equipment Management in Item 5, Chapter 11, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to equipment purchases: \$200,000.

Aeronautics – Airport Construction: \$5,000,000

Under the terms of 63J-1-603(3)(a) of the Utah Code, the Legislature intends that one-time appropriations provided for Aeronautics – Airport Construction in Item 22, Chapter 282, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to airport construction: \$5,000,000.

OTHER INTENT LANGUAGE**Debt Service**

The Legislature intends that in the event that sequestration or other federal action reduces the anticipated Build America Bond subsidy payments that are deposited into the Debt Service line item as federal funds, the Division of Finance, acting on behalf of the State Board of Bonding Commissioners, shall reduce the appropriated transfer from Nonlapsing Balances - Debt Service to the General Fund, One-time proportionally to the reduction in subsidy payment received, thus holding the Debt Service fund harmless.

Department of Administrative Services*Division of Facilities Construction and Management*

The Legislature intends that the DFCM Internal Service Fund may add up to three FTEs and up to two vehicles beyond the authorized level if new facilities come on line or maintenance agreements are requested. Any added FTEs or vehicles will be reviewed and may be approved by the Legislature in the next legislative session.

The Legislature intends that the Division of Facilities and Construction Management transfer \$960,700 from the Capital Projects Fund to the Department of Corrections to be used in the following manner: (1) \$190,700 for equipment and furnishings for the new 192 bed Gunnison pod and; (2) \$770,000 for the purchase of vehicles. This funding comes from surplus moneys that were transferred from Corrections to DFCM in previous years for the retrofit of the Fortitude Parole Violator Center.

The Legislature intends that the Division of Facilities and Construction Management transfer \$993,600 from the Capital Projects Fund towards the purchase of a new prison site. This funding comes from surplus moneys that were transferred from Corrections to DFCM in previous years for the retrofit of the Fortitude Parole Violator Center.

Division of Finance

The Legislature intends that the Finance Internal Service Fund Consolidated Budget & Accounting Program may add up to two FTE if new customers or tasks come on line. Any added FTE will be reviewed and may be approved by the Legislature in the next legislative session.

Department of Transportation

Operations/Maintenance Management

There is appropriated to the Department of Transportation from the Transportation Fund, not otherwise appropriated a sum sufficient but not more than the surplus of the Transportation Fund, to be used by the Department for the construction, rehabilitation and preservation of State highways in Utah. It is the intent of the Legislature that the appropriation fund first, a maximum participation with the federal government for the construction of federally designated highways, as provided by law, and last the construction of State highways, as funding permits. It is also the intent of the Legislature that the FTE's for field crews may be adjusted to accommodate the increase or decrease in the Construction Program. No portion of the money appropriated by this item shall be used either directly or indirectly to enhance the appropriation otherwise made by this act to the Department of Transportation for other purposes.

The Legislature intends that the Department of Transportation use maintenance funds previously used on state highways that now qualify for Transportation Investment Funds of 2005 to address maintenance and preservation issues on other state highways.

Construction Management

There is appropriated to the Department of Transportation from the Transportation Fund, not otherwise appropriated a sum sufficient but not more than the surplus of the Transportation Fund, to be used by the Department for the construction, rehabilitation and preservation of State highways in Utah. It is the intent of the Legislature that the appropriation fund first, a maximum participation with the federal government for the construction of federally designated highways, as provided by law, and last the construction of State highways, as funding permits. No portion of the money appropriated by this item shall be used either directly or indirectly to enhance the appropriation otherwise made by this act to the Department of Transportation for other purposes.

Safe Sidewalk Construction

The Legislature intends that the funds appropriated from the Transportation fund for pedestrian safety projects be used specifically to correct pedestrian hazards on State highways. The Legislature also intends that local authorities be encouraged to participate in the construction of pedestrian safety devices. The appropriated funds are to be used according to the criteria set forth in Section 72-8-104, Utah Code Annotated, 1953. The funds appropriated for sidewalk construction shall not lapse. If local governments cannot use their allocation of Sidewalk Safety Funds in two years, these funds will be available for other governmental entities which are prepared to use the resources. It is the intent of the Legislature that local participation in the Sidewalk Construction Program be on a 75% state and 25% local match basis.

Mineral Lease Payments

It is the intent of the Legislature that the funds appropriated from the Federal Mineral Lease Account shall be used for improvement or reconstruction of highways that have been heavily impacted by energy development. It is the intent of the Legislature that if private industries engaged in developing the State's natural resources are willing to participate in the cost of the construction of highways leading to their facilities, that local governments consider that highway as a higher priority as they prioritize the use of Mineral Lease Funds received through 59-21-1(4)(C)(i). The funds appropriated for improvement or reconstruction of energy impacted highways are non-lapsing.

Transportation Investment Fund Capacity Program

There is appropriated to the Department of Transportation from the Transportation Investment Fund of 2005, not otherwise appropriated, a sum sufficient, but not more than the surplus of the Transportation Investment Fund of 2005, to be used by the Department for the construction, rehabilitation, and preservation of State and Federal highways in Utah. No portion of the money appropriated by this item shall be used either directly or indirectly to enhance or increase the appropriations otherwise made by this act to the Department of Transportation for other purposes.