



# DEPARTMENT OF ADMINISTRATIVE SERVICES' REQUESTS FOR LEGISLATIVE INTENT LANGUAGE

INFRASTRUCTURE AND GENERAL GOVERNMENT APPROPRIATIONS SUBCOMMITTEE  
STAFF: SEÁN FAHERTY

ISSUE BRIEF

The nonlapsing intent language for FY 2017 and other intent language requested by the Department of Administrative Services are shown below. Amounts requested in the nonlapsing intent language are the same as the amounts authorized by the Legislature for FY 2016 in [S.B. 3](#), 2016 General Session (see items 42-52 and item 143). The other intent language requested is the same as authorized by the Legislature in [H.B. 2](#), 2016 General Session (see items 21-23 and 25-27).

## 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 14, Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. 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, security improvements, and space utilization needs: \$175,000.

#### *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 15, Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. 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: \$1,500,000*

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for DFCM Administration in Item 17, Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. Expenditures of these funds are limited to information technology projects, customer service, optimization efficiency projects, time limited FTEs, and Governor's Mansion maintenance: \$1,000,000; and, Energy Program operations: \$500,000.

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that any amount remaining of the appropriation of \$3,417,000 provided to the Department of Administrative Services - DFCM Administration in Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. Expenditures of these funds are limited to prison relocation purposes as stated in the intent language following the appropriation in Chapter 211, Laws of Utah 2014.

*Building Board Program: \$200,000*

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Building Board Program in Item 18, Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. Expenditures of these funds are limited to facilities/infrastructure condition assessments, and O & M database program needs.: \$200,000.

*State Archives: \$200,000*

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for State Archives in Item 19, Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. Expenditures of these funds are limited to regional repository program support, electronic archives preservation, management, building security improvements, and GRAMA transparency improvements: \$200,000.

*Finance Administration: \$3,400,000*

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Finance Administration in Item 20, Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. Expenditures of these funds are limited to maintenance and operation of statewide systems and websites, studies, training, and information technology support and hardware: \$3,400,000.

**Finance – Mandated**

*Post Conviction Indigent Defense: \$197,500*

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Post Conviction Indigent Defense in Item 25, Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. Expenditures of these funds are limited to legal costs for death row inmates: \$197,500

*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 26, Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. Expenditures of these funds are limited to professional services for investigations: \$100,000.

*Ethics Commission: \$75,000*

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Ethics Commission in Item 24, Chapter 9, Laws of Utah 2016, shall not lapse at the close of FY 2017. Expenditures of these funds are limited to Ethics Commission investigations and Commission and staff expenses: \$75,000.

*Parental Defense: \$75,000*

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Parental Defense in Item 39, Chapter 468, Laws of Utah 2015, shall not lapse at the close of FY 2017. Expenditures of these funds are limited to child welfare parental defense expenses: \$75,000.

*Division of Fleet Operations*

The Legislature intends that appropriations for Fleet Operations not lapse capital outlay authority granted within FY 2017 for vehicles not delivered by the end of FY 2017 in which vehicle purchase orders were issued obligating capital outlay funds.

**OTHER INTENT LANGUAGE**

*Division of Facilities Construction and Management*

The Legislature intends that the Department of Corrections - Programs and Operations transfer \$1,027,800 to the Division of Facilities and Construction Management to be used for expenses related to construction of the new prison. This funding comes from unexpended appropriations in previous years for the retrofit of the Fortitude Parole Violator Center.

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

The Legislature intends that the DFCM Internal Service Fund may add three vehicles to their current authorized level to provide the means to service the buildings recently added to their maintenance inventory.

The Legislature intends that the DFCM Internal Service Fund may add 16 FTE's to their current authorized level to provide the means to service the buildings recently added to their maintenance inventory.

The Legislature intends that any excess DFCM Project Reserve Funds or Contingency Reserve Funds, as determined by DFCM's analysis of current balances and projected needs, will be transferred to the Utah State Correctional Facility project before any other uses of these funds.

*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.

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, Onetime proportionally to the reduction in subsidy payment received, thus holding the Debt Service fund harmless.

*Division of Purchasing and General Services*

The Legislature intends that the Division of Purchasing & General Services may add one additional vehicle to its authorized level using a NASPO Valuepoint Cooperative Purchasing Organization grant. Any added vehicles must be reviewed and approved by the Legislature.

*Finance – Mandated*

The Legislature intends that, if revenues deposited in the Land Exchange Distribution Account exceed appropriations from the account, the Division of Finance distribute the excess deposits according to the formula provided in UCA 53C-3-203(4).

*Division of Risk Management*

Risk would like to transfer this remaining balance from the OCIP fund to the Admin. fund:

To Fund and Account Transfers - Risk Management Administration Fund

From Risk Management - Owner Controlled Insurance Program: \$396,894.02

Schedule of Programs:

To Risk Management Administration Fund: \$396,894.02

*Inspector General of Medicaid Services*

The Legislature intends that the Inspector General of Medicaid Services retain up to an additional \$60,000 of the state's share of Medicaid collections during FY2018 to pay the Attorney General's Office for the state costs of the one attorney FTE that the Office of the Inspector General is using.