The following is the summary of the legislative intent language proposed for the agencies in the Executive Offices and Criminal Justice Appropriations Subcommittee:

**Nonlapsing Intent Language**

**Office of the Governor**

1. **Governor’s Office - $600,000**
   Under section 63J-1-603 of the Utah Code, the Legislature intends that appropriations up to $600,000 provided for the Governor’s Office in Item 7 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any funds is limited to one-time expenditures of the Governor and Lieutenant Governor’s Offices.

2. **Governor’s Office – Character Education - $300,000**
   Under section 63J-1-603 of the Utah Code, the Legislature intends that appropriations up to $300,000 provided for the Governor's Office - Character Education in Item 8 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any funds is limited to grants awarded by the Commission on Civic and Character Education.

3. **Governor’s Office – Emergency Fund - $100,100**
   Under section 63J-1-603 of the Utah Code, the Legislature intends that appropriations up to $100,100 provided for the Governor's Office - Emergency Fund in Item 9 or Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any funds is limited to emergency expenditures.

4. **Governor’s Office – School Readiness Initiative - $5,000,000**
   Under section 63J-1-603 of the Utah Code, the Legislature intends that appropriations up to $5,000,000 provided for the Governor's Office - School Readiness Initiative in Item 10 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any funds is limited to expenditures for the school readiness and pay for success program including grants, administration, evaluation, and investor repayment.

5. **Governor’s Office – Governor’s Office of Management and Budget - $1,300,000; $250,000**
   Under section 63J-1-603 of the Utah Code, the Legislature intends that appropriations up to $1,300,000 provided for the Governor's Office - Governor's Office of Management and Budget in Item 11 or Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any funds is limited to one-time expenditures of the Governor’s Office of Management and Budget.

   Under section 63J-1-603 of the Utah Code, the Legislature intends that appropriations up to $250,000 provided for the Governor's Office - Governor's Office of Management and Budget in Item 2 of Chapter 395 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any funds is limited to the same purposes of the original appropriation.

6. **Governor’s Office – LeRay McAllister Program - $300,000**
   Under section 63J-1-603 of the Utah Code, the Legislature intends that appropriations up to $300,000 provided for the Governor's Office - Constitutional Defense Council in Item 27 of Chapter 417 Laws of Utah 2012 not lapse at the
close of Fiscal Year 2017. The use of any funds is limited to one-time expenditures related to the Constitutional Defense Council.

7. Governor’s Office – Commission on Criminal and Juvenile Justice - $2,422,000
Under Section 63J-1-603 of the Utah Code, the Legislature intends that appropriations of up to $2,422,000 provided for the Commission on Criminal and Juvenile Justice in item 13 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. These funds will be limited to employee incentives, one-time remodeling costs, equipment purchases, one-time DTS projects, research and development contracts, extradition costs, meeting and travel costs, state pass through grant programs.

8. Governor’s Office – CCJJ Factual Innocence Payments
Under Section 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Commission on Criminal and Juvenile Justice – Factual Innocence payments in Item 14 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. Factual Innocence are non-lapsing under 78B-9-405 (2) (b), and may only be used for court ordered and legislatively appropriated factual innocence payments.

9. Governor’s Office – CCJJ Jail Reimbursement - $300,000
Under Section 63J-1-603 of the Utah Code, the Legislature intends that up to $300,000 of the ongoing General Funds provided for the Commission on Criminal and Juvenile Justice – Jail Reimbursement in Item 15 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. These funds will be limited to Jail Reimbursement payments to counties.

10. Governor’s Office – Indigent Defense Commission
Under Section 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Commission on Criminal and Juvenile Justice – Indigent Defense Commission in Chapter 177 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. Indigent Defense Appropriations are non-lapsing under 77-32-805 (2) (b).

Office of the Attorney General

11. Attorney General’s Office - $2,000,000
Under Section 63-J-1-603 of the Utah Code, the Legislature intends that appropriations up to $2,000,000 provided to the Attorney General’s Office in Item 18 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to purchase of Information Technology (IT) systems and specific program development/operation, pass-thru funds appropriated by the Legislature and other one-time operational expenses.

12. Contract Attorney's $60,000
Under Section 63-J-1-603 of the Utah Code, the Legislature intends that appropriations up to $60,000 provided to the Attorney General's Office for Contract Attorneys in Item 19 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to professional services for attorneys under contract with the Office of the Attorney General and other litigation expenses.

13. Children's Justice Centers - $450,000
Under Section 63-J-1-603 of the Utah Code, the Legislature intends that appropriations up to $450,000 provided for Children’s Justice Centers in Item 20 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to costs passed-thru to operate the local CJC’s.
14. Prosecution Council - $110,000

Under Section 63-J-1-603 of the Utah Code, the Legislature intends that appropriations up to $110,000 provided for the Prosecution Council in Item 21 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to expense associated with providing training and technical assistance to prosecutors.

15. Domestic Violence - $30,000

Under Section 63-J-1-603 of the Utah Code, the Legislature intends that appropriations up to $30,000 provided to the Attorney General’s Office for Domestic Violence in Item 22 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to expense associated with providing domestic violence training.

Office of the State Auditor

16. State Auditor

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Office of the State Auditor in Item 16, Chapter 4, Laws of Utah 2016 not lapse at the close of Fiscal Year 2016.

Office of the State Treasurer

17. State Treasurer - $400,000

Under Section 63-J-1-603 of the Utah Code, the Legislature intends that appropriations of up to $400,000 provided for the Office of the State Treasurer in Item 17 of Chapter 4 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to Computer Equipment/Software, Equipment/Supplies, Special Projects and Unclaimed Property Outreach.

Juvenile Justice Services

18. Programs and Operations $4,000,000

Under Section 63-J-1-603 of the Utah Code, the Legislature intends that appropriations of up to $4,000,000 provided for the Department of Human Services – Division of Juvenile Justice Services in Item 27 of Chapter 4, Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to expenditures for data processing and technology based expenditures; facility repairs, maintenance, and improvements; other charges and pass through expenditures; and, short-term projects and studies that promote efficiency and service improvement. The unused funds may also be used toward construction costs for the Weber Valley Multi-Use Youth Center.

Board of Pardons and Parole

19. Board of Pardons and Parole $250,000

Under Section 63J-1-603 of the Utah Code, the Legislature intends that appropriations of up to $250,000 provided for the Board of Pardons and Parole in Item 26 of Chapter 1 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any non-lapsing funds shall be limited to capital improvements, computer equipment/electronic records development, employee training, and psychological evaluation of inmates.

Corrections

20. Programs and Operations $13,500,000

Under Section 63J-1-603 of the Utah Code, the Legislature intends that the appropriations of up to $13,500,000 for the Utah Department of Corrections - Programs and Operations in item 23 of chapter 4, Laws of Utah 2016 not lapse.
at the close of Fiscal Year 2017. The use of any unused funds is limited to stab & ballistic vests, radio supplies & equipment, authorized vehicle purchases, inmate support & food costs, inmate programming, firearms & ammunition, computer equipment/software & support, equipment/supplies, employee training & development, building & office remodeling, furniture, and special projects.

21. Clinical Services $1,500,000
Under Section 63J-1-603 of the Utah Code, the Legislature intends that the appropriations of up to $1,500,000 for the Utah Department of Corrections - Medical Services in item 24 of chapter 4, Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to pharmaceuticals, medical supplies & equipment, computer equipment/software, and employee training & development.

22. Utah Correctional Industries
Under Section 63J-1-603 of the Utah Code, the Legislature intends that the appropriations for the Utah Department of Corrections - Utah Correctional Industries in item 48 of chapter 4, Laws of Utah 2016 not lapse at the close of Fiscal Year 2017.

23. Jail Contracting $4,900,000
Under Section 63J-1-603 of the Utah Code, the Legislature intends that the appropriations of up to $4,900,000 for the Utah Department of Corrections - Jail Contracting in item 25 of chapter 4, Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to jail housing & treatment programming.

Courts

24. Administration $2,500,000
Under Section 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided to the Judicial Council/State Court Administrator-Administration in Laws of Utah 2016 Chapter 4, Item 28 and in Chapter 396, Items 42, 43, 44, 46, and 48 shall not lapse at the close of Fiscal Year 2017. The use of any non-lapsing funds is limited to computer equipment and software, employee training and incentives, equipment and supplies, special projects and studies, temporary employees (law clerks), judicial service representatives, juvenile community service programs, senior judge assistance, grant match, and Law Library fund carry forward: $2,500,000.

25. Contracts and Leases $100,000
Under Section 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided to the Judicial Council/State Court Administrator-Contracts and Leases in Laws of Utah 2016 Chapter 4, Item 30 shall not lapse at the close of Fiscal Year 2017. The use of any non-lapsing funds is limited to contractual obligations and support: $100,000.

Guardian ad Litem

26. Guardian ad Litem $510,000
Under Section 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided to the Judicial Council/State Court Administrator-Guardian ad Litem in Laws of Utah 2016 Chapter 4, Item 32 shall not lapse at the close of Fiscal Year 2017. The use of any non-lapsing funds is limited to computer equipment and software, employee training and incentives, and equipment and supplies for offices opening in FY 2018, special projects and studies, and temporary employees: $510,000.
Public Safety

27. Programs and Operations
Appropriations provided for The Department of Public Safety - Programs and Operations line item not lapse at the close of Fiscal Year 2017. Funds shall be limited to training, equipment, computers, software purchase and/or maintenance, and other operating expenses.

28. Emergency Management
Appropriations provided for The Department of Public Safety - Emergency Management line item not lapse at the close of Fiscal Year 2017. Funds shall be limited to equipment and computer replacement, training, etc.

29. National Guard Response
Appropriations provided for The Department of Public Safety - National Guard Response line item not lapse at the close of Fiscal Year 2017. Funds shall be limited to reimbursement for emergency costs.

30. POST
Appropriations provided for The Department of Public Safety - Peace Officers' Standards and Training line item not lapse at the close of Fiscal Year 2017. Funds shall be limited to equipment, software, and operating costs.

31. Highway Safety
Appropriations provided for The Department of Public Safety - Highway Safety line item not lapse at the close of Fiscal Year 2017. Funds shall be limited to programs costs that are associated with the carryover balances.

32. Driver License
Appropriations provided The Department of Public Safety - Driver License line item not lapse at the close of Fiscal Year 2017

Utah Communications Authority

33. Administrative Services Division $4,720,800
The Legislature intends that appropriations of up to $4,720,800 provided for the Utah Communications Authority in Item not lapse at the close of Fiscal Year 2017. The use of any unused funds is limited to: $2,500,000 - radio system equipment; $2,000,000 - equipment, phone maintenance, training, travel, contracts, 911 coordination employee salaries and benefits, and supplies; and $220,800 maintenance of public-safety answering points (PSAPs).

Juvenile Justice Services

34. Weber Valley Detention Center
The Legislature intends that beginning in FY 2018 that the Division of Juvenile Justice Services fund the operation of the Weber Valley Detention facility through internal savings. Prior to FY 2018 facility operation was primarily funded with one-time, General Fund appropriations from the Legislature.
35. Weber Valley Multi-Use Youth Center
   The Legislature intends that Division of Juvenile Justice Services non-lapsing funds from FY 2016, its FY 2017
   appropriated budget, or its FY 2017 non-lapsing balance may be used toward construction cost overruns for the
   Weber Valley Multi-Use Youth Center.

36. Vehicle Authority
   Contingent on passage of H.B. 239, Juvenile Justice Amendments, the Legislature intends that the Division of
   Juvenile Justice Services be authorized to increase their number of fleet vehicles by fourteen to meet the
   expectations of increased in-home and day treatment services across the state. Funding for purchase and operation
   of these vehicles will come from internal savings and the reallocation of budget associated with H.B. 239.

Corrections

37. Vehicle Authority (FY 2018 and FY 2019)
   The Legislature intends that, if the Department of Corrections is able to reallocate resources internally to fund
   additional Adult Probation and Parole agents, for every two agents hired, the Legislature grants authority to
   purchase one vehicle with Department funds.

38. Vehicle Authority (FY 2018 and FY 2019)
   The Legislature grants authority to the Department of Corrections, Law Enforcement Bureau, to purchase two
   vehicles with Department funds.

39. Jail Contracting Rate (LFA recommended language - assumes the same rate $52/rate/day)
   Under Section 64-13e-105 the Legislature intends that the final state daily incarceration rate be set at $71.23 for FY
   2017.

Courts

40. Judicial Salaries
   The Legislature intends that salaries for District Court judges be increased by the same percentage as state
   employees generally. If state employees are not adjusted, the salary for a District Court judge for the fiscal year
   beginning July 1, 2017 and ending June 30, 2018 shall remain at its current level of $159,050 as established in Laws
   of Utah 2016 Chapter 396, Item 42. The Legislature intends that other judicial salaries shall be calculated in
   accordance with the formula set forth in UCA Title 67 Chapter 8 Section 2 and rounded to the nearest $50.

Department of Public Safety

41. Vehicle Authority
   The Department of Public Safety is authorized to increase its fleet by the same number of new officers authorized
   and funded by the legislature for FY 2018.
42. Transfer/Sale of Firearms

In accordance with Utah Code Ann. 24-3-103 the Department of Public Safety is requesting authority to transfer all firearms received from court adjudications (Criminal Evidence) to the department for its use. These firearms will be transferred to the State Crime Laboratory and department training section for official use only. In addition, all ammunition received by the department with these firearms will be used by the State Crime Laboratory and training section for official use only. All other evidentiary property of value that has been adjudicated and received by the department will be transferred to State Surplus for auction.