

**MINUTES OF THE
INFRASTRUCTURE AND GENERAL GOVERNMENT
APPROPRIATIONS SUBCOMMITTEE MEETING**

Room 445, State Capitol

February 14, 2012

Members Present: Sen. Stuart Adams, Co-Chair
 Rep. Gage Froerer, Co-Chair
 Rep. Derek Brown, House Vice-Chair
 Sen. Lyle W. Hillyard
 Sen. David Hinkins
 Sen. Mark B. Madsen
 Sen. Karen Mayne
 Sen. Aaron Osmond
 Sen. Kevin T. Van Tassell
 Rep. Fred C. Cox
 Rep. Brad L. Dee
 Rep. Janice M. Fisher
 Rep. Craig Frank
 Rep. Lynn N. Hemingway
 Rep. Neal B. Hendrickson
 Rep. Patrick L. Painter

Members Excused: Rep. Wayne A. Harper

Members Absent: Rep. David Butterfield
 Rep. Johnny Anderson

Staff Present: Mark Bleazard, Legislative Fiscal Analyst
 Gary Ricks, Legislative Fiscal Analyst
 Richard Amon, Legislative Fiscal Analyst
 Cami Deavila, Secretary

A list of visitors and a copy of handouts are filed with the Subcommittee minutes.

Co-Chair Adams called the meeting to order at 8:06 A.M.

1. Call to Order/ Approval of Minutes

MOTION: Rep. Hendrickson moved to approve the minutes for the January 31, 2012 and February 3, 2012 meetings. The motion passed unanimously with Sen. Hillyard, Sen. Hinkins, Sen. Madsen, Rep. Cox, Rep. Dee, and Rep. Fisher absent for the vote.

2. Requests for Appropriation

Sen. Okerlund asked for an appropriation of \$300,000 for the Automated Geographic Reference Center (AGRC). They are vital to county roads, especially rural. The money goes directly to AGRC and then counties apply for it. Counties have to match the amount of money given. Sen. VanTassell stated that the maps have proven to be important in defining and setting

boundaries and he supports the appropriation.

Rep. Wilson presented a request for a \$20,000 one-time appropriation for honoring fallen Utah Highway Patrol Troopers. House Bill 182, *Sinage Honoring Fallen Highway Patrol Officers*, will allow signs to be placed on I-15 or state roads with a safety message and a memorial for a fallen trooper. It is a request for a one-time \$20,000.

Co-chair Adams asked if the appropriation was for the materials. Rep. Wilson stated yes and the department will install the signs.

3. Department of Administrative Services Budget and Issues

Analyst Rich Amon presented the budget for the Post Conviction Indigent Defense Fund, which pays for the defense of people on death row. The Analyst recommends a FY 2013 budget of \$33,900 and a one-time appropriation of \$100,000 in FY 2012 .

The Judicial Conduct Commission oversees judicial complaints in the court system. The Analyst recommends a FY 2013 budget of \$227,800 and non-lapsing authority in FY 2012 of up to \$80,000.

The Department of Administrative Services Fees have had no major changes and the request is the same as last year.

4. Department of Administrative Services Internal Service Funds Budget and Issues

Mr. Amon explained that the General Services Internal Service Fund (ISF) administers the Mail, Cooperative Contracting, Print Services, and Surplus programs and is requesting to administer the Purchasing program in the future. As the Purchasing program moves to this ISF, instead of receiving general fund money, it will charge fees to other entities. The request to move to the ISF will reduce the General Fund appropriation to the Purchasing program as detailed in the last meeting. Internal Service Funds are governed by three items approved by the Legislature: Full Time Equivalent (FTE) positions, capital outlay authority, and rates. The General Services ISF requests capital outlay authority of \$3,510,900 in FY 2013 for copier replacement and to upgrade equipment. The Analyst recommends approval of estimated revenues of \$17,843,600, FTE of 71.2, capital outlay of \$3.5 million for FY 2013. The analyst also recommends approving the addition of 14.5 FTE and estimated revenue of \$1,225,400 for FY 2012 and 2013 to allow Purchasing to transition to an ISF.

The Fleet Operations ISF includes the Fuel Network, Motor Pool, and Travel Office programs. Fleet Operations request intent language to carry over capital outlay authority from FY 2012 to FY 2013 to buy vehicles. The ISF also requests capital outlay authority in FY 2013 of \$21,382,000 to replace vehicles in the state fleet and update the fuel network. The Analyst recommends approval of estimated revenues of \$62,248,000, FTE of 31.6, capital outlay authority of \$21,382,000 and intent language granting nonlapsing capital outlay authority. The Analyst further recommends a transfer of \$2 million of retained

earnings back to the general fund.

Sen. Mayne asked if department cars have a log as to where they go so there is accountability and justification for the car usage. The Director of Fleet Operations, Sam Lee stated that there is an audit of vehicle mileage to track which cars are being used and what can be turned in.

Rep. Hemmingway asked how many vehicles are alternate fuel, natural gas or hybrid. Mr. Lee replied 432 hybrids, a few electric and 81 natural gas out of approximately 7,300 vehicles.

Rep. Cox asked if there was a budget to convert gasoline cars to natural gas and would there be savings on a long-term basis. Mr. Lee replied that there is a fund associated with that conversion and it collects a monthly rate.

Mr. Amon continued with the Division of Facilities, Construction and Management ISF, which operates and maintains state buildings with the exception of Higher Education, Human Services, and Corrections. Each building in the state has its own fund and accounting for operations and maintenance such as grounds keeping, custodial and utilities. Each year rates are adjusted based on costs and collections. The ISF requests intent language to add up to three FTE and two vehicles if new customers request services in FY 2013. The Analyst recommends approval of estimated revenues of \$28,151,400, FTE of 141 and capital outlay authority of \$63,000.

The Risk Management ISF self-insures the state for property insurance and liability. The rates for FY 2013 have not changed, but premiums have changed based on risk factors. The Division requests an additional FTE for increasing workload issues. The Analyst recommends approval of estimated revenues of \$37,312,500, FTE of 26, and capital outlay of \$300,000 to complete the integration of new claims processing software.

The Division of Finance ISF houses the Purchasing card program. The Department of Administrative Services is requesting the consolidation of budget and accounting functions within the department into a new ISF program under Finance. The Analyst recommends approval of estimated revenues of \$250,000 for the P-card program, 1 FTE and the addition of a second FTE. The Analyst also recommends the Committee consider the Departments' request to consolidate budget and accounting functions.

DAS Internal Service Funds (ISF) Rates for FY 2013 are presented for committee approval in the Issue Brief entitled, "DAS Internal Service Fund FY 2013 Rates. The Mail Distribution is requested to increase and several building rates for the DFCM ISF are requested to be adjusted in FY 2013.

5. Debt Service Budget and Issues

Mr. Amon stated that the Debt Service budget has increased each year and is now almost

half a billion dollars, most of which is to pay the bonds on transportation projects. There are currently \$3.5 billion of General Obligation bonds outstanding. The Analyst briefly reviewed the Issue Brief, "State Debt Obligations" that describes an additional \$5 billion in debt associated with the state including the public school debt guarantee, which has \$2.5 billion of debt outstanding.

Rep. Cox asked what would happen to the debt limit if Utah Department Of Transportation (UDOT) completes the I-15 corridor under budget and they use half of that to decrease debt? Mr. Amon replied that it won't do anything to outstanding debt, but would decrease future bonding because they would not be issuing new bonds.

Mr. Amon continued explaining that the Debt Service line item had a \$12 million non-lapsing balance in FY 2011, but most of the balance is committed to future revenue bond payments. The State used to have about a \$3 billion cushion under the Constitutional Debt Limit, but now the State is at about half a billion dollars under the limit or 87 percent of the constitutional debt limit. Each year the State pays off \$300 million in outstanding debt and bonds are amortized on a 15-year schedule.

The Analyst recommends FY 2013 increases to the debt service line item of \$51,935,800 from the Transportation Investment Fund (TIF), \$8,868,300 from the Critical Highway Needs Fund (CHNF), \$882,100 from the County of the First Class Fund and a decrease of \$1,622,700 from the Centennial Highway Fund. Two adjustments are needed for FY2012 debt service: an increase of \$22,304,700 from the TIF and \$2,051,600 from the CHNF.

Mr. Amon explained that the current bond scenario to complete authorized highway projects will require bonding in FY2013 for \$185 million and in FY2014 for \$82 million. Outstanding debt under this scenario is projected to be about 90 percent of the Constitutional Debt Limit with an assumed property value decrease of seven percent. Not bonding for the \$185 million in FY 2013 would reduce the outstanding debt to 85.5% of the Constitutional Debt Limit. The Department of Transportation has enough fund balances to absorb the \$185 million without bonding; however, because of large bond payments July 1 of each year, the Department's monthly cash flow would be negative for several months. The Analyst and the Department of Transportation project that enough revenue will come in each month to end each year in the positive. The Department could borrow from state funds for the short term and pay back the funds by the end of the year. The Analyst presented this as one option the Legislature has to reduce future bonding. No action is needed, but the committee can adopt this as a resolution or the department has the authority to do it on its own.

Rep. Frank clarified that no action is needed from the subcommittee because the department can handle it internally, though, maybe uncomfortably. Mr. Amon stated that legislative action would give UDOT cover and that the Department would prefer to have Legislative direction.

Rep. Cox asked what would happen to the monthly deficit if bonding was not set at zero for

2013, but at \$85 million. Mr. Amon replied that it eliminates the monthly deficit in FY 2013 and reduces the deficit a little in FY 2014.

Mr. Amon explained the issue brief entitled "Unissued Bond Authorizations". There was a bond authorized for the St. George Airport that wasn't needed but is still authorized in statute for \$42 million. There was also a minor number change to a bond authorization when the Oxbow prison was removed several years ago, which failed to update the numbers in statute. The Analyst recommends updating these sections of code in the next bond bill.

6. Final Action on Infrastructure and General Government Budgets

(Action items identified in the motions below refer to items in the Infrastructure and General Government Appropriations Subcommittee Budget Action document attached as Appendix 1.)

MOTION: Co-Chair Froerer moved to approve the Department of Technology Services (DTS) Budget Action Items 1, 2a, 2b and 2c. The motion passed unanimously with Sen. Hillyard, Sen. Madsen, Sen. VanTassell, Rep. Brown and Rep. Dee absent for the vote.

MOTION: Rep. Hendrickson moved to approve DTS Budget Action Items 3 and 4. The motion passed with Sen. Hillyard, Sen. Madsen, Sen. VanTassell, Rep. Brown, and Rep. Dee absent for the vote.

MOTION: Rep. Hemingway moved to approve DTS Budget Action Item 5. Co-chair Adams placed the motion. The motion passed with Sen. Hillyard, Sen. Madsen, Sen. VanTassell, Rep. Brown and Rep. Dee absent for the vote.

MOTION: Rep. Frank moved to approve the DTS Internal Service Funds Items 1 and 2. The motion passed unanimously with Sen. Hillyard, Sen. Madsen, Sen. VanTassell, Rep. Brown and Rep. Dee absent for the vote.

MOTION: Co-chair Froerer moved to approve the Capital Improvements Items 1, 2 and 3. The motion passed unanimously with Sen. Hillyard, Sen. Madsen, Sen. VanTassell, Rep. Brown and Rep. Dee absent for the vote.

MOTION: Rep. Fisher moved to approve the Department of Administrative Services Budget Items 1 through 9. The motion passed unanimously with Sen. Hillyard, Sen. Madsen, Sen. VanTassell, Rep. Brown and Rep. Dee absent for the vote.

MOTION: Co-chair Froerer moved to approve the Debt Service Items 1a, 1b, 1c, 1d, 1e, and 2. The motion passed unanimously with Sen. Hillyard, Sen. Madsen, Sen. VanTassell, Rep. Brown and Rep. Dee absent for the vote.

MOTION: Rep. Painter moved to approve the Department of Administrative Services

Internal Service Fund Items 1 through 8. The motion passed unanimously with Sen. Hillyard, Sen. Madsen, Sen. VanTassell, Rep. Brown and Rep. Dee absent for the vote.

(Page numbers identified in the motions below refer to items in the Department of Transportation Budget Action document attached as Appendix 2.)

MOTION: Sen. Osmond moved to approve the Department of Transportation Base Budget as presented on page 1 including Sources of Finance, Line Items, Other Data, and Department of Transportation Budget Increases. The motion passed unanimously with Sen. Hillyard, Sen. Madsen, Sen. VanTassell, Rep. Brown and Rep. Dee absent for the vote.

MOTION: Sen. Mayne moved to approve Construction Management intent language on page 2, excluding paragraph 2 and 3. She further moved to approve the intent language for; Engineering Services, Equipment Management, Operation/Maintenance Management, Mineral Lease, Region Management, Safe Sidewalk Construction, and Support Services on pages 2 through 4.

Rep. Painter spoke against the motion, specifically the portion that takes out the two paragraphs under Construction Management.

Co-chair Adams wanted clarification that the language is not currently in, that it is intent language they are adding. Analyst Mark Bleazard replied that is correct, all of the intent statements will go into another bill.

SUBSTITUTE MOTION: Rep. Painter moved to accept all intent language on pages 2, 3 and 4, including paragraphs 2 and 3 on page 2.

Rep. Cox would like to see the two paragraphs separately from the main motion. Co-chair Adams stated that wouldn't be in order because there is a substitute motion in front of them and Sen. Mayne's motion was dividing those out.

Sen. Osmond asked for clarification on what the issue is about and would like context about the debate. Rep. Painter replied that paragraphs 2 and 3 relate to the substantial savings on the I-15 core and Sen. Mayne's motion takes out the intent language which has been included in the budget brief. Mr. Bleazard stated that Sen. Mayne's motion would be taking out the intent language. The substitute motion is that all intent statements will be included in a bill. Co-chair Adams clarified that intent statements expire after one year so the intent language needs to be replaced in the bill. Rep. Frank asked why the course change? They are within the constitution in debt limits. He suggests holding the course and to vote for Rep. Painter's motion that includes the 2 paragraphs of intent language. Rep. Fisher added that in previous sessions there was a delicate compromise to continue on with I-15 further south and she supports Rep. Painter's motion. Sen. Madsen stated his strong support to keep the wording in. Utah County supported infrastructure in the northern part of the state and it is unfair to make Utah County wait.

Co-chair Adams placed the substitute motion. The motion passed with Co-chair Adams,

Sen. Mayne and Rep. Cox voting in opposition, and Sen. Hillyard, Sen. VanTassell and Rep. Dee absent for the vote.

MOTION: Rep. Cox moved to approve the Department of Transportation fees on pages 5 and 6.. The motion passed unanimously with Sen. Hillyard, Sen. VanTassell and Rep. Dee absent for the vote.

MOTION: Sen. Mayne moved to approve FY2012 UDOT Supplemental FTE Transfers and FY 2013 UDOT FTE Transfers on page 7 and 8. The motion passed unanimously with Sen. Hillyard, Sen. VanTassell and Rep. Dee absent for the vote.

MOTION: Rep. Froerer moved to approve the additional intent language: The Legislature intends that the Department of Transportation provide \$2,000,000 of the funds appropriated from the Transportation Investment Funds of 2005 to Tooele City for roads around the Utah State University campus. The motion passed unanimously with Sen. Hillyard, Sen. VanTassell and Rep. Dee absent for the vote.

MOTION: Rep. Froerer moved to approve the additional intent language: 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. The motion passed unanimously with Sen. Hillyard, Sen. VanTassell and Rep. Dee absent for the vote.

(Priorities and reallocations identified in the motions below refer to items in the FY 2013 Ongoing General Education Fund Priorities document attached as Appendix 3.)

MOTION: Rep. Froerer moved to approve the FY 2013 ongoing General/Education Fund Priorities 1 through 4.

Rep. Cox suggested striking priority number 4, the \$750,000 for the S.J. Quinney College of Law Building O&M, and suggested the University get donations instead. Rep. Brown spoke in favor of the motion to adopt the priorities as they have been read.

The motion passed unanimously with Sen. Hillyard, Sen. VanTassell and Rep. Dee absent for the vote.

MOTION: Rep. Painter moved to approve FY2013 One-time General/Education Fund Priorities Items 1 through 7. The motion passed unanimously with Sen. Hillyard, Sen. VanTassell and Rep. Dee absent for the vote.

MOTION: Rep. Brown moved to approve the FY 2013 Internal Reallocations as listed. The motion passed unanimously with Sen. Hillyard, Sen. VanTassell and Rep. Dee absent for the vote.

(Recommendations identified in the motions below refer to items in the Non-State Funded

Capital Development Recommendations, 2012 G.S. document attached as Appendix 4.)

MOTION: Rep. Frank moved to approve the Non-State Funded Capital Development Recommendations. The motion passed unanimously with Sen. Hillyard and Rep. Dee absent for the vote.

MOTION: Sen. VanTassell moved to approve Non-State Funded Projects that require O&M. The motion passed with Sen. Madsen absent for the vote.

(Priorities identified in the motions below refer to items in the State Funded Capital Development Priorities, 2012 General Session document attached as Appendix 5.)

Rep. Froerer introduced the State Funded Capital Development Priorities. Sen. Hinkins asked the committee to consider item 7 for the Utah State University (USU)/College of Eastern Utah (CEU) project because the \$50 million originally requested for University of Utah (U of U) was dropped to \$25 million. Sen. Osmond asked if \$25 million would get the University of Utah (U of U) what they need. U of U Associate Vice President for Facilities, Mike Perez stated that the minimum requirement is \$38 million of authorization to enter into contracts. The University could make do with a cash flow of \$25 million but would need to have intent language to enter into contracts valued at \$38 million. Sen. Osmond asked what will happen if they don't get the allocation or authorization. Mr. Perez stated that it will constrain them, slow the process down, and may cost more money. Sen. Osmond asked if there were private funds that could be allocated to the project. Mr. Perez replied no. Sen. Hinkins asked if the subcommittee had ever received a copy of the project plan. Mr. Perez stated that it had been forwarded to the subcommittee. Rep. Hemingway asked what the risk to students is if the money is not allocated. Mr. Perez stated that there is no risk to people other than losing power and being a disruption to activities on campus. Rep. Hemingway stated that there was a question of long-term delivery items. Mr. Perez replied that a commitment of \$38 million is needed to order materials.

MOTION: Rep. Frank moved to approve the State Funded Capital Development Priorities Items 1 through 6 and Item 8 and put the U of U amount at \$37 million.

SUBSTITUTE MOTION: Sen. Hinkins moved to approve Items 1 through 8 on the State Funded Capital Development Priorities. The motion passed unanimously.

MOTION: Rep. Hendrickson moved to adjourn.

Co-Chair Admas adjourned the meeting at 9:56 A.M.

Minutes were reported by Cami Deavila, Senate Secretary

Appendix 1

Infrastructure and General Government Appropriations Subcommittee

Budget Action

DEPARTMENT OF TECHNOLOGY SERVICES – I MOVE TO APPROVE THE FOLLOWING:

1. FY 2013 budgets as detailed in the “Department of Technology Services” (Appropriated) Budget Brief (Dated: February 7, 2012, 1:20 PM) and presented to the Subcommittee on February 10, 2012 in Tab 6.
2. Intent Language (FY 2012) as detailed in the “Intent Language Department of Technology Services” Issue Brief (Dated: February 7, 2012, 11:22 AM) and presented to the Subcommittee on February 10, 2012 in Tab 6 as follows:
 - a. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for the Department of Technology Services – Chief Information Officer in Item 27 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to the following: Data Processing Current Expenses for optimization initiatives - \$30,000.*
 - b. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for the Department of Technology Services – Integrated Technology Division – Automated Geographic Reference Center in Item 28 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to the following: Automated Geographic Reference Center Projects - \$500,000; Global Positioning System Reference Network Maintenance - \$75,000.*
 - c. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for the Department of Technology Services – Integrated Technology Division – Statewide Interoperable Communications in Item 28 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to the following: Communications Expenses - \$51,100.*
3. Automated Geographic Reference Center (AGRC) Rates and Fees (FY 2013) as detailed in the “FY 2013 Rates and Fees DTS and DTS Enterprise ISF” Issue Brief (Dated: February 7, 2012, 11:23 AM) and presented to the Subcommittee on February 10, 2012 in Tab 6.
4. Federal Funds Grants and Awards approval of \$750,000 for FY 2012 and \$950,000 for FY 2013 as detailed in the “Federal Funds Department of Technology Services” Issue Brief (Dated: February 7, 2012, 11:24 AM) and presented to the Subcommittee on February 10, 2012 in Tab 6.
5. The Infrastructure and General Government Appropriations Subcommittee recommends to the Executive Appropriations Committee that \$104,900 Supplemental from Nonlapsing Balances be transferred in FY 2012 from the Department of Public Safety, Public Safety Programs & Operations, Enhanced 911 Program to the Automated Geographic Reference Center. This transfer will mitigate reduction impacts to AGRC resulting from the requirement to lapse \$104,900 from the General Fund Restricted Statewide Unified E-911 Emergency Service Account in FY 2011. (See “Automated Geographic Reference Center Supplemental Budget Adjustment” Issue Brief (Dated: February 9, 2012) for additional issue detail.)

Appendix 1

DTS INTERNAL SERVICE FUNDS – I MOVE TO APPROVE THE FOLLOWING:

1. FY 2013 Estimated Revenues, FTE Levels, and Authorized Capital Outlay as detailed and recommended in the “Department of Technology Services (Internal Service Fund)” Budget Brief (Dated: February 7, 2012, 11:23 AM), included in the Base Budget Bill, (Senate Bill 6) and presented to the Subcommittee on February 10, 2012 in Tab 6.
2. Enterprise Technology Division Rates (FY 2013) as detailed in the “FY 2013 Rates and Fees DTS and DTS Enterprise ISF” Issue Brief (Dated: February 7, 2012, 11:23 AM) and presented to the Subcommittee on February 10, 2012 in Tab 6.

CAPITAL IMPROVEMENTS – I MOVE TO APPROVE THE FOLLOWING:

1. A FY 2013 budget of \$41,989,100 for the Capital Improvement line item.
2. The list of anticipated capital improvement projects as found on pages 68-85 of the Building Board’s 2012 General Session 5-year book and also contained in the *Capital Improvement FY 2013 Requests* Issue Brief in Tab 19.
3. Intent language the Capital Improvements line item in FY 2013:
 - a. *The Legislature intends that funds appropriated to the Capital Improvements line item be used for infrastructure needs only, including: HVAC, heating, air conditioning, plumbing, electrical, storm water, parking lots, and roofing.*

DEBT SERVICE – I MOVE TO APPROVE THE FOLLOWING:

1. A FY 2013 budget of \$480,610,500 for the Debt Service line item including:
 - a. An increase of \$51,935,800 from the Transportation Investment Fund,
 - b. An increase of \$8,868,300 from the Critical Highway Needs Fund,
 - c. An increase of \$882,100 from the County of the First Class State Highway Fund;
 - d. A decrease of \$1,622,700 from the Centennial Highway Fund;
 - e. An appropriation of \$15,252,400 from the General Fund for the general obligation bonds portion of the Build America Bonds subsidy; and a corresponding transfer from debt service nonlapsing balances back to the General Fund to hold the General Fund harmless.
2. FY 2012 increases of \$22,304,700 from the Transportation Investment Fund and \$2,051,600 from the Critical Highway Needs fund to pay debt service requirements.

DEPARTMENT OF ADMINISTRATIVE SERVICES – I MOVE TO APPROVE THE FOLLOWING:

1. FY 2013 budgets as recommended in Legislative Action section for each of the Budget Briefs in Tab 4.
2. Intent language recommendations as found in the Budget Briefs in Tab 4 as follows:

Appendix 1

- a. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for the Executive Director in Item 13 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to the following: customer services projects, shared services modeling, internal auditing, website maintenance, and marketing - \$78,000; Child Welfare Parental Defense expenses - \$27,000.*
 - b. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for DFCM Administration in Item 15 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to the following: information technology projects and Governor's Mansion maintenance - \$300,000; Energy Program operations - \$425,000.*
 - c. *The Legislature intends that the DFCM may add one additional vehicle to their fleet for a Maintenance Auditor position.*
 - d. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for State Archives in Item 16 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to the following: regional repository program support, public meeting notice website expenses, electronic archives preservation and storage - \$30,000.*
 - e. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for Finance Administration in Item 17 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to the following: maintenance and operation of statewide systems and websites, studies, training, and information technology support and hardware - \$1,750,000.*
 - f. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for Post Conviction Indigent Defense in Item 20 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to the following: Legal costs for death row inmates - \$150,000.*
 - g. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for the Judicial Conduct Commission in Item 21 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to the following: professional services for investigations - \$80,000.*
3. DAS fees as detailed in the "Department of Administrative Services FY 2013 Fees" Issue Brief (Dated: February 7, 2012, 5:01 PM) in Tab 4.
 3. Federal grants and awards approval of \$100,000 for FY 2013 as detailed on page 3 of the "DAS Division of State Archives" Budget Brief (Dated: January 21, 2012, 1:18 PM) in Tab 4.
 4. An appropriation of \$65,000 from the Contingency Reserve Fund to DFCM Administration to update the state space standards.
 5. Re-appropriating \$2,185,500 ongoing General Fund from the DFCM Administration line item to higher education and Human services for O&M on buildings funded last year.
 6. Reducing the appropriation from the Land Exchange Distribution Account to Finance Mandated from \$15,150,000 to \$14,707,100 in FY 2012 and FY 2013.
 7. Removing the (1,027,100) transfer to other agencies in the Land Exchange Distribution program and instead directly appropriating \$551,500 in FY 2012 and FY 2013 to the Permanent Community Impact Fund (in the Business, Economic Development, and Labor Subcommittee) from the Land Exchange Distribution Account.

Appendix 1

8. Reducing the appropriation from the Economic Incentive Restricted Account to Finance Mandated from \$7,230,200 to \$5,944,800 in FY 2012 to make partial rebates to qualifying businesses.
9. Reducing the appropriation from the Economic Incentive Restricted Account to Finance Mandated from \$7,230,200 to \$5,817,300 in FY 2013 to make partial rebates to qualifying businesses.

DAS INTERNAL SERVICE FUNDS – I MOVE TO APPROVE THE FOLLOWING:

1. FY 2013 estimated revenues, FTE levels, and authorized capital outlay as recommended in the Legislative Action section for each of the Budget Briefs in Tab 5 and included in the Base Budget Bill.
2. Intent language recommendations as found in the Budget Briefs in Tab 5:
 - a. *Under Section 63J-1-603 of the Utah Code the Legislature intends that appropriations provided for Fleet Operations in Item 24 of Chapter 3 Laws of Utah 2011 not lapse capital outlay authority granted in FY 2012 for vehicles not delivered by the end of FY 2012 in which vehicle purchase orders were issued obligating capital outlay funds.*
 - b. *The Legislature intends that the DFCM internal service fund may add two additional vehicles to their regular fleet for daily use.*
 - c. *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 must be reviewed and approved by the Legislature.*
3. DAS internal service fund rates and fees as detailed in the “DAS Internal Service Fund FY 2013 Rates” Issue Brief (Dated: February 3, 2012, 1:19 PM) in Tab 5.
4. An additional FTE authorization of 14.5 and estimated revenue of \$1,225,400 in FY 2012 and FY 2013 in the Cooperative Contracting program to allow Purchasing to transition from a General Fund appropriated division to an internal service fund.
5. A transfer of \$2,000,000 from the Fuel Network retained earnings to the General Fund in FY 2012.
6. An additional 1.0 FTE for the Risk Management ISF for Charter School and other workload for FY 2013.
7. An additional 1.0 FTE for FY 2012 and FY 2013 for the P-Card program in the Finance ISF.
8. Consolidating the budget and accounting functions within DAS into a new internal service fund in the Division of Finance, with the following additions to the line item:
 - a. Estimated revenues of \$1,600,000 in FY 2013;
 - b. FTE of 18.0 for FY 2013;
 - c. Rates as presented in the Issue Brief in Tab 5.

Appendix 2

Department of Transportation Base Budget

	FY 2013	
Sources of Finance	Recommended	
General Fund	1,470,600	
Transportation Fund	430,779,900	
Centennial Highway Fund Restricted Account	185,318,100	
Federal Funds	201,506,900	
Dedicated Credits Revenue	32,752,200	
Federal Mineral Lease	70,009,000	
TFR - Aeronautics Fund	6,898,800	
Critical Highway Needs Fund	99,560,200	
Debt Service	(142,310,600)	
Designated Sales Tax	28,084,200	
Transfers - Within Agency	6,000,000	
Total	\$920,069,300	
Line Items		
Support Services	28,832,400	Tab 18
Engineering Services	32,025,700	Tab 12
Operations/Maintenance Management	141,454,900	Tab 14
Construction Management	211,665,800	Tab 11
Region Management	26,646,100	Tab 16
Equipment Management	27,208,700	Tab 13
Aeronautics	27,282,400	Tab 9
B and C Roads	129,243,000	Tab 10
Safe Sidewalk Construction	500,000	Tab 17
Mineral Lease	70,009,000	Tab 15
Centennial Highway Program	125,641,100	SB 6
Critical Highway Needs	99,560,200	SB 6
Total	\$920,069,300	
Other Data		
Budgeted FTE	1,731.0	
Vehicles	1831	

Department of Transportation Budget Increases

Operations/Maintenance Mgt - Transportation Fund	2,263,000	Tab 14
Equipment Management - Transportation Fund	1,000,000	Tab 13
TIF Capacity Program - Transportation Investment Fund	47,586,200	Tab 11
TIF Capacity Program - Transfers Within Agency	202,768,500	Tab 11
TIF Capacity Program - TIF - SB 229	60,000,000	Tab 11
Share The Road - Share The Road Rest. Fund - FY 2012	17,700	
Share The Road - Share The Road Rest. Fund - FY 2013	11,000	

Appendix 2

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 or increase the appropriations otherwise made by this act to the Department of Transportation for other purposes.

It is the intent of the Legislature that any net savings that might be realized upon substantial completion of the I-15 CORE Project be used by the Department of Transportation to add highway capacity on I-15 south of the Spanish Fork Main Street interchange to Payson.

The Legislature further intends that the balance of the savings realized from substantial completion of the I-15 CORE Project, and after funding the I-15 south of Spanish Fork Main Street to Payson project, be used to design, construct, or reconstruct projects in Utah County. Priority should be given to projects prioritized by the Transportation Commission pursuant to section 72-2-125 of the Utah Code, Critical Highway Needs Fund, that were cut or delayed due to budgetary constraints subsequent to the Transportation Commission's prioritization.

Engineering Services

Under terms of Section 63J-1-603-(3)(a) Utah Code Annotated the Legislature intends that appropriations provided for Engineering Services in item 2 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any non-lapsing funds is limited to the following: Special Projects and Studies - \$300,000.

Equipment Management

Under terms of Section 63J-1-603-(3)(a) Utah Code Annotated the Legislature intends that appropriations provided for Equipment Management in item 6 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any non-lapsing funds limited to the following: Employee Training/Incentives \$200,000.

Operations/Maintenance Management

Under terms of Section 63J-1-603-(3)(a) Utah Code Annotated the Legislature intends that appropriations provided for Operations/Maintenance in item 3 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use

Appendix 2

of any non-lapsing funds is limited to the following: Equipment/Supplies - \$1,300,000; Environmental Cleanup- \$200,000; and Land Purchase - \$500,000.

The Legislature intends that any and all collections or cash income from the sale or salvage of land and buildings are to be lapsed to the Transportation Fund.

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 FTEs for field crews may be adjusted to accommodate the increase or decrease in the Federal Construction Program. 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.

Mineral Lease

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.

Region Management

Under terms of Section 63J-1-603-(3)(a) Utah Code Annotated the Legislature intends that appropriations provided for Region Management in item 5 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any non-lapsing funds limited to the following: Region Management \$200,000.

Appendix 2

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 is on a 75% state and 25% local match basis.

Under terms of Section 63J-1-603-(3)(a) Utah Code Annotated the Legislature intends that appropriations provided for Safe Sidewalk Construction in item 9 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any non-lapsing funds is limited to the following: Sidewalk Construction - \$600,000.

Support Services

Under terms of Section 63J-1-603-(3)(a) Utah Code Annotated the Legislature intends that appropriations provided for Support Services in item 1 of Chapter 3 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any non-lapsing funds is limited to the following: Computer Equipment and Software - \$200,000.



DEPARTMENT OF TRANSPORTATION FEES

INFRASTRUCTURE AND GENERAL GOVERNMENT
STAFF: MARK BLEAZARD, GARY RICKS, AND RICH AMON

ISSUE BRIEF

In accordance with Title 63J-1-504 Utah Code Annotated, the following fees are proposed for the services of the Utah Department of Transportation in FY 2013.

	Current Rate	Proposed Rate	Increased Rev.
Outdoor Advertising Permit Fee, per year	25.00	25.00	
GRAMA Fee			
Per Copy, If they come into our office to make the copy	.05	.05	
Per Copy, if UDOT makes the copy	.50	.50	
Per Copy, 11 X 17 Copy, beginning the first sheet	1.00	1.00	
Per Computer Run	25.00	25.00	
When the request requires computer output other than word processing, plus a reasonable portion of the costs associating with formatting or interfacing the information. Hourly rate, after the first quarter hour, of staff time for search, retrieval, and other direct administrative costs for complying with a request, not to exceed the salary of the lowest paid employee who, in the discretion of the custodian of the records, has the necessary skill and training to process the request.			
Tow Truck Driver Certification Fee	200.00	200.00	
Tramway Registration Fees			
Two-car or Multicar Aerial Passenger Tramway (101 HP or over)	1,560.00	1,560.00	
Two-car or Multicar Aerial Passenger Tramway (100 HP or under)	940.00	940.00	
Chair lift (Double)	610.00	610.00	
Chair lift (Triple)	720.00	720.00	
Chair lift (Quad)	840.00	840.00	
Chair lift (Detachable)	1,560.00	1,560.00	
Conveyor, Rope Tow	250.00	250.00	
Funicular (Single or Double Reversible)	250.00	250.00	
Rope Tow, J-bar, T-bar, or platter pull	250.00	250.00	
Bus Bench Advertising			
Initial Permit good for 5 years	200.00	200.00	

Renewal good for another 5 years	25.00	25.00	
Access Management Application Fees			
Type 1	75.00	75.00	
Type 2	475.00	475.00	
Type 3	1,000.00	1,000.00	
Type 4	2300.00	2,300.00	
Access Management Application Fees			
Access Violation Fine - per day	100.00	100.00	
Airport Licensing Fee	10.00	10.00	
Aircraft Rental Fees (per hour)			
Cessna 206	155.00	155.00	
King Air C90B	775.00	775.00	
King Air B200	900.00	900.00	
Encroachment Permits			
Landscaping Permits	30.00	30.00	
Manhole Access Permits	30.00	30.00	
Special Even Permits	30.00	30.00	
Utility Permits-Low Impact	30.00	30.00	
Utility Permits-Medium Impact	135.00	135.00	
Utility Permits-High Impact	300.00	300.00	
Utility Permits-Excess Impact	500.00	500.00	
Inspection Fee/Hourly	60.00	60.00	
Overtime Inspection Fee/Hourly	80.00	80.00	
Lake Powell Ferry Rates			
Foot Passengers	10.00	10.00	
Bicyclists would be considered foot passengers			
Children under 5 accompanied by an adult-free			
Motorcycles	15.00	15.00	
Vehicles under 20 feet	25.00	25.00	
Vehicles over 20 feet (Per additional foot)	1.50	1.50	
Express Lanes			
Variable priced toll fee	.25-1.00	.25-1.00	unknown

FY 2012 - UDOT Supplemental FTE Transfers

Program	FTE Transfers							Funding		
	FTE In	FTE Out	Net Transfers	Per Svcs Adj	Current Expense	Total Amount	State Funds	Federal Funds	Total Funding	
Support Services Line Item										
Loss Management	0	1	(1)	(28,800)	0	(28,800)	(28,800)	0	(28,800)	
Total Support Svcs	0	1	(1)	(28,800)	0	(28,800)	(28,800)	0	(28,800)	
Engineering Services Line Item										
Highway Project Mgt Team	0	5	(5)	(254,400)	0	(254,400)	(254,400)	0	(254,400)	
Total Engineering Services	0	5	(5)	(254,400)	0	(254,400)	(254,400)	0	(254,400)	
Operations Line Item										
Region 3 Field Crew	1	1	0	16,800	0	16,800	16,800	0	16,800	
Traffic Operations Center	3	0	3	139,400	1,000	140,400	140,400	0	140,400	
Total Operations	4	1	3	156,200	1,000	157,200	157,200	0	157,200	
Region Management Line Item										
Region 2 Operations	0	1	(1)	(56,800)	(1,000)	(56,800)	(56,800)	0	(56,800)	
Region 3 Preconstruction	3	1	2	57,600	0	57,600	57,600	0	57,600	
Region 3 Project Manager	2	0	2	125,200	0	125,200	125,200	0	125,200	
Total Region Mgt	5	2	3	127,000	(1,000)	126,000	126,000	0	126,000	
Total Transfers	9	9	0	0	0	0	0	0	0	

FY 2013 - UDOT FTE Transfers

Program	FTE Transfers							Funding		
	FTE In	FTE Out	Net Transfers	Per Svcs Adj	Current Expense	Total Amount	State Funds	Federal Funds	Total Funding	
Support Services Line Item										
Loss Management	0	1	(1)	(60,000)	0	(60,000)	(60,000)	0	(60,000)	
Total Support Svcs	0	1	(1)	(60,000)	0	(60,000)	(60,000)	0	(60,000)	
Engineering Services Line Item										
Highway Project Mgt Team	0	5	(5)	(536,400)	0	(536,400)	(536,400)	0	(536,400)	
Total Engineering Services	0	5	(5)	(536,400)	0	(536,400)	(536,400)	0	(536,400)	
Operations Line Item										
Region 1 Field Crew	0	1	(1)	(65,500)	0	(65,500)	(65,500)	0	(65,500)	
Region 3 Field Crew	1	1	0	23,600	0	23,600	23,600	0	23,600	
Traffic Operations Center	3	0	3	289,900	1,000	290,900	290,900	0	290,900	
Total Operations	4	2	2	248,000	1,000	249,000	249,000	0	249,000	
Region Management Line Item										
Region 1 Operations	1	0	1	65,500	0	65,500	65,500	0	65,500	
Region 2 Operations	0	1	(1)	(116,000)	(1,000)	(117,000)	(117,000)	0	(117,000)	
Region 3 Preconstruction	3	1	2	187,400	0	187,400	187,400	0	187,400	
Region 3 Project Manager	2	0	2	211,500	0	211,500	211,500	0	211,500	
Total Region Mgt	6	2	4	348,400	(1,000)	347,400	347,400	0	347,400	
Total Transfers	10	10	0	0	0	0	0	0	0	

Appendix 3

FY 2013 Ongoing General/Education Fund Priorities Joint Appropriations Subcommittee for Infrastructure and General Government

IGG

Priority	Agency	Item Description	Ongoing	FY	Running Sum
1	Capital Budget	Capital Improvement - 0.9% Level	35,300,000	2013	35,300,000
2	UBATC	Petroleum Technology Training Bldg. O&M	\$ 35,000	2013	35,335,000
3	Weber State Univ.	Social Sciences Building Renovation O&M	\$ 379,500	2013	35,714,500
4	University of Utah	S.J. Quinney College of Law Building O&M	\$ 750,000	2013	36,464,500

Priority	Agency	Item Description	One-time	FY	Running Sum
1	Administrative Services	Archives - Lease extension	100,000	2012	100,000
2	Transportation	Rep. Wilson H.B.182 - UDOT/DPS Memorials	20,000	2013	120,000
3	Administrative Services	Jail Reimbursement	3,000,000	2013	3,120,000
4	Technology Services	Sen. Okerlund RFA - AGRC for County Surveys	300,000	2013	3,420,000
5	DXATC	Land Purchase	2,500,000	2013	5,920,000
6	DNR	Parks: Wasatch Mtn. SP Renovation	250,000	2013	6,170,000
7	Administrative Services	Post-Conviction Defense Fund	100,000	2012	6,270,000

Internal Reallocations

Agency	Item Description	Ongoing	FY
Administrative Services	Purchasing - Transition to ISF	(300,000)	2013
Administrative Services	Rules - Continuity Operations	12,000	2013
Administrative Services	Archives - Public Notice Website	38,000	2013
Administrative Services	Finance - Transparency Website	65,000	2013
Administrative Services	Finance - Internal Control Program	185,000	2013
Capital Budget	Capital Improvement Reduction	(250,000)	2013
Capital Budget	Davis ATC Warehouse O&M funding	250,000	2013
Total		0	

Appendix 4

Non-State Funded Capital Development Recommendations, 2012 General Session Joint Appropriations Subcommittee for Infrastructure and General Government

IGG Recommend.	Building Board Recommend.	Agency/ Institution	Project	Donor/ Other	Revenue Bonds
Recommend	Recommend	Courts	Richfield Courthouse Purchase		\$ 1,900,000
Recommend	Recommend	UU	Dental School Building	\$ 37,400,000	
Recommend	Recommend	UU	Orthopaedic Center Phase II Expansion		\$ 9,580,000
Recommend	Recommend	UU	HPER Parking Terrace		\$ 21,702,000
Recommend	Recommend	UU	Health Sciences Center Parking Terrace		\$ 19,980,000
Recommend	Recommend	UU	Dee Glen Smith Athletic Center Expansion **		\$ 30,000,000
Recommend	Recommend	USU	San Juan Campus Student Housing		\$ 4,000,000
Recommend	Recommend	WSU	Stromberg Center Addition		\$ 8,000,000

**Note: The Athletic Center was approved in the 2011 General Session for \$20 million. This request increases the authorization \$10 million.

Projects recommended by the Subcommittee will be drafted into the annual Revenue Bond and Capital Facilities Amendments bill (S.B. 5).

IGG Recommend.	Building Board Recommend.	Agency/ Institution	Project	Donor/ Other	State O&M
Recommend	Recommend	UBATC	Petroleum Technology Training Bldg. O&M	\$ 1,000,000	\$ 35,000
Recommend	Recommend	WSU	Social Sciences Building Renovation O&M	\$ 22,000,000	\$ 379,500
Recommend	Recommend	UU	S.J. Quinney College of Law Building O&M	\$ 60,500,000	\$ 910,600

Appendix 5

State Funded Capital Development Priorities, 2012 General Session Joint Appropriations Subcommittee for Infrastructure and General Government

IGG Priority	SBB Priority	Agency/ Inst	Description	Requested State Funds	Other Funds	State O&M
1	1	U of U	Utility Distribution Infrastructure	\$ 25,000,000		\$ 250,000
2	2	Courts	Ogden Juvenile Court	\$ 27,352,000		\$ 425,000
3	3	UVU	Classroom Building	\$ 53,211,000		\$ 1,845,000
4	4	SWATC	Health Sci. & Information Tech. Bldg	\$ 15,813,000	\$ 118,000	\$ 500,500
5	5	WSU	New Science Lab Building	\$ 63,232,000		\$ 502,100
6	16	USU	Brigham City Reg. Campus Academic Bldg. **	\$ 7,500,000	\$ 7,500,000	\$ 373,000
7	14	USU/CEU	Arts and Education Building	\$ 23,798,000		\$ 457,000
8	12	Snow	Science Building Remodel	\$ 12,295,000		\$ 108,000
9	10	UNG	Statewide Armory Repairs	\$ 4,000,000		\$ -
10	9	Mult.	Module #2 Of The Unified State Laboratory	\$ 35,810,000		\$ 238,000
11	13	SUU	New Business Building	\$ 12,214,000	\$ 4,000,000	\$ 125,000
12	7	Corrections	CUCF West-1 192 Secure Housing	\$ 30,084,000		417000
13	11	MATC	Central Utah County Campus	\$ 7,431,000	\$ 887,000	\$ 215,000
14	15	DFCM	Multi-Agency State Office Building II	\$ 42,474,000		\$ 790,000
15	17	UDAF	William Spry Agricultural Building	\$ 18,153,000		\$ -
16	18	DATC	Medical Building Expansion	\$ 19,500,000		\$ 390,000
17	19	BATC	Health Science & Technology Building	\$ 25,800,000		\$ 670,000
18	20	DSC	New General Classroom Building	\$ 45,477,000		\$ 946,000
LIST	6	DXATC	Land Purchase	\$ 2,500,000		\$ -
LIST	8	DNR	Parks: Wasatch Mtn. SP Renovation	\$ 2,500,000		\$ -

** Sen. Knudsen submitted a Request for Appropriation for additional consideration to the Subcommittee for this project.