

IN THE SENATE

SENATE BILL NO. 1399

BY FINANCE COMMITTEE

AN ACT

1 APPROPRIATING MONEYS TO THE DIVISION OF PUBLIC WORKS FOR FISCAL YEAR 2013;
2 AUTHORIZING AND DIRECTING THE ALLOCATION OF FUNDS FOR THE VARIOUS
3 PROJECTS SPECIFIED; PROVIDING LEGISLATIVE INTENT RELATING TO UTILIZA-
4 TION OF MATCHING FUNDS; EXEMPTING THE APPROPRIATION FROM THE PROVISIONS
5 OF CHAPTER 36, TITLE 67, IDAHO CODE, AND FROM THE PROVISIONS OF SECTION
6 67-3516, IDAHO CODE; AUTHORIZING THE USE OF TAX ANTICIPATION NOTES; AND
7 PROVIDING LEGISLATIVE INTENT RELATING TO THE REALLOCATION OF PROJECT
8 SAVINGS.
9

10 Be It Enacted by the Legislature of the State of Idaho:

11 SECTION 1. There is hereby appropriated to the Division of Public Works
12 \$22,614,500 from the Permanent Building Fund, to be expended for capital
13 outlay, for the period July 1, 2012, through June 30, 2013.

14 SECTION 2. ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS. Moneys appropri-
15 ated in Section 1 of this act, or so much thereof as in each case may be neces-
16 sary, shall be used for the purpose of paying the cost of any land, building,
17 equipment, or the rebuilding, renovation or repair of buildings, installa-
18 tions, facilities or structures at the places, institutions and agencies,
19 or their successors, including those listed in this section. The Permanent
20 Building Fund Advisory Council is hereby authorized and directed to antici-
21 pate revenues accruing to the Permanent Building Fund for the purpose of un-
22 dertaking the construction, renovation, repair and acquisitions herein au-
23 thorized, without delay, and to determine the priority of construction pur-
24 suant to which the work hereunder will be undertaken.

25 MAINTENANCE PROJECTS IN THE FOLLOWING AREAS:

26 Alterations and Repairs	\$16,327,700
27 Asbestos Abatement	216,800
28 Statewide American Disability Act Compliance	800,000
29 Capitol Mall Maintenance	<u>120,000</u>
30 TOTAL	\$17,464,500

31 CAPITAL PROJECTS:

32 Capitol Annex Infrastructure	\$1,500,000
33 Idaho State University Basement Remodel	1,000,000
34 Upgrade Fine Arts Building at Lewis & Clark State College	1,500,000
35 Remodel Emmett Readiness Center	650,000

1	Replace Site Communications Tower	<u>500,000</u>
2	TOTAL	\$5,150,000
3	GRAND TOTAL	\$22,614,500

4 SECTION 3. UTILIZATION OF MATCHING FUNDS. It is legislative intent that
5 the moneys appropriated in this act may be made available for matching any
6 allocation of moneys now in existence or hereafter made available by agen-
7 cies of the United States and/or private donations; and it is further the ex-
8 press intention of the Legislature to authorize the Division of Public Works
9 to expend, for the purpose of paying the cost of any land, building, equip-
10 ment or the rebuilding, renovation or repair of buildings, moneys appropri-
11 ated for public works to various agencies as part of the respective agency
12 operating budgets; provided the express approval by the Permanent Building
13 Fund Advisory Council is granted to make application for such moneys in each
14 instance.

15 SECTION 4. EXEMPTION OF APPROPRIATIONS FROM CERTAIN PROVISIONS. All
16 appropriations made herein shall be exempt from the provisions of Chapter
17 36, Title 67, and Section 67-3516, Idaho Code, but shall be available for
18 expenditure only after allotment in accordance with the other provisions
19 of Chapter 35, Title 67, Idaho Code, and all appropriations made hereunder
20 shall be subject to the provisions of Section 67-5711, Idaho Code, except as
21 otherwise provided herein.

22 SECTION 5. ISSUANCE OF TAX ANTICIPATION NOTES. The State Treasurer is
23 hereby authorized and directed to anticipate the revenues in the Permanent
24 Building Fund by the issuance of tax anticipation notes in accordance with
25 authority conferred in Sections 63-3201 through 63-3204, Idaho Code, and in
26 accordance with the procedures and subject to the limitations provided in
27 those sections, in the same manner as though the revenues in the General Fund
28 were being anticipated.

29 SECTION 6. REALLOCATION OF PROJECT SAVINGS. It is the intent of the Leg-
30 islature that the Division of Public Works have the flexibility to allocate
31 any savings or unused appropriation from any capital, line-item project to
32 any other requested and funded fiscal year 2013 capital projects. The re-
33 allocation of such appropriation must be approved by the Permanent Building
34 Fund Advisory Council prior to the funds being spent.