

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 735

BY APPROPRIATIONS COMMITTEE

1 AN ACT
2 RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF ADMINISTRATION FOR THE
3 DIVISION OF PUBLIC WORKS; APPROPRIATING MONEYS TO THE DEPARTMENT OF
4 ADMINISTRATION FOR THE DIVISION OF PUBLIC WORKS FOR FISCAL YEAR 2025;
5 AUTHORIZING AND DIRECTING THE ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS
6 FOR FISCAL YEAR 2025; PROVIDING REQUIREMENTS FOR UTILIZATION OF MATCH-
7 ING FUNDS; PROVIDING REQUIREMENTS REGARDING REALLOCATION OF PROJECT
8 SAVINGS; PROVIDING REQUIREMENTS REGARDING REPORTING; PROVIDING FOR
9 UNREALIZED CAPITAL PROJECTS; PROVIDING FOR REMAINING APPROPRIATION
10 BALANCES; REPEALING SECTION 9, CHAPTER 256, LAWS OF 2022, RELATING TO
11 CHINDEN CAMPUS IMPROVEMENTS; PROVIDING FOR REPURPOSING OF AN APPROPRI-
12 ATION; PROVIDING FOR REPURPOSING OF AN APPROPRIATION; APPROPRIATING
13 AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE PERMANENT BUILDING
14 FUND FOR FISCAL YEAR 2025; AND DECLARING AN EMERGENCY AND PROVIDING AN
15 EFFECTIVE DATE.

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

17 SECTION 1. There is hereby appropriated to the Department of Adminis-
18 tration for the Division of Public Works \$174,908,300 to be expended for cap-
19 ital outlay from the Permanent Building Fund for the period July 1, 2024,
20 through June 30, 2025.

21 SECTION 2. ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS. Moneys appro-
22 priated in Section 1 of this act, or so much thereof as in each case may be
23 necessary, shall be used for the purpose of paying the cost of any land,
24 building, or equipment, or for the rebuilding, renovation, or repair of
25 buildings, installations, facilities, or structures, at the places, insti-
26 tutions, and agencies, or their successors, including those listed in this
27 section. The Permanent Building Fund Advisory Council is hereby authorized
28 and directed to anticipate revenues accruing to the Permanent Building Fund
29 for the purpose of undertaking the construction, renovation, repair, and ac-
30 quisitions therein authorized, without delay, and to determine the priority
31 of construction pursuant to which the work hereunder will be undertaken.

32 MAINTENANCE PROJECTS IN THE FOLLOWING AREAS:

33 Alteration and Repair Projects	\$78,451,100
34 Asbestos Abatement	500,000
35 Statewide Americans with Disabilities Act Compliance	4,016,300
36 Facilities Maintenance	<u>4,480,900</u>
37 TOTAL	\$87,448,300

1	CAPITAL PROJECTS:	
2	IDOC New Female Prison	\$25,000,000
3	IDOC Secure Mental Health Facility	25,000,000
4	Orchard Readiness Center	345,000
5	BSU Science & Research Building	13,000,000
6	ISU Physician Assistant Exp.	7,000,000
7	U of I Meat Science & Innovation Center	2,000,000
8	U of I MOSS Campus	2,000,000
9	LCSC Mechanical Technical Bldg & Wittman Complex Updates	6,115,000
10	IESDB Residential Cottages	6,000,000
11	IESDB Bus Storage Barn	<u>1,000,000</u>
12	TOTAL	\$87,460,000
13	GRAND TOTAL	\$174,908,300

14 SECTION 3. UTILIZATION OF MATCHING FUNDS. Moneys appropriated in this
 15 act may be made available for matching any allocation of moneys now in ex-
 16 istence or hereafter made available by agencies of the United States and/or
 17 private donations; and the Division of Public Works is authorized to expend,
 18 for the purpose of paying the cost of any land, building, or equipment, or for
 19 the rebuilding, renovation, or repair of buildings, moneys appropriated for
 20 public works to various agencies as part of the respective agency operating
 21 budgets, provided the express approval by the Permanent Building Fund Advi-
 22 sory Council is granted to make application for such moneys in each instance.

23 SECTION 4. REALLOCATION OF PROJECT SAVINGS. The Division of Public
 24 Works may have the flexibility to allocate any savings or unused appro-
 25 priation from any project to any other requested and funded project. The
 26 reallocation of such appropriation must be approved by the Permanent Build-
 27 ing Fund Advisory Council prior to the funds being spent.

28 SECTION 5. REPORTING. The Division of Public Works shall provide a re-
 29 port to the Joint Finance-Appropriations Committee on the status of capital
 30 projects, statewide deferred maintenance, alterations and repairs, Capitol
 31 Mall and Chinden Campus facilities maintenance, Americans with Disabil-
 32 ities Act compliance projects, and asbestos abatement. The report shall
 33 identify completed projects, total expenditures and commitments by capital
 34 project, and estimated costs for each capital project for the current fiscal
 35 year. The report shall also provide a narrative explanation for any capital
 36 project for which construction has not started, or that the Division does not
 37 anticipate will start, within 24 months of its initial appropriation from
 38 the Permanent Building Fund. Such report shall be provided to the Joint Fi-
 39 nance-Appropriations Committee and the Budget and Policy Analysis Division
 40 of the Legislative Services Office no later than November 15, 2024.

1 SECTION 6. NEW APPROPRIATION FOR UNREALIZED CAPITAL PROJECTS. Notwith-
2 standing the provision of any law to the contrary, any appropriation from the
3 Permanent Building Fund for a capital project for which construction activ-
4 ity has not begun in the four years from its initial appropriation shall be
5 available for consideration for new appropriation. The Permanent Building
6 Fund Advisory Council and Division of Public Works shall identify such funds
7 and make a recommendation for their use in its budget submission in November
8 2024.

9 SECTION 7. NEW APPROPRIATION FOR REMAINING BALANCES. Notwithstanding
10 the provision of any law to the contrary, any unexpended and unencumbered
11 appropriation balance remaining for a completed capital project, and any
12 appropriation for alterations and repairs or facilities maintenance with an
13 unexpended and unencumbered balance remaining five years from its initial
14 appropriation, shall be available for new appropriation. The Permanent
15 Building Fund Advisory Council shall identify such funds and make a recom-
16 mendation for their use in its budget submission in November 2024.

17 SECTION 8. That Section 9, Chapter 256, Laws of 2022, be, and the same is
18 hereby repealed.

19 SECTION 9. REPURPOSING OF APPROPRIATION FOR IDOC TRAINING AND DEVELOP-
20 MENT CENTER. Notwithstanding the provisions of Section 2, Chapter 75, Laws
21 of 2021; Section 2, Chapter 242, Laws of 2019; and any other provision of law
22 to the contrary, \$7,000,000 appropriated to the Department of Administra-
23 tion for the Division of Public Works from the Permanent Building Fund for
24 capital projects for the Idaho Department of Correction shall be repurposed
25 to purchase and renovate the Training and Development Center located at 1090
26 E Watertower Street, Meridian, Idaho, 83642. Of the appropriation provided
27 in Section 2, Chapter 75, Laws of 2021, \$5,000,000 appropriated for IDOC Con-
28 nection and Intervention Station Housing shall be repurposed. Of the appro-
29 priation provided in Section 2, Chapter 242, Laws of 2019, \$2,000,000 appro-
30 priated for the Department of Correction North Idaho Reentry Center shall be
31 repurposed.

32 SECTION 10. REPURPOSING OF APPROPRIATION FOR OROFINO MINIMUM SECURITY
33 DORM AND ISU PA FACILITIES EXPANSION. Notwithstanding the provisions of
34 Section 2, Chapter 256, Laws of 2022, and any other provision of law to the
35 contrary, \$12,568,100 appropriated to the Department of Administration for
36 the Division of Public Works from the Permanent Building Fund for deferred
37 maintenance shall be repurposed for new capital projects. Such projects
38 shall include: a 100-bed minimum security dormitory at the Idaho State
39 Correctional Institution - Orofino for the Department of Correction, for
40 which \$10,000,000 shall be utilized; and expanding Idaho State University's
41 facilities for its physician assistant program, for which \$2,568,100 shall
42 be utilized. Of the interest earnings generated in fiscal year 2024 from
43 the Budget Stabilization Fund and Permanent Building Fund that accrue to the
44 Permanent Building Fund, \$12,568,100 shall restore the contingency funds
45 for deferred maintenance projects utilized for such capital projects.

1 SECTION 11. CASH TRANSFER. There is hereby appropriated and the Office
2 of the State Controller shall transfer \$23,000,000 from the General Fund to
3 the Permanent Building Fund on July 1, 2024, or as soon thereafter as practi-
4 cable for the period July 1, 2024, through June 30, 2025.

5 SECTION 12. An emergency existing therefor, which emergency is hereby
6 declared to exist, this act shall be in full force and effect on and after
7 July 1, 2024.