

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 768

BY APPROPRIATIONS COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF ADMINISTRATION FOR THE DIVISION OF PUBLIC WORKS; APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR THE DIVISION OF PUBLIC WORKS FOR FISCAL YEAR 2025; AUTHORIZING AND DIRECTING THE ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS FOR FISCAL YEAR 2025; PROVIDING REQUIREMENTS FOR UTILIZATION OF MATCHING FUNDS; PROVIDING REQUIREMENTS REGARDING REALLOCATION OF PROJECT SAVINGS; PROVIDING REQUIREMENTS REGARDING REPORTING; PROVIDING FOR UNREALIZED CAPITAL PROJECTS; PROVIDING FOR REMAINING APPROPRIATION BALANCES; PROVIDING FOR REPURPOSING OF AN APPROPRIATION; PROVIDING FOR REPURPOSING OF AN APPROPRIATION; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE PERMANENT BUILDING FUND FOR FISCAL YEAR 2025; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. There is hereby appropriated to the Department of Administration for the Division of Public Works \$174,908,300 to be expended for capital outlay from the Permanent Building Fund for the period July 1, 2024, through June 30, 2025.

SECTION 2. ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS. Moneys appropriated in Section 1 of this act, or so much thereof as in each case may be necessary, shall be used for the purpose of paying the cost of any land, building, or equipment, or for the rebuilding, renovation, or repair of buildings, installations, facilities, or structures, at the places, institutions, and agencies, or their successors, including those listed in this section. The Permanent Building Fund Advisory Council is hereby authorized and directed to anticipate revenues accruing to the Permanent Building Fund for the purpose of undertaking the construction, renovation, repair, and acquisitions therein authorized, without delay, and to determine the priority of construction pursuant to which the work hereunder will be undertaken.

MAINTENANCE PROJECTS IN THE FOLLOWING AREAS:

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

CAPITAL PROJECTS:

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

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

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

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

39 SECTION 6. NEW APPROPRIATION FOR UNREALIZED CAPITAL PROJECTS. Notwith-  
40 standing the provision of any law to the contrary, any appropriation from the  
41 Permanent Building Fund for a capital project for which construction activ-

1 ity has not begun in the four years from its initial appropriation shall be  
2 available for consideration for new appropriation. The Permanent Building  
3 Fund Advisory Council and Division of Public Works shall identify such funds  
4 and make a recommendation for their use in its budget submission in November  
5 2024.

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

14 SECTION 8. REPURPOSING OF APPROPRIATION FOR IDOC TRAINING AND DEVEL-  
15 OPMENT CENTER. Notwithstanding the provisions of Section 2, Chapter 75,  
16 Laws of 2021; Section 2, Chapter 242, Laws of 2019; and any other provision  
17 of law to the contrary, \$7,000,000 appropriated to the Department of Ad-  
18 ministration for the Division of Public Works from the Permanent Building  
19 Fund for capital projects for the Idaho Department of Correction shall be  
20 repurposed to purchase and renovate the Department of Correction Training  
21 and Development Center located at 1090 E Watertower Street, Meridian, Idaho,  
22 83642. Of the appropriation provided in Section 2, Chapter 75, Laws of 2021,  
23 \$5,000,000 appropriated for IDOC Connection and Intervention Station Hous-  
24 ing shall be repurposed. Of the appropriation provided in Section 2, Chapter  
25 242, Laws of 2019, \$2,000,000 appropriated for the Department of Correction  
26 North Idaho Reentry Center shall be repurposed.

27 SECTION 9. REPURPOSING OF APPROPRIATION FOR OROFINO MINIMUM SECURITY  
28 DORM AND ISU PA FACILITIES EXPANSION. Notwithstanding the provisions of  
29 Section 2, Chapter 256, Laws of 2022, and any other provision of law to the  
30 contrary, \$12,568,100 appropriated to the Department of Administration for  
31 the Division of Public Works from the Permanent Building Fund for deferred  
32 maintenance shall be repurposed for new capital projects. Such projects  
33 shall include: a 100-bed minimum security dormitory at the Idaho State  
34 Correctional Institution - Orofino for the Department of Correction, for  
35 which \$10,000,000 shall be utilized; and expanding Idaho State University's  
36 facilities for its physician assistant program, for which \$2,568,100 shall  
37 be utilized. Of the interest earnings generated in fiscal year 2024 from  
38 the Budget Stabilization Fund and Permanent Building Fund that accrue to the  
39 Permanent Building Fund, \$12,568,100 shall restore the contingency funds  
40 for deferred maintenance projects utilized for such capital projects.

41 SECTION 10. CASH TRANSFER. There is hereby appropriated and the Office  
42 of the State Controller shall transfer \$23,000,000 from the General Fund to  
43 the Permanent Building Fund on July 1, 2024, or as soon thereafter as practi-  
44 cable for the period July 1, 2024, through June 30, 2025.

1           SECTION 11. An emergency existing therefor, which emergency is hereby  
2 declared to exist, this act shall be in full force and effect on and after  
3 July 1, 2024.