

## CRITERIA & METHODOLOGY FOR SELECTING PROJECT REVERSIONS IN SENATE BILL 182

### *Methodology*

- Laws 2009, Chapter 5, 1<sup>st</sup> SS (House Bill 17) directs the LFC, LCS, and the DFA to review all unexpended GF capital outlay projects and identify “a minimum” of \$150 million of voidable capital projects.
- On October 26, 2009, the governor directed all state agencies to cancel all grant agreements.
- On October 30, 2009, DFA distributed a memorandum and instructions to all recipients of capital funds including a method to allow projects to move forward; entities were to submit documented evidence of third party obligations entered into before October 30, 2009 and were given until November 15, 2009, to submit the documentation.
- The freeze and culmination of updated data assisted staff in identifying voidable projects for submittal to the 2010 Legislature for consideration and in the form of a bill as required by Laws 2009, Chapter 5.
- Staff of the three agencies collaborated to develop criteria and timelines to meet the statutory requirements in Laws 2009, Chapter 5.

### *Criteria*

- Reversion of balance for completed project.
- Reversion of balance under \$10,000.
- Grantee/Agency states balance is voidable.
- Grantee/Agency states project is not viable.
- No certification of third party contract submitted.
- 2004, 2005, or 2006 appropriation with no activity.
- 2007 appropriation with no activity.
- 2008 appropriation with no activity.
- Inadequate funding to move project forward.
- No response or information received from agency/grantee.
- 2009 Reauthorization – no information received.
- 2009 Reauthorization -- no activity.
- General fund identified to swap with severance tax bond capacity.