

Act 040

1 later than thirty days prior to the convening of the regular
2 sessions of 2020 and 2021.

3 SECTION 20. The governor may supplement funds for any cost
4 element for capital improvement projects authorized under this
5 Act by transferring sums as may be needed from the funds
6 appropriated for other cost elements of the same project by this
7 Act or any other prior or future act that has not lapsed;
8 provided that the total expenditure of funds for all cost
9 elements shall not exceed the total appropriations for that
10 project; provided further that the governor shall submit a
11 report to the legislature of all uses of this authority for the
12 previous twelve month period from December 1 to November 30 no
13 later than thirty days prior to the convening of the regular
14 sessions of 2020 and 2021.

15 SECTION 21. Any provision of this Act to the contrary
16 notwithstanding, the appropriations made for capital improvement
17 projects authorized under this Act shall not lapse at the end of
18 the fiscal biennium for which the appropriation is made;
19 provided that all appropriations made to be expended in fiscal
20 biennium 2019-2021 that are unencumbered as of June 30, 2022,
21 shall lapse as of that date; provided further that this lapsing



1 date shall not apply to non-general fund appropriations for
2 projects described in part III of this Act where the
3 appropriations have been deemed necessary to qualify for federal
4 aid financing and reimbursement; provided further that
5 appropriations that are unencumbered as of June 30, 2026, shall
6 lapse as of that date.

7 SECTION 22. Where it has been determined that changed
8 conditions, such as a reduction in the particular population
9 being served, permit the reduction in the scope of a capital
10 improvement project described in this Act, the governor may
11 authorize a reduction of project scope; provided that the
12 governor shall submit a report to the legislature of all uses of
13 this authority for the previous twelve month period from
14 December 1 to November 30 no later than thirty days prior to the
15 convening of the regular sessions of 2020 and 2021.

16 SECTION 23. In releasing funds for capital improvement
17 projects, the governor shall consider legislative intent and the
18 objectives of the user agency and its programs; the scope and
19 level of the user agency's intended service; and the means,
20 efficiency, and economics by which the project will meet the
21 objectives of the user agency and the State; provided that

