

HOUSE BILL NO. 5

INTRODUCED BY J. SESSO

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

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A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING LAWS RELATING TO CAPITAL PROJECTS; APPROPRIATING MONEY FOR CAPITAL PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2013; PROVIDING FOR OTHER MATTERS RELATING TO THE APPROPRIATIONS; PROVIDING FOR A TRANSFER OF FUNDS FROM THE LONG-RANGE BUILDING PROGRAM ACCOUNT TO THE STATE GENERAL FUND; REVISING REQUIREMENTS FOR CIGARETTE TAX REVENUE; AMENDING SECTION 17-7-205, MCA; AMENDING SECTION 2, CHAPTER 3, SPECIAL LAWS OF MAY 2007, SECTION 2, CHAPTER 478, LAWS OF 2009, AND SECTION 6, CHAPTER 478, LAWS OF 2009; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1. Definitions.** For the purposes of [sections 1 through ~~4~~ 12], unless otherwise stated, the following definitions apply:

- (1) "Authority only" means approval provided by the legislature to expend money that does not require an appropriation, including grants, donations, auxiliary funds, proprietary funds, and university funds.
- (2) "Capital project" means the acquisition of land or improvements or the planning, capital construction, ENVIRONMENTAL CLEANUP, renovation, SOFTWARE DEVELOPMENT, furnishing, or major repair projects authorized in [sections 1 through ~~4~~ 12].
- (3) "LRBP" means the long-range building program account in the capital projects fund type.
- (4) "Other funding sources" means money other than LRBP, state special revenue fund, or federal special revenue money that accrues to an agency under the provisions of law.



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2 **NEW SECTION. Section 2. Capital projects appropriations and authorizations.** The following money is appropriated to the department of
 3 administration for the indicated capital projects from the indicated sources. Funds not requiring legislative appropriation are included for the purpose of
 4 authorization. The department of administration is authorized to transfer the appropriations, authority, or both among the necessary fund types for these
 5 projects:

6 Agency/Project	7 LRBP Fund	8 State Special Revenue	9 Federal Special Revenue	10 Other Funding Sources	11 Authority Only	12 Total
13 DEPARTMENT OF ADMINISTRATION						
14 Install Fire Protection Systems, Montana Law Enforcement Academy						
	600,000					600,000
15 Elevator and ADA Modifications, Capitol Complex		800,000				800,000
16 Mechanical and Energy Projects, Capitol Complex		1,592,500				1,592,500
17 Spending Authority, Utility Energy Conservation Funds					1,000,000	1,000,000
18 Authority-only funds consist of utility company energy conservation funds.						
19 Authority to Spend Federal Grant Funds			5,000,000			5,000,000
20 DEPARTMENT OF CORRECTIONS						
21 Repair Building 15 Roof, Riverside Youth Correctional Facility, Boulder						
	215,000					215,000
22 DEPARTMENT OF FISH, WILDLIFE, AND PARKS						
23 Hatchery Maintenance		575,000	575,000			1,150,000



1	Administrative Facilities Repair and Maintenance	1,570,500		1,570,500
2	DEPARTMENT OF MILITARY AFFAIRS			
3	Replace Armory Roofs, Statewide		930,000	930,000
4	MONTANA UNIVERSITIES AND COLLEGES			
5	Install Fire Protection Systems, Montana University System			
6		530,000	260,000	790,000
7	Authority-only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.			
8	Hazard Mitigation Projects, Montana University System			
9		875,000	2,850,000	1,075,000
10	Authority-only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.			
11	DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES			
12	Replace Security Key System - Montana Developmental Center, Boulder			
13		200,000		200,000
14	Preliminary Design - SW Montana Veterans' Home, Butte	475,000		475,000
15	<u>REPAIR NATURAL GAS DISTRIBUTION SYSTEM, MONTANA STATE HOSPITAL, WARM SPRINGS</u>			
16		<u>250,000</u>		<u>250,000</u>
17	DEPARTMENT OF TRANSPORTATION			
18	Equipment Storage Buildings, Statewide	2,158,000		2,158,000
19	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION			
20	Aircraft Hangar, Kalispell		250,000	250,000
21	Other funds consist of proprietary funds.			

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2 **NEW SECTION. Section 3. Capital improvements.** (1) The following money is appropriated to the department of fish, wildlife, and parks in the
 3 indicated amounts for the purpose of making capital improvements to statewide facilities. Funds not requiring legislative appropriation are included for
 4 the purpose of authorization:

5 Agency/Project	LRBP	State	Federal	Other	Authority	Total
6	Fund	Special	Special	Funding	Only	
7		Revenue	Revenue	Sources		
8 Parks Program		2,351,000	1,700,000			4,051,000
9 Future Fisheries		1,274,000				1,274,000
10		<u>274,000</u>				<u>274,000</u>
11		<u>1,274,000</u>				<u>1,274,000</u>
12 FAS Site Protection		1,474,000	400,000			1,874,000
13 Upland Game Bird Program		1,181,800				1,181,800
14 Grant Programs/Federal Projects		258,000	2,000,000			2,258,000
15 Milltown Dam Park Improvements		927,530	730,500			1,658,030
16 Wildlife Habitat Maintenance		970,000				970,000
17 Dam Maintenance		50,000				50,000
18 Smith River Corridor Enhancements		150,000				150,000
19 Waterfowl Program		509,000				509,000
20 Community Fishing Ponds		50,000				50,000

21 IF HOUSE BILL NO. 316 IS NOT PASSED AND APPROVED OR IF HOUSE BILL NO. 316 IS PASSED AND APPROVED IN A FORM THAT RETAINS THE \$500,000

1 ALLOCATION TO THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS IN 15-38-202 FOR THE PURPOSES OF 87-1-283, THEN \$1,000,000 OF THE STATE SPECIAL REVENUE
 2 APPROPRIATION FOR FUTURE FISHERIES IS APPROPRIATED FROM THE ALLOCATION PROVIDED FOR IN 15-38-202.

3 IF HOUSE BILL NO. 209 IS PASSED AND APPROVED AND IF HOUSE BILL NO. 209 AMENDS 87-1-242(3) AND (4) BY ALLOCATING 50% OF THE MONEY TO SECURE
 4 WILDLIFE HABITAT PURSUANT TO 87-1-209 AND 50% OF THE MONEY TO THE MAINTENANCE ACCOUNT ESTABLISHED IN 87-1-230, THEN THE STATE SPECIAL REVENUE
 5 APPROPRIATION FOR WILDLIFE HABITAT MAINTENANCE IS INCREASED BY \$830,000.

6 (2) Authority is being granted to the university of Montana in the indicated amount for the purpose of making capital improvements to campus
 7 facilities. Authority-only funds may include federal special revenue, donations, grants, and higher education funds. All costs for the operations and
 8 maintenance of any new improvements constructed under this authorization must be paid by the university of Montana from nonstate sources:

9 Agency/Project	LRBP	State	Federal	Other	Authority	Total
	10 Fund	Special	Special	Funding	Only	
		11 Revenue	Revenue	Sources		
12 General Spending Authority, UM-All Campuses					6,000,000	6,000,000

13 (3) Authority is being granted to Montana state university in the indicated amount for the purpose of making capital improvements to campus
 14 facilities. Authority-only funds may include federal special revenue, donations, grants, and higher education funds. All costs for the operations and
 15 maintenance of any new improvements constructed under this authorization must be paid by Montana state university from nonstate sources:

16 Agency/Project	LRBP	State	Federal	Other	Authority	Total
	17 Fund	Special	Special	Funding	Only	
		18 Revenue	Revenue	Sources		
19 General Spending Authority, MSU-All Campuses					6,000,000	6,000,000

20 (4) The following money is appropriated to the department of military affairs in the indicated amount for the purpose of making capital improvements
 21 to statewide facilities. All costs for the operation and maintenance of any new improvements constructed with these funds must be paid by the department

1 of military affairs from nonstate sources:

2 Agency/Project	LRBP	State	Federal	Other	Authority	Total
3	Fund	Special	Special	Funding	Only	
4		Revenue	Revenue	Sources		
5 Federal Spending Authority			2,500,000			2,500,000

6 (5) The following money is appropriated to the department of transportation in the indicated amount for the purpose of making capital improvements
 7 as indicated:

8 Agency/Project	LRBP	State	Federal	Other	Authority	Total
9	Fund	Special	Special	Funding	Only	
10		Revenue	Revenue	Sources		
11 Statewide Maintenance, Repair, and Small Projects		2,142,000				2,142,000

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13 **NEW SECTION. Section 4. Land acquisition appropriation.** The following money is appropriated to the department of fish, wildlife, and parks
 14 in the indicated amounts for purposes of land acquisition, land leasing, easement purchase, or development agreements:

15 Agency/Project	LRBP	State	Federal	Other	Authority	Total
16	Fund	Special	Special	Funding	Only	
17		Revenue	Revenue	Sources		
18 Habitat Montana		8,668,000	200,000			8,868,000
19 Fishing Access Site Acquisition		279,000				279,000
20 Bighorn Sheep Habitat		538,000				538,000
21 Home to Hunt Access		600,000				600,000

1 IF HOUSE BILL NO. 209 IS PASSED AND APPROVED AND IF HOUSE BILL NO. 209 AMENDS 87-1-242(3) AND (4) BY ALLOCATING 50% OF THE MONEY TO SECURE
 2 WILDLIFE HABITAT PURSUANT TO 87-1-209 AND 50% OF THE MONEY TO THE MAINTENANCE ACCOUNT ESTABLISHED IN 87-1-230, THEN THE STATE SPECIAL REVENUE
 3 APPROPRIATION FOR HABITAT MONTANA IS DECREASED BY \$3,476,160.

4 THE APPROPRIATION OF STATE SPECIAL REVENUE FOR FISHING ACCESS SITE ACQUISITION IN THIS SECTION IS RESTRICTED TO PURCHASES OF LAND THAT
 5 ARE 5 ACRES OR LESS.

6
 7 NEW SECTION. SECTION 5. ENVIRONMENTAL CLEANUP APPROPRIATION. THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF
 8 ENVIRONMENTAL QUALITY IN THE INDICATED AMOUNT FOR THE RESTRICTED PURPOSE OF PAYING MONTANA'S SHARE OF THE LIABILITY ASSOCIATED WITH THE KRY
 9 SITE:

<u>PROJECT</u>	<u>LRBP</u>	<u>STATE</u>	<u>FEDERAL</u>	<u>OTHER</u>	<u>AUTHORITY</u>	<u>TOTAL</u>
	<u>FUND</u>	<u>SPECIAL</u>	<u>SPECIAL</u>	<u>FUNDING</u>	<u>ONLY</u>	
		<u>REVENUE</u>	<u>REVENUE</u>	<u>SOURCES</u>		
13 <u>KRY CLEANUP</u>		<u>6,000,000</u>				<u>6,000,000</u>
14		<u>5,850,000</u>				<u>5,850,000</u>

15
 16 NEW SECTION. SECTION 6. LEGISLATIVE BRANCH INFORMATION TECHNOLOGY CAPITAL PROJECTS APPROPRIATION. (1) THERE IS APPROPRIATED TO THE
 17 LEGISLATIVE SERVICES DIVISION \$5,975,000 FROM THE LONG-RANGE INFORMATION TECHNOLOGY PROGRAM ACCOUNT IN THE CAPITAL PROJECTS FUND TYPE FOR
 18 THE PURPOSE OF SOFTWARE DEVELOPMENT, CONSOLIDATION, AND REPLACEMENT OF LEGACY SYSTEMS, WHICH ARE RESPONSIBLE FOR PRODUCTION OF THE MONTANA
 19 CODE ANNOTATED, BILLS, AMENDMENTS, JOURNALS OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, AND LEGISLATIVE MINUTES.

20 (2) BEFORE ENCUMBERING ANY FUNDS APPROPRIATED IN SUBSECTION (1), THE LEGISLATIVE SERVICES DIVISION SHALL SUBMIT A PROJECT PLAN TO THE
 21 LEGISLATIVE BRANCH COMPUTER SYSTEM PLANNING COUNCIL FOR APPROVAL OR DISAPPROVAL. THE LEGISLATIVE BRANCH COMPUTER SYSTEM PLANNING COUNCIL



1 SHALL PROMPTLY REVIEW THE PLAN AND, IF NECESSARY, MAKE TIMELY RECOMMENDATIONS TO THE LEGISLATIVE SERVICES DIVISION REGARDING IMPLEMENTATION
2 OF THE PLAN.

3 (3) THE LEGISLATIVE SERVICES DIVISION SHALL PROVIDE UPDATES TO THE LEGISLATIVE COUNCIL REGARDING THE IMPLEMENTATION OF THE CAPITAL PROJECTS
4 FUNDED UNDER THIS SECTION.

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6 NEW SECTION. Section 7. Transfer of appropriations. The department of fish, wildlife, and parks and the department of transportation are
7 authorized to transfer the appropriations and authority, as appropriate, in [sections 3 and 4] among the necessary fund types for these projects.

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9 NEW SECTION. Section 8. Planning and design. The department of administration may proceed with the planning and design of capital projects
10 prior to the receipt of other funding sources. The department may use interentity loans in accordance with 17-2-107 to pay planning and design costs
11 incurred before the receipt of other funding sources.

12

13 NEW SECTION. Section 9. Capital projects -- contingent funds. If a capital project is financed, in whole or in part, with appropriations
14 contingent upon the receipt of other funding sources, the department of administration may not let the project for bid until the agency has submitted a
15 financial plan for approval by the director of the department of administration. A financial plan may not be approved by the director if:

16 (1) the level of funding provided under the financial plan deviates substantially from the funding level provided in [sections 2 and 3] for that project;

17 or

18 (2) the scope of the project is substantially altered or revised from the preliminary plans presented for that project in the 2013 biennium long-range
19 building program presented to the 62nd legislature.

20

21 NEW SECTION. Section 10. Review by department of environmental quality. The department of environmental quality shall review capital

1 projects authorized in [section 2] for potential inclusion in the energy conservation program under Title 90, chapter 4, part 6. When a review shows that
 2 a capital project will result in energy improvements, that project must be submitted to the energy conservation program for funding consideration. Funding
 3 provided under the energy conservation program guidelines must be used to offset or add to the authorized funding for the project, and the amount will
 4 be dependent on the annual utility savings resulting from the facility improvement. Agencies must be notified of potential funding after the review.

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6 NEW SECTION. Section 11. Fund transfer. The amount of ~~\$11,685,622~~ ~~\$10,685,622~~ \$11,185,622 must be transferred from the long-range
 7 building program account in the capital projects fund type to the state general fund by June 30, 2011.

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9 NEW SECTION. Section 12. Legislative consent. The appropriations authorized in [sections 1 through 9 11] constitute legislative consent for
 10 the capital projects contained in [sections 1 through 9 11] within the meaning of 18-2-102.

11

12 **Section 13.** Section 17-7-205, MCA, is amended to read:

13 "**17-7-205. Long-range building program account.** (1) There is a long-range building program account in the capital projects fund type.

14 (2) Cigarette tax revenue is deposited in the account pursuant to 16-11-119 ~~must be obligated prior to obligating other funds in the account.~~

15 (3) Coal severance taxes allocated to the account under 15-35-108 may be appropriated for the long-range building program or debt service
 16 payments on building projects. Coal severance taxes required for general obligation bond debt service may be transferred to the debt service fund.

17 (4) Interest earnings, project carryover funds, administrative fees, and miscellaneous revenue must be retained in the account."

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19 NEW SECTION. Section 14. Section 2, Chapter 3, Special Laws of May 2007, is amended to read:

20 "**Section 2.** Capital project appropriations and authorizations. The following money is appropriated for the indicated capital projects from the
 21 indicated sources to the department of administration. Funds not requiring legislative appropriation are included for the purpose of authorization. The

1 department of administration is authorized to transfer the appropriations and authority among the necessary fund types for these projects:

2	Agency/Project	LRBP	State	Federal	Other	Authority	Total
3		Fund	Special	Special	Funding	Only	
4			Revenue	Revenue	Sources		
5	MONTANA SCHOOL FOR THE DEAF AND BLIND						
6	Replace Boiler	600,000					600,000
7	Cottage Improvement					372,000	372,000
8	Authority only funds consist of federal special revenue, donations, and grants.						
9	DEPARTMENT OF ADMINISTRATION						
10	Roof Repairs and Replacements, Statewide	3,000,000	392,160	68,040			3,460,200
11	Code/Deferred Maintenance Projects, Statewide						
12		2,300,000					2,300,000
13	Hazardous Materials Abatement, Statewide	500,000					500,000
14	Code/Deferred Maintenance Projects, Capitol Complex					550,000	550,000
15	Authority only funds consist of general services division internal service funds.						
16	Upgrade Fire Protection Systems, Statewide	500,000					500,000
17	Fire Protection Measures, Capitol Complex					500,000	500,000
18	Authority only funds consist of general services division internal service funds.						
19	Upgrade State Environmental Laboratory, Helena						
20		1,000,000		1,000,000			2,000,000
21	Repair/Preserve Building Envelopes, Statewide						

1		1,500,000		1,500,000
2	Campus Infrastructure Projects, Statewide	1,000,000		1,000,000
3	Mechanical System Improvements, Capitol Complex		1,900,000	1,900,000
4	Authority only funds consist of general services division internal service funds.			
5	Deferred Maintenance, Phase 2, MT Law Enforcement Academy			
6		500,000		500,000
7	New Classroom Building, MT Law Enforcement Academy			
8		3,750,000		3,750,000
9	Enterprise System Services Centers	10,500,000	4,000,000	14,500,000
10	Other funds consist of capitol land grant funds.			
11	Campus Master Planning, Statewide	400,000	250,000	650,000
12	Authority only funds consist of general services division internal service funds.			
13	Challenge Grant for Super Computer, UM-MT Tech			
14		259,000	7,000,000	7,259,000
15	Authority only funds may include federal special revenue, donations, grants, and higher education funds.			
16	DEPARTMENT OF CORRECTIONS			
17	Housing Unit Upgrades, MT State Prison	1,200,000		1,200,000
18	Expand Work Dorm, MT State Prison	2,500,000		2,500,000
19	Expand Food Service Capacity, MT State Prison			
20		1,637,000	293,000	1,930,000
21		<u>445,598</u>		<u>738,598</u>

1	Authority only funds consist of proprietary funds.			
2	DEPARTMENT OF FISH, WILDLIFE, AND PARKS			
3	Hatchery Maintenance	500,000		500,000
4	Administrative Facilities Repair and Maintenance	800,000		800,000
5	DEPARTMENT OF MILITARY AFFAIRS			
6	Readiness Center, Miles City	2,480,000	7,510,970	9,990,970
7	Armed Forces Reserve Center, Missoula		30,903,968	30,903,968
8	Construct Female Showers and Latrines	290,000	290,000	580,000
9	Montana State Veterans' Cemetery Expansion		1,206,000	1,206,000
10	Disaster and Emergency Services Mobile Command Post			
11		172,500		172,500
12	MONTANA UNIVERSITIES AND COLLEGES			
13	Code Compliance/Deferred Maintenance, MT University System			
14		3,600,000		3,600,000
15	Systems Improvements, MT-Tech College of Technology			
16		925,000		925,000
17	Steam Distribution System Upgrades, Phase 2, UM-Missoula			
18		2,000,000	1,000,000	3,000,000
19	Authority only funds consist of auxiliary funds.			
20	Renovate Clapp Building, UM-Missoula	821,000		821,000
21	Renovate Armory Gym, MSU-Northern	400,000	3,250,000	3,650,000

1	Authority only funds consist of auxiliary funds.		
2	Renovate Main Hall, UM-Western	4,500,000	4,500,000
3	Renovate McMullen Hall, MSU-Billings	1,924,500	1,924,500
4	Stabilize Masonry, MSU-Bozeman	2,600,000	2,600,000
5	Classroom/Laboratory Upgrades, MT University System		
6		2,000,000	2,000,000
7	Utility Infrastructure Improvements, MSU-Bozeman		
8		500,000	50,000 550,000
9	Authority only funds consist of auxiliary funds.		
10	Supplement UM-Helena College of Technology Expansion		
11		4,500,000	135,000 4,635,000
12	Authority only funds consist of auxiliary funds.		
13	Supplement Great Falls College of Technology Addition		
14		3,000,000	3,000,000
15	Supplement Billings College of Technology Expansion		
16		2,217,000	2,217,000
17	COT Long-Range Planning, UM-Missoula	500,000	500,000
18	Auto Tech Center Design, MSU-Northern	800,000	800,000
19		<u>190,000</u>	<u>190,000</u>
20	Renovate Gaines Hall, MSU-Bozeman	28,500,000	28,500,000
21	Law School Addition, UM-Missoula	4,200,000	5,050,000 9,250,000

1	Authority only funds may include federal special revenue, donations, grants, and higher education funds.		
2	Augment Petroleum, Bureau of Mines and Geology, UM-MT Tech		
3	5,200,000		5,200,000
4	School of Journalism Building, UM-Missoula 500,000		500,000
5	Increase Authority, Museum of the Rockies, MSU-Bozeman	3,500,000	3,500,000
6	Authority only funds may include federal special revenue, donations, grants, and higher education funds.		
7	School of Education Building, UM-Missoula	7,500,000	7,500,000
8	Authority only funds may include federal special revenue, donations, grants, and higher education funds.		
9	New Parking Structure, UM-Missoula	5,000,000	5,000,000
10	Authority only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.		
11	Montana Agricultural Extension Services Research Centers and Farms		
12	5,000,000	1,250,000	6,250,000
13	Authority is granted to Montana state university in the indicated amounts for the purpose of making capital improvements to the designated facilities.		
14	Authority only funds may include any type of nonstate funding.		
15	Animal Bioscience Facility, MSU-Bozeman 3,570,000		3,570,000
16	DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES		
17	Receiv. Hospital Renovat., MT State Hospital, Warm Springs		
18	5,800,000		5,800,000
19	<u>1,300,000</u>		<u>1,300,000</u>
20	Renovate/Improve Support Services, MT State Hospital		
21	4,500,000		4,500,000

1	MT Mental Health Nursing Care Center Improvements, Lewistown		
2		750,000	750,000
3	Montana Veterans' Home Improvements	1,413,000	1,413,000
4	Improve Campus, MT State Hospital, Warm Springs		
5		1,280,000	1,280,000
6	DEPARTMENT OF TRANSPORTATION		
7	Equipment Storage Buildings, Statewide	2,700,000	2,700,000
8	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION		
9	Code/Deferred Maintenance and Small Projects, DNRC Unit Campuses, Statewide		
10		750,000	750,000
11	Co-locate DNRC/DEQ, Kalispell	3,500,000	3,500,000
12	Consolidate DNRC Divisions, Missoula	2,000,000	2,000,000
13	Building Addition, Billings Oil and Gas Office	750,000	750,000
14	DEPARTMENT OF JUSTICE		
15	Purchase Forensic Science Lab Building	7,250,000	7,250,000"

16

17 **Section 15.** Section 2, Chapter 478, Laws of 2009, is amended to read:

18 **"Section 2. Capital project appropriations and authorizations.** The following money is appropriated for the indicated capital projects to the
19 department of environmental quality for state building energy conservation funds and from all other indicated sources to the department of administration.
20 Funds not requiring legislative appropriation are included for the purpose of authorization. The department of administration is authorized to transfer the
21 appropriations and/or authority among the necessary fund types for these projects:

1	Agency/Project	LRBP	State	Federal	Other	Authority	Total
2		Fund	Special	Special	Funding	Only	
3			Revenue	Revenue	Sources		
4	MONTANA SCHOOL FOR THE DEAF AND BLIND						
5	Energy and Facility Improvements	250,000			25,000		275,000
6	Other funds consist of state building energy conservation funds.						
7	DEPARTMENT OF ADMINISTRATION						
8	Renovation and Energy Improvements State Liquor Warehouse				2,210,000		2,210,000
9	Other funds consist of 460,000 of state building energy conservation funds and 1,750,000 of proprietary funds.						
10	Mechanical and Energy Projects Capitol Complex			1,924,000		1,600,000	3,524,000
11	Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law						
12	111-5, for state energy programs.						
13	Authority-only funds consist of general services division internal service funds.						
14	Energy Related Deferred Maintenance, Statewide						
15		1,073,568		1,276,432			2,350,000
16	Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law						
17	111-5, for state energy programs.						
18	Spending Authority, Utility Energy Conservation Funds					2,000,000	2,000,000
19	Authority-only funds consist of utility company grants, rebates and incentives.						
20	Hazardous Materials Abatement, Statewide	400,000					400,000
21	Roof Repairs and Replacements, Statewide	1,310,000		700,000			2,010,000

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2	Elevator and ADA Modifications, Capitol Complex			1,450,000		1,450,000
3	Authority-only funds consist of general services division internal service funds.					
4	Repair/Preserve Building Envelopes, Statewide					
5		1,500,000				1,500,000
6	Code/Deferred Maintenance, Statewide	1,150,000				1,150,000
7	Infrastructure Repairs, State Capitol	500,000		300,000		800,000
8						<u>300,000</u>
9	Authority-only funds consist of general services division internal service funds.					
10	Parking Lot Upgrades, Capitol Complex			250,000		250,000
11	Authority-only funds consist of general services division internal service funds.					
12	Upgrade Fire Protection Systems, Statewide	800,000				800,000
13	Campus Master Planning, Statewide	200,000	100,000	200,000		500,000
14	Authority-only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.					
15	DEPARTMENT OF CORRECTIONS					
16	Energy Conservation Improvements	1,260,000	2,610,000	10,000	500,000	4,380,000
17	Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law					
18	111-5, for state energy programs.					
19	Other funds consist of state building energy conservation funds.					
20	Authority-only funds may include federal special revenue, donations, grants, and proprietary funds.					
21	Alternative Energy-Biomass Boiler, MT State Prison		250,000	740,000		990,000

1	Other funds consist of state building energy conservation funds.			
2	Emergency Power System, MT State Prison	500,000		500,000
3	Renovate Low Support, MT State Prison	1,660,000		1,660,000
4	New Building for Youth Transition Center, Great Falls			
5		1,310,000		1,310,000
6		<u>60,000</u>		<u>60,000</u>
7	Improve Food Production	300,000		300,000
8	DEPARTMENT OF FISH, WILDLIFE, AND PARKS			
9	Hatchery Maintenance	575,000	275,000	850,000
10	Administration Facilities Repair and Maintenance	1,390,000		1,390,000
11	DEPARTMENT OF MILITARY AFFAIRS			
12	Energy Conservation Improvements		885,000 265,000	1,150,000
13	Other funds consist of state building energy conservation funds.			
14	Storm Water Improvements/Infrastructure, Phase 3, Fort Harrison			
15		1,600,000		1,600,000
16	Paving Parking Lots, Statewide	100,000	100,000	200,000
17	MONTANA UNIVERSITIES AND COLLEGES			
18	Code Compliance/Deferred Maintenance Montana University System			
19		3,600,000	1,000,000	4,600,000
20	Authority-only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.			
21	Animal Bioscience Facility, MSU-Bozeman			

1	2,500,000		2,500,000
2	Renovate Existing Laboratory Facilities, MSU-Bozeman	7,500,000	7,500,000
3	Authority is hereby granted to Montana state university to convert existing laboratories to long-term use and to make capital improvements in the		
4	indicated amount contingent upon receipt of federal special revenue, grants, or both.		
5	Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law		
6	111-5.		
7	Simulated Hospital and Child Care Center, MSU-Great Falls College of Technology		
8	1,600,000	500,000	2,100,000
9	Authority only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.		
10	Funds must be used for construction costs. Any remaining funds will be redirected to construction projects at Montana colleges of technology.		
11	UM-Helena College of Technology Project Completion		
12	850,000		850,000
13	DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES		
14	Improve Medical Services, MT Developmental Center, Boulder		
15	450,000		450,000
16	DEPARTMENT OF TRANSPORTATION		
17	Equipment Storage Buildings, Statewide	1,175,000	1,175,000
18	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION		
19	Energy/Major Repairs and Small Projects, Statewide		
20	1,000,000		1,000,000
21	Building Addition, Billings Oil and Gas Office	1,300,000	1,300,000

1 DEPARTMENT OF AGRICULTURE

2 Renovation and Energy Upgrades, State Grain Lab, Great Falls

3 525,000

525,000"

4

5 **Section 16.** Section 6, Chapter 478, Laws of 2009, is amended to read:

6 **"Section 6. Montana stimulus capital improvements.** (1) The following money is appropriated for the indicated capital projects from the indicated
 7 sources to the department of administration. Funds not requiring legislative appropriation are included for the purpose of authorization. The department
 8 of administration is authorized to transfer the appropriations, authority, or both among the necessary fund types for these projects.

9 Agency/Project	LRBP	State	Federal	Other	Authority	Total
	Fund	Special	Special	Funding	Only	
		Revenue	Revenue	Sources		
12 Exterior Envelope Improvements, Montana Law Enforcement Academy						
13	425,000					425,000
14 Facility Repairs and Improvements, WATCH East						
15	650,000					650,000
16 Facility Repairs and Improvements, DNRC Swan and Stillwater Units						
17	400,000					400,000
18 Renovate Low Support, Phase 2, Montana State Prison						
19	1,240,000					1,240,000
20 Renovate Main Hall, Phase 2, UM-Western						
21	6,000,000					6,000,000

1	Renovation/Addition to Spratt Building, Montana State Hospital			
2		1,640,000		1,640,000
3	Montana Veterans' Home Improvements, Statewide			
4		1,200,000		1,200,000
5	Consolidate DNRC Divisions, Missoula	350,000		350,000
6	Office of Public Assistance, Wolf Point	2,250,000		2,250,000
7		<u>15,780</u>		<u>15,780</u>
8	Statewide Facilities Planning	400,000		400,000
9	Central Land Office Building Renovation/Replacement, DNRC			
10		1,600,000		1,600,000
11	Energy Conservation Improvements, Montana University System			
12		12,300,000	4,500,000	16,800,000
13	The highest priority use of funds provided in this appropriation is to augment projects initiated with the state energy program funds received			
14	pursuant to the American Recovery and Reinvestment Act of 2009, Public Law 111-5, and appropriated in [section 4] for the Montana university system			
15	to address related modernization, repairs, and renovation costs that the department of administration considers prudent to construct within the same project.			
16	If the federal state energy program funds are exhausted, the remaining funds in this appropriation may be used to entirely fund additional energy			
17	conservation projects and related improvements.			
18	Rose Creek Hatchery	5,000,000		5,000,000
19	Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law			
20	111-5.			
21	(2) The following money is appropriated to the department of military affairs in the indicated amounts for the purpose of making capital			

1 improvements to statewide facilities. Funds not requiring legislative appropriation are included for the purpose of authorization. All costs for the operation
 2 and maintenance of any new improvements constructed with these funds must be paid by the department of military affairs with nonstate revenue.

3 Agency/Project	LRBP	State	Federal	Other	Authority	Total
4	Fund	Special	Special	Funding	Only	
5		Revenue	Revenue	Sources		

6 Construct Female Latrines - Department of Military Affairs, Culbertson and Malta			451,800			451,800
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8 Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law
 9 111-5, for national guard operations and maintenance.

10 Helicopter Dip Site - Department of Military Affairs, Fort Harrison			279,268			279,268
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11 Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law
 12 111-5, for national guard operations and maintenance.

13 Vault Modifications - Department of Military Affairs, Statewide			500,000			500,000
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14 Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law
 15 111-5, for national guard operations and maintenance.

16 (3) The following money is appropriated to the department of fish, wildlife, and parks in the indicated amounts for the purpose of making capital
 17 improvements to statewide facilities. Funds not requiring legislative appropriation are included for the purpose of authorization.

18 Agency/Project	LRBP	State	Federal	Other	Authority	Total
19	Fund	Special	Special	Funding	Only	
20		Revenue	Revenue	Sources		

21 Mobley Diversion Watershed			300,000			300,000
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1 Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law
2 111-5.

3 Fort Peck Hatchery Infrastructure	720,000	720,000
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4 Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law
5 111-5.

6 Fort Peck Hatchery Hydroelectric Generation	9,200,000	9,200,000
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7 Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law
8 111-5.

9 Willow Creek Feeder Canal Project	1,250,000	1,250,000
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10 Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law
11 111-5.

12 Vandalia Fish Passage	5,000,000	5,000,000
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13 Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law
14 111-5."

15

16 NEW SECTION. **Section 17. Severability.** If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect.

17 If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid
18 applications.

19

20 NEW SECTION. **Section 18. Effective date.** [This act] is effective on passage and approval.

21

- END -