

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	DEPARTMENT OF TRANSPORTATION			
16	Equipment Storage Buildings, Statewide	2,158,000		2,158,000
17	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION			
18	Aircraft Hangar, Kalispell		250,000	250,000
19	Other funds consist of proprietary funds.			
20				
21	<u>NEW SECTION. Section 3. Capital improvements.</u> (1) The following money is appropriated to the department of fish, wildlife, and parks in the			

1 indicated amounts for the purpose of making capital improvements to statewide facilities. Funds not requiring legislative appropriation are included for  
 2 the purpose of authorization:

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

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

21 Agency/Project	LRBP	State	Federal	Other	Authority	Total
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1		Fund	Special	Special	Funding	Only	
2			Revenue	Revenue	Sources		
3	General Spending Authority, UM-All Campuses					6,000,000	6,000,000

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

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

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

14	Agency/Project	LRBP	State	Federal	Other	Authority	Total
15		Fund	Special	Special	Funding	Only	
16			Revenue	Revenue	Sources		
17	Federal Spending Authority			2,500,000			2,500,000

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

20	Agency/Project	LRBP	State	Federal	Other	Authority	Total
21		Fund	Special	Special	Funding	Only	

1			Revenue	Revenue	Sources	
2	Statewide Maintenance, Repair, and Small Projects		2,142,000			2,142,000
3						
4	<b><u>NEW SECTION. Section 4. Land acquisition appropriation.</u></b> The following money is appropriated to the department of fish, wildlife, and parks					
5	in the indicated amounts for purposes of land acquisition, land leasing, easement purchase, or development agreements:					
6	Agency/Project	LRBP	State	Federal	Other	Authority
7		Fund	Special	Special	Funding	Only
8			Revenue	Revenue	Sources	
9	Habitat Montana		8,668,000	200,000		8,868,000
10	Fishing Access Site Acquisition		279,000			279,000
11	Bighorn Sheep Habitat		538,000			538,000
12	Home to Hunt Access		600,000			600,000

14 **NEW SECTION. SECTION 5. ENVIRONMENTAL CLEANUP APPROPRIATION.** THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF  
 15 ENVIRONMENTAL QUALITY IN THE INDICATED AMOUNT FOR THE RESTRICTED PURPOSE OF PAYING MONTANA'S SHARE OF THE LIABILITY ASSOCIATED WITH THE KRY

16 SITE:

17	<u>PROJECT</u>	<u>LRBP</u>	<u>STATE</u>	<u>FEDERAL</u>	<u>OTHER</u>	<u>AUTHORITY</u>	<u>TOTAL</u>
18		<u>FUND</u>	<u>SPECIAL</u>	<u>SPECIAL</u>	<u>FUNDING</u>	<u>ONLY</u>	
19			<u>REVENUE</u>	<u>REVENUE</u>	<u>SOURCES</u>		
20	<u>KRY CLEANUP</u>		<u>6,000,000</u>				<u>6,000,000</u>

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1           NEW SECTION. Section 6. Legislative Branch Information Technology Capital Projects Appropriation. (1) THERE IS APPROPRIATED TO THE  
2 LEGISLATIVE SERVICES DIVISION \$5,975,000 FROM THE LONG-RANGE INFORMATION TECHNOLOGY PROGRAM ACCOUNT IN THE CAPITAL PROJECTS FUND TYPE FOR  
3 THE PURPOSE OF SOFTWARE DEVELOPMENT, CONSOLIDATION, AND REPLACEMENT OF LEGACY SYSTEMS, WHICH ARE RESPONSIBLE FOR PRODUCTION OF THE MONTANA  
4 CODE ANNOTATED, BILLS, AMENDMENTS, JOURNALS OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, AND LEGISLATIVE MINUTES.

5           (2) BEFORE ENCUMBERING ANY FUNDS APPROPRIATED IN SUBSECTION (1), THE LEGISLATIVE SERVICES DIVISION SHALL SUBMIT A PROJECT PLAN TO THE  
6 LEGISLATIVE BRANCH COMPUTER SYSTEM PLANNING COUNCIL FOR APPROVAL OR DISAPPROVAL. THE LEGISLATIVE BRANCH COMPUTER SYSTEM PLANNING COUNCIL  
7 SHALL PROMPTLY REVIEW THE PLAN AND, IF NECESSARY, MAKE TIMELY RECOMMENDATIONS TO THE LEGISLATIVE SERVICES DIVISION REGARDING IMPLEMENTATION  
8 OF THE PLAN.

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

11

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

14

15           NEW SECTION. Section 8. Planning and design. The department of administration may proceed with the planning and design of capital projects  
16 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  
17 incurred before the receipt of other funding sources.

18

19           NEW SECTION. Section 9. Capital projects -- contingent funds. If a capital project is financed, in whole or in part, with appropriations  
20 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  
21 financial plan for approval by the director of the department of administration. A financial plan may not be approved by the director if:

1 (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;

2 or

3 (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  
4 building program presented to the 62nd legislature.

5

6 NEW SECTION. Section 10. Review by department of environmental quality. The department of environmental quality shall review capital  
7 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  
8 a capital project will result in energy improvements, that project must be submitted to the energy conservation program for funding consideration. Funding  
9 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  
10 be dependent on the annual utility savings resulting from the facility improvement. Agencies must be notified of potential funding after the review.

11

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

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

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

19 **"17-7-205. Long-range building program account.** (1) There is a long-range building program account in the capital projects fund type.

20 (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.~~

21 (3) Coal severance taxes allocated to the account under 15-35-108 may be appropriated for the long-range building program or debt service

1 payments on building projects. Coal severance taxes required for general obligation bond debt service may be transferred to the debt service fund.

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

3

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

5 "Section 2. Capital project appropriations and authorizations. The following money is appropriated for the indicated capital projects from the  
6 indicated sources to the department of administration. Funds not requiring legislative appropriation are included for the purpose of authorization. The  
7 department of administration is authorized to transfer the appropriations and authority among the necessary fund types for these projects:

8 Agency/Project	LRBP	State	Federal	Other	Authority	Total
9	Fund	Special	Special	Funding	Only	
10		Revenue	Revenue	Sources		

11 MONTANA SCHOOL FOR THE DEAF AND BLIND

12 Replace Boiler	600,000					600,000
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13 Cottage Improvement					372,000	372,000
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14 Authority only funds consist of federal special revenue, donations, and grants.

15 DEPARTMENT OF ADMINISTRATION

16 Roof Repairs and Replacements, Statewide	3,000,000	392,160	68,040			3,460,200
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17 Code/Deferred Maintenance Projects, Statewide

18	2,300,000					2,300,000
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19 Hazardous Materials Abatement, Statewide	500,000					500,000
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20 Code/Deferred Maintenance Projects, Capitol Complex					550,000	550,000
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21 Authority only funds consist of general services division internal service funds.



1	Upgrade Fire Protection Systems, Statewide	500,000		500,000
2	Fire Protection Measures, Capitol Complex		500,000	500,000
3	Authority only funds consist of general services division internal service funds.			
4	Upgrade State Environmental Laboratory, Helena			
5		1,000,000	1,000,000	2,000,000
6	Repair/Preserve Building Envelopes, Statewide			
7		1,500,000		1,500,000
8	Campus Infrastructure Projects, Statewide	1,000,000		1,000,000
9	Mechanical System Improvements, Capitol Complex		1,900,000	1,900,000
10	Authority only funds consist of general services division internal service funds.			
11	Deferred Maintenance, Phase 2, MT Law Enforcement Academy			
12		500,000		500,000
13	New Classroom Building, MT Law Enforcement Academy			
14		3,750,000		3,750,000
15	Enterprise System Services Centers	10,500,000	4,000,000	14,500,000
16	Other funds consist of capitol land grant funds.			
17	Campus Master Planning, Statewide	400,000	250,000	650,000
18	Authority only funds consist of general services division internal service funds.			
19	Challenge Grant for Super Computer, UM-MT Tech			
20		259,000	7,000,000	7,259,000
21	Authority only funds may include federal special revenue, donations, grants, and higher education funds.			

1	DEPARTMENT OF CORRECTIONS		
2	Housing Unit Upgrades, MT State Prison	1,200,000	1,200,000
3	Expand Work Dorm, MT State Prison	2,500,000	2,500,000
4	Expand Food Service Capacity, MT State Prison		
5		<del>1,637,000</del>	293,000
6		<u>445,598</u>	<u>738,598</u>
7	Authority only funds consist of proprietary funds.		
8	DEPARTMENT OF FISH, WILDLIFE, AND PARKS		
9	Hatchery Maintenance	500,000	500,000
10	Administrative Facilities Repair and Maintenance	800,000	800,000
11	DEPARTMENT OF MILITARY AFFAIRS		
12	Readiness Center, Miles City	2,480,000	7,510,970
13	Armed Forces Reserve Center, Missoula		30,903,968
14	Construct Female Showers and Latrines	290,000	290,000
15	Montana State Veterans' Cemetery Expansion		1,206,000
16	Disaster and Emergency Services Mobile Command Post		
17		172,500	172,500
18	MONTANA UNIVERSITIES AND COLLEGES		
19	Code Compliance/Deferred Maintenance, MT University System		
20		3,600,000	3,600,000
21	Systems Improvements, MT-Tech College of Technology		

1		925,000		925,000
2	Steam Distribution System Upgrades, Phase 2, UM-Missoula			
3		2,000,000	1,000,000	3,000,000
4	Authority only funds consist of auxiliary funds.			
5	Renovate Clapp Building, UM-Missoula	821,000		821,000
6	Renovate Armory Gym, MSU-Northern	400,000	3,250,000	3,650,000
7	Authority only funds consist of auxiliary funds.			
8	Renovate Main Hall, UM-Western	4,500,000		4,500,000
9	Renovate McMullen Hall, MSU-Billings	1,924,500		1,924,500
10	Stabilize Masonry, MSU-Bozeman	2,600,000		2,600,000
11	Classroom/Laboratory Upgrades, MT University System			
12		2,000,000		2,000,000
13	Utility Infrastructure Improvements, MSU-Bozeman			
14		500,000	50,000	550,000
15	Authority only funds consist of auxiliary funds.			
16	Supplement UM-Helena College of Technology Expansion			
17		4,500,000	135,000	4,635,000
18	Authority only funds consist of auxiliary funds.			
19	Supplement Great Falls College of Technology Addition			
20		3,000,000		3,000,000
21	Supplement Billings College of Technology Expansion			

1		2,217,000		2,217,000
2	COT Long-Range Planning, UM-Missoula	500,000		500,000
3	Auto Tech Center Design, MSU-Northern	<del>800,000</del>		<del>800,000</del>
4		<u>190,000</u>		<u>190,000</u>
5	Renovate Gaines Hall, MSU-Bozeman	28,500,000		28,500,000
6	Law School Addition, UM-Missoula	4,200,000	5,050,000	9,250,000
7	Authority only funds may include federal special revenue, donations, grants, and higher education funds.			
8	Augment Petroleum, Bureau of Mines and Geology, UM-MT Tech			
9		5,200,000		5,200,000
10	School of Journalism Building, UM-Missoula	500,000		500,000
11	Increase Authority, Museum of the Rockies, MSU-Bozeman		3,500,000	3,500,000
12	Authority only funds may include federal special revenue, donations, grants, and higher education funds.			
13	School of Education Building, UM-Missoula		7,500,000	7,500,000
14	Authority only funds may include federal special revenue, donations, grants, and higher education funds.			
15	New Parking Structure, UM-Missoula		5,000,000	5,000,000
16	Authority only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.			
17	Montana Agricultural Extension Services Research Centers and Farms			
18		5,000,000	1,250,000	6,250,000
19	Authority is granted to Montana state university in the indicated amounts for the purpose of making capital improvements to the designated facilities.			
20	Authority only funds may include any type of nonstate funding.			
21	Animal Bioscience Facility, MSU-Bozeman	3,570,000		3,570,000

1	DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES		
2	Receiv. Hospital Renovat., MT State Hospital, Warm Springs		
3	5,800,000		5,800,000
4	<u>1,300,000</u>		<u>1,300,000</u>
5	Renovate/Improve Support Services, MT State Hospital		
6	4,500,000		4,500,000
7	MT Mental Health Nursing Care Center Improvements, Lewistown		
8	750,000		750,000
9	Montana Veterans' Home Improvements	1,413,000	1,413,000
10	Improve Campus, MT State Hospital, Warm Springs		
11	1,280,000		1,280,000
12	DEPARTMENT OF TRANSPORTATION		
13	Equipment Storage Buildings, Statewide	2,700,000	2,700,000
14	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION		
15	Code/Deferred Maintenance and Small Projects, DNRC Unit Campuses, Statewide		
16	750,000		750,000
17	Co-locate DNRC/DEQ, Kalispell	3,500,000	3,500,000
18	Consolidate DNRC Divisions, Missoula	2,000,000	2,000,000
19	Building Addition, Billings Oil and Gas Office	750,000	750,000
20	DEPARTMENT OF JUSTICE		
21	Purchase Forensic Science Lab Building	7,250,000	7,250,000"

1

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

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

7 Agency/Project	8 LRBP Fund	9 State Special Revenue	Federal Special Revenue	Other Funding Sources	Authority Only	Total
10 MONTANA SCHOOL FOR THE DEAF AND BLIND						
11 Energy and Facility Improvements	250,000			25,000		275,000
12 Other funds consist of state building energy conservation funds.						
13 DEPARTMENT OF ADMINISTRATION						
14 Renovation and Energy Improvements State Liquor Warehouse				2,210,000		2,210,000
15 Other funds consist of 460,000 of state building energy conservation funds and 1,750,000 of proprietary funds.						
16 Mechanical and Energy Projects Capitol Complex			1,924,000		1,600,000	3,524,000
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 Authority-only funds consist of general services division internal service funds.						
20 Energy Related Deferred Maintenance, Statewide						
21	1,073,568		1,276,432			2,350,000

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, for state energy programs.			
3	Spending Authority, Utility Energy Conservation Funds		2,000,000	2,000,000
4	Authority-only funds consist of utility company grants, rebates and incentives.			
5	Hazardous Materials Abatement, Statewide	400,000		400,000
6	Roof Repairs and Replacements, Statewide	1,310,000	700,000	2,010,000
7				
8	Elevator and ADA Modifications, Capitol Complex		1,450,000	1,450,000
9	Authority-only funds consist of general services division internal service funds.			
10	Repair/Preserve Building Envelopes, Statewide			
11		1,500,000		1,500,000
12	Code/Deferred Maintenance, Statewide	1,150,000		1,150,000
13	Infrastructure Repairs, State Capitol	<del>500,000</del>	300,000	<del>800,000</del>
14				<u>300,000</u>
15	Authority-only funds consist of general services division internal service funds.			
16	Parking Lot Upgrades, Capitol Complex		250,000	250,000
17	Authority-only funds consist of general services division internal service funds.			
18	Upgrade Fire Protection Systems, Statewide	800,000		800,000
19	Campus Master Planning, Statewide	200,000	100,000	200,000
20	Authority-only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.			
21	DEPARTMENT OF CORRECTIONS			

1	Energy Conservation Improvements	1,260,000	2,610,000	10,000	500,000	4,380,000
2	Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law					
3	111-5, for state energy programs.					
4	Other funds consist of state building energy conservation funds.					
5	Authority-only funds may include federal special revenue, donations, grants, and proprietary funds.					
6	Alternative Energy-Biomass Boiler, MT State Prison		250,000	740,000		990,000
7	Other funds consist of state building energy conservation funds.					
8	Emergency Power System, MT State Prison	500,000				500,000
9	Renovate Low Support, MT State Prison	1,660,000				1,660,000
10	New Building for Youth Transition Center, Great Falls					
11		<del>4,310,000</del>				<del>4,310,000</del>
12		<u>60,000</u>				<u>60,000</u>
13	Improve Food Production	300,000				300,000
14	DEPARTMENT OF FISH, WILDLIFE, AND PARKS					
15	Hatchery Maintenance		575,000	275,000		850,000
16	Administration Facilities Repair and Maintenance	1,390,000				1,390,000
17	DEPARTMENT OF MILITARY AFFAIRS					
18	Energy Conservation Improvements		885,000	265,000		1,150,000
19	Other funds consist of state building energy conservation funds.					
20	Storm Water Improvements/Infrastructure, Phase 3, Fort Harrison					
21			1,600,000			1,600,000

1	Paving Parking Lots, Statewide	100,000	100,000	200,000
2	MONTANA UNIVERSITIES AND COLLEGES			
3	Code Compliance/Deferred Maintenance Montana University System			
4		3,600,000	1,000,000	4,600,000
5	Authority-only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.			
6	Animal Bioscience Facility, MSU-Bozeman			
7		2,500,000		2,500,000
8	Renovate Existing Laboratory Facilities, MSU-Bozeman		7,500,000	7,500,000
9	Authority is hereby granted to Montana state university to convert existing laboratories to long-term use and to make capital improvements in the			
10	indicated amount contingent upon receipt of federal special revenue, grants, or both.			
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.			
13	Simulated Hospital and Child Care Center, MSU-Great Falls College of Technology			
14		1,600,000	500,000	2,100,000
15	Authority only funds may include federal special revenue, auxiliary, donations, grants, and higher education funds.			
16	Funds must be used for construction costs. Any remaining funds will be redirected to construction projects at Montana colleges of technology.			
17	UM-Helena College of Technology Project Completion			
18		850,000		850,000
19	DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES			
20	Improve Medical Services, MT Developmental Center, Boulder			
21		450,000		450,000

1	DEPARTMENT OF TRANSPORTATION		
2	Equipment Storage Buildings, Statewide	1,175,000	1,175,000
3	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION		
4	Energy/Major Repairs and Small Projects, Statewide		
5		1,000,000	1,000,000
6	Building Addition, Billings Oil and Gas Office	1,300,000	1,300,000
7	DEPARTMENT OF AGRICULTURE		
8	Renovation and Energy Upgrades, State Grain Lab, Great Falls		
9		525,000	525,000"

10

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

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

15	Agency/Project	LRBP	State	Federal	Other	Authority	Total
16		Fund	Special	Special	Funding	Only	
17			Revenue	Revenue	Sources		
18	Exterior Envelope Improvements, Montana Law Enforcement Academy						
19		425,000					425,000
20	Facility Repairs and Improvements, WATCH East						
21		650,000					650,000

1	Facility Repairs and Improvements, DNRC Swan and Stillwater Units		
2		400,000	400,000
3	Renovate Low Support, Phase 2, Montana State Prison		
4		1,240,000	1,240,000
5	Renovate Main Hall, Phase 2, UM-Western		
6		6,000,000	6,000,000
7	Renovation/Addition to Spratt Building, Montana State Hospital		
8		1,640,000	1,640,000
9	Montana Veterans' Home Improvements, Statewide		
10		1,200,000	1,200,000
11	Consolidate DNRC Divisions, Missoula	350,000	350,000
12	Office of Public Assistance, Wolf Point	<del>2,250,000</del>	<del>2,250,000</del>
13		<u>15,780</u>	<u>15,780</u>
14	<del>Statewide Facilities Planning</del>	<del>400,000</del>	<del>400,000</del>
15	Central Land Office Building Renovation/Replacement, DNRC		
16		1,600,000	1,600,000
17	Energy Conservation Improvements, Montana University System		
18		12,300,000	4,500,000 16,800,000

19 The highest priority use of funds provided in this appropriation is to augment projects initiated with the state energy program funds received  
 20 pursuant to the American Recovery and Reinvestment Act of 2009, Public Law 111-5, and appropriated in [section 4] for the Montana university system  
 21 to address related modernization, repairs, and renovation costs that the department of administration considers prudent to construct within the same project.

1 If the federal state energy program funds are exhausted, the remaining funds in this appropriation may be used to entirely fund additional energy  
 2 conservation projects and related improvements.

3 Rose Creek Hatchery 5,000,000 5,000,000

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 (2) The following money is appropriated to the department of military affairs in the indicated amounts for the purpose of making capital  
 7 improvements to statewide facilities. Funds not requiring legislative appropriation are included for the purpose of authorization. All costs for the operation  
 8 and maintenance of any new improvements constructed with these funds must be paid by the department of military affairs with nonstate revenue.

9 Agency/Project	LRBP	State	Federal	Other	Authority	Total
	Fund	Special	Special	Funding	Only	
		Revenue	Revenue	Sources		

12 Construct Female Latrines - Department of Military Affairs, Culbertson and Malta  
 13 451,800 451,800

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 Helicopter Dip Site - Department of Military Affairs, Fort Harrison 279,268 279,268

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 national guard operations and maintenance.

19 Vault Modifications - Department of Military Affairs, Statewide 500,000 500,000

20 Federal special revenue funds consist of federal funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law  
 21 111-5, for national guard operations and maintenance.

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

3 Agency/Project	LRBP	State	Federal	Other	Authority	Total
4	Fund	Special	Special	Funding	Only	
5		Revenue	Revenue	Sources		
6 Mobley Diversion Watershed			300,000			300,000

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 Fort Peck Hatchery Infrastructure			720,000			720,000
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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 Fort Peck Hatchery Hydroelectric Generation			9,200,000			9,200,000
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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 Willow Creek Feeder Canal Project			1,250,000			1,250,000
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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.

18 Vandalia Fish Passage			5,000,000			5,000,000
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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

1            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.  
2 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  
3 applications.

4

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

6

- END -