

HOUSE BILL NO. 641

INTRODUCED BY R. HOLLANDSWORTH

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A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE CREATION OF STATE DEBT THROUGH THE ISSUANCE OF GENERAL OBLIGATION BONDS; APPROPRIATING THE PROCEEDS OF THE BONDS FOR A CAPITAL PROJECT FOR CONSTRUCTION OF A NEW HISTORICAL SOCIETY BUILDING AND RENOVATION OF THE EXISTING BUILDING; PROVIDING FOR MATTERS RELATING TO APPROPRIATIONS; PROVIDING A CONTINGENT APPROPRIATION; AND PROVIDING EFFECTIVE DATES."

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

**NEW SECTION. Section 1. Appropriation.** (1) There is appropriated \$29 million to the department of administration from the long-range building program account provided for in 17-7-205 for the planning and construction of a new Montana heritage center and renovation of the existing veterans' and pioneers' memorial building.

(2) The appropriation in subsection (1) is in addition to previous appropriations or authority for land acquisition, improvements, or planning, capital construction, renovation, equipping, furnishing, or major repair projects by the Montana historical society.

(3) Subsection (1) is contingent on the authorization of general obligation bonds by the 64th legislature and sale of the bonds by the board of examiners as provided in [section 5].

(4) There is intended to be a legislative hearing room in the new Montana heritage center for use during the legislative session. This room may be a multipurpose room during the interim.

**NEW SECTION. Section 2. Contingent appropriation.** (1) There is appropriated \$29 million from the general fund to the department of administration for the planning and construction of a new Montana heritage center and renovation of the existing veterans' and pioneers' memorial building.

(2) The appropriation in subsection (1) is in addition to previous appropriations or authority for land acquisition, improvements, or planning, capital construction, renovation, equipping, furnishing, or major repair projects by the Montana historical society.

(3) There is intended to be a legislative hearing room in the new Montana heritage center for use during



1 the legislative session. This room may be a multipurpose room during the interim.

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3 **NEW SECTION. Section 3. Planning, design, and review.** The department of administration and the  
4 department of natural resources and conservation may proceed with the planning and design of the capital project  
5 described in [section 1 or 2] prior to the receipt of other funding sources. The departments may use interentity  
6 loans in accordance with 17-2-107 to pay planning and design costs incurred before the receipt of other funding  
7 sources.

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9 **NEW SECTION. Section 4. Review by department of environmental quality.** The department of  
10 environmental quality shall review the capital project authorized in [section 1 or 2] for potential inclusion in the  
11 state building energy conservation program under Title 90, chapter 4, part 6. If a review shows that the capital  
12 project will result in energy improvements, the project must be submitted to the energy conservation program for  
13 funding consideration. Funding provided under the energy conservation program guidelines must be used to  
14 offset or add to the authorized funding for the project, and the amount must depend on the annual utility savings  
15 resulting from the project. The department of administration must be notified of potential funding after the review.

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17 **NEW SECTION. Section 5. Authorization of bonds -- condition.** (1) The board of examiners is  
18 authorized to issue and sell general obligation bonds in an amount not to exceed \$29 million for the capital project  
19 described in [section 1] in addition to the amount of general obligation bonds outstanding on January 1, 2015.

20 (2) The bonds must be issued in accordance with the terms and in the manner required by Title 17,  
21 chapter 5, part 8. The authority granted to the board by this section is in addition to any other authorization to the  
22 board to issue and sell general obligation bonds.

23 (3) The proceeds from the bonds sold under this section must be deposited in the long-range building  
24 program account provided for in 17-7-205.

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26 **NEW SECTION. Section 6. Legislative consent.** The appropriations authorized in [section 1 or 2]  
27 constitute legislative consent for the capital project contained in [section 1 or 2] within the meaning of 18-2-102.

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29 **NEW SECTION. Section 7. Requirement of approval for state debt -- two-thirds vote of members**  
30 **of each house.** Because [section 5] authorizes the creation of state debt, Article VIII, section 8, of the Montana

1 constitution requires a vote of two-thirds of the members of each house of the legislature for passage.

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3 **NEW SECTION. Section 8. Contingent voidness.** (1) If [LC 658] is passed and approved, if it includes  
4 authorization in the amount of \$25 million or more to the department of administration for the Montana heritage  
5 center, and if the trigger to fund the project is reached by January 15, 2016, then [this act] is void.

6 (2) If [section 5] is not approved by the required vote, then [sections 1 and 5] are void.

7 (3) If [section 5] is effective by virtue of receiving a two-thirds vote in each house as provided in [section  
8 7], then [section 2] is void.

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10 **NEW SECTION. Section 9. Effective dates.** (1) Except as provided in subsection (2), [this act] is  
11 effective on passage and approval.

12 (2) If [section 5] is void because of failure to fulfill the vote requirements in [section 7], then [section 2]  
13 is effective January 15, 2016.

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