

HOUSE BILL NO. 403

INTRODUCED BY D. HAGSTROM

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A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY FOR CAPITAL PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2017; PROVIDING FOR OTHER MATTERS RELATING TO THE APPROPRIATIONS; 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 7 6], 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, furnishing, or major repair projects authorized in [sections 1 through 7 6].

(3) "LRBP" means the long-range building program account in the capital projects fund type provided for in 17-7-205.

(4) "SBECP funds" means funds from the state building energy conservation program account in the capital projects fund type.

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

DEPARTMENT OF ADMINISTRATION		
Fire Protection Measures, Capitol Complex		
	300,000 (State Special Revenue)	300,000 (Total)
State special revenue funds consist of general services division internal service funds.		
Elevator Modifications for Complex Buildings		



1	700,000 (State Special Revenue)	700,000 (Total)
2	State special revenue funds consist of general services division internal service funds.	
3	Flooring Replacement, Capitol Complex	
4	500,000 (State Special Revenue)	500,000 (Total)
5	State special revenue funds consist of general services division internal service funds.	
6	Infrastructure Repairs, Capitol Complex	
7	2,000,000 (State Special Revenue)	2,000,000 (Total)
8	State special revenue funds consist of general services division internal service funds.	
9		
10	Deferred Maintenance and Repairs, Old Governor's Mansion	
11	200,000 (LRBP)	200,000 (Total)
12	Remodel 1100 North Last Chance Gulch	
13	500,000 (State Special Revenue)	500,000 (Total)
14	State special revenue funds consist of general services division internal service funds.	
15	Statewide Life Safety and Deferred Maintenance	
16	2,800,000 (LRBP)	2,800,000 (Total)
17	Life Safety, Deferred Maintenance, and Energy Improvements (MSP, MWP, YSD)	
18	2,000,000 (LRBP)	2,000,000 (Total)
19	Statewide Roof Repairs and Replacement	
20	1,950,000 (LRBP)	1,950,000 (Total)
21	SCHOOL FOR THE DEAF AND BLIND	
22	Miscellaneous Improvements	
23	125,000 (LRBP)	125,000 (Total)
24	DEPARTMENT OF COMMERCE	
25	Historic Building Maintenance	
26	400,000 (LRBP)	400,000 (Total)
27	DEPARTMENT OF MILITARY AFFAIRS	
28	Firing Range Cleanup	
29	250,000 (LRBP)	
30	250,000 (Federal Special Revenue)	500,000 (Total)

1	GFAFRC USAR Mechanical System Corrections		
2		450,000 (Federal Special Revenue)	450,000 (Total)
3	CSMS Sandblast Booth		
4		1,500,000 (Federal Special Revenue)	1,500,000 (Total)
5	VA Cemetery Improvements		
6		2,000,000 (Federal Special Revenue)	2,000,000 (Total)
7	<u>IMPROVEMENTS AT THE MONTANA MILITARY MUSEUM</u>		
8		<u>65,000 (AUTHORITY ONLY)</u>	<u>65,000 (TOTAL)</u>
9	DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES		
10	Replace Boiler, MVH		
11		331,500 (LRBP)	331,500 (Total)
12	DEPARTMENT OF TRANSPORTATION		
13	Equipment Storage Buildings		
14		4,300,000 (State Special Revenue)	4,300,000 (Total)
15	MONTANA UNIVERSITY SYSTEM		
16	MT Ag Experiment Station Projects - Phase 1		
17		2,480,000 (LRBP)	2,480,000 (Total)
18	MUS Life Safety, Deferred Maintenance		
19		4,600,000 (LRBP)	4,600,000 (Total)
20	Bitterroot College Facility		
21		4,200,000 (Authority Only)	4,200,000 (Total)
22	New Engineering Building - MSU-Bozeman		
23		60,000,000 (Authority Only)	60,000,000 (Total)
24	<u>DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION</u>		
25	<u>AIRCRAFT HANGER, KALISPELL</u>		
26		<u>190,000 (AUTHORITY ONLY)</u>	<u>190,000 (TOTAL)</u>

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28 NEW SECTION. Section 3. Capital improvements. (1) The following money is appropriated to the

29 department of fish, wildlife, and parks in the indicated amounts for the purpose of making capital improvements

30 to statewide facilities. Funds not requiring legislative appropriation are included for the purpose of authorization:

1	Migratory Bird Program		
2		845,000 (State Special Revenue)	845,000 (Total)
3		<u>635,000</u>	<u>635,000</u>
4	<u>THE APPROPRIATION OF \$635,000 FOR THE MIGRATORY BIRD PROGRAM MAY NOT BE USED FOR THE ACQUISITION</u>		
5	<u>OF LAND.</u>		
6	Parks Program		
7		2,766,800 (State Special Revenue)	
8		1,300,000 (Federal Special Revenue)	4,066,800 (Total)
9	Future Fisheries		
10		1,277,000 (State Special Revenue)	1,277,000 (Total)
11	Hatchery Maintenance		
12		600,000 (State Special Revenue)	600,000 (Total)
13	Sekokini Springs Hatchery Rearing Ponds		
14		400,000 (Federal Special Revenue)	400,000 (Total)
15	FAS Site Protection		
16		847,200 (State Special Revenue)	
17		600,000 (Federal Special Revenue)	1,447,200 (Total)
18	Upland Game Bird Program		
19		849,000 (State Special Revenue)	849,000 (Total)
20	Grant Programs		
21		139,000 (State Special Revenue)	
22		3,750,000 (Federal Special Revenue)	3,889,000 (Total)
23	Wildlife Habitat Maintenance		
24		1,234,000 (State Special Revenue)	1,234,000 (Total)
25	Dam Maintenance		
26		50,000 (State Special Revenue)	50,000 (Total)
27	Community Fishing Ponds		
28		50,000 (State Special Revenue)	50,000 (Total)
29	Forest Management		
30		320,000 (State Special Revenue)	320,000 (Total)

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

6 General Spending Authority MUS

7	6,000,000 (Authority Only)	6,000,000 (Total)
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8 (3) The following money is appropriated to the department of military affairs in the indicated amount for
 9 the purpose of making capital improvements to statewide facilities. All costs for the operation and maintenance
 10 of any new improvements constructed with these funds must be paid by the department of military affairs from
 11 nonstate sources:

12 Federal Spending Authority

13	3,000,000 (Federal Special Revenue)	3,000,000 (Total)
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14 (4) The following money is appropriated to the department of transportation in the indicated amount for
 15 the purpose of making capital improvements as indicated:

16 Statewide Maintenance, Repair, and Small Projects

17	2,500,000 (State Special Revenue)	2,500,000 (Total)
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18 (5) The following money is appropriated for the indicated capital projects to the department of
 19 environmental quality from state building energy conservation funds:

20 Energy Improvements - Statewide

21	2,500,000 (State Special Revenue)	2,500,000 (Total)
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22 State special revenue funds consist of SBECF funds.

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 24 ~~NEW SECTION. Section 4. Land acquisition appropriations.~~ The following money is appropriated
 25 ~~to the department of fish, wildlife, and parks in the indicated amounts for purposes of land acquisition, land~~
 26 ~~leasing, easement purchase, or development agreements:~~

27 Habitat Montana _____

28	_____ 10,668,000 (State Special Revenue)	_____ 10,668,000 (Total)
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29 Bighorn Sheep Habitat _____

30	_____ 460,000 (State Special Revenue)	_____ 460,000 (Total)
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1	FAS Acquisition	_____	
2		_____	245,000 (State Special Revenue)
3		_____	100,000 (Federal Special Revenue) 345,000 (Total)

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5 **NEW SECTION. Section 4. Planning and design.** The department of administration may proceed with

6 the planning and design of capital projects prior to the receipt of other funding sources. The department may use

7 interentity loans in accordance with 17-2-107 to pay planning and design costs incurred before the receipt of

8 funding from another funding source.

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10 **NEW SECTION. Section 5. Capital projects -- contingent funds.** If a capital project is financed in

11 whole or in part with appropriations contingent upon the receipt of funding from another funding source, the

12 department of administration may not let the project for bid until the agency receiving funding has submitted a

13 financial plan for approval by the director of the department of administration. A financial plan may not be

14 approved by the director if:

- 15 (1) the level of funding provided under the financial plan deviates substantially from the funding level
- 16 provided in [section 2] for that project; or
- 17 (2) the scope of the project is substantially altered or revised from the preliminary plans presented for
- 18 that project in the 2017 biennium long-range building program presented to the 64th legislature.

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20 **NEW SECTION. Section 6. Review by department of environmental quality.** The department of

21 environmental quality shall review capital projects authorized in [section 2] for potential inclusion in the state

22 building energy conservation program under Title 90, chapter 4, part 6. When a review shows that a capital

23 project will result in energy improvements, that project must be submitted to the energy conservation program

24 for funding consideration. Funding provided under the energy conservation program guidelines must be used to

25 offset or add to the authorized funding for the project, and the amount will be dependent on the annual utility

26 savings resulting from the facility improvement. Agencies must be notified of potential funding after the review.

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28 **NEW SECTION. Section 7. Legislative consent.** The appropriations authorized in [sections 1 through

29 7 6] constitute legislative consent for the capital projects contained in [sections 1 through 7 6] within the meaning

30 of 18-2-102.

