

1 HOUSE BILL NO. 5
2 INTRODUCED BY M. HOPKINS, J. FITZPATRICK
3 BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING
4
5 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY FOR MAJOR REPAIR AND CAPITAL
6 DEVELOPMENT PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2025; PROVIDING FOR OTHER
7 MATTERS RELATING TO THE APPROPRIATIONS; PROVIDING FOR A TRANSFER OF FUNDS FROM THE
8 CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT TO THE MAJOR REPAIR
9 LONG-RANGE BUILDING PROGRAM ACCOUNT AND FOR A TRANSFER OF FUNDS FROM THE STATE
10 GENERAL FUND TO THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT;
11 PROVIDING FUNDING FOR RATE INCREASES TO ALLOW CONSTRUCTION; AMENDING THE
12 DEFINITION OF AN LRBP-ELIGIBLE BUILDING; PROVIDING FOR AN EMERGENCY SHELTER FACILITY
13 INFRASTRUCTURE GRANT PROGRAM AND CRITERIA; PROVIDING RULEMAKING AUTHORITY;
14 AMENDING SECTION SECTIONS 15-65-121 AND 17-7-201, AND 75-11-313, MCA; AMENDING SECTION
15 1(4), CHAPTER 468, LAWS OF 2021, AND SECTION 2(1), CHAPTER 461, LAWS OF 2021; AND
16 PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE."

17
18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

19
20 NEW SECTION. Section 1. Definitions. As used in [sections 1 through 4011], unless the context
21 clearly indicates otherwise, the following definitions apply:

- 22 (1) "Authority only" means approval provided by the legislature to expend money that does not
23 require an appropriation, including grants, donations, auxiliary funds, proprietary funds, nonstate funds, and
24 university funds.
- 25 (2) "Capital development" means capital projects provided for in 17-7-201(2).
- 26 (3) "Capital project" means the planning, design, renovation, construction, alteration, replacement,
27 furnishing, repair, improvement, site, utility, or land acquisition project provided for in [sections 1 through 10]

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 [SECTIONS 1 THROUGH 11].

2 (4) "LRBP capital development" means the long-range building program capital developments
3 account in the capital projects fund type provided for in 17-7-209.

4 (5) "LRBP major repair" or "LRBP MR" means the long-range building program major repair
5 account in the capital projects fund type provided for in 17-7-221.

6 (6) "Major repair" means capital projects provided for in 17-7-201(7).

7 (7) "Other funding sources" means money other than LRBP money, state special revenue, or
8 federal special revenue that accrues to an agency under the provisions of law.

9 (8) "SBCEP" means funds from the state building energy conservation program account in the
10 capital projects fund type, which may be utilized on either or both major repair and capital development
11 projects.

12
13 **NEW SECTION. Section 2. Major repair projects appropriations and authorizations.** (1) The
14 following money is appropriated to the department of administration for the indicated major repair projects from
15 the indicated sources. Funds not requiring legislative appropriation are included for the purpose of
16 authorization. The department of administration is authorized to adjust capital project amounts within the
17 legislative intent of the major repair account-funded projects, subject to available revenues, if approved by the
18 office of budget and program planning, and transfer the appropriations, authority, or both among the necessary
19 fund types for these projects:

Agency/Project	LRBP	State	Federal	Authority	Total
	MR	Special	Special	Only	
	Fund	Revenue	Revenue	Sources	
DPHHS Supplemental MSH Wastewater Treatment					
	1,400,000				1,400,000
Inflationary adjustment funding is provided for the project in section 9, Chapter 476, Laws of 2019.					
DPHHS Supplemental MSH Hospital Roof					
	800,000				800,000

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
2	DPHHS Supplemental MMHNCC Roof Replacement		
3	1,500,000		1,500,000
4	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
5	DOC Supplemental MSP/MWP/PHYCF/Xanthopolous Door Control Systems		
6	450,000		450,000
7	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
8	MSDB Supplemental Mustang Center Fire Sprinkler System		
9	830,854		830,854
10	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
11	MUS UM Supplemental FLBS Sewer Treatment Plant		
12	1,100,000		1,100,000
13	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
14	MUS UM Supplemental Mansfield Library Roof Repair		
15	500,000		500,000
16	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
17	MUS MSU-N Supplemental Vande Bogart Library Roof Replacement		
18	675,000		675,000
19	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
20	DPHHS Supplemental MVH Roof Replacement		
21	1,600,000		1,600,000
22	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment		
23	funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
24	MUS MSU Supplemental Reid Hall Fire System Upgrades		
25	1,000,000		1,000,000
26	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
27	MUS MSU-N Supplemental Brockmann Center HVAC Upgrade		

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	1,907,320	1,907,320
2	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
3	MUS UM Supplemental Clapp Building Elevator	
4	500,000	500,000
5	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
6	MUS UM Supplemental Stone Hall Roof Replacement	
7	800,000	800,000
8	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
9	DNRC Supplemental Swan Lake Office Siding	
10	187,687	187,687
11	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
12	DPHHS Supplemental MVH Courtyard Improvements	
13	517,000	517,000
14	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment	
15	funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
16	DPHHS Supplemental MVH Flooring	
17	367,000	367,000
18	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment	
19	funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
20	DPHHS Supplemental MVH ARPA HVAC	
21	423,039	423,039
22	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment	
23	funding is provided for the project in section 20, Chapter 401, Laws of 2021.	
24	<u>MUS UM-HC SUPPLEMENTAL DONALDSON BUILDING HVAC</u>	
25	<u>1,000,000</u>	<u>1,000,000</u>
26	<u>INFLATIONARY ADJUSTMENT FUNDING IS PROVIDED FOR THE PROJECT IN SECTION 2, CHAPTER 461, LAWS OF</u>	
27	<u>2021.</u>	

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	<u>MUS MSU SUPPLEMENTAL MONTANA HALL FIRE SYSTEM UPGRADES</u>	
2	<u>220,000</u>	<u>220,000</u>
3	DOA Parking Garage Repairs, 5 Last Chance Gulch	
4	1,808,145	1,808,145
5	DOC MSP Red Light/Emergency Notification System	
6	1,000,000	1,000,000
7	DOC MSP Perimeter Fence Enhancement	
8	1,500,000	1,500,000
9	MSDB Campus Security Camera Install	
10	300,000	300,000
11	MUS GFC Fire Suppression System Upgrades	
12	500,000	500,000
13	DLI Billings UI Call Center Repairs	
14	1,000,000	1,000,000
15	DOC Pine Hills Roof Replacement	
16	1,000,000	1,000,000
17	DOC Eastmont HVAC System Repairs/Replacements	
18	200,000	200,000
19	DPHHS MMHNCC Site Improvements & Increase Parking	
20	300,000	300,000
21	DPHHS MMHNCC Key Card Entry System	
22	125,000	125,000
23	DPHHS MMHNCC Backup Water Well	
24	200,000	200,000
25	MSDB Create Bus Loop and Update Parking Lot	
26	349,637	349,637
27	MUS MSU Barnard Hall Failed Chiller Replacement	

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	1,750,000	1,750,000
2	DOC MWP Cooling System Upgrade	
3	750,000	750,000
4	DOJ MLEA Boiler Replacement, Admin Building	
5	830,000	830,000
6	DOA Original Governor's Mansion Repairs	
7	600,000	600,000
8	DOJ MHP Roof Replacements & <u>UPGRADES</u> , Boulder Campus	
9	1,860,000	1,860,000
10	MUS UM Priority 1 Campuswide Roof Replacements	
11	2,425,000	2,425,000
12	DOC Facility-Specific Program & Master Plan	
13	600,000	600,000
14	MUS MSU-B P.E. Building Roof Replacement	
15	2,400,000	2,400,000
16	MUS UMW Repair/Replace Sewer Mains	
17	<hr/> 425,000	<hr/> 425,000
18	<u>125,000</u>	<u>125,000</u>
19	MUS UM Upgrade/Replace Elevators	
20	2,498,650	2,498,650
21	MUS UM FLBS Roof Replacements	
22	262,000	262,000
23	DOC MWP Heating System Upgrade	
24	1,500,000	1,500,000
25	DOJ Missoula Crime Lab Expansion Feasibility Study	
26	75,000	75,000
27	MUS MT Tech Electrical Distribution Upgrades	

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	650,000		650,000
2	MUS MSU-B Campus Water Distribution System Upgrades		
3	2,000,000	400,000	2,400,000
4	MUS MSU Lewis Hall ADA Upgrades		
5	2,400,000		2,400,000
6	Funding must be reallocated by the department to other major repair projects if funding is appropriated		
7	in [section 3] for MUS MSU Lewis Hall Code & Instructional Renovations.		
8	MUS UM Replace Fire Alarms, Clapp Building		
9	780,000		780,000
10	Funding must be reallocated by the department to other major repair projects if funding is appropriated		
11	in [section 3] for MUS UM Clapp Building Renovation.		
12	MUS MSU Tietz Hall Roof Replacement		
13	1,300,000		1,300,000
14	DOC MWP Perimeter Fence/Dog Yard		
15	1,000,000		1,000,000
16	DOC Pine Hills Unit F Sewer Line Replacement		
17	500,000		500,000
18	DOC MSP Unit F Water Supply Upgrade		
19	600,000		600,000
20	DMA Gallatin Readiness Center Roof Replacement		
21	741,455	741,455	1,482,910
22	DOC MSP Site Infrastructure Study		
23	300,000		300,000
24	MUS MSU Cobleigh Hall Parapet Structural Repair		
25	2,400,000		2,400,000
26	MUS MT Tech Restroom Renovations		
27	1,200,000		1,200,000

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 Portions of this funding must be reallocated by the department to other major repair projects if funding
2 is appropriated in [section 3] for either or both MUS MT Tech Engineering Hall Renovation and MUS MT Tech
3 Main Hall Renovation.

4	MUS MSU Campus Heating Plant Boiler Controls Upgrade		
5	1,600,000	800,000	2,400,000
6	MUS MSU Emergency Water System & Fixture Upgrades		
7	2,400,000		2,400,000
8	MUS MT Tech Masonry Repairs		
9	455,000		455,000
10	MUS UMW Elevator Repairs/Replacements		
11	325,000		325,000
12	DNRC Stillwater Unit Shop Replacement		
13	1,214,837		1,214,837
14	MUS MAES WARC Shop Renovation & Safety Upgrades		
15	600,000		600,000
16	DOA Statewide FCA Baseline Assessments		
17	1,500,000		1,500,000
18	MUS MSU-N Campus EMS Building Controls Upgrade Project		
19	400,000		400,000
20	MUS UM Campus Building Envelope Repairs		
21	415,000		415,000
22	MUS UM Replace Electrical Equipment		
23	325,000		325,000
24	MUS MSU-N Electronics Tech. HVAC & Lighting Upgrade		
25	800,000		800,000
26	MUS MAES Lambing Barn Renovation & Safety Upgrades		
27	2,000,000		2,000,000

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1		<u>200,000</u>		<u>200,000</u>
2	MUS MSU Hamilton Hall Life-Safety System Improvements			
3		2,400,000		2,400,000
4	MUS MSU-N Pershing Hall Renovation			
5		2,400,000		2,400,000
6	MUS MSU-N Metals Technology Building Roof Project			
7		400,000		400,000
8	MUS MAES BART Demolition Project			
9		<u>450,000</u>		<u>450,000</u>
10		<u>400,000</u>		<u>400,000</u>
11	DOC MSP MCE Industries Repairs			
12			<u>700,000</u>	<u>700,000</u>
13		<u>700,000</u>		<u>700,000</u>
14	DMA Gallatin RC & FMS HVAC & Controls Repairs			
15		320,747	962,241	1,282,988
16	DMA FTH HAFRC Lighting and Control Modifications			
17		26,768	324,947	351,715
18	MUS HC Art Instruction Renovation			
19		<u>162,500</u>		<u>162,500</u>
20	DMA Statewide SMART Deferred Maintenance Program			
21		1,500,000		1,500,000
22	Funding may only be used by the department upon receipt of federal special revenue matching funds.			
23	DOJ MHP Boulder Dorm Renovations			
24		250,000		250,000
25	<u>MDT/FWP CLEARWATER JUNCTION RV DUMP STATION SYSTEM REPAIR AND RENOVATION</u>			
26		<u>1,600,000</u>		<u>1,600,000</u>
27	DOA Boiler & Chiller Replacement - Walt Sullivan			

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1		473,707	473,707
2	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
3	DOA Elevator Modifications - Cogswell Building		
4		768,757	768,757
5	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
6	DOA Elevator Modifications - Walt Sullivan Building		
7		379,763	379,763
8	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
9	DOA Roof & Mechanical - DPHHS 111 N. Sanders		
10		1,309,099	1,309,099
11	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
12	DOA Roof Replacement - FWP Headquarters		
13		289,695	289,695
14	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
15	<u>DOA STATE OF MONTANA DATA CENTER ROOF REPLACEMENT</u>		
16		<u>700,000</u>	<u>700,000</u>
17	<u>STATE SPECIAL REVENUE FUNDS CONSIST OF CAPITOL LAND GRANT FUNDS PROVIDED FOR IN 18-2-107.</u>		
18	MUS HC Cosmetology Program Renovation		
19		2,495,000	2,495,000
20	DOC MCE Food Factory Emergency Generator		
21		100,000	100,000

(2) State special revenue fund appropriations to the department of administration from the capitol land grant fund may be adjusted among the indicated capital projects within the legislative intent, subject to available revenue, if approved by the office of budget and program planning.

(3) The following money is appropriated to the department of military affairs for the indicated major repair projects from the indicated sources. Funds not requiring legislative appropriation are included for the purpose of authorization.

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	Agency/Project	LRBP	State	Federal	Authority	Total
2		MR	Special	Special	Only	
3		Fund	Revenue	Revenue	Sources	
4	DMA FTH Aviation Support Facility Energy Improvements					
5				1,067,500		1,067,500
6	DMA FTH Building 1005 Expansion and Compound Upgrades					
7				713,700		713,700
8	DMA FTH Building 530 Compound Improvements					
9				526,125		526,125
10	DMA FTH Crew Proficiency Course Tower Improvements					
11				396,934		396,934
12	DMA FTH Energy Improvements and Generator Backup					
13				320,250		320,250
14	DMA FTH Facility LED Lighting Retrofit					
15				238,816		238,816
16	DMA FTH Fort Harrison Lighting Upgrades					
17				564,250		564,250
18	DMA FTH Maintenance Shop HVAC & Controls Upgrade					
19				1,486,733		1,486,733
20	DMA FTH Training Equipment Site Retro-Commissioning					
21				569,969		569,969

22 (4) (A) THERE IS APPROPRIATED \$100,000 \$30,000 FROM THE GENERAL FUND FOR THE BIENNium
 23 BEGINNING JULY 1, 2023, TO THE LEGISLATIVE SERVICES-FISCAL DIVISION TO SUPPORT THE ACTIVITIES OF THE SELECT
 24 COMMITTEE ON CORRECTIONS FACILITY CAPACITY AND SYSTEM DEVELOPMENT ESTABLISHED IN SUBSECTION (4)(B).

25 (B) THERE IS A SELECT COMMITTEE ON CORRECTIONS CAPACITY AND SYSTEM DEVELOPMENT. THE
 26 COMMITTEE IS COMPOSED OF SIX NINE MEMBERS:

27 (i) THREE MEMBERS OF THE HOUSE OF REPRESENTATIVES APPOINTED BY THE SPEAKER OF THE HOUSE OF

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 REPRESENTATIVES; AND

2 (II) — THREE MEMBERS OF THE SENATE APPOINTED BY THE PRESIDENT OF THE SENATE;

3 (I) — THREE MEMBERS FROM THE JUDICIAL BRANCH, LAW ENFORCEMENT, AND JUSTICE INTERIM BUDGET

4 COMMITTEE APPOINTED BY THE PRESIDING OFFICER OF THE LEGISLATIVE FINANCE COMMITTEE IN CONSULTATION WITH

5 THE VICE PRESIDING OFFICER OF THE LEGISLATIVE FINANCE COMMITTEE;

6 (II) — THREE MEMBERS FROM THE LONG-RANGE PLANNING INTERIM BUDGET COMMITTEE APPOINTED BY THE

7 PRESIDING OFFICER OF THE LEGISLATIVE FINANCE COMMITTEE IN CONSULTATION WITH THE VICE PRESIDING OFFICER OF

8 THE LEGISLATIVE FINANCE COMMITTEE; AND

9 (III) — THREE MEMBERS FROM THE LAW AND JUSTICE INTERIM COMMITTEE APPOINTED BY THE PRESIDING

10 OFFICER OF THE LAW AND JUSTICE INTERIM COMMITTEE IN CONSULTATION WITH THE VICE PRESIDING OFFICER OF THE

11 LAW AND JUSTICE INTERIM COMMITTEE.

12 (C) — COMMITTEE MEMBERS ARE ENTITLED TO RECEIVE COMPENSATION AND EXPENSES AS PROVIDED IN 5-2-

13 302.

14 (D) — THE COMMITTEE SHALL MEET QUARTERLY IN COORDINATION WITH THE LEGISLATIVE FINANCE

15 COMMITTEE SCHEDULE.

16 (D)(E) — THE LEGISLATIVE SERVICES DIVISION AND THE LEGISLATIVE FISCAL DIVISION SHALL PROVIDE STAFF

17 ASSISTANCE TO THE COMMITTEE.

18 (E)(F) — THE COMMITTEE SHALL FOCUS ON ESTABLISHING AN OVERALL FRAMEWORK AND IMPLEMENTATION

19 PLAN FOR LONG-TERM FACILITY NEEDS AND IMMEDIATE IMPROVEMENTS FOR DEPARTMENT OF CORRECTIONS FACILITIES.

20 (F)(G) — THE COMMITTEE SHALL PREPARE A FINAL REPORT OF ITS FINDINGS AND RECOMMENDATIONS, AND

21 DRAFT LEGISLATION IF APPROPRIATE. THE COMMITTEE SHALL SUBMIT THE FINAL REPORT TO THE LEGISLATIVE FINANCE

22 COMMITTEE AND THE LAW AND JUSTICE INTERIM COMMITTEE FOR APPROVAL PRIOR TO SUBMISSION TO THE GOVERNOR

23 AND THE 69TH LEGISLATURE.

24

25 NEW SECTION. Section 3. Capital development projects appropriations and authorizations. (1)

26 The following money is appropriated to the department of administration for the indicated capital development

27 projects from the indicated sources. Funds not requiring legislative appropriation are included for the purpose of

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 authorization. The department of administration is authorized to transfer the appropriations, authority, or both
 2 among the necessary fund types for these projects:

3 Agency/Project LRBP	4 State	5 Federal	6 Authority	7 Total
	8 CD	9 Special	10 Special	11 Only
	12 Fund	13 Revenue	14 Revenue	15 Sources

6 Agriculture Supplemental Ag Analytical Lab (combined with Vet Diagnostic Lab and MSU Wool Lab)
 7 3,858,000 3,858,000

8 Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.

9 MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)
 10 4,700,000 4,700,000

11 Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.

12 Livestock Supplemental Vet Diagnostic Lab (combined with Ag Analytical Lab and MSU Wool Lab)
 13 2,200,000 2,200,000

14 Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.

15 DPHHS DOA Supplemental State Health Lab Renovation
 16 7,000,000 7,000,000

17 Funding may be utilized by the department for project completion in the event federal grant funding
 18 expenditure deadlines are not extended for the project in section 3, Chapter 461, Laws of 2021.

19 Revenue Supplemental Liquor Warehouse Expansion
 20

 14,315,750 14,315,750

21 15,515,750 15,515,750

22 Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.

23 DPHHS Supplemental SWMVH Cottage Connectors
 24 5,250,000 5,250,000

25 Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.

26 MUS MT Tech Supplemental Heating Systems Upgrade
 27 2,750,000 2,750,000

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
2	MUS UMW Supplemental Block Hall Renovation		
3	3,600,000		3,600,000
4	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
5	MDT Supplemental West Yellowstone Airport Terminal		
6	9,000,000		9,000,000
7	Funding may be utilized on a prorated basis by the department for project completion in the event		
8	additional federal grant funding is not received for inflationary and scope adjustments for the project in section		
9	2, Chapter 422, Laws of 2019, and section 3, Chapter 461, Laws of 2021, up to an aggregate of \$41,500,000		
10	from all sources. This aggregate amount does not limit or restrict 17-7-211.		
11	DMA Supplemental Silver Bow Readiness Center		
12	5,491,795	8,221,254	13,713,049
13	Inflationary adjustment funding is provided for the project in section 9, Chapter 476, Laws of 2019, and		
14	section 3, Chapter 461, Laws of 2021.		
15	MUS MAES Supplemental MAES Research Labs		
16	1,604,050		1,604,050
17	<u>4,396,000</u>		<u>4,396,000</u>
18	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
19	DOA Supplemental Mazurek Building Renovation		
20	5,000,000		5,000,000
21	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
22	DNRC Supplemental ELO Facilities & Shop		
23	2,180,235		2,180,235
24	<u>3,003,553</u>		<u>3,003,553</u>
25	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
26	MUS MSU Supplemental Haynes Hall Ventilation Upgrades		
27	3,400,000		3,400,000

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of			
2	2021.			
3	MDT Supplemental Lincoln Airport SRE Building			
4		250,000		250,000
5	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.			
6	FWP Supplemental Havre Area Office			
7		2,199,600	620,400	2,820,000
8	Inflationary and scope adjustment funding is provided for the project in section 3, Chapter 461, Laws of			
9	2021.			
10	<u>DOJ MLEA SUPPLEMENTAL SCENARIO BUILDING</u>			
11		<u>2,600,000</u>		<u>2,600,000</u>
12	<u>INFLATIONARY ADJUSTMENT FUNDING IS PROVIDED FOR THE PROJECT IN SECTION 3, CHAPTER 461, LAWS OF</u>			
13	<u>2021.</u>			
14	FWP Supplemental Glasgow Headquarters			
15		3,100,000		3,100,000
16	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of			
17	2019.			
18	FWP Supplemental Lewistown Area Office			
19		4,000,000		4,000,000
20	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of			
21	2019.			
22	FWP Supplemental MT Wild Avian Rehab Building			
23		550,000		550,000
24	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of			
25	2021.			
26	DMA Supplemental Billings AFRC Unheated Storage			
27		46,208	46,208	92,416

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
2	DMA Supplemental Havre Unheated Building		
3		63,318	63,318
			126,636
4	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
5	DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance		
6		15,903,000	15,903,000
7	<u>UP TO \$10,000,000 OF FUNDING FOR THE PROJECT MUST BE USED FOR REBUILDING A WATER LINE</u>		
8	<u>CONSTRUCTED BY THE STATE SERVING THE MONTANA STATE HOSPITAL. THE DEPARTMENT IS AUTHORIZED TO</u>		
9	<u>CONTRACT WITH ANACONDA-DEER LODGE COUNTY FOR THIS PORTION OF THE PROJECT AT THE DEPARTMENT'S</u>		
10	<u>DISCRETION.</u>		
11	DOC MSP Replace Low-Side Housing		
12		135,000,000	135,000,000
13		<u>156,000,000</u>	<u>156,000,000</u>
14	<u>DOC MSP UNIT D RENOVATION</u>		
15		<u>18,840,831</u>	<u>18,840,831</u>
16	DPHHS Statewide Behavioral Health Initiative		
17		113,000,000	113,000,000
18	<u>DOC FLATHEAD COUNTY PRERELEASE CENTER</u>		
19		<u>7,000,000</u>	<u>7,000,000</u>
20	DOA Renovation of Capitol Complex Offices, Implement ROWS		
21		50,000,000	50,000,000
22	DOA State Capitol Building Improvements		
23		26,316,458	26,316,458
24		<u>28,695,418</u>	<u>28,695,418</u>
25	DNRC Seedling Nursery Improvements		
26		2,797,320	2,797,320
27	DOC MSP Water Line Replacement		

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	3,000,000		3,000,000
2	DOC MSP Entry/Staff Services Addition to Wallace Building		
3	12,800,000		12,800,000
4	DOC MSP Replace Roofs		
5	5,600,000		5,600,000
6	DOC MSP Xanthopoulos Building Repairs		
7	2,950,000		2,950,000
8	DOC MSP New Multi-Purpose Programs Building		
9	9,000,000		9,000,000
10	DLI Job Service Great Falls Building Renovation		
11	5,767,880		5,767,880
12	MUS UM FLBS Water and Sewer Systems		
13	2,500,000		2,500,000
14	DOC MWP Roof Replacement		
15	5,000,000		5,000,000
16	DMA Billings Readiness and Innovation Campus		
17	<hr/> 12,840,000		<hr/> 12,840,000
18	<u>26,840,000</u>	<u>52,000,000</u>	<u>78,840,000</u>
19	DNRC Clearwater Replacement Bunkhouse		
20	1,189,178		1,189,178
21	DNRC Anaconda Bunkhouse		
22	1,180,962		1,180,962
23	DNRC NELO Fire Ready Room		
24	445,491		445,491
25	DNRC CLO Dispatch Center Expansion		
26	545,000		545,000
27	DPHHS MMHNCC Heated Storage Unit		

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	<u>720,000</u>		<u>720,000</u>
2	<u>360,000</u>		<u>360,000</u>
3	<u>DPHHS SOUTHWEST MONTANA VETERANS HOME SIXTH COTTAGE</u>		
4	<u>1,000,000</u>	<u>6,000,000</u>	<u>7,000,000</u>
5	<u>6,000,000</u>		<u>6,000,000</u>
6	<u>FEDERAL FUNDS MUST BE OBLIGATED PRIOR TO PROJECT INITIATION.</u>		
7	DOA Old Board of Health Renovation (Legislative Staff Space)		
8	3,500,000		3,500,000
9	DOC MSP Check Point Bldg / Wallace Entry Security Enhancements		
10	3,000,000		3,000,000
11	DMA Helena Readiness HVAC & Temp Control Upgrade		
12	798,420	2,542,248	3,340,668
13	MUS HC Acquire and Renovate Airport Hangar		
14	3,600,000		3,600,000
15	DMA DES State Emergency Coordination Center Expansion		
16	6,581,000		6,581,000
17	MUS UM Clapp Building Renovation		
18	27,000,000	10,000,000	37,000,000
19	MUS MSU Lewis Hall Code & Instructional Renovations		
20	<u>23,500,000</u>	<u>8,000,000</u>	<u>31,500,000</u>
21	DOA 5 Last Chance Gulch Atrium Renovation		
22	<u>15,558,029</u>		<u>15,558,029</u>
23	MUS MT Tech Engineering Hall Renovation		
24	8,000,000		8,000,000
25	MUS MT Tech Main Hall Renovation		
26	30,000,000		30,000,000
27	MUS MAES BART Life-Safety & Programmatic Improvements		

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1		10,000,000		10,000,000
2	DMA DES State Disaster Warehouse			
3		5,704,000		5,704,000
4	MUS UMW Campus Storage/Warehouse Building			
5		1,250,000		1,250,000
6	<u>MUS MSU-N HEALTH AND RECREATION COMPLEX</u>			
7		<u>25,000,000</u>		<u>25,000,000</u>
8	FWP Makoshika Campground Improvement & Addition			
9		2,500,000	2,500,000	5,000,000
10	FWP Beartooth WMA Facilities Upgrade			
11	_____	8,000,000	_____	8,000,000
12	FWP Agency Staff Housing			
13		7,500,000		7,500,000
14	<u>FWP MILES CITY TRAIN DEPOT RENOVATION</u>			
15		<u>2,000,000</u>		<u>2,000,000</u>
16	<u>UP TO \$1.5 MILLION OF STATE SPECIAL REVENUE FUNDS CONSIST OF FUNDS FROM 15-65-121(2)(E). UP TO</u>			
17	<u>\$500,000 OF STATE SPECIAL REVENUE FUNDS CONSIST OF FUNDS FROM THE ACCOUNT ESTABLISHED IN 23-1-105.</u>			
18	FWP Central Services Site Upgrades			
19	_____	17,168,330	_____	17,168,330
20		<u>10,343,330</u>		<u>10,343,330</u>
21	MDT Combination Facility Great Falls			
22		12,600,000		12,600,000
23	MDT Combination Facility Kalispell			
24		11,000,000		11,000,000
25	MDT Combination Facility Missoula			
26		10,500,000		10,500,000
27	MUS MSU Supplemental Facilities Yard Relocation			

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1		8,000,000	8,000,000
2	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
3	2019.		
4	MUS UM Supplemental Mansfield Library Remodel		
5		4,000,000	4,000,000
6	Inflationary and scope adjustment funding is provided for the project in section <u>3</u> 4, Chapter 461, Laws		
7	of 2021.		
8	MUS MSU Supplemental Visual Communications Building		
9		4,000,000	4,000,000
10	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
11	2019.		
12	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
13		92,000,000	92,000,000
14	MUS MSU Gianforte Hall, School of Computing		
15		50,000,000	50,000,000
16	MUS UM Adams Center - Student Athlete Locker Rooms		
17		6,000,000	6,000,000
18	MUS UM Campuswide Classroom Upgrades		
19		6,000,000	6,000,000
20	MUS UM Liberal Arts Building / Eck Hall		
21		4,000,000	4,000,000
22	MUS MSU Indoor Practice Facility		
23		15,000,000	15,000,000
24	MUS MT Tech Highlands College Indoor Pole Barn		
25		2,000,000	2,000,000
26	DOA Statewide Federal Spending Authority		
27		5,000,000	5,000,000

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths
 2 590,000 590,000

3 MUS UM MCGILL HALL EXPANSION
 4 3,000,000 3,000,000

5 (2) (A) FOR THE BIENNIUM BEGINNING JULY 1, 2023, THERE IS APPROPRIATED TO THE DEPARTMENT OF
 6 ADMINISTRATION \$4 MILLION OF STATE SPECIAL REVENUE FOR THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS
 7 BEARTOOTH WMA FACILITIES UPGRADE CAPITAL DEVELOPMENT PROJECT.

8 (B) FOR THE BIENNIUM BEGINNING JULY 1, 2023, AN ADDITIONAL \$4 MILLION OF STATE SPECIAL REVENUE
 9 IS APPROPRIATED TO THE DEPARTMENT OF ADMINISTRATION FOR THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS
 10 BEARTOOTH WMA FACILITIES UPGRADE CAPITAL DEVELOPMENT PROJECT CONTINGENT ON THE DEPARTMENT OF
 11 ADMINISTRATION PROVIDING WRITTEN CONFIRMATION TO THE GOVERNOR THAT THE PROJECT IS UNDER CONTRACT.

12 (C) THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS SHALL PROVIDE A QUARTERLY REPORT ON THE
 13 STATUS OF THE PROJECT AND ITS ASSOCIATED EXPENDITURES IN DIGITAL FORMAT TO THE LEGISLATIVE FISCAL ANALYST.
 14 THE REPORT MUST BE DISTRIBUTED BY THE LEGISLATIVE FISCAL ANALYST TO MEMBERS OF THE LEGISLATIVE FINANCE
 15 COMMITTEE AND THE LONG-RANGE PLANNING BUDGET COMMITTEE PROVIDED FOR IN 5-12-501.

16 (3) (A) EXCEPT AS PROVIDED IN SUBSECTION (3)(B), FUNDS APPROPRIATED FOR THE DOC FLATHEAD
 17 COUNTY PRERELEASE CENTER MAY NOT BE EXPENDED UNTIL THE DEPARTMENT HAS RECEIVED ALL NECESSARY
 18 AUTHORIZATIONS FOR THE PROPOSED PRERELEASE CENTER.

19 (B) TO SECURE ACQUISITION OF THE FACILITY, THE DEPARTMENT OF CORRECTIONS MAY ENTER INTO A
 20 PURCHASE OPTION AGREEMENT WITH THE OWNER NOT TO EXCEED 18 MONTHS IN LENGTH. THE OPTION FEE MUST BE
 21 FULLY CREDITED TO THE PURCHASE PRICE IF THE DEPARTMENT OF CORRECTIONS PURCHASES THE FACILITY. THE
 22 OPTION FEE MAY NOT EXCEED 1% OF THE PURCHASE PRICE.

23 ~~(2)~~(4) The following money is appropriated to the department of military affairs for the indicated
 24 capital development projects from the indicated sources. Funds not requiring legislative appropriation are
 25 included for the purpose of authorization.

26	Agency/Project	State	Federal	Authority	Total
27		Special	Special	Only	

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	Revenue	Revenue	Sources
2	DMA FTH Aviation Facility HVAC & Temperature Control Upgrade		
3		3,580,365	3,580,365
4	DMA FTH Collective Training Housing Facility		
5		3,000,000	3,000,000
6	DMA FTH Ready Building Addition		
7		4,700,000	4,700,000
8	DMA FTH Training Site HVAC and Controls Upgrade		
9		2,574,002	2,574,002

10 ~~(3)~~(5) (a) Pursuant to 17-7-210, if construction of a new facility requires an immediate or future
 11 increase in state funding for program expansion or operations and maintenance, the legislature may not
 12 authorize the new facility unless it also appropriates funds for the increase in state funding for program
 13 expansion and operations and maintenance. To the extent allowed by law, at the end of each fiscal year
 14 following approval of a new facility but prior to receipt of its certificate of occupancy, the appropriation made in
 15 this subsection ~~(3)~~(5) reverts to its originating fund. The appropriation is not subject to the provisions of 17-7-
 16 304.

17 (b) It is the legislature's intent that the appropriations in this subsection ~~(3)~~ (5) become part of the
 18 respective agency's base budget for the biennium beginning July 1, 2025.

19 (c) The following money is appropriated for the biennium beginning July 1, 2023, to the indicated
 20 agency from the indicated sources for program expansion or operations and maintenance for the indicated new
 21 facility:

22	Agency/Project	General	State	Federal	Authority	Total
23		Fund	Special	Special	Only	
24			Revenue	Revenue	Sources	
25	Department of Corrections					
26	BSB Re-Entry Services, Acadia Facility					
27		563,536				563,536

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter
2 401, Laws of 2021.

3 DOC MSP Replace Low-Side Housing
4 176,560 176,560

5 DOC MSP Entry/Staff Services Addition to Wallace Building
6 184,000 184,000

7 DOC MSP New Multi-Purpose Programs Building
8 100,340 103,340

9 103,040 103,040

10 DOC FLATHEAD COUNTY PRERELEASE CENTER
11 3,388,560 3,388,560

12 THE APPROPRIATION FOR THE DOC FLATHEAD COUNTY PRERELEASE CENTER IS FOR THE FISCAL YEAR
13 BEGINNING JULY 1, 2024.

14 DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths
15 40,000 40,000

16 Department of Fish, Wildlife, and Parks
17 FWP Beartooth WMA Facilities Upgrade
18 80,000 80,000

19 FWP Agency Staff Housing
20 225,000 225,000

21 FWP Central Services Site Upgrades
22 128,762 128,762

23 FWP MILES CITY TRAIN DEPOT OPERATIONS AND MAINTENANCE
24 73,000 73,000

25 OPERATIONS AND MAINTENANCE ARE FROM FWP STATE SPECIAL REVENUE FUNDS.

26 Department of Military Affairs

27 DMA Billings LAASF

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1		200,000	200,000
2	Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter 401,		
3	Laws of 2021.		
4	DMA DES State Emergency Coordination Center Expansion		
5		54,012	54,012
6	DMA FTH Collective Training Housing Facility		
7		34,000	34,000
8	DMA FTH Ready Building Addition		
9		26,472	26,472
10	Department of Natural Resources and Conservation		
11	DNRC Clearwater Replacement Bunkhouse		
12		27,650	27,650
13	DNRC Anaconda Bunkhouse		
14		33,180	33,180
15	DNRC NELO Fire Ready Room		
16		17,696	17,696
17	DNRC CLO Dispatch Center Expansion		
18		10,700	10,700
19	Department of Public Health and Human Services		
20	DPHHS Statewide Behavioral Health Initiative		
21		2,503,280	2,503,280
22	DPHHS MMHNCC Heated Storage Unit		
23		21,312	21,312
24	<u>DPHHS SOUTHWEST MONTANA VETERANS HOME SIXTH COTTAGE</u>		
25		<u>1,200,000</u>	<u>1,200,000</u>
26	DMA DES State Disaster Warehouse		
27		62,000	62,000

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	Montana Department of Transportation		
2	MDT Combination Facility Great Falls		
3		53,900	53,900
4	MDT Combination Facility Kalispell		
5		42,400	42,400
6	MDT Combination Facility Missoula		
7		41,800	41,800
8	Montana University System		
9	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)		
10		520,695	520,695
11	MUS HC Acquire and Renovate Airport Hangar		
12		188,133	188,133
13	MUS UMW Campus Storage/Warehouse Building		
14		63,975	63,975
15	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
16		4,000,154	4,000,154
17	MUS MSU Gianforte Hall, School of Computing		
18		1,730,858	1,730,858
19	MUS MSU Indoor Practice Facility		
20			athletics/auxiliaries funds only
21	MUS MT Tech Highlands College Indoor Pole Barn		
22		42,671	42,671
23	<u>MUS UM MCGILL HALL EXPANSION</u>		
24		<u>62,256</u>	<u>62,256</u>
25	<u>MUS MSU-N HEALTH AND RECREATION COMPLEX</u>		
26		<u>585,240</u>	<u>585,240</u>
27	(d) After receipt of a certificate of occupancy, funding appropriated in subsection (3)(c) (5)(C) to the		

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 Montana university system Wool Lab and in section 1(4)(c), Ch. 468, L. 2021, to the department of agriculture
2 Ag Analytical Lab shall be transferred each biennium to the department of livestock.

3
4 NEW SECTION. SECTION 4. PROJECT PRIORITY. (1) THE DEPARTMENT OF ADMINISTRATION SHALL
5 PRIORITIZE THE FOLLOWING PROJECTS AT THE MONTANA STATE PRISON AS FIRST AND SHALL MOVE AT ALL DELIBERATE
6 SPEED TO HAVE EACH PROJECT UNDER CONTRACT BY SEPTEMBER 30, 2023:

7 DOC MSP REPLACE LOW-SIDE HOUSING

8 DOC MSP PERIMETER FENCE ENHANCEMENT

9 DOC MSP UNIT F WATER SUPPLY UPGRADE

10 DOC MSP WATER LINE REPLACEMENT

11 DOC MSP ENTRY/STAFF SERVICES ADDITION TO WALLACE BUILDING

12 DOC MSP REPLACE ROOFS

13 DOC MSP XANTHOPOULOS BUILDING REPAIRS

14 DOC MSP NEW MULTI-PURPOSE PROGRAMS BUILDING

15 (2) TO EXPEDITE CONSTRUCTION OF NEW LOW-SIDE HOUSING UNITS AT MONTANA STATE PRISON, THE
16 DEPARTMENT OF ADMINISTRATION, IN CONSULTATION WITH THE DEPARTMENT OF CORRECTIONS, IS AUTHORIZED TO
17 PURCHASE PLANS FOR PRISON HOUSING THAT WERE CONSTRUCTED IN ANOTHER STATE, PROVIDED THOSE PLANS CAN
18 BE MADE TO COMPLY WITH THE PROFESSIONAL SERVICES REQUIREMENTS OF TITLE 18, CHAPTER 2, AND TITLE 37,
19 CHAPTERS 65 AND 67.

20
21 NEW SECTION. Section 5. Capital improvements projects. (1) The following money is
22 appropriated to the department of fish, wildlife, and parks in the indicated amounts for the purpose of making
23 capital improvements to statewide facilities. Funds not requiring legislative appropriation are included for the
24 purpose of authorization. The department of fish, wildlife, and parks is authorized to transfer the appropriations,
25 authority, or both among the necessary fund types for these projects:

26	Agency/Project	State	Federal	Authority	Total
27		Special	Special	Only	

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	Revenue	Revenue	Source	
2	FWP Statewide Admin Facilities Major Maintenance			
3	1,931,500		5,000,000	6,931,500
4	<u>1,991,500</u>		<u>5,000,000</u>	<u>6,991,500</u>
5	<u>UP TO \$60,000 OF STATE SPECIAL REVENUE FUNDING MUST BE USED FOR CONSTRUCTION OF A WARMING HUT</u>			
6	<u>AT BANNACK STATE PARK.</u>			
7	FWP Signage & Wayfinding Updates			
8	2,500,000			2,500,000
9	<u>1,250,000</u>			<u>1,250,000</u>
10	FWP Erosion Control			
11	2,673,000			2,673,000
12	FWP Community Ponds			
13	200,000			200,000
14	FWP Forest Management			
15	100,000	300,000		400,000
16	FWP Site Maintenance Upgrades & Improvements			
17	4,572,450	1,770,750	1,193,000	7,536,200
18	FWP Shooting Range Development			
19	1,000,000	3,000,000		4,000,000
20	FWP Wildlife Habitat Improvement Program Renewal			
21		2,000,000		2,000,000
22	FWP Wildlife Habitat Management & Maintenance			
23	1,140,000	2,765,000		3,905,000
24	FWP Upland Game Bird Enhancement Program			
25	1,908,000	600,000		2,508,000
26	FWP Migratory Bird Wetland Program			
27	500,000			500,000

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1	FWP Future Fisheries				
2		2,000,000			2,000,000
3	FWP Hatcheries Maintenance				
4		2,000,000			2,000,000
5	FWP POR Grant Programs				
6		5,000,000	6,000,000		11,000,000
7	FWP Fish Connectivity				
8		548,454	1,278,992	140,234	1,967,680
9	FWP PALA Access Program				
10		1,000,000			1,000,000

(2) Authority is granted to the Montana university system for the purpose of making capital improvements to campus facilities statewide. Use of authority-only funds may be allocated at not more than \$2,500,000 per project and a project may not be segregated to circumvent this limitation. All costs for the operations and maintenance of any improvements constructed under this authorization must be paid by the Montana university system from nonstate sources:

16	Agency/Project	State	Federal	Authority	Total
17		Special	Special	Only	
18		Revenue	Revenue	Sources	
19	General Spending Authority, MUS			20,000,000	20,000,000

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

24	Agency/Project	State	Federal	Authority	Total
25		Special	Special	Only	
26		Revenue	Revenue	Sources	
27	DMA Federal Spending Authority		3,000,000		3,000,000

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 (4) The following money is appropriated to the department of transportation in the indicated
2 amount for the purpose of making capital improvements to statewide facilities as indicated:

3 Agency/Project	4 State	5 Federal	6 Authority	7 Total
	8 Special	9 Revenue	10 Special	
	11 Revenue	12 Revenue	13 Only	
		14 Sources	15 Sources	

6 MDT Maintenance, Repair, and Small Projects

7 3,000,000 3,000,000

8 (5) The following money is appropriated to the department of environmental quality in the indicated
9 amount from state building energy conservation funds for the purposes of making capital improvements, and is
10 authorized to transfer the appropriation, authority, or both among the necessary fund types.

11 Agency/Project	12 State	13 Federal	14 Authority	15 Total
	16 Special	17 Revenue	18 Special	
	19 Revenue	20 Revenue	21 Only	
		22 Sources	23 Sources	

14 DEQ Energy Improvements, Statewide 3,700,000 3,700,000

15 (6) THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF COMMERCE IN THE INDICATED
16 AMOUNT FOR GRANTS TO THE CHIPPEWA CREE TRIBE FOR THE PURPOSE OF THE FOLLOWING PROJECTS:

17 <u>AGENCY/PROJECT</u>	18 <u>STATE</u>	19 <u>FEDERAL</u>	20 <u>AUTHORITY</u>	21 <u>OTHER</u>	22 <u>TOTAL</u>
	23 <u>SPECIAL</u>	24 <u>SPECIAL</u>	25 <u>ONLY</u>	26 <u>FUNDING</u>	
	27 <u>REVENUE</u>	28 <u>REVENUE</u>	29 <u>SOURCES</u>	30 <u>SOURCES</u>	
31 <u>CHIPPEWA CREE CULTURAL CEREMONY BUILDING REPAIR</u>				32 <u>1,000,000</u>	33 <u>1,000,000</u>
34 <u>CHIPPEWA CREE LANGUAGE IMMERSION SCHOOL</u>				35 <u>1,000,000</u>	36 <u>1,000,000</u>

37 OTHER FUNDING SOURCES CONSIST OF ONE-TIME-ONLY STATE GENERAL FUND MONEY.

38 (7) THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF TRANSPORTATION IN THE
39 INDICATED AMOUNT FOR THE PURPOSE OF CONSTRUCTING NEW PUBLIC SIDEWALKS ALONG U.S. HIGHWAY 2, FROM THE
40 INTERSECTION OF MEADOWLARK DRIVE TO THE INTERSECTION OF TERRY ROAD, AND FROM THE INTERSECTION OF EAST
41 EVERGREEN DRIVE TO THE INTERSECTION OF POPLAR ROAD.

42 <u>AGENCY/PROJECT</u>	43 <u>STATE</u>	44 <u>FEDERAL</u>	45 <u>AUTHORITY</u>	46 <u>OTHER</u>	47 <u>TOTAL</u>
--------------------------	-----------------	-------------------	---------------------	-----------------	-----------------

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1		<u>SPECIAL</u>	<u>SPECIAL</u>	<u>ONLY</u>	<u>FUNDING</u>	
2		<u>REVENUE</u>	<u>REVENUE</u>	<u>SOURCES</u>	<u>SOURCES</u>	
3	<u>MDT US HIGHWAY 2 SIDEWALKS PROJECT</u>				<u>1,000,000</u>	<u>1,000,000</u>

OTHER FUNDING SOURCES CONSIST OF ONE-TIME-ONLY STATE GENERAL FUND MONEY.

(8) THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF COMMERCE IN THE INDICATED

AMOUNT FOR A GRANT TO THE CITY OF MISSOULA FOR THE PURPOSE OF THE FOLLOWING PROJECT:

7	<u>AGENCY/PROJECT</u>	<u>STATE</u>	<u>FEDERAL</u>	<u>AUTHORITY</u>	<u>OTHER</u>	<u>TOTAL</u>
8		<u>SPECIAL</u>	<u>SPECIAL</u>	<u>ONLY</u>	<u>FUNDING</u>	
9		<u>REVENUE</u>	<u>REVENUE</u>	<u>SOURCES</u>	<u>SOURCES</u>	
10	<u>CITY OF MISSOULA RIVERFRONT TRAIL PUBLIC PLAZA</u>				<u>250,000</u>	<u>250,000</u>

OTHER FUNDING SOURCES CONSIST OF ONE-TIME-ONLY STATE GENERAL FUND MONEY.

(9) THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF REVENUE IN THE INDICATED

AMOUNT FOR THE PURPOSE OF A STATE LINE SURVEY PROJECT TO BE CONDUCTED BY THE U.S. BUREAU OF LAND

MANAGEMENT IN MINERAL COUNTY.

15	<u>AGENCY/PROJECT</u>	<u>STATE</u>	<u>FEDERAL</u>	<u>AUTHORITY</u>	<u>OTHER</u>	<u>TOTAL</u>
16		<u>SPECIAL</u>	<u>SPECIAL</u>	<u>ONLY</u>	<u>FUNDING</u>	
17		<u>REVENUE</u>	<u>REVENUE</u>	<u>SOURCES</u>	<u>SOURCES</u>	
18	<u>DEPARTMENT OF REVENUE/MINERAL COUNTY STATE LINE SURVEY</u>				<u>76,000</u>	<u>76,000</u>

OTHER FUNDING SOURCES CONSIST OF ONE-TIME-ONLY STATE GENERAL FUND MONEY.

(10) THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY IN THE

INDICATED AMOUNTS FOR GRANTS THAT REDUCE EXPOSURE TO LEAD IN DRINKING WATER AT SCHOOL FACILITIES:

22	<u>AGENCY/PROJECT</u>	<u>STATE</u>	<u>FEDERAL</u>	<u>AUTHORITY</u>	<u>OTHER</u>	<u>TOTAL</u>
23		<u>SPECIAL</u>	<u>SPECIAL</u>	<u>ONLY</u>	<u>FUNDING</u>	
24		<u>REVENUE</u>	<u>REVENUE</u>		<u>SOURCES</u>	
25	<u>DEQ SCHOOL LEAD REMEDIATION</u>					
26		<u>3,700,000</u>				<u>3,700,000</u>
27					<u>3,700,000</u>	<u>3,700,000</u>

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 STATE SPECIAL REVENUES CONSIST OF FUNDS FROM THE ACCOUNT ESTABLISHED IN 75-11-313.

2 OTHER FUNDING SOURCES CONSIST OF ONE-TIME-ONLY STATE GENERAL FUND MONEY.

3 (11) THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF NATURAL RESOURCES AND

4 CONSERVATION IN THE INDICATED AMOUNT FOR A GRANT TO THE YELLOWSTONE CONSERVATION DISTRICT AND THE

5 CITY OF BILLINGS FOR CONSTRUCTION FOR THE YELLOWSTONE CONSERVATION AREA.

<u>AGENCY/PROJECT</u>	<u>STATE</u>	<u>FEDERAL</u>	<u>AUTHORITY</u>	<u>OTHER</u>	<u>TOTAL</u>
	<u>SPECIAL</u>	<u>SPECIAL</u>	<u>ONLY</u>	<u>FUNDING</u>	
	<u>REVENUE</u>	<u>REVENUE</u>	<u>SOURCES</u>	<u>SOURCES</u>	
<u>DNRC YELLOWSTONE CONSERVATION AREA</u>				<u>8,000,000</u>	<u>8,000,000</u>

10 OTHER FUNDING SOURCES CONSIST OF ONE-TIME-ONLY STATE GENERAL FUND MONEY.

11 (12) THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF COMMERCE IN THE INDICATED

12 AMOUNT FOR A GRANT TO THE CITY OF COLUMBUS FOR A GRANT FOR WATER AND SEWER SYSTEM UPGRADES AND

13 REPAIRS:

<u>AGENCY/PROJECT</u>	<u>STATE</u>	<u>FEDERAL</u>	<u>AUTHORITY</u>	<u>OTHER</u>	<u>TOTAL</u>
	<u>SPECIAL</u>	<u>SPECIAL</u>	<u>ONLY</u>	<u>FUNDING</u>	
	<u>REVENUE</u>	<u>REVENUE</u>	<u>SOURCES</u>	<u>SOURCES</u>	
<u>DEPARTMENT OF COMMERCE/CITY OF COLUMBUS WATER AND SEWER SYSTEM UPGRADES AND REPAIRS</u>				<u>1,000,000</u>	<u>1,000,000</u>

19 OTHER FUNDING SOURCES CONSIST OF ONE-TIME-ONLY STATE GENERAL FUND MONEY.

20 (13) THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF COMMERCE IN THE INDICATED

21 AMOUNT FOR A GRANT TO THE WORLD MUSEUM OF MINING IN BUTTE-SILVER BOW FOR THE PURPOSE OF THE DESIGN

22 AND CONSTRUCTION OF THE WORLD MUSEUM OF MINING HERITAGE CENTER.

<u>AGENCY/PROJECT</u>	<u>STATE</u>	<u>FEDERAL</u>	<u>AUTHORITY</u>	<u>OTHER</u>	<u>TOTAL</u>
	<u>SPECIAL</u>	<u>SPECIAL</u>	<u>ONLY</u>	<u>FUNDING</u>	
	<u>REVENUE</u>	<u>REVENUE</u>	<u>SOURCES</u>	<u>SOURCES</u>	
<u>DEPARTMENT OF COMMERCE/WORLD MUSEUM OF MINING HERITAGE CENTER</u>				<u>9,600,000</u>	<u>9,600,000</u>

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 OTHER FUNDING SOURCES CONSIST OF ONE-TIME-ONLY STATE GENERAL FUND MONEY.
 2 (14) THE FOLLOWING MONEY IS APPROPRIATED TO THE DEPARTMENT OF COMMERCE IN THE INDICATED
 3 AMOUNT FOR GRANTS TO LOCAL GOVERNMENTS AS DEFINED IN 90-6-701 FOR LOCAL PARK FACILITY IMPROVEMENTS.

<u>AGENCY/PROJECT</u>	<u>STATE</u>	<u>FEDERAL</u>	<u>AUTHORITY</u>	<u>OTHER</u>	<u>TOTAL</u>
	<u>SPECIAL</u>	<u>SPECIAL</u>	<u>ONLY</u>	<u>FUNDING</u>	
	<u>REVENUE</u>	<u>REVENUE</u>	<u>SOURCES</u>	<u>SOURCES</u>	
<u>DEPARTMENT OF COMMERCE/LOCAL PARK FACILITY IMPROVEMENT GRANTS</u>					
				<u>2,000,000</u>	<u>2,000,000</u>

9 OTHER FUNDING SOURCES CONSIST OF ONE-TIME-ONLY STATE GENERAL FUND MONEY.
 10
 11 NEW SECTION. Section 6. Land acquisition appropriations. The following money is appropriated
 12 to the department of fish, wildlife, and parks in the indicated amounts for purposes of land acquisition, land
 13 leasing, easement purchase, or development agreements. The department of fish, wildlife, and parks is
 14 authorized to transfer the appropriations, authority, or both among the necessary fund types for these projects:

Agency/Project	State	Federal	Authority	Total
	Special	Special	Only	
	Revenue	Revenue	Sources	
FWP Habitat Montana	9,650,000	2,350,000		12,000,000

20 NEW SECTION. Section 7. Planning and design. The department of administration may proceed
 21 with the planning and design of capital projects in either or both [sections 2 and 3] prior to the receipt of other
 22 funding sources. The department may use interentity loans in accordance with 17-2-107 to pay planning and
 23 design costs incurred before the receipt of other funding sources.

25 NEW SECTION. Section 8. Capital projects -- contingent funds. (1) If a capital project is financed,
 26 in whole or in part, with appropriations contingent upon the receipt of other funding sources, the department of
 27 administration may not let the project for bid until a financial plan and agreement with the agency has been

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 approved by the director of the department of administration. A financial plan and agreement may not be
2 approved by the director if:

3 (a) the level of funding and authorization provided under the financial plan and agreement deviates
4 substantially from the funding level provided in either or both [sections 2 and 3] for that project; or

5 (b) the scope of the project is substantially altered or revised from the concept and intent for that
6 project as presented to the 68th legislature.

7 (2) This section does not limit or restrict 17-7-211.

8
9 **NEW SECTION. Section 9. Review by department of environmental quality.** The department of
10 environmental quality shall review capital projects authorized in either or both [sections 2 and 3] for potential
11 inclusion in the state building energy conservation program (SBECP) under Title 90, chapter 4, part 6. When a
12 review shows that a capital project will result in energy or utility savings and improvements, that project must be
13 submitted to the energy conservation program for funding consideration by the SBECP. Funding provided
14 under the energy conservation program guidelines must be used to offset or add to the authorized funding for
15 the project, and the amount will be dependent on the annual utility savings resulting from the capital project.
16 Agencies must be notified of potential funding after the review and are obligated to utilize the SBECP funding, if
17 available.

18
19 **NEW SECTION. Section 10. Legislative consent.** The appropriations authorized in [~~sections 4~~
20 ~~through 8~~] [~~SECTIONS 1 THROUGH 26~~] [~~SECTIONS 1 THROUGH 27~~] constitute legislative consent for the capital
21 projects contained in [~~sections 1 through 8~~] [~~SECTIONS 1 THROUGH 26~~] [~~SECTIONS 1 THROUGH 27~~] within the
22 meaning of 18-2-102.

23
24 **NEW SECTION. Section 11. Increase in state funding for program expansion or operations and**
25 **maintenance.** If an immediate or future increase in state funding for program expansion or operations and
26 maintenance is required for a new facility in [section 3] but the increase is not appropriated by the 68th
27 legislature, the new facility in [section 3] is not appropriated or authorized as provided in 17-7-210.

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

SECTION 12. ~~SECTION 75-11-313, MCA, IS AMENDED TO READ:~~

~~"75-11-313. — Petroleum tank release cleanup fund. (1) There is a petroleum tank release cleanup fund in the state special revenue fund established in 17-2-102. The fund is administered as a revolving fund by the board and is statutorily appropriated, as provided in 17-7-502, for the purposes provided for under subsections (3)(c) and (3)(d). Administrative costs under subsections (3)(a) and (3)(b) must be paid pursuant to a legislative appropriation.~~

~~(2) — There is deposited in the fund:~~

~~(a) — all revenue from the petroleum storage tank cleanup fee as provided in 75-11-314;~~

~~(b) — money received by the board in the form of gifts, grants, reimbursements, or appropriations, from any source, intended to be used for the purposes of this fund;~~

~~(c) — money appropriated or advanced to the fund by the legislature;~~

~~(d) — money loaned to the board by the board of investments; and~~

~~(e) — all interest earned on money in the fund.~~

~~(3) — As provided in 75-11-318, the fund may be used only:~~

~~(a) — to administer this part, including payment of board expenses associated with administration;~~

~~(b) — to pay the actual and necessary department expenses associated with administration;~~

~~(c) — to reimburse owners and operators for eligible costs caused by a release from a petroleum storage tank and approved by the board; and~~

~~(d) — for repayment of any advance and any loan made pursuant to 17-6-225, plus interest earned on the advance or loan. ; and~~

~~(e) — for lead remediation in school districts.~~

~~(4) — Whenever the board accepts a loan from the board of investments pursuant to 17-6-225, the receipts from the fees provided for in 75-11-314 in each fiscal year until the loan is repaid are pledged and dedicated for the repayment of the loan in an amount sufficient to meet the repayment obligation for that fiscal year. "~~

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 NEW SECTION. Section 12. Transfer of funds. By August 15, 2023, the department of
2 administration shall make the following transfers:

3 (1) \$41,420,091 from the capital developments long-range building program account established in
4 17-7-209 to the major repair long-range building program account established in 17-7-221.

5 (2) \$2,000,000 FROM THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT
6 ESTABLISHED IN 17-7-209 TO THE CAPITOL PROJECTS LAND GRANT FUND PROVIDED FOR IN 18-2-107.

7 ~~(2) \$113,000,000 from the general fund to the capital developments long range building program~~
8 ~~account established in 17-7-209.~~

9 (3) \$6,000,000 FROM THE GENERAL FUND TO THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING
10 PROGRAM ACCOUNT ESTABLISHED IN 17-7-209.

11

12 SECTION 13. SECTION 15-65-121, MCA, IS AMENDED TO READ:

13 "**15-65-121. (Temporary) Distribution of tax proceeds.** (1) The proceeds of the tax imposed by 15-
14 65-111 must, in accordance with the provisions of 17-2-124, be deposited in an account in the state special
15 revenue fund to the credit of the department. The department may spend from that account in accordance with
16 an expenditure appropriation by the legislature based on an estimate of the costs of collecting and disbursing
17 the proceeds of the tax. Before allocating the balance of the tax proceeds in accordance with the provisions of
18 17-2-124 and as provided in subsections (2)(a) through (2)(i) of this section, the department shall determine the
19 expenditures by state agencies for in-state lodging for each reporting period and deduct 4% of that amount from
20 the tax proceeds received each reporting period. The department shall distribute the portion of the 4% that was
21 paid with federal funds to the agency that made the in-state lodging expenditure and deposit 30% of the amount
22 deducted less the portion paid with federal funds in the state general fund.

23 (2) The balance of the tax proceeds received each reporting period and not deducted pursuant to
24 the expenditure appropriation, deposited in the state general fund, distributed to agencies that paid the tax with
25 federal funds, or deposited in the heritage preservation and development account must be transferred to an
26 account in the state special revenue fund to the credit of the department of commerce for tourism promotion
27 and promotion of the state as a location for the production of motion pictures and television commercials, to the

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 Montana historical interpretation state special revenue account, to the Montana historical society, to the
2 university system, to the state-tribal economic development commission, and to the department of fish, wildlife,
3 and parks, as follows:

4 (a) 1% to the Montana historical society to be used for the installation or maintenance of roadside
5 historical signs and historic sites;

6 (b) 2.5% to the university system for the establishment and maintenance of a Montana travel
7 research program;

8 (c) 6.5% to the department of fish, wildlife, and parks for the maintenance of facilities in state parks
9 that have both resident and nonresident use;

10 (d) 1.4% to the invasive species state special revenue account established in 80-7-1004;

11 (e) 60.3% to be used directly by the department of commerce, in part to renovate the Miles City
12 train depot;

13 (f) (i) except as provided in subsection (2)(f)(ii), 22.5% to be distributed by the department to
14 regional nonprofit tourism corporations in the ratio of the proceeds collected in each tourism region to the total
15 proceeds collected statewide; and

16 (ii) if 22.5% of the proceeds collected annually within the limits of a city, consolidated city-county,
17 resort area, or resort area district exceeds \$35,000, 50% of the amount available for distribution to the regional
18 nonprofit tourism corporation in the region where the city, consolidated city-county, resort area, or resort area
19 district is located, to be distributed to the nonprofit convention and visitors bureau in that city, consolidated city-
20 county, resort area, or resort area district;

21 (g) 0.5% to the state special revenue account provided for in 90-1-135 for use by the state-tribal
22 economic development commission established in 90-1-131 for activities in the Indian tourism region;

23 (h) 2.6% to the Montana historical interpretation state special revenue account established in 22-3-
24 115; and

25 (i) 2.7% or \$1 million, whichever is less, to the Montana heritage preservation and development
26 account provided for in 22-3-1004. The Montana heritage preservation and development commission shall
27 report on the use of funds received pursuant to this subsection (2)(i) to the legislative finance committee on a

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 semiannual basis, in accordance with 5-11-210.

2 (3) If a city, consolidated city-county, resort area, or resort area district qualifies under 15-68-
3 820(5)(b)(iii) or this section for funds but fails to either recognize a nonprofit convention and visitors bureau or
4 submit and gain approval for an annual marketing plan as required in 15-65-122, then those funds must be
5 allocated to the regional nonprofit tourism corporation in the region in which the city, consolidated city-county,
6 resort area, or resort area district is located.

7 (4) If a regional nonprofit tourism corporation fails to submit and gain approval for an annual
8 marketing plan as required in 15-65-122, then those funds otherwise allocated to the regional nonprofit tourism
9 corporation may be used by the department of commerce for tourism promotion and promotion of the state as a
10 location for the production of motion pictures and television commercials.

11 (5) The tax proceeds received that are transferred to a state special revenue account pursuant to
12 subsections (2)(a) through (2)(c), (2)(e), and (2)(f) are statutorily appropriated to the entities as provided in 17-
13 7-502.

14 (6) The tax proceeds received that are transferred to the invasive species state special revenue
15 account pursuant to subsection (2)(d), to the Montana historical interpretation state special revenue account
16 pursuant to subsection (2)(h), and to the Montana heritage preservation and development account pursuant to
17 subsection (2)(i) are subject to appropriation by the legislature. (Terminates June 30, 2027--sec. 12, Ch. 563, L.
18 2021.)

19 **15-65-121. (Effective July 1, 2027) Distribution of tax proceeds.** (1) The proceeds of the tax
20 imposed by 15-65-111 must, in accordance with the provisions of 17-2-124, be deposited in an account in the
21 state special revenue fund to the credit of the department. The department may spend from that account in
22 accordance with an expenditure appropriation by the legislature based on an estimate of the costs of collecting
23 and disbursing the proceeds of the tax. Before allocating the balance of the tax proceeds in accordance with
24 the provisions of 17-2-124 and as provided in subsections (2)(a) through (2)(h) of this section, the department
25 shall determine the expenditures by state agencies for in-state lodging for each reporting period and deduct 4%
26 of that amount from the tax proceeds received each reporting period. The department shall distribute the
27 portion of the 4% that was paid with federal funds to the agency that made the in-state lodging expenditure and

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 deposit 30% of the amount deducted less the portion paid with federal funds in the state general fund. The
2 amount of \$400,000 each year must be deposited in the Montana heritage preservation and development
3 account provided for in 22-3-1004.

4 (2) The balance of the tax proceeds received each reporting period and not deducted pursuant to
5 the expenditure appropriation, deposited in the state general fund, distributed to agencies that paid the tax with
6 federal funds, or deposited in the heritage preservation and development account must be transferred to an
7 account in the state special revenue fund to the credit of the department of commerce for tourism promotion
8 and promotion of the state as a location for the production of motion pictures and television commercials, to the
9 Montana historical interpretation state special revenue account, to the Montana historical society, to the
10 university system, to the state-tribal economic development commission, and to the department of fish, wildlife,
11 and parks, as follows:

- 12 (a) 1% to the Montana historical society to be used for the installation or maintenance of roadside
13 historical signs and historic sites;
- 14 (b) 2.5% to the university system for the establishment and maintenance of a Montana travel
15 research program;
- 16 (c) 6.5% to the department of fish, wildlife, and parks for the maintenance of facilities in state parks
17 that have both resident and nonresident use;
- 18 (d) 1.4% to the invasive species state special revenue account established in 80-7-1004;
- 19 (e) 63% to be used directly by the department of commerce;
- 20 (f) (i) except as provided in subsection (2)(f)(ii), 22.5% to be distributed by the department to
21 regional nonprofit tourism corporations in the ratio of the proceeds collected in each tourism region to the total
22 proceeds collected statewide; and
- 23 (ii) if 22.5% of the proceeds collected annually within the limits of a city, consolidated city-county,
24 resort area, or resort area district exceeds \$35,000, 50% of the amount available for distribution to the regional
25 nonprofit tourism corporation in the region where the city, consolidated city-county, resort area, or resort area
26 district is located, to be distributed to the nonprofit convention and visitors bureau in that city, consolidated city-
27 county, resort area, or resort area district;

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

- 1 (g) 0.5% to the state special revenue account provided for in 90-1-135 for use by the state-tribal
2 economic development commission established in 90-1-131 for activities in the Indian tourism region; and
3 (h) 2.6% to the Montana historical interpretation state special revenue account established in 22-3-
4 115.
- 5 (3) If a city, consolidated city-county, resort area, or resort area district qualifies under 15-68-
6 820(5)(b)(iii) or this section for funds but fails to either recognize a nonprofit convention and visitors bureau or
7 submit and gain approval for an annual marketing plan as required in 15-65-122, then those funds must be
8 allocated to the regional nonprofit tourism corporation in the region in which the city, consolidated city-county,
9 resort area, or resort area district is located.
- 10 (4) If a regional nonprofit tourism corporation fails to submit and gain approval for an annual
11 marketing plan as required in 15-65-122, then those funds otherwise allocated to the regional nonprofit tourism
12 corporation may be used by the department of commerce for tourism promotion and promotion of the state as a
13 location for the production of motion pictures and television commercials.
- 14 (5) The tax proceeds received that are transferred to a state special revenue account pursuant to
15 subsections (2)(a) through (2)(c), (2)(e), and (2)(f) are statutorily appropriated to the entities as provided in 17-
16 7-502.
- 17 (6) The tax proceeds received that are transferred to the invasive species state special revenue
18 account pursuant to subsection (2)(d) and to the Montana historical interpretation state special revenue account
19 pursuant to subsection (2)(h) are subject to appropriation by the legislature."
20

21 **Section 14.** Section 17-7-201, MCA, is amended to read:

22 **"17-7-201. Definitions.** In this part, the following definitions apply:

- 23 (1) (a) "Building" includes a:
24 (i) building, facility, or structure constructed or purchased wholly or in part with state money;
25 (ii) building, facility, or structure at a state institution;
26 (iii) building, facility, or structure owned or to be owned by a state agency, including the department
27 of transportation.

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

- 1 (b) The term does not include a:
- 2 (i) building, facility, or structure owned or to be owned by a county, city, town, school district, or
- 3 special improvement district;
- 4 (ii) facility or structure used as a component part of a highway or water conservation project.
- 5 (2) "Capital development" means a:
- 6 (a) renovation, construction, alteration, site, or utility project with a total cost of \$2.5 million or
- 7 more;
- 8 (b) new facility with a construction cost of \$250,000 or more; or
- 9 (c) purchase of real property for which an appropriation is required to fund the purchase.
- 10 (3) "Construction" includes construction, repair, alteration, renovation, and equipping and
- 11 furnishing during construction, repair, or alteration.
- 12 (4) "Division" means the architecture and engineering division of the department of administration.
- 13 (5) "High-performance building" means a building that integrates and optimizes all major high-
- 14 performance building attributes, including but not limited to:
- 15 (a) energy efficiency;
- 16 (b) durability;
- 17 (c) life-cycle performance; and
- 18 (d) occupant productivity.
- 19 (6) (a) "Long-range building program-eligible building" means a building, facility, or structure
- 20 eligible for major repair account funding that:
- 21 (i) is owned or fully operated by a state agency and for which the operation and maintenance are
- 22 funded with state general fund money; or
- 23 (ii) ~~that~~ supports academic missions of the university system and for which the operation and
- 24 maintenance are funded with current unrestricted university funds.
- 25 (b) The term does not include a building, facility, or structure:
- 26 (i) owned or operated by a state agency and for which the operation and maintenance are entirely
- 27 funded with state special revenue, federal special revenue, or proprietary funds; or

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 (ii) that supports nonacademic functions of the university system and for which the operation and
2 maintenance are funded from nonstate and nontuition sources.

3 (7) (a) "Major repair" means:

4 (i) a renovation, alteration, replacement, or repair project with a total cost of less than \$2.5 million;

5 (ii) a site or utility improvement with a total cost of less than \$2.5 million; or

6 (iii) a new facility with a total construction cost of less than \$250,000.

7 (b) The term does not include operations and maintenance as defined in this section.

8 (8) (a) "New facility" means the construction of a new building on state property regardless of
9 funding source and includes:

10 (i) an addition to an existing building; and

11 (ii) the enclosure of space that was not previously fully enclosed.

12 (b) The term does not include the replacement of state-owned space that is demolished or that is
13 otherwise removed from state use if the total construction cost of the replacement space is less than \$2.5
14 million.

15 (9) "Operations and maintenance" means operational costs and regular, ongoing, and routine
16 repairs and maintenance funded in an agency operating budget that does not extend the capacity, function, or
17 lifespan of a facility.

18 (10) "Replacement cost of existing long-range building program-eligible building" means the current
19 replacement value of all long-range building program-eligible buildings included in the statewide facility
20 inventory and condition assessment as provided in 17-7-202."

21

22 **NEW SECTION. Section 15. Project management and supervision.** Up to \$2,000,000 is
23 appropriated from the major repair long-range building program account to the architecture and engineering
24 division for the purposes of contracted services or modified positions, and associated operating expenses, to
25 expeditiously implement [~~sections 1 through 9~~] [SECTIONS 1 THROUGH 11]. The division is authorized to transfer
26 the appropriation among the necessary fund types for supervision and project management.

27

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 NEW SECTION. Section 16. APPROPRIATION FOR GALLATIN COLLEGE -- PROCESS. (1) FOR THE
2 BIENNIUM BEGINNING JULY 1, 2023, THERE IS APPROPRIATED TO THE DEPARTMENT OF ADMINISTRATION \$23.5 MILLION
3 OF CAPITAL DEVELOPMENT FUNDS AND \$22.5 MILLION OF AUTHORITY ONLY FOR CONSTRUCTION OF A FACILITY FOR
4 GALLATIN COLLEGE CONTINGENT ON THE FOLLOWING:

5 (A) THE BUDGET DIRECTOR SHALL ADOPT A PLAN FOR THE DEVELOPMENT OF GALLATIN COLLEGE
6 THROUGH THE PROCESS SET FORTH IN SUBSECTION (2).

7 (B) FUNDS MUST BE RAISED FOR THE \$22.5 MILLION OF AUTHORITY ONLY CAPITAL PROJECT FUNDING. THE
8 VALUE OF ANY LAND DONATED FOR THE CAPITAL PROJECT MAY NOT BE CONSIDERED AS PART OF MEETING THE
9 FUNDRAISING REQUIREMENT.

10 (C) PLAN DEVELOPMENT, DELIVERY, AND ADOPTION MUST BE COORDINATED THROUGH THE DEPARTMENT
11 OF ADMINISTRATION. ALL PLAN DEVELOPMENT EFFORTS, CONTENT, AND COSTS ARE THE RESPONSIBILITY OF THE
12 MONTANA UNIVERSITY SYSTEM.

13 (D) NO CAPITAL DEVELOPMENT FUNDING OR AUTHORITY FOR THE CAPITAL PROJECT MAY BE USED FOR
14 PLAN DEVELOPMENT OR FOR LAND ACQUISITION.

15 (E) THE DEPARTMENT OF ADMINISTRATION MAY NOT PROCEED WITH CAPITAL PROJECT PROCUREMENT,
16 PLANNING, OR DESIGN UNTIL THE CONDITIONS IN SUBSECTIONS (1)(A) AND (1)(B) HAVE BEEN MET.

17 (2) THE PROCESS FOR THE BUDGET DIRECTOR TO ADOPT A PLAN FOR GALLATIN COLLEGE IS AS FOLLOWS:

18 (A) THE MONTANA UNIVERSITY SYSTEM'S PLAN MUST BE PRESENTED THROUGH THE DEPARTMENT OF
19 ADMINISTRATION TO THE BUDGET DIRECTOR BY SEPTEMBER 30, 2023.

20 (B) THE BUDGET DIRECTOR SHALL REVIEW THE PLAN SUBMITTED IN SUBSECTION (2)(A) AND MAY:

21 (i) ADOPT THE PLAN; OR

22 (ii) NOT ADOPT THE PLAN AND PROVIDE THE UNIVERSITY SYSTEM WITH INFORMATION DETAILING THE
23 REASON THE PLAN WAS NOT ADOPTED.

24 (C) IF THE PLAN IS NOT ADOPTED PURSUANT TO SUBSECTION (2)(B)(ii), THE MONTANA UNIVERSITY SYSTEM
25 HAS 60 DAYS TO RESPOND TO THE BUDGET DIRECTOR WITH AMENDMENTS TO THE PLAN. THE PROCESS IN SUBSECTION
26 (2)(B) WILL THEN BE REPEATED UNTIL PLAN ADOPTION OR THE BUDGET DIRECTOR DIRECTS THE DEPARTMENT OF
27 ADMINISTRATION TO TERMINATE THE PLAN DEVELOPMENT EFFORT.

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 (D) IF THE BUDGET DIRECTOR DIRECTS THE DEPARTMENT OF ADMINISTRATION TO TERMINATE THE PLAN
2 DEVELOPMENT EFFORT, THE APPROPRIATION FOR CAPITAL DEVELOPMENT FUNDS IN SUBSECTION (1) WILL REVERT TO
3 THE CAPITAL DEVELOPMENT FUND AND THE APPROPRIATION FOR AUTHORITY IN SUBSECTION (1) WILL REVERT TO ITS
4 ORIGINATING SOURCE.

5 (3) (A) PURSUANT TO 17-7-210, IF CONSTRUCTION OF A NEW FACILITY REQUIRES AN IMMEDIATE OR
6 FUTURE INCREASE IN STATE FUNDING FOR PROGRAM EXPANSION OR OPERATIONS AND MAINTENANCE, THE LEGISLATURE
7 MAY NOT AUTHORIZE THE NEW FACILITY UNLESS IT ALSO APPROPRIATES FUNDS FOR THE INCREASE IN STATE FUNDING
8 FOR PROGRAM EXPANSION AND OPERATIONS AND MAINTENANCE. TO THE EXTENT ALLOWED BY LAW, AT THE END OF
9 EACH FISCAL YEAR FOLLOWING APPROVAL OF A NEW FACILITY BUT PRIOR TO RECEIPT OF ITS CERTIFICATE OF
10 OCCUPANCY, THE APPROPRIATION MADE IN THIS SUBSECTION (3) REVERTS TO ITS ORIGINATING FUND. THE
11 APPROPRIATION IS NOT SUBJECT TO THE PROVISIONS OF 17-7-304.

12 (B) IT IS THE LEGISLATURE'S INTENT THAT THE APPROPRIATIONS IN THIS SUBSECTION (3) BECOME PART OF
13 THE RESPECTIVE AGENCY'S BASE BUDGET FOR THE BIENNIUM BEGINNING JULY 1, 2025.

14 (C) FOR THE BIENNIUM BEGINNING JULY 1, 2023, \$1,540,000 OF GENERAL FUNDS ARE APPROPRIATED TO
15 THE MONTANA UNIVERSITY SYSTEM FOR THE GALLATIN COLLEGE FACILITY, PROVIDED THE CONDITIONS OF SUBSECTIONS
16 (1) AND (2) ARE MET.

17 (D) IF THE BUDGET DIRECTOR DIRECTS THE DEPARTMENT OF ADMINISTRATION TO TERMINATE THE PLAN
18 DEVELOPMENT EFFORT UNDER THE PROVISIONS OF SUBSECTION (2)(C), THE APPROPRIATION OF GENERAL FUND FOR
19 PROGRAM EXPANSION OR OPERATIONS AND MAINTENANCE IS REVERTED TO THE GENERAL FUND AND WILL NOT BE
20 INCLUDED IN THE RESPECTIVE AGENCY'S BASE BUDGET.

21
22 NEW SECTION. Section 17. DEFINITIONS. FOR THE PURPOSES OF [SECTIONS 16 THROUGH 23] [SECTIONS
23 17 THROUGH 24], UNLESS OTHERWISE PROVIDED, THE FOLLOWING DEFINITIONS APPLY:

24 (1) "EMERGENCY SHELTER" MEANS ANY FACILITY, THE PRIMARY PURPOSE OF WHICH IS TO PROVIDE A
25 TEMPORARY SHELTER FOR THE HOMELESS IN GENERAL OR FOR SPECIFIC POPULATIONS OF THE HOMELESS AND WHICH
26 DOES NOT REQUIRE OCCUPANTS TO SIGN LEASES OR OCCUPANCY AGREEMENTS.

27 (2) "NONPROFIT CORPORATION" MEANS A DOMESTIC CORPORATION, AS DESIGNATED IN ACCORDANCE

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 WITH 35-2-126, THAT PROVIDES EMERGENCY SHELTER FOR THE HOMELESS.

2

3 NEW SECTION. Section 18. EMERGENCY SHELTER FACILITY INFRASTRUCTURE ACCOUNT -- USE. (1)

4 THERE IS WITHIN THE STATE SPECIAL REVENUE FUND PROVIDED FOR IN 17-2-102 AN ACCOUNT CALLED THE EMERGENCY

5 SHELTER FACILITY INFRASTRUCTURE ACCOUNT TO PROVIDE GRANT FUNDING TO NONPROFIT CORPORATIONS THAT

6 PROVIDE EMERGENCY SHELTER FOR THE HOMELESS AND FOR ADMINISTRATIVE COSTS RELATED TO ADMINISTERING THE

7 GRANTS. THE DEPARTMENT OF COMMERCE SHALL ADMINISTER THE ACCOUNT.

8 (2) UP TO 3% OF THE FUNDS APPROPRIATED IN ~~[SECTION 23]~~ [SECTION 24] MAY BE ALLOCATED FOR THE

9 DEPARTMENT'S ADMINISTRATIVE COSTS.

10

11 NEW SECTION. Section 19. EMERGENCY SHELTER FACILITY INFRASTRUCTURE GRANTS AUTHORIZATION.

12 (1) THE DEPARTMENT OF COMMERCE IS AUTHORIZED TO MAKE UP TO \$5 MILLION IN GRANTS TO NONPROFIT

13 CORPORATIONS FOR EMERGENCY SHELTER, PROPERTY ACQUISITION, CONSTRUCTION, SHELTER SPACE ACQUISITION, OR

14 GENERAL CAPITAL IMPROVEMENT PROJECTS. THE GRANTS AUTHORIZED IN THIS SECTION ARE SUBJECT TO THE

15 CONDITIONS SET FORTH IN ~~[SECTION 20]~~ [SECTION 21].

16 (2) THE DEPARTMENT OF COMMERCE MUST RECEIVE PROPOSALS FROM NONPROFIT CORPORATIONS FOR

17 EMERGENCY SHELTER FACILITY INFRASTRUCTURE PROJECTS.

18 (3) FUNDING FOR PROJECTS MAY BE PROVIDED ONLY AS LONG AS THERE ARE SUFFICIENT FUNDS

19 AVAILABLE FROM THE AMOUNT THAT WAS DEPOSITED OR TRANSFERRED INTO THE EMERGENCY SHELTER FACILITY

20 INFRASTRUCTURE ACCOUNT FOR GRANTS ESTABLISHED IN ~~[SECTION 17(1)]~~ [SECTION 18(1)]. FUNDING FOR THESE

21 PROJECTS MUST BE MADE AVAILABLE IN THE ORDER THAT THE GRANT RECIPIENTS SATISFY THE CONDITIONS DESCRIBED

22 IN ~~[SECTION 20]~~ [SECTION 21].

23

24 NEW SECTION. Section 20. ELIGIBILITY -- SUBMISSION DEADLINE -- PRIORITY -- RULEMAKING AUTHORITY.

25 (1) A NONPROFIT CORPORATION MAY APPLY TO THE DEPARTMENT OF COMMERCE FOR EMERGENCY SHELTER FACILITY

26 INFRASTRUCTURE GRANTS UNDER ~~[SECTION 18]~~ [SECTION 19].

27 (2) NONPROFIT CORPORATIONS SHALL SUBMIT GRANT APPLICATIONS TO THE DEPARTMENT IN ORDER TO

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 BE ELIGIBLE FOR FUNDING UNDER ~~[SECTION 18]~~ [SECTION 19].

2 (3) THE DEPARTMENT IS AUTHORIZED TO ADOPT RULES OR GUIDELINES NECESSARY TO IMPLEMENT
3 ~~[SECTIONS 16 THROUGH 23]~~ [SECTIONS 17 THROUGH 24].

4
5 NEW SECTION. Section 21. CONDITION OF GRANTS -- DISBURSEMENT OF FUNDS. (1) THE DISBURSEMENT
6 OF GRANT FUNDS FOR THE PROJECTS CHOSEN BY THE DEPARTMENT OF COMMERCE PURSUANT TO ~~[SECTION 18]~~
7 [SECTION 19] IS SUBJECT TO COMPLETION OF THE FOLLOWING CONDITIONS:

8 (A) FOR GRANTS IN AN AMOUNT OF \$25,000 OR MORE, THE GRANT RECIPIENT SHALL DOCUMENT THE
9 AVAILABILITY OF MATCHING FUNDS OR IN-KIND CONTRIBUTIONS OF ASSETS WITH AN APPRAISED VALUE FROM PRIVATE
10 SOURCES REPRESENTING AT LEAST \$1 IN VALUE FOR EACH \$1 OF THE GRANT.

11 (B) THE GRANT RECIPIENT SHALL EXECUTE A GRANT AGREEMENT WITH THE DEPARTMENT OF COMMERCE
12 THAT INCLUDES A PROJECT MANAGEMENT PLAN AND REPORTING REQUIREMENTS TO TRACK THE OUTCOMES OF
13 ALLOCATED GRANTS.

14 (C) THE GRANT RECIPIENT SHALL SATISFY OTHER SPECIFIC REQUIREMENTS CONSIDERED NECESSARY BY
15 THE DEPARTMENT OF COMMERCE TO ACCOMPLISH THE PURPOSE OF THE PROJECT AS EVIDENCED BY THE APPLICATION
16 TO THE DEPARTMENT.

17 (2) PROJECTS MUST ADHERE TO THE DESIGN STANDARDS REQUIRED BY APPLICABLE REGULATORY
18 AGENCIES. RECIPIENTS OF PROGRAM FUNDS FOR PROJECTS THAT ARE NOT SUBJECT TO ANY DESIGN STANDARDS MUST
19 COMPLY WITH GENERALLY ACCEPTED INDUSTRY STANDARDS.

20 (3) IF ACTUAL PROJECT EXPENSES ARE LOWER THAN THE PROJECTED EXPENSE OF THE PROJECT, THE
21 DEPARTMENT SHALL REDUCE THE AMOUNT OF GRANT FUNDS TO BE PROVIDED TO GRANT RECIPIENTS.

22

23 NEW SECTION. Section 22. MAXIMUM STATE FUNDING AVAILABLE -- PER PROJECT -- PER COUNTY. (1)
24 THE MAXIMUM AMOUNT OF STATE FUNDING ALLOCATED TO ENTITIES WITHIN ANY INDIVIDUAL COUNTY UNDER ~~[SECTIONS~~
25 ~~16 THROUGH 23]~~ [SECTIONS 17 THROUGH 24] MAY NOT EXCEED \$750,000.

26 (2) IF TOTAL APPLICATIONS WITHIN A SPECIFIC JURISDICTION EXCEED THE MAXIMUM AMOUNT ALLOWED,
27 THE DEPARTMENT SHALL INCLUDE INPUT FROM LOCAL ELECTED OFFICIALS IN THEIR RANKING CRITERIA FOR THOSE

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 APPLICATIONS.

2

3 NEW SECTION. Section 23. TRANSFER OF FUNDS. BY JULY 1, 2023, THE STATE TREASURER SHALL
4 TRANSFER \$5 MILLION FROM THE GENERAL FUND TO THE EMERGENCY SHELTER FACILITY INFRASTRUCTURE ACCOUNT
5 ESTABLISHED IN [SECTION 17] [SECTION 18].

6

7 NEW SECTION. Section 24. APPROPRIATION. THERE IS APPROPRIATED \$5 MILLION FOR THE BIENNIUM
8 BEGINNING JULY 1, 2023, FROM THE EMERGENCY SHELTER FACILITY INFRASTRUCTURE ACCOUNT ESTABLISHED IN
9 [SECTION 17] [SECTION 18] TO THE DEPARTMENT OF COMMERCE FOR GRANTS AS AUTHORIZED IN [SECTIONS 16
10 THROUGH 23] [SECTIONS 17 THROUGH 24].

11

12 NEW SECTION. Section 25. MONTANA PUBLIC SAFETY DEVELOPMENT CENTER STATE SPECIAL REVENUE
13 ACCOUNT. (1) THERE IS A MONTANA PUBLIC SAFETY DEVELOPMENT CENTER ACCOUNT IN THE STATE SPECIAL REVENUE
14 FUND TO BE ADMINISTERED BY THE DEPARTMENT OF MILITARY AFFAIRS.

15 (2) THE PURPOSE OF THE ACCOUNT IS TO PROVIDE FUNDING FOR SUSTAINMENT OF THE MONTANA PUBLIC
16 SAFETY DEVELOPMENT CENTER.

17 (3) THERE MUST BE DEPOSITED IN THE ACCOUNT:

18 (A) ANY REVENUE GENERATED BY USE OF THE FACILITY, INCLUDING:

19 (i) CLASSROOM RENTAL;

20 (ii) PROPERTY RENTAL;

21 (iii) SITE TRAINING PACKAGES; AND

22 (iv) MONTANA PUBLIC SAFETY DEVELOPMENT CENTER MEMBERSHIPS;

23 (B) ANY LEGISLATIVE APPROPRIATIONS FOR OPERATIONS AND MAINTENANCE; AND

24 (C) GIFTS, GRANTS, OR DONATIONS FOR THE PURPOSE OF SUPPORTING THE MONTANA PUBLIC SAFETY
25 DEVELOPMENT CENTER.

26

27 NEW SECTION. Section 26. CAPITAL DEVELOPMENT PROJECT APPROPRIATIONS AND AUTHORIZATION. (1)

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 THERE IS APPROPRIATED TO THE DEPARTMENT OF ADMINISTRATION \$5 MILLION OF CAPITAL DEVELOPMENT FUNDS AND
2 \$5 MILLION OF FEDERAL SPECIAL REVENUE FOR THE BIENNIUM BEGINNING JULY 1, 2023, FOR CONSTRUCTION OF A
3 FACILITY FOR THE DEPARTMENT OF MILITARY AFFAIRS MONTANA PUBLIC SAFETY DEVELOPMENT CENTER, CONTINGENT
4 ON THE FOLLOWING:

5 (A) THE FORMATION OF A STEERING COMMITTEE TO DECIDE THE PRIORITIES OF THE MONTANA PUBLIC
6 SAFETY DEVELOPMENT CENTER. THE COMMITTEE WILL BE MADE UP OF A REPRESENTATIVE FROM EACH OF THE
7 FOLLOWING:

8 (I) MONTANA FIRE CHIEFS ASSOCIATION;

9 (II) MONTANA SHERIFFS AND PEACE OFFICERS ASSOCIATION;

10 (III) DEPARTMENT OF MILITARY AFFAIRS, DIVISION OF DISASTER AND EMERGENCY SERVICES, WHO SERVES
11 AS THE COMMITTEE CHAIR;

12 (IV) COUNTY ATTORNEY OFFICE; AND

13 (V) MONTANA REFINERY REPRESENTATIVE.

14 (B) THE BUDGET DIRECTOR SHALL ADOPT A PLAN FOR THE DEVELOPMENT AND OPERATIONS OF THE
15 MONTANA PUBLIC SAFETY DEVELOPMENT CENTER.

16 (C) PLAN DEVELOPMENT, DELIVERY, AND ADOPTION MUST BE COORDINATED THROUGH THE DEPARTMENT
17 OF ADMINISTRATION. ALL PLAN DEVELOPMENT EFFORTS, CONTENT, AND COSTS ARE THE RESPONSIBILITY OF THE
18 DEPARTMENT OF MILITARY AFFAIRS AND THE STEERING COMMITTEE CREATED UNDER SUBSECTION (1)(A).

19 (D) THE PLAN MUST BE SUBMITTED TO THE LEGISLATIVE FISCAL ANALYST. THE DOCUMENTS MUST BE
20 PROVIDED IN A DIGITAL FORMAT AND MUST BE DISTRIBUTED BY THE LEGISLATIVE FISCAL ANALYST TO LEGISLATIVE
21 FINANCE COMMITTEE WITHIN 90 DAYS OF RECEIPT OF THE PLAN DOCUMENTS. THE DEPARTMENT OF MILITARY AFFAIRS
22 SHALL MAKE A PRESENTATION OF THE FINAL PLAN DOCUMENTS TO THE MEMBERS OF THE LEGISLATIVE FINANCE
23 COMMITTEE.

24 (2) (A) PURSUANT TO 17-7-210, IF CONSTRUCTION OF A NEW FACILITY REQUIRES AN IMMEDIATE OR
25 FUTURE INCREASE IN STATE FUNDING FOR PROGRAM EXPANSION OR OPERATIONS AND MAINTENANCE, THE LEGISLATURE
26 MAY NOT AUTHORIZE THE NEW FACILITY UNLESS IT ALSO APPROPRIATES FUNDS FOR THE INCREASE IN STATE FUNDING
27 FOR PROGRAM EXPANSION AND OPERATIONS AND MAINTENANCE. TO THE EXTENT ALLOWED BY LAW, AT THE END OF

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 EACH FISCAL YEAR FOLLOWING APPROVAL OF A NEW FACILITY BUT PRIOR TO RECEIPT OF ITS CERTIFICATE OF
2 OCCUPANCY, THE APPROPRIATION MADE IN THIS SUBSECTION (2) REVERTS TO ITS ORIGINATING FUND. THE
3 APPROPRIATION IS NOT SUBJECT TO THE PROVISIONS OF 17-7-304.

4 (B) IT IS THE LEGISLATURE'S INTENT THAT THE APPROPRIATIONS IN THIS SUBSECTION (2) BECOME PART OF
5 THE DEPARTMENT OF MILITARY AFFAIRS' BASE BUDGET FOR THE BIENNIUM BEGINNING JULY 1, 2025.

6 (C) THERE IS APPROPRIATED \$360,000 FROM THE GENERAL FUND AND \$400,000 FROM THE STATE
7 SPECIAL REVENUE ACCOUNT ESTABLISHED IN [SECTION 24] [SECTION 25] FOR THE BIENNIUM BEGINNING JULY 1, 2025.
8 TO THE DEPARTMENT OF MILITARY AFFAIRS FOR PROGRAM EXPANSION OR OPERATIONS AND MAINTENANCE FOR THE
9 MONTANA PUBLIC SAFETY DEVELOPMENT CENTER.

10
11 NEW SECTION. Section 27. APPROPRIATION. FOR THE FISCAL YEAR BEGINNING JULY 1, 2024, THERE IS
12 APPROPRIATED \$7,169,257 FROM GENERAL FUND TO THE DEPARTMENT OF CORRECTIONS TO INCREASE PROVIDER
13 RATES TO ALLOW FOR THE CONSTRUCTION OF A SPECIAL SERVICES FACILITY.

14
15 **Section 28.** SECTION 2, CHAPTER 461, LAWS OF 2021, IS AMENDED TO READ:

16 **Section 2. Major repair projects appropriations and authorizations.** The portion of section 2(1),
17 Chapter 461, Laws of 2021, appropriating money from the major repair account to the department of
18 administration for the indicated major repair project is amended to read:

19 "MSU BLGS Art Annex Safety and System UpgradesDemolition

20 1,200,000 500,000

1,200,000 500,000"

21
22 NEW SECTION. Section 29. Severability. If a part of [this act] is invalid, all valid parts that are
23 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,
24 the part remains in effect in all valid applications that are severable from the invalid applications.

25
26 **Section 30.** Section 1, Chapter 468, Laws of 2021, is amended to read:

27 **Section 1. Authorizations of and appropriations for capital projects.** The portion of section

Amendment - 2nd Reading/2nd House-tan - Requested by: Jeffrey Welborn - (S) Committee of Whole

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.004.001

1 1(4)(c), Chapter 468, Laws of 2021, appropriating money from the general fund to the Montana university
2 system for program expansion or operations and maintenance for the indicated new facility is amended to read:

3 "Montana University System

4 UM Forestry Conservation & Science Lab \$798,659 from the general fund

5 MAES Research and Wood Laboratories \$389,402 ~~\$305,298~~ from the general fund"

6
7 COORDINATION SECTION. Section 31. COORDINATION INSTRUCTION. IF HOUSE BILL NO. 839 IS NOT
8 PASSED AND APPROVED, THEN [SECTIONS 24 AND 25 OF THIS ACT] [SECTIONS 25 AND 26 OF THIS ACT] ARE VOID.

9
10 COORDINATION SECTION. Section 32. Coordination instruction. If House Bill No. 12 is passed
11 and approved, then the following projects and applicants are authorized for historic preservation grants in the
12 amounts indicated, and, if included in House Bill No. 12, the authorization for grants for those same projects in
13 House Bill No. 12 is void:

Rank	Project/Applicant	Grant Amount
1	Harlowton Roundhouse	
	City of Harlowton	\$375,000
49	Walkerville Community Market	
	Walkerville Market	\$25,000

14
15
16
17
18
19
20 NEW SECTION. Section 33. Effective date. [This act] is effective on passage and approval.

21
22 NEW SECTION. Section 34. TERMINATION. ~~[SECTION 12]~~ [SECTION 13] TERMINATES JUNE 30, 2025.

23 - END -