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HOUSE BILL NO. 5

INTRODUCED BY M. HOPKINS, J. FITZPATRICK

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY FOR MAJOR REPAIR AND CAPITAL DEVELOPMENT PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2025; PROVIDING FOR OTHER MATTERS RELATING TO THE APPROPRIATIONS; PROVIDING FOR A TRANSFER OF FUNDS FROM THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT TO THE MAJOR REPAIR LONG-RANGE BUILDING PROGRAM ACCOUNT AND FOR A TRANSFER OF FUNDS FROM THE STATE GENERAL FUND TO THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT; AMENDING THE DEFINITION OF AN LRBP-ELIGIBLE BUILDING; PROVIDING FOR AN EMERGENCY SHELTER FACILITY INFRASTRUCTURE GRANT PROGRAM AND CRITERIA; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTION 17-7-201, MCA; AMENDING SECTION 1(4), CHAPTER 468, LAWS OF 2021, AND SECTION 2(1), CHAPTER 461, LAWS OF 2021; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

NEW SECTION. **Section 1. Definitions.** As used in [sections 1 through ~~4011~~], unless the context clearly indicates otherwise, 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, nonstate funds, and university funds.

(2) "Capital development" means capital projects provided for in 17-7-201(2).

(3) "Capital project" means the planning, design, renovation, construction, alteration, replacement, furnishing, repair, improvement, site, utility, or land acquisition project provided for in [sections 1 through ~~4011~~].

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

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Drafter: Katy Callon, 406-444-4421

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

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

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

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

9
10 **NEW SECTION. Section 2. Major repair projects appropriations and authorizations.** (1) The
11 following money is appropriated to the department of administration for the indicated major repair projects from
12 the indicated sources. Funds not requiring legislative appropriation are included for the purpose of
13 authorization. The department of administration is authorized to adjust capital project amounts within the
14 legislative intent of the major repair account-funded projects, subject to available revenues, if approved by the
15 office of budget and program planning, and transfer the appropriations, authority, or both among the necessary
16 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

22 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

25 Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.

DPHHS Supplemental MMHNCC Roof Replacement					
	1,500,000				1,500,000

28 Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.

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1	DOC Supplemental MSP/MWP/PHYCF/Xanthopolous Door Control Systems	
2	450,000	450,000
3	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
4	MSDB Supplemental Mustang Center Fire Sprinkler System	
5	830,854	830,854
6	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
7	MUS UM Supplemental FLBS Sewer Treatment Plant	
8	1,100,000	1,100,000
9	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
10	MUS UM Supplemental Mansfield Library Roof Repair	
11	500,000	500,000
12	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
13	MUS MSU-N Supplemental Vande Bogart Library Roof Replacement	
14	675,000	675,000
15	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
16	DPHHS Supplemental MVH Roof Replacement	
17	1,600,000	1,600,000
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	MUS MSU Supplemental Reid Hall Fire System Upgrades	
21	1,000,000	1,000,000
22	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
23	MUS MSU-N Supplemental Brockmann Center HVAC Upgrade	
24	1,907,320	1,907,320
25	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
26	MUS UM Supplemental Clapp Building Elevator	
27	500,000	500,000
28	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	

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1	MUS UM Supplemental Stone Hall Roof Replacement		
2		800,000	800,000
3	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
4	DNRC Supplemental Swan Lake Office Siding		
5		187,687	187,687
6	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
7	DPHHS Supplemental MVH Courtyard Improvements		
8		517,000	517,000
9	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment		
10	funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
11	DPHHS Supplemental MVH Flooring		
12		367,000	367,000
13	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment		
14	funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
15	DPHHS Supplemental MVH ARPA HVAC		
16		423,039	423,039
17	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment		
18	funding is provided for the project in section 20, Chapter 401, Laws of 2021.		
19	<u>MUS UM-HC Supplemental Donaldson Building HVAC</u>		
20		<u>1,000,000</u>	<u>1,000,000</u>
21	<u>Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.</u>		
22	<u>MUS MSU Supplemental Montana Hall Fire System Upgrades</u>		
23		<u>220,000</u>	<u>220,000</u>
24	DOA Parking Garage Repairs, 5 Last Chance Gulch		
25		1,808,145	1,808,145
26	DOC MSP Red Light/Emergency Notification System		
27		1,000,000	1,000,000
28	DOC MSP Perimeter Fence Enhancement		

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1		1,500,000	1,500,000
2	MSDB Campus Security Camera Install		
3		300,000	300,000
4	MUS GFC Fire Suppression System Upgrades		
5		500,000	500,000
6	DLI Billings UI Call Center Repairs		
7		1,000,000	1,000,000
8	DOC Pine Hills Roof Replacement		
9		1,000,000	1,000,000
10	DOC Eastmont HVAC System Repairs/Replacements		
11		200,000	200,000
12	DPHHS MMHNCC Site Improvements & Increase Parking		
13		300,000	300,000
14	DPHHS MMHNCC Key Card Entry System		
15		125,000	125,000
16	DPHHS MMHNCC Backup Water Well		
17		200,000	200,000
18	MSDB Create Bus Loop and Update Parking Lot		
19		349,637	349,637
20	MUS MSU Barnard Hall Failed Chiller Replacement		
21		1,750,000	1,750,000
22	DOC MWP Cooling System Upgrade		
23		750,000	750,000
24	DOJ MLEA Boiler Replacement, Admin Building		
25		830,000	830,000
26	DOA Original Governor's Mansion Repairs		
27		600,000	600,000
28	DOJ MHP Roof Replacements <u>& Upgrades</u> , Boulder Campus		

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1		1,860,000		1,860,000
2	MUS UM Priority 1 Campuswide Roof Replacements			
3		2,425,000		2,425,000
4	DOC Facility-Specific Program & Master Plan			
5		600,000		600,000
6	MUS MSU-B P.E. Building Roof Replacement			
7		2,400,000		2,400,000
8	MUS UMW Repair/Replace Sewer Mains			
9		425,000		425,000
10		<u>125,000</u>		<u>125,000</u>
11	MUS UM Upgrade/Replace Elevators			
12		2,498,650		2,498,650
13	MUS UM FLBS Roof Replacements			
14		262,000		262,000
15	DOC MWP Heating System Upgrade			
16		1,500,000		1,500,000
17	DOJ Missoula Crime Lab Expansion Feasibility Study			
18		75,000		75,000
19	MUS MT Tech Electrical Distribution Upgrades			
20		650,000		650,000
21	MUS MSU-B Campus Water Distribution System Upgrades			
22		2,000,000	400,000	2,400,000
23	MUS MSU Lewis Hall ADA Upgrades			
24		2,400,000		2,400,000
25	Funding must be reallocated by the department to other major repair projects if funding is appropriated			
26	in [section 3] for MUS MSU Lewis Hall Code & Instructional Renovations.			
27	MUS UM Replace Fire Alarms, Clapp Building			
28		780,000		780,000

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1	Funding must be reallocated by the department to other major repair projects if funding is appropriated			
2	in [section 3] for MUS UM Clapp Building Renovation.			
3	MUS MSU Tietz Hall Roof Replacement			
4	1,300,000			1,300,000
5	DOC MWP Perimeter Fence/Dog Yard			
6	1,000,000			1,000,000
7	DOC Pine Hills Unit F Sewer Line Replacement			
8	500,000			500,000
9	DOC MSP Unit F Water Supply Upgrade			
10	600,000			600,000
11	DMA Gallatin Readiness Center Roof Replacement			
12	741,455	741,455		1,482,910
13	DOC MSP Site Infrastructure Study			
14	300,000			300,000
15	MUS MSU Cobleigh Hall Parapet Structural Repair			
16	2,400,000			2,400,000
17	MUS MT Tech Restroom Renovations			
18	1,200,000			1,200,000
19	Portions of this funding must be reallocated by the department to other major repair projects if funding			
20	is appropriated in [section 3] for either or both MUS MT Tech Engineering Hall Renovation and MUS MT Tech			
21	Main Hall Renovation.			
22	MUS MSU Campus Heating Plant Boiler Controls Upgrade			
23	1,600,000	800,000		2,400,000
24	MUS MSU Emergency Water System & Fixture Upgrades			
25	2,400,000			2,400,000
26	MUS MT Tech Masonry Repairs			
27	455,000			455,000
28	MUS UMW Elevator Repairs/Replacements			

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1	325,000	325,000
2	DNRC Stillwater Unit Shop Replacement	
3	1,214,837	1,214,837
4	MUS MAES WARC Shop Renovation & Safety Upgrades	
5	600,000	600,000
6	DOA Statewide FCA Baseline Assessments	
7	1,500,000	1,500,000
8	MUS MSU-N Campus EMS Building Controls Upgrade Project	
9	400,000	400,000
10	MUS UM Campus Building Envelope Repairs	
11	415,000	415,000
12	MUS UM Replace Electrical Equipment	
13	325,000	325,000
14	MUS MSU-N Electronics Tech. HVAC & Lighting Upgrade	
15	800,000	800,000
16	MUS MAES Lambing Barn Renovation & Safety Upgrades	
17	2,000,000	2,000,000
18	<u>200,000</u>	<u>200,000</u>
19	MUS MSU Hamilton Hall Life-Safety System Improvements	
20	2,400,000	2,400,000
21	MUS MSU-N Pershing Hall Renovation	
22	2,400,000	2,400,000
23	MUS MSU-N Metals Technology Building Roof Project	
24	400,000	400,000
25	MUS MAES BART Demolition Project	
26	450,000	450,000
27	<u>400,000</u>	<u>400,000</u>
28	DOC MSP MCE Industries Repairs	

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1		700,000	700,000
2		<u>700,000</u>	<u>700,000</u>
3	DMA Gallatin RC & FMS HVAC & Controls Repairs		
4		320,747	962,241
5	DMA FTH HAFRC Lighting and Control Modifications		1,282,988
6		26,768	324,947
7	MUS HC Art Instruction Renovation		
8		162,500	162,500
9	DMA Statewide SMART Deferred Maintenance Program		
10		1,500,000	1,500,000
11	Funding may only be used by the department upon receipt of federal special revenue matching funds.		
12	DOJ MHP Boulder Dorm Renovations		
13		250,000	250,000
14	MDT/FWP Clearwater Junction RV Dump Station System Repair and Renovation		
15		<u>1,600,000</u>	<u>1,600,000</u>
16	DOA Boiler & Chiller Replacement - Walt Sullivan		
17		473,707	473,707
18	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
19	DOA Elevator Modifications - Cogswell Building		
20		768,757	768,757
21	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
22	DOA Elevator Modifications - Walt Sullivan Building		
23		379,763	379,763
24	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
25	DOA Roof & Mechanical - DPHHS 111 N. Sanders		
26		1,309,099	1,309,099
27	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
28	DOA Roof Replacement - FWP Headquarters		

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1 289,695 289,695

2 State special revenue funds consist of capitol land grant funds provided for in 18-2-107.

3 MUS HC Cosmetology Program Renovation

4 2,495,000 2,495,000

5 DOC MCE Food Factory Emergency Generator

6 100,000 100,000

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

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

13	Agency/Project	LRBP	State	Federal	Authority	Total
14		MR	Special	Special	Only	
15		Fund	Revenue	Revenue	Sources	
16	DMA FTH Aviation Support Facility Energy Improvements			1,067,500		1,067,500
17						
18	DMA FTH Building 1005 Expansion and Compound Upgrades			713,700		713,700
19						
20	DMA FTH Building 530 Compound Improvements			526,125		526,125
21						
22	DMA FTH Crew Proficiency Course Tower Improvements			396,934		396,934
23						
24	DMA FTH Energy Improvements and Generator Backup			320,250		320,250
25						
26	DMA FTH Facility LED Lighting Retrofit			238,816		238,816
27						
28	DMA FTH Fort Harrison Lighting Upgrades					

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1		564,250	564,250
2	DMA FTH Maintenance Shop HVAC & Controls Upgrade		
3		1,486,733	1,486,733
4	DMA FTH Training Equipment Site Retro-Commissioning		
5		569,969	569,969

6

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

8 The following money is appropriated to the department of administration for the indicated capital development
9 projects from the indicated sources. Funds not requiring legislative appropriation are included for the purpose of
10 authorization. The department of administration is authorized to transfer the appropriations, authority, or both
11 among the necessary fund types for these projects:

12	Agency/Project	LRBP	State	Federal	Authority	Total
13		CD	Special	Special	Only	
14		Fund	Revenue	Revenue	Sources	
15	Agriculture Supplemental Ag Analytical Lab (combined with Vet Diagnostic Lab and MSU Wool Lab)					
16		3,858,000				3,858,000
17	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.					
18	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)					
19		4,700,000				4,700,000
20	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.					
21	Livestock Supplemental Vet Diagnostic Lab (combined with Ag Analytical Lab and MSU Wool Lab)					
22		2,200,000				2,200,000
23	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.					
24	DPHHS DOA Supplemental State Health Lab Renovation					
25			7,000,000			7,000,000
26	Funding may be utilized by the department for project completion in the event federal grant funding					
27	expenditure deadlines are not extended for the project in section 3, Chapter 461, Laws of 2021.					
28	Revenue Supplemental Liquor Warehouse Expansion					

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1	14,315,750	14,315,750
2	<u>15,515,750</u>	<u>15,515,750</u>
3	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
4	DPHHS Supplemental SWMVH Cottage Connectors	
5	5,250,000	5,250,000
6	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
7	MUS MT Tech Supplemental Heating Systems Upgrade	
8	2,750,000	2,750,000
9	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.	
10	MUS UMW Supplemental Block Hall Renovation	
11	3,600,000	3,600,000
12	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
13	MDT Supplemental West Yellowstone Airport Terminal	
14	9,000,000	9,000,000
15	Funding may be utilized on a prorated basis by the department for project completion in the event	
16	additional federal grant funding is not received for inflationary and scope adjustments for the project in section	
17	2, Chapter 422, Laws of 2019, and section 3, Chapter 461, Laws of 2021, up to an aggregate of \$41,500,000	
18	from all sources. This aggregate amount does not limit or restrict 17-7-211.	
19	DMA Supplemental Silver Bow Readiness Center	
20	5,491,795	8,221,254 13,713,049
21	Inflationary adjustment funding is provided for the project in section 9, Chapter 476, Laws of 2019, and	
22	section 3, Chapter 461, Laws of 2021.	
23	MUS MAES Supplemental MAES Research Labs	
24	1,604,050	1,604,050
25	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
26	DOA Supplemental Mazurek Building Renovation	
27	5,000,000	5,000,000
28	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.	

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1	DNRC Supplemental ELO Facilities & Shop		
2		2,180,235	2,180,235
3		<u>3,003,553</u>	<u>3,003,553</u>
4	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
5	MUS MSU Supplemental Haynes Hall Ventilation Upgrades		
6	3,400,000		3,400,000
7	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of		
8	2021.		
9	MDT Supplemental Lincoln Airport SRE Building		
10		250,000	250,000
11	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
12	FWP Supplemental Havre Area Office		
13	2,199,600	620,400	2,820,000
14	Inflationary and scope adjustment funding is provided for the project in section 3, Chapter 461, Laws of		
15	2021.		
16	<u>DOJ MLEA Supplemental Scenario Building</u>		
17		<u>2,600,000</u>	<u>2,600,000</u>
18	<u>Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.</u>		
19	FWP Supplemental Glasgow Headquarters		
20		3,100,000	3,100,000
21	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
22	2019.		
23	FWP Supplemental Lewistown Area Office		
24		4,000,000	4,000,000
25	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
26	2019.		
27	FWP Supplemental MT Wild Avian Rehab Building		
28		550,000	550,000

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1 Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of
2 2021.

3 DMA Supplemental Billings AFRC Unheated Storage

4 46,208 46,208 92,416

5 Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.

6 DMA Supplemental Havre Unheated Building

7 63,318 63,318 126,636

8 Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.

9 DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance

10 ~~15,903,000~~ ~~15,903,000~~

11 6,903,000 6,903,000

12 DOC MSP Replace Low-Side Housing

13 ~~135,000,000~~ ~~135,000,000~~

14 156,000,000 156,000,000

15 DPHHS Statewide Behavioral Health Initiative

16 113,000,000 113,000,000

17 DOA Renovation of Capitol Complex Offices, Implement ROWS

18 50,000,000 50,000,000

19 DOA State Capitol Building Improvements

20 ~~26,316,458~~ ~~26,316,458~~

21 28,695,418 28,695,418

22 DNRC Seedling Nursery Improvements

23 2,797,320 2,797,320

24 DOC MSP Water Line Replacement

25 3,000,000 3,000,000

26 DOC MSP Entry/Staff Services Addition to Wallace Building

27 12,800,000 12,800,000

28 DOC MSP Replace Roofs

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1	5,600,000	5,600,000
2	DOC MSP Xanthopoulos Building Repairs	
3	2,950,000	2,950,000
4	DOC MSP New Multi-Purpose Programs Building	
5	9,000,000	9,000,000
6	DLI Job Service Great Falls Building Renovation	
7	5,767,880	5,767,880
8	MUS UM FLBS Water and Sewer Systems	
9	2,500,000	2,500,000
10	DOC MWP Roof Replacement	
11	5,000,000	5,000,000
12	DMA Billings Readiness and Innovation Campus	
13	12,840,000	12,840,000
14	<u>26,840,000</u>	<u>78,840,000</u>
15	DNRC Clearwater Replacement Bunkhouse	
16	1,189,178	1,189,178
17	DNRC Anaconda Bunkhouse	
18	1,180,962	1,180,962
19	DNRC NELO Fire Ready Room	
20	445,491	445,491
21	DNRC CLO Dispatch Center Expansion	
22	545,000	545,000
23	DPHHS MMHNCC Heated Storage Unit	
24	720,000	720,000
25	<u>360,000</u>	<u>360,000</u>
26	DOA Old Board of Health Renovation (Legislative Staff Space)	
27	3,500,000	3,500,000
28	DOC MSP Check Point Bldg / Wallace Entry Security Enhancements	

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1	3,000,000		3,000,000
2	DMA Helena Readiness HVAC & Temp Control Upgrade		
3	798,420	2,542,248	3,340,668
4	MUS HC Acquire and Renovate Airport Hangar		
5	3,600,000		3,600,000
6	DMA DES State Emergency Coordination Center Expansion		
7	6,581,000		6,581,000
8	MUS UM Clapp Building Renovation		
9	27,000,000	10,000,000	37,000,000
10	MUS MSU Lewis Hall Code & Instructional Renovations		
11	23,500,000	8,000,000	31,500,000
12	DOA 5 Last Chance Gulch Atrium Renovation		
13	15,558,029		15,558,029
14	MUS MT Tech Engineering Hall Renovation		
15	8,000,000		8,000,000
16	MUS MT Tech Main Hall Renovation		
17	30,000,000		30,000,000
18	MUS MAES BART Life-Safety & Programmatic Improvements		
19	10,000,000		10,000,000
20	DMA DES State Disaster Warehouse		
21	5,704,000		5,704,000
22	MUS UMW Campus Storage/Warehouse Building		
23	1,250,000		1,250,000
24	<u>MUS MSU-N Health and Recreation Complex</u>		
25	<u>25,000,000</u>		<u>25,000,000</u>
26	FWP Makoshika Campground Improvement & Addition		
27	2,500,000	2,500,000	5,000,000
28	FWP Beartooth WMA Facilities Upgrade		

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1		8,000,000	8,000,000
2	FWP Agency Staff Housing		
3		7,500,000	7,500,000
4	FWP Central Services Site Upgrades		
5		17,168,330	17,168,330
6		<u>10,343,330</u>	<u>10,343,330</u>
7	MDT Combination Facility Great Falls		
8		12,600,000	12,600,000
9	MDT Combination Facility Kalispell		
10		11,000,000	11,000,000
11	MDT Combination Facility Missoula		
12		10,500,000	10,500,000
13	MUS MSU Supplemental Facilities Yard Relocation		
14		8,000,000	8,000,000
15	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
16	2019.		
17	MUS UM Supplemental Mansfield Library Remodel		
18		4,000,000	4,000,000
19	Inflationary and scope adjustment funding is provided for the project in section <u>34</u> , Chapter 461, Laws		
20	of 2021.		
21	MUS MSU Supplemental Visual Communications Building		
22		4,000,000	4,000,000
23	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
24	2019.		
25	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
26		92,000,000	92,000,000
27	MUS MSU Gianforte Hall, School of Computing		
28		50,000,000	50,000,000

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1	MUS UM Adams Center - Student Athlete Locker Rooms		
2		6,000,000	6,000,000
3	MUS UM Campuswide Classroom Upgrades		
4		6,000,000	6,000,000
5	MUS UM Liberal Arts Building / Eck Hall		
6		4,000,000	4,000,000
7	MUS MSU Indoor Practice Facility		
8		15,000,000	15,000,000
9	MUS MT Tech Highlands College Indoor Pole Barn		
10		2,000,000	2,000,000
11	DOA Statewide Federal Spending Authority		
12		5,000,000	5,000,000
13	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths		
14		590,000	590,000
15	<u>MUS UM McGill Hall Expansion</u>		
16		<u>3,000,000</u>	<u>3,000,000</u>
17	<u>(2) (a) For the biennium beginning July 1, 2023, there is appropriated to the department of</u>		
18	<u>administration \$4 million of state special revenue for the department of fish, wildlife, and parks beartooth WMA</u>		
19	<u>facilities upgrade capital development project.</u>		
20	<u>(b) For the biennium beginning July 1, 2023, an additional \$4 million of state special revenue is</u>		
21	<u>appropriated to the department of administration for the department of fish, wildlife, and parks beartooth WMA</u>		
22	<u>facilities upgrade capital development project contingent on the department of administration providing written</u>		
23	<u>confirmation to the governor that the project is under contract.</u>		
24	<u>(c) The department of fish, wildlife, and parks shall provide a quarterly report on the status of the</u>		
25	<u>project and its associated expenditures in digital format to the legislative fiscal analyst. The report must be</u>		
26	<u>distributed by the legislative fiscal analyst to members of the legislative finance committee and the long-range</u>		
27	<u>planning budget committee provided for in 5-12-501.</u>		
28	<u>(2)(3) The following money is appropriated to the department of military affairs for the indicated</u>		

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1 capital development projects from the indicated sources. Funds not requiring legislative appropriation are
 2 included for the purpose of authorization.

3	Agency/Project	State	Federal	Authority	Total
4		Special	Special	Only	
5		Revenue	Revenue	Sources	
6	DMA FTH Aviation Facility HVAC & Temperature Control Upgrade				
7			3,580,365		3,580,365
8	DMA FTH Collective Training Housing Facility				
9			3,000,000		3,000,000
10	DMA FTH Ready Building Addition				
11			4,700,000		4,700,000
12	DMA FTH Training Site HVAC and Controls Upgrade				
13			2,574,002		2,574,002

14 ~~(3)(4)~~ (a) Pursuant to 17-7-210, if construction of a new facility requires an immediate or future
 15 increase in state funding for program expansion or operations and maintenance, the legislature may not
 16 authorize the new facility unless it also appropriates funds for the increase in state funding for program
 17 expansion and operations and maintenance. To the extent allowed by law, at the end of each fiscal year
 18 following approval of a new facility but prior to receipt of its certificate of occupancy, the appropriation made in
 19 this subsection ~~(3)(4)~~ reverts to its originating fund. The appropriation is not subject to the provisions of 17-7-
 20 304.

21 (b) It is the legislature’s intent that the appropriations in this subsection ~~(3)(4)~~ become part of the
 22 respective agency’s base budget for the biennium beginning July 1, 2025.

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

26	Agency/Project	General	State	Federal	Authority	Total
27		Fund	Special	Special	Only	
28			Revenue	Revenue	Sources	

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1	Department of Corrections		
2	BSB Re-Entry Services, Acadia Facility		
3		563,536	563,536
4	Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter		
5	401, Laws of 2021.		
6	DOC MSP Replace Low-Side Housing		
7		176,560	176,560
8	DOC MSP Entry/Staff Services Addition to Wallace Building		
9		184,000	184,000
10	DOC MSP New Multi-Purpose Programs Building		
11		100,340	103,340
12	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths		
13		40,000	40,000
14	Department of Fish, Wildlife, and Parks		
15	FWP Beartooth WMA Facilities Upgrade		
16		80,000	80,000
17	FWP Agency Staff Housing		
18		225,000	225,000
19	FWP Central Services Site Upgrades		
20		128,762	128,762
21	Department of Military Affairs		
22	DMA Billings LAASF		
23		200,000	200,000
24	Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter 401,		
25	Laws of 2021.		
26	DMA DES State Emergency Coordination Center Expansion		
27		54,012	54,012
28	DMA FTH Collective Training Housing Facility		

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1		34,000	34,000
2	DMA FTH Ready Building Addition		
3		26,472	26,472
4	Department of Natural Resources and Conservation		
5	DNRC Clearwater Replacement Bunkhouse		
6		27,650	27,650
7	DNRC Anaconda Bunkhouse		
8		33,180	33,180
9	DNRC NELO Fire Ready Room		
10		17,696	17,696
11	DNRC CLO Dispatch Center Expansion		
12		10,700	10,700
13	Department of Public Health and Human Services		
14	DPHHS Statewide Behavioral Health Initiative		
15		2,503,280	2,503,280
16	DPHHS MMHNCC Heated Storage Unit		
17		21,312	21,312
18	DMA DES State Disaster Warehouse		
19		62,000	62,000
20	Montana Department of Transportation		
21	MDT Combination Facility Great Falls		
22		53,900	53,900
23	MDT Combination Facility Kalispell		
24		42,400	42,400
25	MDT Combination Facility Missoula		
26		41,800	41,800
27	Montana University System		
28	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)		

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1		520,695	520,695
2	MUS HC Acquire and Renovate Airport Hangar		
3		188,133	188,133
4	MUS UMW Campus Storage/Warehouse Building		
5		63,975	63,975
6	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
7		4,000,154	4,000,154
8	MUS MSU Gianforte Hall, School of Computing		
9		1,730,858	1,730,858
10	MUS MSU Indoor Practice Facility		
11			athletics/auxiliaries funds only
12	MUS MT Tech Highlands College Indoor Pole Barn		
13		42,671	42,671
14	<u>MUS UM McGill Hall Expansion</u>		
15		<u>62,256</u>	<u>62,256</u>
16	<u>MUS MSU-N Health and Recreation Complex</u>		
17		<u>585,240</u>	<u>585,240</u>
18	(d) After receipt of a certificate of occupancy, funding appropriated in subsection (3)(c)(4)(c) to the		
19	Montana university system Wool Lab and in section 1(4)(c), Ch. 468, L. 2021, to the department of agriculture		
20	Ag Analytical Lab shall be transferred each biennium to the department of livestock.		
21			
22	<u>NEW SECTION. Section 4. Project priority.</u> (1) The department of administration shall prioritize the		
23	following projects at the Montana state prison as first and shall move at all deliberate speed to have each		
24	project under contract by September 30, 2023:		
25	DOC MSP Replace Low-Side Housing		
26	DOC MSP Perimeter Fence Enhancement		
27	DOC MSP Unit F Water Supply Upgrade		
28	DOC MSP Water Line Replacement		

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1 DOC MSP Entry/Staff Services Addition to Wallace Building
 2 DOC MSP Replace Roofs
 3 DOC MSP Xanthopoulos Building Repairs
 4 DOC MSP New Multi-Purpose Programs Building
 5 (2) To expedite construction of new low-side housing units at Montana state prison, the
 6 department of administration, in consultation with the department of corrections, is authorized to purchase plans
 7 for prison housing that were constructed in another state, provided those plans can be made to comply with the
 8 professional services requirements of Title 18, chapter 2, and Title 37, chapters 65 and 67.

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

Agency/Project	State	Federal	Authority	Total
	Special	Special	Only	
	Revenue	Revenue	Source	
FWP Statewide Admin Facilities Major Maintenance	1,931,500		5,000,000	6,931,500
FWP Signage & Wayfinding Updates	<u>2,500,000</u>			<u>2,500,000</u>
	<u>1,250,000</u>			<u>1,250,000</u>
FWP Erosion Control	2,673,000			2,673,000
FWP Community Ponds	200,000			200,000
FWP Forest Management	100,000	300,000		400,000

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1	FWP Site Maintenance Upgrades & Improvements				
2		4,572,450	1,770,750	1,193,000	7,536,200
3	FWP Shooting Range Development				
4		1,000,000	3,000,000		4,000,000
5	FWP Wildlife Habitat Improvement Program Renewal				
6			2,000,000		2,000,000
7	FWP Wildlife Habitat Management & Maintenance				
8		1,140,000	2,765,000		3,905,000
9	FWP Upland Game Bird Enhancement Program				
10		1,908,000	600,000		2,508,000
11	FWP Migratory Bird Wetland Program				
12		500,000			500,000
13	FWP Future Fisheries				
14		2,000,000			2,000,000
15	FWP Hatcheries Maintenance				
16		2,000,000			2,000,000
17	FWP POR Grant Programs				
18		5,000,000	6,000,000		11,000,000
19	FWP Fish Connectivity				
20		548,454	1,278,992	140,234	1,967,680
21	FWP PALA Access Program				
22		1,000,000			1,000,000

23 (2) Authority is granted to the Montana university system for the purpose of making capital
 24 improvements to campus facilities statewide. Use of authority-only funds may be allocated at not more than
 25 \$2,500,000 per project and a project may not be segregated to circumvent this limitation. All costs for the
 26 operations and maintenance of any improvements constructed under this authorization must be paid by the
 27 Montana university system from nonstate sources:

28	Agency/Project	State	Federal	Authority	Total
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1	Special	Special	Only	
2	Revenue	Revenue	Sources	
3	General Spending Authority, MUS		20,000,000	20,000,000

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

8	Agency/Project	State	Federal	Authority	Total
9		Special	Special	Only	
10		Revenue	Revenue	Sources	
11	DMA Federal Spending Authority		3,000,000		3,000,000

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

14	Agency/Project	State	Federal	Authority	Total
15		Special	Special	Only	
16		Revenue	Revenue	Sources	
17	MDT Maintenance, Repair, and Small Projects				
18		3,000,000			3,000,000

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

22	Agency/Project	State	Federal	Authority	Total
23		Special	Special	Only	
24		Revenue	Revenue	Sources	
25	DEQ Energy Improvements, Statewide			3,700,000	3,700,000

26 (6) The following money is appropriated to the department of commerce in the indicated amount
27 for grants to the Chippewa Cree tribe for the purpose of the following projects:

28	<u>Agency/Project</u>	<u>State</u>	<u>Federal</u>	<u>Authority</u>	<u>Other</u>	<u>Total</u>
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1		Special	Special	Only	Funding	
2		Revenue	Revenue	Sources	Sources	

3	Chippewa Cree Cultural Ceremony Building Repair				1,000,000	1,000,000
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4	Chippewa Cree Language Immersion School				1,000,000	1,000,000
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5 Other Funding Sources consist of one-time-only state general fund money.

6 (7) The following money is appropriated to the department of transportation in the indicated
 7 amount for the purpose of constructing new public sidewalks along U.S. highway 2, from the intersection of
 8 meadowlark drive to the intersection of Terry road, and from the intersection of east evergreen drive to the
 9 intersection of Poplar road.

10	Agency/Project	State	Federal	Authority	Other	Total
11		Special	Special	Only	Funding	
12		Revenue	Revenue	Sources	Sources	

13	MDT US Highway 2 Sidewalks Project				1,000,000	1,000,000
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14 Other Funding Sources consist of one-time-only state general fund money.

15 (8) The following money is appropriated to the department of commerce in the indicated amount
 16 for a grant to the city of Missoula for the purpose of the following project:

17	Agency/Project	State	Federal	Authority	Other	Total
18		Special	Special	Only	Funding	
19		Revenue	Revenue	Sources	Sources	

20	City of Missoula Riverfront Trail Public Plaza				250,000	250,000
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21 Other Funding Sources consist of one-time-only state general fund money.

23 **NEW SECTION. Section 6. Land acquisition appropriations.** The following money is appropriated
 24 to the department of fish, wildlife, and parks in the indicated amounts for purposes of land acquisition, land
 25 leasing, easement purchase, or development agreements. The department of fish, wildlife, and parks is
 26 authorized to transfer the appropriations, authority, or both among the necessary fund types for these projects:

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

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	Revenue	Revenue	Sources
FWP Habitat Montana	9,650,000	2,350,000	12,000,000

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

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

- (a) the level of funding and authorization provided under the financial plan and agreement deviates substantially from the funding level provided in either or both [sections 2 and 3] for that project; or
 - (b) the scope of the project is substantially altered or revised from the concept and intent for that project as presented to the 68th legislature.
- (2) This section does not limit or restrict 17-7-211.

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

1

2 NEW SECTION. Section 10. Legislative consent. The appropriations authorized in [sections 1
3 through 89] constitute legislative consent for the capital projects contained in [sections 1 through 89] within the
4 meaning of 18-2-102.

5

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

10

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

13 (1) \$41,420,091 from the capital developments long-range building program account established in
14 17-7-209 to the major repair long-range building program account established in 17-7-221.

15 (2) \$113,000,000 from the general fund to the capital developments long-range building program
16 account established in 17-7-209.

17

18 **Section 13.** Section 17-7-201, MCA, is amended to read:

19 **"17-7-201. Definitions.** In this part, the following definitions apply:

20 (1) (a) "Building" includes a:

21 (i) building, facility, or structure constructed or purchased wholly or in part with state money;

22 (ii) building, facility, or structure at a state institution;

23 (iii) building, facility, or structure owned or to be owned by a state agency, including the department
24 of transportation.

25 (b) The term does not include a:

26 (i) building, facility, or structure owned or to be owned by a county, city, town, school district, or
27 special improvement district;

28 (ii) facility or structure used as a component part of a highway or water conservation project.

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

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- 1 (iii) a new facility with a total construction cost of less than \$250,000.
- 2 (b) The term does not include operations and maintenance as defined in this section.
- 3 (8) (a) "New facility" means the construction of a new building on state property regardless of
- 4 funding source and includes:
- 5 (i) an addition to an existing building; and
- 6 (ii) the enclosure of space that was not previously fully enclosed.
- 7 (b) The term does not include the replacement of state-owned space that is demolished or that is
- 8 otherwise removed from state use if the total construction cost of the replacement space is less than \$2.5
- 9 million.
- 10 (9) "Operations and maintenance" means operational costs and regular, ongoing, and routine
- 11 repairs and maintenance funded in an agency operating budget that does not extend the capacity, function, or
- 12 lifespan of a facility.
- 13 (10) "Replacement cost of existing long-range building program-eligible building" means the current
- 14 replacement value of all long-range building program-eligible buildings included in the statewide facility
- 15 inventory and condition assessment as provided in 17-7-202."

17 **NEW SECTION. Section 14. Project management and supervision.** Up to \$2,000,000 is

18 appropriated from the major repair long-range building program account to the architecture and engineering

19 division for the purposes of contracted services or modified positions, and associated operating expenses, to

20 expeditiously implement [sections 1 through 910]. The division is authorized to transfer the appropriation among

21 the necessary fund types for supervision and project management.

23 **NEW SECTION. Section 15. Appropriation for Gallatin college -- process.** (1) For the biennium

24 beginning July 1, 2023, there is appropriated to the department of administration \$23.5 million of capital

25 development funds and \$22.5 million of authority only for construction of a facility for Gallatin college contingent

26 on the following:

27 (a) The budget director shall adopt a plan for the development of Gallatin college through the

28 process set forth in subsection (2).

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1 (b) Funds must be raised for the \$22.5 million of authority only capital project funding. The value of
2 any land donated for the capital project may not be considered as part of meeting the fundraising requirement.

3 (c) Plan development, delivery, and adoption must be coordinated through the department of
4 administration. All plan development efforts, content, and costs are the responsibility of the Montana university
5 system.

6 (d) No capital development funding or authority for the capital project may be used for plan
7 development or for land acquisition.

8 (e) The department of administration may not proceed with capital project procurement, planning,
9 or design until the conditions in subsections (1)(a) and (1)(b) have been met.

10 (2) The process for the budget director to adopt a plan for Gallatin college is as follows:

11 (a) The Montana university system's plan must be presented through the department of
12 administration to the budget director by September 30, 2023.

13 (b) The budget director shall review the plan submitted in subsection (2)(a) and may:

14 (i) adopt the plan; or

15 (ii) not adopt the plan and provide the university system with information detailing the reason the
16 plan was not adopted.

17 (c) If the plan is not adopted pursuant to subsection (2)(b)(ii), the Montana university system has
18 60 days to respond to the budget director with amendments to the plan. The process in subsection (2)(b) will
19 then be repeated until plan adoption or the budget director directs the department of administration to terminate
20 the plan development effort.

21 (d) If the budget director directs the department of administration to terminate the plan
22 development effort, the appropriation for capital development funds in subsection (1) will revert to the capital
23 development fund and the appropriation for authority in subsection (1) will revert to its originating source.

24 (3) (a) Pursuant to 17-7-210, if construction of a new facility requires an immediate or future
25 increase in state funding for program expansion or operations and maintenance, the legislature may not
26 authorize the new facility unless it also appropriates funds for the increase in state funding for program
27 expansion and operations and maintenance. To the extent allowed by law, at the end of each fiscal year
28 following approval of a new facility but prior to receipt of its certificate of occupancy, the appropriation made in

1 this subsection (3) reverts to its originating fund. The appropriation is not subject to the provisions of 17-7-304.

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

4 (c) For the biennium beginning July 1, 2023, \$1,540,000 of general funds are appropriated to the
5 Montana university system for the Gallatin college facility, provided the conditions of subsections (1) and (2) are
6 met.

7 (d) If the budget director directs the department of administration to terminate the plan
8 development effort under the provisions of subsection (2)(c), the appropriation of general fund for program
9 expansion or operations and maintenance is reverted to the general fund and will not be included in the
10 respective agency's base budget.

11
12 **NEW SECTION. Section 16. Definitions.** For the purposes of [sections 16 through 23], unless
13 otherwise provided, the following definitions apply:

14 (1) "Emergency shelter" means any facility, the primary purpose of which is to provide a temporary
15 shelter for the homeless in general or for specific populations of the homeless and which does not require
16 occupants to sign leases or occupancy agreements.

17 (2) "Nonprofit corporation" means a domestic corporation, as designated in accordance with 35-2-
18 126, that provides emergency shelter for the homeless.

19
20 **NEW SECTION. Section 17. Emergency shelter facility infrastructure account -- use.** (1) There is
21 within the state special revenue fund provided for in 17-2-102 an account called the emergency shelter facility
22 infrastructure account to provide grant funding to nonprofit corporations that provide emergency shelter for the
23 homeless and for administrative costs related to administering the grants. The department of commerce shall
24 administer the account.

25 (2) Up to 3% of the funds appropriated in [section 23] may be allocated for the department’s
26 administrative costs.

27
28 **NEW SECTION. Section 18. Emergency shelter facility infrastructure grants authorization.** (1)

1 The department of commerce is authorized to make up to \$5 million in grants to nonprofit corporations for
2 emergency shelter, property acquisition, construction, shelter space acquisition, or general capital improvement
3 projects. The grants authorized in this section are subject to the conditions set forth in [section 20].

4 (2) The department of commerce must receive proposals from nonprofit corporations for
5 emergency shelter facility infrastructure projects.

6 (3) Funding for projects may be provided only as long as there are sufficient funds available from
7 the amount that was deposited or transferred into the emergency shelter facility infrastructure account for
8 grants established in [section 17(1)]. Funding for these projects must be made available in the order that the
9 grant recipients satisfy the conditions described in [section 20].

11 **NEW SECTION. Section 19. Eligibility -- submission deadline -- priority -- rulemaking authority.**

12 (1) A nonprofit corporation may apply to the department of commerce for emergency shelter facility
13 infrastructure grants under [section 18].

14 (2) Nonprofit corporations shall submit grant applications to the department in order to be eligible
15 for funding under [section 18].

16 (3) The department is authorized to adopt rules or guidelines necessary to implement [sections 16
17 through 23].

19 **NEW SECTION. Section 20. Condition of grants -- disbursement of funds.** (1) The disbursement

20 of grant funds for the projects chosen by the department of commerce pursuant to [section 18] is subject to
21 completion of the following conditions:

22 (a) The grant recipient shall document that other funds required for completion of the project are
23 firmly committed.

24 (b) The grant recipient shall execute a grant agreement with the department of commerce that
25 includes a project management plan and reporting requirements to track the outcomes of allocated grants.

26 (c) The grant recipient shall satisfy other specific requirements considered necessary by the
27 department of commerce to accomplish the purpose of the project as evidenced by the application to the
28 department.

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1 (2) Projects must adhere to the design standards required by applicable regulatory agencies.

2 Recipients of program funds for projects that are not subject to any design standards must comply with
3 generally accepted industry standards.

4 (3) If actual project expenses are lower than the projected expense of the project, the department
5 shall reduce the amount of grant funds to be provided to grant recipients.

6
7 **NEW SECTION. Section 21. Maximum state funding available -- per project -- per county.** (1)

8 The maximum amount of state funding allocated to entities within any individual county under [sections 16
9 through 23] may not exceed \$750,000.

10 (2) If total applications within a specific jurisdiction exceed the maximum amount allowed, the
11 department shall include input from local elected officials in their ranking criteria for those applications.

12
13 **NEW SECTION. Section 22. Transfer of funds.** By July 1, 2023, the state treasurer shall transfer \$5
14 million from the general fund to the emergency shelter facility infrastructure account established in [section 17].

15
16 **NEW SECTION. Section 23. Appropriation.** There is appropriated \$5 million for the biennium
17 beginning July 1, 2023, from the emergency shelter facility infrastructure account established in [section 17] to
18 the department of commerce for grants as authorized in [sections 16 through 23].

19
20 **Section 24.** Section 2, Chapter 461, Laws of 2021, is amended to read:

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

24 "~~MSU BLGS Art Annex Safety and System Upgrades~~Demolition
25 1,200,000 500,000 1,200,000 500,000"

26
27 **NEW SECTION. Section 25. Severability.** If a part of [this act] is invalid, all valid parts that are
28 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,

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1 the part remains in effect in all valid applications that are severable from the invalid applications.

2

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

4 **Section 1. Authorizations of and appropriations for capital projects.** The portion of section
5 1(4)(c), Chapter 468, Laws of 2021, appropriating money from the general fund to the Montana university
6 system for program expansion or operations and maintenance for the indicated new facility is amended to read:

7 "Montana University System

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

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

10

11 NEW SECTION. **Section 27. Effective date.** [This act] is effective on passage and approval.

12

- END -