

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 AMENDING THE DEFINITION OF AN LRBP-ELIGIBLE BUILDING; AMENDING SECTION 17-7-201, MCA;
12 AMENDING SECTION 1(4), CHAPTER 468, LAWS OF 2021; AND PROVIDING AN IMMEDIATE EFFECTIVE
13 DATE."

14
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
16

17 NEW SECTION. Section 1. Definitions. As used in [sections 1 through 10], unless the context
18 clearly indicates otherwise, the following definitions apply:

19 (1) "Authority only" means approval provided by the legislature to expend money that does not
20 require an appropriation, including grants, donations, auxiliary funds, proprietary funds, nonstate funds, ~~and~~
21 university funds endowments, and public-private partnerships.

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

23 (3) "Capital project" means the planning, design, renovation, construction, alteration, replacement,
24 furnishing, repair, improvement, site, utility, or land acquisition project provided for in [sections 1 through 10].

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

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

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

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

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

7
8 **NEW SECTION. Section 2. Major repair projects appropriations and authorizations.** (1) The
9 following money is appropriated to the department of administration for the indicated major repair projects from
10 the indicated sources. Funds not requiring legislative appropriation are included for the purpose of
11 authorization. The department of administration is authorized to adjust capital project amounts within the
12 legislative intent of the major repair account-funded projects, subject to available revenues, if approved by the
13 office of budget and program planning, and transfer the appropriations, authority, or both among the necessary
14 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
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
Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.					
DOC Supplemental MSP/MWP/PHYCF/Xanthopolous Door Control Systems					
	450,000				450,000

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1	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
2	MSDB Supplemental Mustang Center Fire Sprinkler System		
3	830,854		830,854
4	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
5	MUS UM Supplemental FLBS Sewer Treatment Plant		
6	1,100,000		1,100,000
7	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
8	MUS UM Supplemental Mansfield Library Roof Repair		
9	500,000		500,000
10	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
11	MUS MSU-N Supplemental Vande Bogart Library Roof Replacement		
12	675,000		675,000
13	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
14	DPHHS Supplemental MVH Roof Replacement		
15	1,600,000		1,600,000
16	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment		
17	funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
18	MUS MSU Supplemental Reid Hall Fire System Upgrades		
19	1,000,000		1,000,000
20	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
21	MUS MSU-N Supplemental Brockmann Center HVAC Upgrade		
22	1,907,320		1,907,320
23	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
24	MUS UM Supplemental Clapp Building Elevator		
25	500,000		500,000
26	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
27	MUS UM Supplemental Stone Hall Roof Replacement		
28	800,000		800,000

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1	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
2	DNRC Supplemental Swan Lake Office Siding		
3	187,687		187,687
4	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
5	DPHHS Supplemental MVH Courtyard Improvements		
6	517,000		517,000
7	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment		
8	funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
9	DPHHS Supplemental MVH Flooring		
10	367,000		367,000
11	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment		
12	funding is provided for the project in section 2, Chapter 461, Laws of 2021.		
13	DPHHS Supplemental MVH ARPA HVAC		
14	423,039		423,039
15	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment		
16	funding is provided for the project in section 20, Chapter 401, Laws of 2021.		
17	DOA Parking Garage Repairs, 5 Last Chance Gulch		
18	1,808,145		1,808,145
19	DOC MSP Red Light/Emergency Notification System		
20	1,000,000		1,000,000
21	DOC MSP Perimeter Fence Enhancement		
22	1,500,000		1,500,000
23	MSDB Campus Security Camera Install		
24	300,000		300,000
25	MUS GFC Fire Suppression System Upgrades		
26	500,000		500,000
27	<u>350,000</u>	<u>150,000</u>	<u>500,000</u>
28	DLI Billings UI Call Center Repairs		

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1		1,000,000		1,000,000
2	DOC Pine Hills Roof Replacement			
3		1,000,000		1,000,000
4	DOC Eastmont HVAC System Repairs/Replacements			
5		200,000		200,000
6	DPHHS MMHNCC Site Improvements & Increase Parking			
7		300,000		300,000
8	DPHHS MMHNCC Key Card Entry System			
9		125,000		125,000
10	DPHHS MMHNCC Backup Water Well			
11		200,000		200,000
12	MSDB Create Bus Loop and Update Parking Lot			
13		349,637		349,637
14	MUS MSU Barnard Hall Failed Chiller Replacement			
15		1,750,000		1,750,000
16		<u>1,225,000</u>	<u>525,000</u>	<u>1,750,000</u>
17	DOC MWP Cooling System Upgrade			
18		750,000		750,000
19	DOJ MLEA Boiler Replacement, Admin Building			
20		830,000		830,000
21	DOA Original Governor's Mansion Repairs			
22		600,000		600,000
23	DOJ MHP Roof Replacements, Boulder Campus			
24		1,860,000		1,860,000
25	MUS UM Priority 1 Campuswide Roof Replacements			
26		2,425,000		2,425,000
27		<u>1,697,500</u>	<u>727,500</u>	<u>2,425,000</u>
28	DOC Facility-Specific Program & Master Plan			

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1	600,000		600,000
2	MUS MSU-B P.E. Building Roof Replacement		
3	2,400,000		2,400,000
4	<u>1,680,000</u>	<u>720,000</u>	<u>2,400,000</u>
5	MUS UMW Repair/Replace Sewer Mains		
6	425,000		425,000
7	<u>297,500</u>	<u>127,500</u>	<u>425,000</u>
8	MUS UM Upgrade/Replace Elevators		
9	2,498,650		2,498,650
10	<u>1,749,055</u>	<u>749,595</u>	<u>2,498,650</u>
11	MUS UM FLBS Roof Replacements		
12	262,000		262,000
13	<u>183,400</u>	<u>78,600</u>	<u>262,000</u>
14	DOC MWP Heating System Upgrade		
15	1,500,000		1,500,000
16	DOJ Missoula Crime Lab Expansion Feasibility Study		
17	75,000		75,000
18	MUS MT Tech Electrical Distribution Upgrades		
19	650,000		650,000
20	<u>455,000</u>	<u>195,000</u>	<u>650,000</u>
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	<u>1,680,000</u>	<u>720,000</u>	<u>2,400,000</u>
26	Funding must be reallocated by the department to other major repair projects if funding is appropriated		
27	in [section 3] for MUS MSU Lewis Hall Code & Instructional Renovations.		
28	MUS UM Replace Fire Alarms, Clapp Building		

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1	780,000		780,000
2	<u>546,000</u>	<u>234,000</u>	<u>780,000</u>
3	Funding must be reallocated by the department to other major repair projects if funding is appropriated		
4	in [section 3] for MUS UM Clapp Building Renovation.		
5	MUS MSU Tietz Hall Roof Replacement		
6	1,300,000		1,300,000
7	<u>910,000</u>	<u>390,000</u>	<u>1,300,000</u>
8	DOC MWP Perimeter Fence/Dog Yard		
9	1,000,000		1,000,000
10	DOC Pine Hills Unit F Sewer Line Replacement		
11	500,000		500,000
12	DOC MSP Unit F Water Supply Upgrade		
13	600,000		600,000
14	DMA Gallatin Readiness Center Roof Replacement		
15	741,455	741,455	1,482,910
16	DOC MSP Site Infrastructure Study		
17	300,000		300,000
18	MUS MSU Cobleigh Hall Parapet Structural Repair		
19	2,400,000		2,400,000
20	<u>1,680,000</u>	<u>720,000</u>	<u>2,400,000</u>
21	MUS MT Tech Restroom Renovations		
22	1,200,000		1,200,000
23	<u>840,000</u>	<u>360,000</u>	<u>1,200,000</u>
24	Portions of this funding must be reallocated by the department to other major repair projects if funding		
25	is appropriated in [section 3] for either or both MUS MT Tech Engineering Hall Renovation and MUS MT Tech		
26	Main Hall Renovation.		
27	MUS MSU Campus Heating Plant Boiler Controls Upgrade		
28	1,600,000	800,000	2,400,000

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1	MUS MSU Emergency Water System & Fixture Upgrades		
2		2,400,000	2,400,000
3		<u>1,680,000</u>	<u>2,400,000</u>
4	MUS MT Tech Masonry Repairs		
5		455,000	455,000
6		<u>318,500</u>	<u>455,000</u>
7	MUS UMW Elevator Repairs/Replacements		
8		325,000	325,000
9		<u>227,500</u>	<u>325,000</u>
10	DNRC Stillwater Unit Shop Replacement		
11		1,214,837	1,214,837
12	MUS MAES WARC Shop Renovation & Safety Upgrades		
13		600,000	600,000
14		<u>420,000</u>	<u>600,000</u>
15	DOA Statewide FCA Baseline Assessments		
16		1,500,000	1,500,000
17	MUS MSU-N Campus EMS Building Controls Upgrade Project		
18		400,000	400,000
19		<u>280,000</u>	<u>400,000</u>
20	MUS UM Campus Building Envelope Repairs		
21		415,000	415,000
22		<u>290,500</u>	<u>415,000</u>
23	MUS UM Replace Electrical Equipment		
24		325,000	325,000
25		<u>227,500</u>	<u>325,000</u>
26	MUS MSU-N Electronics Tech. HVAC & Lighting Upgrade		
27		800,000	800,000
28		<u>560,000</u>	<u>800,000</u>

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1	MUS MAES Lambing Barn Renovation & Safety Upgrades		
2		2,000,000	2,000,000
3		<u>1,400,000</u>	<u>2,000,000</u>
4	MUS MSU Hamilton Hall Life-Safety System Improvements		
5		2,400,000	2,400,000
6		<u>1,680,000</u>	<u>2,400,000</u>
7	MUS MSU-N Pershing Hall Renovation		
8		2,400,000	2,400,000
9		<u>1,680,000</u>	<u>2,400,000</u>
10	MUS MSU-N Metals Technology Building Roof Project		
11		400,000	400,000
12		<u>280,000</u>	<u>400,000</u>
13	MUS MAES BART Demolition Project		
14		450,000	450,000
15		<u>315,000</u>	<u>450,000</u>
16	DOC MSP MCE Industries Repairs		
17			700,000
18	DMA Gallatin RC & FMS HVAC & Controls Repairs		
19		320,747	962,241
20	DMA FTH HAFRC Lighting and Control Modifications		
21		26,768	324,947
22	MUS HC Art Instruction Renovation		
23		162,500	162,500
24		<u>113,750</u>	<u>162,500</u>
25	DMA Statewide SMART Deferred Maintenance Program		
26		1,500,000	1,500,000
27	Funding may only be used by the department upon receipt of federal special revenue matching funds.		
28	DOJ MHP Boulder Dorm Renovations		

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1	250,000	250,000
2	DOA Boiler & Chiller Replacement - Walt Sullivan	
3	473,707	473,707
4	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.	
5	DOA Elevator Modifications - Cogswell Building	
6	768,757	768,757
7	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.	
8	DOA Elevator Modifications - Walt Sullivan Building	
9	379,763	379,763
10	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.	
11	DOA Roof & Mechanical - DPHHS 111 N. Sanders	
12	1,309,099	1,309,099
13	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.	
14	DOA Roof Replacement - FWP Headquarters	
15	289,695	289,695
16	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.	
17	MUS HC Cosmetology Program Renovation	
18	2,495,000	2,495,000
19	DOC MCE Food Factory Emergency Generator	
20	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.

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

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

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

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

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



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1	Agriculture Supplemental Ag Analytical Lab (combined with Vet Diagnostic Lab and MSU Wool Lab)	
2	3,858,000	3,858,000
3	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
4	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)	
5	4,700,000	4,700,000
6	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
7	Livestock Supplemental Vet Diagnostic Lab (combined with Ag Analytical Lab and MSU Wool Lab)	
8	2,200,000	2,200,000
9	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
10	DPHHS DOA Supplemental State Health Lab Renovation	
11	7,000,000	7,000,000
12	Funding may be utilized by the department for project completion in the event federal grant funding	
13	expenditure deadlines are not extended for the project in section 3, Chapter 461, Laws of 2021.	
14	Revenue Supplemental Liquor Warehouse Expansion	
15	14,315,750	14,315,750
16	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
17	DPHHS Supplemental SWMVH Cottage Connectors	
18	5,250,000	5,250,000
19	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
20	MUS MT Tech Supplemental Heating Systems Upgrade	
21	2,750,000	2,750,000
22	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.	
23	MUS UMW Supplemental Block Hall Renovation	
24	3,600,000	3,600,000
25	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.	
26	MDT Supplemental West Yellowstone Airport Terminal	
27	9,000,000	9,000,000
28	Funding may be utilized on a prorated basis by the department for project completion in the event	

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1 additional federal grant funding is not received for inflationary and scope adjustments for the project in section
2 2, Chapter 422, Laws of 2019, and section 3, Chapter 461, Laws of 2021, up to an aggregate of \$41,500,000
3 from all sources. This aggregate amount does not limit or restrict 17-7-211.

4 DMA Supplemental Silver Bow Readiness Center

5 5,491,795 8,221,254 13,713,049

6 Inflationary adjustment funding is provided for the project in section 9, Chapter 476, Laws of 2019, and
7 section 3, Chapter 461, Laws of 2021.

8 MUS MAES Supplemental MAES Research Labs

9 1,604,050 1,604,050

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

11 DOA Supplemental Mazurek Building Renovation

12 5,000,000 5,000,000

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

14 DNRC Supplemental ELO Facilities & Shop

15 2,180,235 2,180,235

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

17 MUS MSU Supplemental Haynes Hall Ventilation Upgrades

18 3,400,000 3,400,000

19 Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of
20 2021.

21 MDT Supplemental Lincoln Airport SRE Building

22 250,000 250,000

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

24 FWP Supplemental Havre Area Office

25 2,199,600 620,400 2,820,000

26 Inflationary and scope adjustment funding is provided for the project in section 3, Chapter 461, Laws of
27 2021.

28 FWP Supplemental Glasgow Headquarters

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1		3,100,000	3,100,000
2	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
3	2019.		
4	FWP Supplemental Lewistown Area Office		
5		4,000,000	4,000,000
6	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
7	2019.		
8	FWP Supplemental MT Wild Avian Rehab Building		
9		550,000	550,000
10	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of		
11	2021.		
12	DMA Supplemental Billings AFRC Unheated Storage		
13		46,208	92,416
14	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
15	DMA Supplemental Havre Unheated Building		
16		63,318	126,636
17	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
18	DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance		
19		15,903,000	15,903,000
20	DOC MSP Replace Low-Side Housing		
21		135,000,000	135,000,000
22	DPHHS Statewide Behavioral Health Initiative		
23		113,000,000	113,000,000
24	DOA Renovation of Capitol Complex Offices, Implement ROWS		
25		50,000,000	50,000,000
26	DOA State Capitol Building Improvements		
27		26,316,458	26,316,458
28	DNRC Seedling Nursery Improvements		

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1		2,797,320		2,797,320
2	DOC MSP Water Line Replacement			
3		3,000,000		3,000,000
4	DOC MSP Entry/Staff Services Addition to Wallace Building			
5		12,800,000		12,800,000
6	DOC MSP Replace Roofs			
7		5,600,000		5,600,000
8	DOC MSP Xanthopoulos Building Repairs			
9		2,950,000		2,950,000
10	DOC MSP New Multi-Purpose Programs Building			
11		9,000,000		9,000,000
12	DLI Job Service Great Falls Building Renovation			
13		5,767,880		5,767,880
14	MUS UM FLBS Water and Sewer Systems			
15		2,500,000		2,500,000
16		<u>1,750,000</u>	<u>750,000</u>	<u>2,500,000</u>
17	DOC MWP Roof Replacement			
18		5,000,000		5,000,000
19	DMA Billings Readiness and Innovation Campus			
20		12,840,000		12,840,000
21	DNRC Clearwater Replacement Bunkhouse			
22		1,189,178		1,189,178
23	DNRC Anaconda Bunkhouse			
24		1,180,962		1,180,962
25	DNRC NELO Fire Ready Room			
26		445,491		445,491
27	DNRC CLO Dispatch Center Expansion			
28		545,000		545,000

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1	DPHHS MMHNCC Heated Storage Unit		
2	720,000		720,000
3	DOA Old Board of Health Renovation (Legislative Staff Space)		
4	3,500,000		3,500,000
5	DOC MSP Check Point Bldg / Wallace Entry Security Enhancements		
6	3,000,000		3,000,000
7	DMA Helena Readiness HVAC & Temp Control Upgrade		
8	798,420	2,542,248	3,340,668
9	MUS HC Acquire and Renovate Airport Hangar		
10	3,600,000		3,600,000
11	<u>2,520,000</u>	<u>1,080,000</u>	<u>3,600,000</u>
12	DMA DES State Emergency Coordination Center Expansion		
13	6,581,000		6,581,000
14	MUS UM Clapp Building Renovation		
15	27,000,000	10,000,000	37,000,000
16	MUS MSU Lewis Hall Code & Instructional Renovations		
17	23,500,000	8,000,000	31,500,000
18	DOA 5 Last Chance Gulch Atrium Renovation		
19	15,558,029		15,558,029
20	MUS MT Tech Engineering Hall Renovation		
21	8,000,000		8,000,000
22	<u>5,600,000</u>	<u>2,400,000</u>	<u>8,000,000</u>
23	MUS MT Tech Main Hall Renovation		
24	30,000,000		30,000,000
25	<u>21,000,000</u>	<u>9,000,000</u>	<u>30,000,000</u>
26	MUS MAES BART Life-Safety & Programmatic Improvements		
27	10,000,000		10,000,000
28	<u>7,000,000</u>	<u>3,000,000</u>	<u>10,000,000</u>

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1	DMA DES State Disaster Warehouse			
2		5,704,000		5,704,000
3	MUS UMW Campus Storage/Warehouse Building			
4		1,250,000		1,250,000
5		<u>875,000</u>	<u>375,000</u>	<u>1,250,000</u>
6	FWP Makoshika Campground Improvement & Addition			
7		2,500,000	2,500,000	5,000,000
8	FWP Beartooth WMA Facilities Upgrade			
9		8,000,000		8,000,000
10	FWP Agency Staff Housing			
11		7,500,000		7,500,000
12	FWP Central Services Site Upgrades			
13		17,168,330		17,168,330
14	MDT Combination Facility Great Falls			
15		12,600,000		12,600,000
16	MDT Combination Facility Kalispell			
17		11,000,000		11,000,000
18	MDT Combination Facility Missoula			
19		10,500,000		10,500,000
20	MUS MSU Supplemental Facilities Yard Relocation			
21			8,000,000	8,000,000
22	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of			
23	2019.			
24	MUS UM Supplemental Mansfield Library Remodel			
25			4,000,000	4,000,000
26	Inflationary and scope adjustment funding is provided for the project in section 1, Chapter 461, Laws of			
27	2021.			
28	MUS MSU Supplemental Visual Communications Building			

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1			4,000,000	4,000,000
2	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of			
3	2019.			
4	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)			
5			92,000,000	92,000,000
6	MUS MSU Gianforte Hall, School of Computing			
7			50,000,000	50,000,000
8	MUS UM Adams Center - Student Athlete Locker Rooms			
9			6,000,000	6,000,000
10	MUS UM Campuswide Classroom Upgrades			
11			6,000,000	6,000,000
12	MUS UM Liberal Arts Building / Eck Hall			
13			4,000,000	4,000,000
14	MUS MSU Indoor Practice Facility			
15			15,000,000	15,000,000
16	MUS MT Tech Highlands College Indoor Pole Barn			
17			2,000,000	2,000,000
18	DOA Statewide Federal Spending Authority			
19		5,000,000		5,000,000
20	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths			
21			590,000	590,000

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

Agency/Project	State	Federal	Authority	Total
	Special	Special	Only	
	Revenue	Revenue	Sources	
DMA FTH Aviation Facility HVAC & Temperature Control Upgrade				

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1		3,580,365	3,580,365
2	DMA FTH Collective Training Housing Facility		
3		3,000,000	3,000,000
4	DMA FTH Ready Building Addition		
5		4,700,000	4,700,000
6	DMA FTH Training Site HVAC and Controls Upgrade		
7		2,574,002	2,574,002

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

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

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

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

25 Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter
 26 401, Laws of 2021.

27	DOC MSP Replace Low-Side Housing					
28		176,560				176,560

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1	DOC MSP Entry/Staff Services Addition to Wallace Building		
2		184,000	184,000
3	DOC MSP New Multi-Purpose Programs Building		
4		100,340	103,340
5	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths		
6		40,000	40,000
7	Department of Fish, Wildlife, and Parks		
8	FWP Beartooth WMA Facilities Upgrade		
9		80,000	80,000
10	FWP Agency Staff Housing		
11		225,000	225,000
12	FWP Central Services Site Upgrades		
13		128,762	128,762
14	Department of Military Affairs		
15	DMA Billings LAASF		
16		200,000	200,000
17	Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter 401,		
18	Laws of 2021.		
19	DMA DES State Emergency Coordination Center Expansion		
20		54,012	54,012
21	DMA FTH Collective Training Housing Facility		
22		34,000	34,000
23	DMA FTH Ready Building Addition		
24		26,472	26,472
25	Department of Natural Resources and Conservation		
26	DNRC Clearwater Replacement Bunkhouse		
27		27,650	27,650
28	DNRC Anaconda Bunkhouse		

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1		33,180	33,180
2	DNRC NELO Fire Ready Room		
3		17,696	17,696
4	DNRC CLO Dispatch Center Expansion		
5		10,700	10,700
6	Department of Public Health and Human Services		
7	DPHHS Statewide Behavioral Health Initiative		
8		2,503,280	2,503,280
9	DPHHS MMHNCC Heated Storage Unit		
10		21,312	21,312
11	DMA DES State Disaster Warehouse		
12		62,000	62,000
13	Montana Department of Transportation		
14	MDT Combination Facility Great Falls		
15		53,900	53,900
16	MDT Combination Facility Kalispell		
17		42,400	42,400
18	MDT Combination Facility Missoula		
19		41,800	41,800
20	Montana University System		
21	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)		
22		520,695	520,695
23	MUS HC Acquire and Renovate Airport Hangar		
24		188,133	188,133
25	MUS UMW Campus Storage/Warehouse Building		
26		63,975	63,975
27	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
28		4,000,154	4,000,154

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1	MUS MSU Gianforte Hall, School of Computing		
2		1,730,858	1,730,858
3	MUS MSU Indoor Practice Facility		
4			athletics/auxiliaries funds only
5	MUS MT Tech Highlands College Indoor Pole Barn		
6		42,671	42,671

7 (d) After receipt of a certificate of occupancy, funding appropriated in subsection (3)(c) to the
 8 Montana university system Wool Lab and in section 1(4)(c), Ch. 468, L. 2021, to the department of agriculture
 9 Ag Analytical Lab shall be transferred each biennium to the department of livestock.

10
 11 **NEW SECTION. Section 4. Capital improvements projects.** (1) The following money is
 12 appropriated to the department of fish, wildlife, and parks in the indicated amounts for the purpose of making
 13 capital improvements to statewide facilities. Funds not requiring legislative appropriation are included for the
 14 purpose of authorization. The department of fish, wildlife, and parks is authorized to transfer the appropriations,
 15 authority, or both among the necessary fund types for these projects:

16	Agency/Project	State	Federal	Authority	Total
17		Special	Special	Only	
18		Revenue	Revenue	Source	
19	FWP Statewide Admin Facilities Major Maintenance				
20		1,931,500		5,000,000	6,931,500
21	FWP Signage & Wayfinding Updates				
22		2,500,000			2,500,000
23	FWP Erosion Control				
24		2,673,000			2,673,000
25	FWP Community Ponds				
26		200,000			200,000
27	FWP Forest Management				
28		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

27 **NEW SECTION. Section 5. Land acquisition appropriations.** The following money is appropriated
 28 to the department of fish, wildlife, and parks in the indicated amounts for purposes of land acquisition, land

1 leasing, easement purchase, or development agreements. The department of fish, wildlife, and parks is
2 authorized to transfer the appropriations, authority, or both among the necessary fund types for these projects:

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

7
8 **NEW SECTION. Section 6. Planning and design.** The department of administration may proceed
9 with the planning and design of capital projects in either or both [sections 2 and 3] prior to the receipt of other
10 funding sources. The department may use interentity loans in accordance with 17-2-107 to pay planning and
11 design costs incurred before the receipt of other funding sources.

12
13 **NEW SECTION. Section 7. Capital projects -- contingent funds.** (1) If a capital project is financed,
14 in whole or in part, with appropriations contingent upon the receipt of other funding sources, the department of
15 administration may not let the project for bid until a financial plan and agreement with the agency has been
16 approved by the director of the department of administration. A financial plan and agreement may not be
17 approved by the director if:

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

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

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

23
24 **NEW SECTION. Section 8. Review by department of environmental quality.** The department of
25 environmental quality shall review capital projects authorized in either or both [sections 2 and 3] for potential
26 inclusion in the state building energy conservation program (SBECP) under Title 90, chapter 4, part 6. When a
27 review shows that a capital project will result in energy or utility savings and improvements, that project must be
28 submitted to the energy conservation program for funding consideration by the SBECP. Funding provided

1 under the energy conservation program guidelines must be used to offset or add to the authorized funding for
2 the project, and the amount will be dependent on the annual utility savings resulting from the capital project.
3 Agencies must be notified of potential funding after the review and are obligated to utilize the SBECP funding, if
4 available.

5
6 **NEW SECTION. Section 9. Legislative consent.** The appropriations authorized in [sections 1
7 through 8] constitute legislative consent for the capital projects contained in [sections 1 through 8] within the
8 meaning of 18-2-102.

9
10 **NEW SECTION. Section 10. Increase in state funding for program expansion or operations and**
11 **maintenance.** If an immediate or future increase in state funding for program expansion or operations and
12 maintenance is required for a new facility in [section 3] but the increase is not appropriated by the 68th
13 legislature, the new facility in [section 3] is not appropriated or authorized as provided in 17-7-210.

14
15 **NEW SECTION. Section 11. Transfer of funds.** By August 15, 2023, the department of
16 administration shall make the following transfers:

17 (1) \$41,420,091 from the capital developments long-range building program account established in
18 17-7-209 to the major repair long-range building program account established in 17-7-221.

19 (2) \$113,000,000 from the general fund to the capital developments long-range building program
20 account established in 17-7-209.

21
22 **Section 12.** Section 17-7-201, MCA, is amended to read:

23 **"17-7-201. Definitions.** In this part, the following definitions apply:

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

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

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

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

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- 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
- 28 (ii) that supports nonacademic functions of the university system and for which the operation and

1 maintenance are funded from nonstate and nontuition sources.

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

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

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

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

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

7 (8) (a) "New facility" means the construction of a new building on state property regardless of

8 funding source and includes:

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

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

11 (b) The term does not include the replacement of state-owned space that is demolished or that is

12 otherwise removed from state use if the total construction cost of the replacement space is less than \$2.5

13 million.

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

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

20

21 **NEW SECTION. Section 13. Project management and supervision.** Up to \$2,000,000 is
22 appropriated from the major repair long-range building program account to the architecture and engineering
23 division for the purposes of contracted services or modified positions, and associated operating expenses, to
24 expeditiously implement [sections 1 through 9]. The division is authorized to transfer the appropriation among
25 the necessary fund types for supervision and project management.

26

27 **NEW SECTION. Section 14. 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,

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

2

3 **Section 15.** 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 16. Effective date.** [This act] is effective on passage and approval.

12

- END -