

Amendment - 1st Reading/2nd House-blue - Requested by: Ryan Lynch - (S) Finance and Claims

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.003.008

1 REPRESENTATIVES; AND

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

3 (C) COMMITTEE MEMBERS ARE ENTITLED TO RECEIVE COMPENSATION AND EXPENSES AS PROVIDED IN 5-2-
4 302.

5 (D) THE LEGISLATIVE SERVICES DIVISION AND THE LEGISLATIVE FISCAL DIVISION SHALL PROVIDE STAFF
6 ASSISTANCE TO THE COMMITTEE.

7 (E) THE COMMITTEE SHALL FOCUS ON ESTABLISHING AN OVERALL FRAMEWORK FOR LONG-TERM FACILITY
8 NEEDS AND IMMEDIATE IMPROVEMENTS FOR DEPARTMENT OF CORRECTIONS FACILITIES.

9 (F) THE COMMITTEE SHALL PREPARE A FINAL REPORT OF ITS FINDINGS AND RECOMMENDATIONS, AND
10 DRAFT LEGISLATION IF APPROPRIATE. THE COMMITTEE SHALL SUBMIT THE FINAL REPORT TO THE LEGISLATIVE FINANCE
11 COMMITTEE AND THE LAW AND JUSTICE INTERIM COMMITTEE FOR APPROVAL PRIOR TO SUBMISSION TO THE GOVERNOR
12 AND THE 69TH LEGISLATURE.

13
14 NEW SECTION. Section 3. Capital development projects appropriations and authorizations. (1)

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

Agency/Project	LRBP	State	Federal	Authority	Total
	CD	Special	Special	Only	
	Fund	Revenue	Revenue	Sources	
22 Agriculture Supplemental Ag Analytical Lab (combined with Vet Diagnostic Lab and MSU Wool Lab)					
	3,858,000				3,858,000

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

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

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

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1	Livestock Supplemental Vet Diagnostic Lab (combined with Ag Analytical Lab and MSU Wool Lab)		
2		2,200,000	2,200,000
3	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
4	DPHHS DOA Supplemental State Health Lab Renovation		
5		7,000,000	7,000,000
6	Funding may be utilized by the department for project completion in the event federal grant funding		
7	expenditure deadlines are not extended for the project in section 3, Chapter 461, Laws of 2021.		
8	Revenue Supplemental Liquor Warehouse Expansion		
9		<u>14,315,750</u>	<u>14,315,750</u>
10		<u>15,515,750</u>	<u>15,515,750</u>
11	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
12	DPHHS Supplemental SWMVH Cottage Connectors		
13		5,250,000	5,250,000
14	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
15	MUS MT Tech Supplemental Heating Systems Upgrade		
16		2,750,000	2,750,000
17	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
18	MUS UMW Supplemental Block Hall Renovation		
19		3,600,000	3,600,000
20	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
21	MDT Supplemental West Yellowstone Airport Terminal		
22		9,000,000	9,000,000
23	Funding may be utilized on a prorated basis by the department for project completion in the event		
24	additional federal grant funding is not received for inflationary and scope adjustments for the project in section		
25	2, Chapter 422, Laws of 2019, and section 3, Chapter 461, Laws of 2021, up to an aggregate of \$41,500,000		
26	from all sources. This aggregate amount does not limit or restrict 17-7-211.		
27	DMA Supplemental Silver Bow Readiness Center		

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1	5,491,795	8,221,254	13,713,049
2	Inflationary adjustment funding is provided for the project in section 9, Chapter 476, Laws of 2019, and		
3	section 3, Chapter 461, Laws of 2021.		
4	MUS MAES Supplemental MAES Research Labs		
5	1,604,050		1,604,050
6	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
7	DOA Supplemental Mazurek Building Renovation		
8	5,000,000		5,000,000
9	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
10	DNRC Supplemental ELO Facilities & Shop		
11	2,180,235		2,180,235
12	<u>3,003,553</u>		<u>3,003,553</u>
13	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
14	MUS MSU Supplemental Haynes Hall Ventilation Upgrades		
15	3,400,000		3,400,000
16	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of		
17	2021.		
18	MDT Supplemental Lincoln Airport SRE Building		
19		250,000	250,000
20	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
21	FWP Supplemental Havre Area Office		
22	2,199,600	620,400	2,820,000
23	Inflationary and scope adjustment funding is provided for the project in section 3, Chapter 461, Laws of		
24	2021.		
25	<u>DOJ MLEA SUPPLEMENTAL SCENARIO BUILDING</u>		
26	<u>2,600,000</u>		<u>2,600,000</u>
27	<u>INFLATIONARY ADJUSTMENT FUNDING IS PROVIDED FOR THE PROJECT IN SECTION 3, CHAPTER 461, LAWS OF</u>		

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1	<u>2021.</u>			
2	FWP Supplemental Glasgow Headquarters			
3		3,100,000		3,100,000
4	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of			
5	2019.			
6	FWP Supplemental Lewistown Area Office			
7		4,000,000		4,000,000
8	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of			
9	2019.			
10	FWP Supplemental MT Wild Avian Rehab Building			
11		550,000		550,000
12	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of			
13	2021.			
14	DMA Supplemental Billings AFRC Unheated Storage			
15		46,208	46,208	92,416
16	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.			
17	DMA Supplemental Havre Unheated Building			
18		63,318	63,318	126,636
19	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.			
20	DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance			
21		15,903,000		15,903,000
22	<u>UP TO \$10,000,000 OF FUNDING FOR THE PROJECT MUST BE USED FOR REBUILDING A WATER LINE</u>			
23	<u>CONSTRUCTED BY THE STATE SERVING THE MONTANA STATE HOSPITAL. THE DEPARTMENT IS AUTHORIZED TO</u>			
24	<u>CONTRACT WITH ANACONDA-DEER LODGE COUNTY FOR THIS PORTION OF THE PROJECT AT THE DEPARTMENT'S</u>			
25	<u>DISCRETION.</u>			
26	DOC MSP Replace Low-Side Housing			
27		135,000,000		135,000,000

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1	<u>156,000,000</u>	<u>156,000,000</u>
2	DPHHS Statewide Behavioral Health Initiative	
3	113,000,000	113,000,000
4	<u>DOC FLATHEAD COUNTY PRERELEASE CENTER</u>	
5	<u>7,000,000</u>	<u>7,000,000</u>
6	DOA Renovation of Capitol Complex Offices, Implement ROWS	
7	50,000,000	50,000,000
8	DOA State Capitol Building Improvements	
9	26,316,458	26,316,458
10	<u>28,695,418</u>	<u>28,695,418</u>
11	DNRC Seedling Nursery Improvements	
12	2,797,320	2,797,320
13	DOC MSP Water Line Replacement	
14	3,000,000	3,000,000
15	DOC MSP Entry/Staff Services Addition to Wallace Building	
16	12,800,000	12,800,000
17	DOC MSP Replace Roofs	
18	5,600,000	5,600,000
19	DOC MSP Xanthopoulos Building Repairs	
20	2,950,000	2,950,000
21	DOC MSP New Multi-Purpose Programs Building	
22	9,000,000	9,000,000
23	DLI Job Service Great Falls Building Renovation	
24	5,767,880	5,767,880
25	MUS UM FLBS Water and Sewer Systems	
26	2,500,000	2,500,000
27	DOC MWP Roof Replacement	

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1	5,000,000		5,000,000
2	DMA Billings Readiness and Innovation Campus		
3	12,840,000		12,840,000
4	<u>26,840,000</u>	<u>52,000,000</u>	<u>78,840,000</u>
5	DNRC Clearwater Replacement Bunkhouse		
6	1,189,178		1,189,178
7	DNRC Anaconda Bunkhouse		
8	1,180,962		1,180,962
9	DNRC NELO Fire Ready Room		
10	445,491		445,491
11	DNRC CLO Dispatch Center Expansion		
12	545,000		545,000
13	DPHHS MMHNCC Heated Storage Unit		
14	720,000		720,000
15	<u>360,000</u>		<u>360,000</u>
16	<u>DPHHS SOUTHWEST MONTANA VETERANS HOME SIXTH COTTAGE</u>		
17	1,000,000	6,000,000	7,000,000
18	6,000,000		6,000,000
19	<u>FEDERAL FUNDS MUST BE OBLIGATED PRIOR TO PROJECT INITIATION.</u>		
20	DOA Old Board of Health Renovation (Legislative Staff Space)		
21	3,500,000		3,500,000
22	DOC MSP Check Point Bldg / Wallace Entry Security Enhancements		
23	3,000,000		3,000,000
24	DMA Helena Readiness HVAC & Temp Control Upgrade		
25	798,420	2,542,248	3,340,668
26	MUS HC Acquire and Renovate Airport Hangar		
27	3,600,000		3,600,000

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1	DMA DES State Emergency Coordination Center Expansion			
2		6,581,000		6,581,000
3	MUS UM Clapp Building Renovation			
4		27,000,000	10,000,000	37,000,000
5	MUS MSU Lewis Hall Code & Instructional Renovations			
6	_____	23,500,000	8,000,000	31,500,000
7	DOA 5 Last Chance Gulch Atrium Renovation			
8		15,558,029		15,558,029
9	MUS MT Tech Engineering Hall Renovation			
10		8,000,000		8,000,000
11	MUS MT Tech Main Hall Renovation			
12		30,000,000		30,000,000
13	MUS MAES BART Life-Safety & Programmatic Improvements			
14		10,000,000		10,000,000
15	DMA DES State Disaster Warehouse			
16		5,704,000		5,704,000
17	MUS UMW Campus Storage/Warehouse Building			
18		1,250,000		1,250,000
19	<u>MUS MSU-N HEALTH AND RECREATION COMPLEX</u>			
20		<u>25,000,000</u>		<u>25,000,000</u>
21	FWP Makoshika Campground Improvement & Addition			
22		2,500,000	2,500,000	5,000,000
23	FWP Beartooth WMA Facilities Upgrade			
24	_____	8,000,000		8,000,000
25	FWP Agency Staff Housing			
26		7,500,000		7,500,000
27	FWP Central Services Site Upgrades			

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1	17,168,330	17,168,330
2	<u>10,343,330</u>	<u>10,343,330</u>
3	MDT Combination Facility Great Falls	
4	12,600,000	12,600,000
5	MDT Combination Facility Kalispell	
6	11,000,000	11,000,000
7	MDT Combination Facility Missoula	
8	10,500,000	10,500,000
9	MUS MSU Supplemental Facilities Yard Relocation	
10	8,000,000	8,000,000
11	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of	
12	2019.	
13	MUS UM Supplemental Mansfield Library Remodel	
14	4,000,000	4,000,000
15	Inflationary and scope adjustment funding is provided for the project in section <u>3.4</u> , Chapter 461, Laws	
16	of 2021.	
17	MUS MSU Supplemental Visual Communications Building	
18	4,000,000	4,000,000
19	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of	
20	2019.	
21	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)	
22	92,000,000	92,000,000
23	MUS MSU Gianforte Hall, School of Computing	
24	50,000,000	50,000,000
25	MUS UM Adams Center - Student Athlete Locker Rooms	
26	6,000,000	6,000,000
27	MUS UM Campuswide Classroom Upgrades	

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1		6,000,000	6,000,000
2	MUS UM Liberal Arts Building / Eck Hall		
3		4,000,000	4,000,000
4	MUS MSU Indoor Practice Facility		
5		15,000,000	15,000,000
6	MUS MT Tech Highlands College Indoor Pole Barn		
7		2,000,000	2,000,000
8	DOA Statewide Federal Spending Authority		
9		5,000,000	5,000,000
10	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths		
11		590,000	590,000
12	<u>MUS UM MCGILL HALL EXPANSION</u>		
13		<u>3,000,000</u>	<u>3,000,000</u>

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

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

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

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

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

5 ~~(2)~~(4) The following money is appropriated to the department of military affairs for the indicated
6 capital development projects from the indicated sources. Funds not requiring legislative appropriation are
7 included for the purpose of authorization.

8	Agency/Project	State	Federal	Authority	Total
9		Special	Special	Only	
10		Revenue	Revenue	Sources	
11	DMA FTH Aviation Facility HVAC & Temperature Control Upgrade				
12			3,580,365		3,580,365
13	DMA FTH Collective Training Housing Facility				
14			3,000,000		3,000,000
15	DMA FTH Ready Building Addition				
16			4,700,000		4,700,000
17	DMA FTH Training Site HVAC and Controls Upgrade				
18			2,574,002		2,574,002

19 ~~(3)~~(5) (a) Pursuant to 17-7-210, if construction of a new facility requires an immediate or future
20 increase in state funding for program expansion or operations and maintenance, the legislature may not
21 authorize the new facility unless it also appropriates funds for the increase in state funding for program
22 expansion and operations and maintenance. To the extent allowed by law, at the end of each fiscal year
23 following approval of a new facility but prior to receipt of its certificate of occupancy, the appropriation made in
24 this subsection ~~(3)~~(5) reverts to its originating fund. The appropriation is not subject to the provisions of 17-7-
25 304.

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

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

4 Agency/Project	5 General	6 State	7 Federal	8 Authority	9 Total
	10 Fund	11 Special	12 Special	13 Only	
		14 Revenue	15 Revenue	16 Sources	

7 Department of Corrections
 8 BSB Re-Entry Services, Acadia Facility

	9 563,536				10 563,536
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11 Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter
 12 401, Laws of 2021.

13 DOC MSP Replace Low-Side Housing

	14 176,560				15 176,560
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16 DOC MSP Entry/Staff Services Addition to Wallace Building

	17 184,000				18 184,000
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19 DOC MSP New Multi-Purpose Programs Building

	20 100,340				21 103,340
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	22 <u>103,040</u>				23 <u>103,040</u>
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24 DOC FLATHEAD COUNTY PRERELEASE CENTER

	25 <u>3,388,560</u>				26 <u>3,388,560</u>
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27 THE APPROPRIATION FOR THE DOC FLATHEAD COUNTY PRERELEASE CENTER IS FOR THE FISCAL YEAR

28 BEGINNING JULY 1, 2024.

29 DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths

				30 40,000	31 40,000
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32 Department of Fish, Wildlife, and Parks

33 FWP Beartooth WMA Facilities Upgrade

		34 80,000			35 80,000
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1	FWP Agency Staff Housing		
2		225,000	225,000
3	FWP Central Services Site Upgrades		
4		128,762	128,762
5	Department of Military Affairs		
6	DMA Billings LAASF		
7		200,000	200,000
8	Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter 401,		
9	Laws of 2021.		
10	DMA DES State Emergency Coordination Center Expansion		
11		54,012	54,012
12	DMA FTH Collective Training Housing Facility		
13		34,000	34,000
14	DMA FTH Ready Building Addition		
15		26,472	26,472
16	Department of Natural Resources and Conservation		
17	DNRC Clearwater Replacement Bunkhouse		
18		27,650	27,650
19	DNRC Anaconda Bunkhouse		
20		33,180	33,180
21	DNRC NELO Fire Ready Room		
22		17,696	17,696
23	DNRC CLO Dispatch Center Expansion		
24		10,700	10,700
25	Department of Public Health and Human Services		
26	DPHHS Statewide Behavioral Health Initiative		
27		2,503,280	2,503,280

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1	DPHHS MMHNCC Heated Storage Unit		
2		21,312	21,312
3	DPHHS SOUTHWEST MONTANA VETERANS HOME SIXTH COTTAGE		
4		1,200,000	1,200,000
5	DMA DES State Disaster Warehouse		
6		62,000	62,000
7	Montana Department of Transportation		
8	MDT Combination Facility Great Falls		
9		53,900	53,900
10	MDT Combination Facility Kalispell		
11		42,400	42,400
12	MDT Combination Facility Missoula		
13		41,800	41,800
14	Montana University System		
15	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)		
16		520,695	520,695
17	MUS HC Acquire and Renovate Airport Hangar		
18		188,133	188,133
19	MUS UMW Campus Storage/Warehouse Building		
20		63,975	63,975
21	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
22		4,000,154	4,000,154
23	MUS MSU Gianforte Hall, School of Computing		
24		1,730,858	1,730,858
25	MUS MSU Indoor Practice Facility		
26			athletics/auxiliaries funds only
27	MUS MT Tech Highlands College Indoor Pole Barn		

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1 42,671 42,671

2 MUS UM MCGILL HALL EXPANSION

3 62,256 62,256

4 MUS MSU-N HEALTH AND RECREATION COMPLEX

5 585,240 585,240

6 (d) After receipt of a certificate of occupancy, funding appropriated in subsection ~~(3)(c)(5)(c)~~ to the
7 Montana university system Wool Lab and in section 1(4)(c), Ch. 468, L. 2021, to the department of agriculture
8 Ag Analytical Lab shall be transferred each biennium to the department of livestock.

9

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

13 DOC MSP REPLACE LOW-SIDE HOUSING

14 DOC MSP PERIMETER FENCE ENHANCEMENT

15 DOC MSP UNIT F WATER SUPPLY UPGRADE

16 DOC MSP WATER LINE REPLACEMENT

17 DOC MSP ENTRY/STAFF SERVICES ADDITION TO WALLACE BUILDING

18 DOC MSP REPLACE ROOFS

19 DOC MSP XANTHOPOULOS BUILDING REPAIRS

20 DOC MSP NEW MULTI-PURPOSE PROGRAMS BUILDING

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

26

27 NEW SECTION. Section 5. Capital improvements projects. (1) The following money is

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1 a legislative appropriation.

2 (2) There is deposited in the fund:

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

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

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

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

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

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

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

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

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

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

16 (e) for lead remediation in school districts.

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

21

22 NEW SECTION. Section 13. Transfer of funds. By August 15, 2023, the department of
23 administration shall make the following transfers:

24 (1) \$41,420,091 from the capital developments long-range building program account established in
25 17-7-209 to the major repair long-range building program account established in 17-7-221.

26 (2) \$2,000,000 FROM THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT
27 ESTABLISHED IN 17-7-209 TO THE CAPITOL PROJECTS LAND GRANT FUND PROVIDED FOR IN 18-2-107.

Amendment - 1st Reading/2nd House-blue - Requested by: Ryan Lynch - (S) Finance and Claims

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.003.008

1 ~~(2) \$113,000,000 from the general fund to the capital developments long-range building program~~
2 ~~account established in 17-7-209.~~

3 (3) \$6,000,000 from the general fund to the capital developments long-range building program
4 account established in 17-7-209.

5

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

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

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

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

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

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

13 (b) The term does not include a:

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

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

17 (2) "Capital development" means a:

18 (a) renovation, construction, alteration, site, or utility project with a total cost of \$2.5 million or
19 more;

20 (b) new facility with a construction cost of \$250,000 or more; or

21 (c) purchase of real property for which an appropriation is required to fund the purchase.

22 (3) "Construction" includes construction, repair, alteration, renovation, and equipping and
23 furnishing during construction, repair, or alteration.

24 (4) "Division" means the architecture and engineering division of the department of administration.

25 (5) "High-performance building" means a building that integrates and optimizes all major high-
26 performance building attributes, including but not limited to:

27 (a) energy efficiency;