

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

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

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

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

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

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Drafter: Katy Callon, 406-444-4421

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1 [SECTIONS 1 THROUGH 11].

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

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

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

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

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

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

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

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

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

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

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

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

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| | | | |
|----|---|---------|-----------|
| 1 | Portions of this funding must be reallocated by the department to other major repair projects if funding | | |
| 2 | is appropriated in [section 3] for either or both MUS MT Tech Engineering Hall Renovation and MUS MT Tech | | |
| 3 | Main Hall Renovation. | | |
| 4 | MUS MSU Campus Heating Plant Boiler Controls Upgrade | | |
| 5 | 1,600,000 | 800,000 | 2,400,000 |
| 6 | MUS MSU Emergency Water System & Fixture Upgrades | | |
| 7 | 2,400,000 | | 2,400,000 |
| 8 | MUS MT Tech Masonry Repairs | | |
| 9 | 455,000 | | 455,000 |
| 10 | MUS UMW Elevator Repairs/Replacements | | |
| 11 | 325,000 | | 325,000 |
| 12 | DNRC Stillwater Unit Shop Replacement | | |
| 13 | 1,214,837 | | 1,214,837 |
| 14 | MUS MAES WARC Shop Renovation & Safety Upgrades | | |
| 15 | 600,000 | | 600,000 |
| 16 | DOA Statewide FCA Baseline Assessments | | |
| 17 | 1,500,000 | | 1,500,000 |
| 18 | MUS MSU-N Campus EMS Building Controls Upgrade Project | | |
| 19 | 400,000 | | 400,000 |
| 20 | MUS UM Campus Building Envelope Repairs | | |
| 21 | 415,000 | | 415,000 |
| 22 | MUS UM Replace Electrical Equipment | | |
| 23 | 325,000 | | 325,000 |
| 24 | MUS MSU-N Electronics Tech. HVAC & Lighting Upgrade | | |
| 25 | 800,000 | | 800,000 |
| 26 | MUS MAES Lambing Barn Renovation & Safety Upgrades | | |
| 27 | 2,000,000 | | 2,000,000 |

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

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

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

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

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

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

25 (B) THERE IS A SELECT COMMITTEE ON CORRECTIONS CAPACITY AND SYSTEM DEVELOPMENT. THE
 26 COMMITTEE IS COMPOSED OF ~~six-nine~~ MEMBERS:
 27 ~~(1) THREE MEMBERS OF THE HOUSE OF REPRESENTATIVES APPOINTED BY THE SPEAKER OF THE HOUSE OF~~

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1 REPRESENTATIVES; AND

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

3 (i) three members from the judicial branch, law enforcement, and justice interim budget committee
4 appointed by the presiding officer of the legislative finance committee in consultation with the vice presiding
5 officer of the legislative finance committee;

6 (ii) three members from the long-range planning interim budget committee appointed by the
7 presiding officer of the legislative finance committee in consultation with the vice presiding officer of the
8 legislative finance committee; and

9 (iii) three members from the law and justice interim committee appointed by the presiding officer of
10 the law and justice interim committee in consultation with the vice presiding officer of the law and justice interim
11 committee.

12 (C) COMMITTEE MEMBERS ARE ENTITLED TO RECEIVE COMPENSATION AND EXPENSES AS PROVIDED IN 5-2-
13 302.

14 (d) The committee shall meet quarterly in coordination with the legislative finance committee
15 schedule.

16 (D)(e) THE LEGISLATIVE SERVICES DIVISION AND THE LEGISLATIVE FISCAL DIVISION SHALL PROVIDE STAFF
17 ASSISTANCE TO THE COMMITTEE.

18 (E)(f) THE COMMITTEE SHALL FOCUS ON ESTABLISHING AN OVERALL FRAMEWORK AND IMPLEMENTATION
19 PLAN FOR LONG-TERM FACILITY NEEDS AND IMMEDIATE IMPROVEMENTS FOR DEPARTMENT OF CORRECTIONS FACILITIES.

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

24
25 NEW SECTION. Section 3. Capital development projects appropriations and authorizations. (1)

26 The following money is appropriated to the department of administration for the indicated capital development
27 projects from the indicated sources. Funds not requiring legislative appropriation are included for the purpose of