

Amendment - 1st Reading-white - Requested by: Mike Hopkins - (H) Joint Appropriations Subcommittee on Long Range Planning

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.001.002

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.
- 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

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1 account in the capital projects fund type provided for in 17-7-221.

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

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

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

8
9 **NEW SECTION. Section 2. Major repair projects appropriations and authorizations.** (1) The
10 following money is appropriated to the department of administration for the indicated major repair projects from
11 the indicated sources. Funds not requiring legislative appropriation are included for the purpose of
12 authorization. The department of administration is authorized to adjust capital project amounts within the
13 legislative intent of the major repair account-funded projects, subject to available revenues, if approved by the
14 office of budget and program planning, and transfer the appropriations, authority, or both among the necessary
15 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.					

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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

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

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

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

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1	in [section 3] for MUS MSU Lewis Hall Code & Instructional Renovations.		
2	MUS UM Replace Fire Alarms, Clapp Building		
3	780,000		780,000
4	Funding must be reallocated by the department to other major repair projects if funding is appropriated		
5	in [section 3] for MUS UM Clapp Building Renovation.		
6	MUS MSU Tietz Hall Roof Replacement		
7	1,300,000		1,300,000
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	MUS MT Tech Restroom Renovations		
21	1,200,000		1,200,000
22	Portions of this funding must be reallocated by the department to other major repair projects if funding		
23	is appropriated in [section 3] for either or both MUS MT Tech Engineering Hall Renovation and MUS MT Tech		
24	Main Hall Renovation.		
25	MUS MSU Campus Heating Plant Boiler Controls Upgrade		
26	1,600,000	800,000	2,400,000
27	MUS MSU Emergency Water System & Fixture Upgrades		

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1	2,400,000	2,400,000
2	MUS MT Tech Masonry Repairs	
3	455,000	455,000
4	MUS UMW Elevator Repairs/Replacements	
5	325,000	325,000
6	DNRC Stillwater Unit Shop Replacement	
7	1,214,837	1,214,837
8	MUS MAES WARC Shop Renovation & Safety Upgrades	
9	600,000	600,000
10	DOA Statewide FCA Baseline Assessments	
11	1,500,000	1,500,000
12	MUS MSU-N Campus EMS Building Controls Upgrade Project	
13	400,000	400,000
14	MUS UM Campus Building Envelope Repairs	
15	415,000	415,000
16	MUS UM Replace Electrical Equipment	
17	325,000	325,000
18	MUS MSU-N Electronics Tech. HVAC & Lighting Upgrade	
19	800,000	800,000
20	MUS MAES Lambing Barn Renovation & Safety Upgrades	
21	2,000,000	2,000,000
22	MUS MSU Hamilton Hall Life-Safety System Improvements	
23	2,400,000	2,400,000
24	MUS MSU-N Pershing Hall Renovation	
25	2,400,000	2,400,000
26	MUS MSU-N Metals Technology Building Roof Project	
27	400,000	400,000

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1	MUS MAES BART Demolition Project		
2		450,000	450,000
3	DOC MSP MCE Industries Repairs		
4		700,000	700,000
5		<u>700,000</u>	<u>700,000</u>
6	DMA Gallatin RC & FMS HVAC & Controls Repairs		
7		320,747	962,241
8	DMA FTH HAFRC Lighting and Control Modifications		
9		26,768	324,947
10	MUS HC Art Instruction Renovation		
11		162,500	162,500
12	DMA Statewide SMART Deferred Maintenance Program		
13		1,500,000	1,500,000
14	Funding may only be used by the department upon receipt of federal special revenue matching funds.		
15	DOJ MHP Boulder Dorm Renovations		
16		250,000	250,000
17	DOA Boiler & Chiller Replacement - Walt Sullivan		
18		473,707	473,707
19	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
20	DOA Elevator Modifications - Cogswell Building		
21		768,757	768,757
22	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
23	DOA Elevator Modifications - Walt Sullivan Building		
24		379,763	379,763
25	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
26	DOA Roof & Mechanical - DPHHS 111 N. Sanders		
27		1,309,099	1,309,099

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

2 DOA Roof Replacement - FWP Headquarters

3 289,695 289,695

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

5 MUS HC Cosmetology Program Renovation

6 2,495,000 2,495,000

7 DOC MCE Food Factory Emergency Generator

8 100,000 100,000

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

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

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

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1	DMA FTH Facility LED Lighting Retrofit		
2		238,816	238,816
3	DMA FTH Fort Harrison Lighting Upgrades		
4		564,250	564,250
5	DMA FTH Maintenance Shop HVAC & Controls Upgrade		
6		1,486,733	1,486,733
7	DMA FTH Training Equipment Site Retro-Commissioning		
8		569,969	569,969

9

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

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

15	Agency/Project LRBP	State	Federal	Authority	Total
16	CD	Special	Special	Only	
17	Fund	Revenue	Revenue	Sources	
18	Agriculture Supplemental Ag Analytical Lab (combined with Vet Diagnostic Lab and MSU Wool Lab)				
19		3,858,000			3,858,000
20	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.				
21	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)				
22		4,700,000			4,700,000
23	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.				
24	Livestock Supplemental Vet Diagnostic Lab (combined with Ag Analytical Lab and MSU Wool Lab)				
25		2,200,000			2,200,000
26	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.				
27	DPHHS DOA Supplemental State Health Lab Renovation				

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

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1		1,604,050		1,604,050
2	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.			
3	DOA Supplemental Mazurek Building Renovation			
4		5,000,000		5,000,000
5	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.			
6	DNRC Supplemental ELO Facilities & Shop			
7		2,180,235		2,180,235
8		3,003,553		3,003,553
9	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.			
10	MUS MSU Supplemental Haynes Hall Ventilation Upgrades			
11		3,400,000		3,400,000
12	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of			
13	2021.			
14	MDT Supplemental Lincoln Airport SRE Building			
15			250,000	250,000
16	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.			
17	FWP Supplemental Havre Area Office			
18		2,199,600	620,400	2,820,000
19	Inflationary and scope adjustment funding is provided for the project in section 3, Chapter 461, Laws of			
20	2021.			
21	<u>DOJ MLEA Supplemental Scenario Building</u>			
22		2,600,000		2,600,000
23	<u>Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.</u>			
24	FWP Supplemental Glasgow Headquarters			
25		3,100,000		3,100,000
26	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of			
27	2019.			

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1	FWP Supplemental Lewistown Area Office		
2		4,000,000	4,000,000
3	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
4	2019.		
5	FWP Supplemental MT Wild Avian Rehab Building		
6		550,000	550,000
7	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of		
8	2021.		
9	DMA Supplemental Billings AFRC Unheated Storage		
10	46,208	46,208	92,416
11	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
12	DMA Supplemental Havre Unheated Building		
13	63,318	63,318	126,636
14	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
15	DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance		
16	15,903,000		15,903,000
17	DOC MSP Replace Low-Side Housing		
18	135,000,000		135,000,000
19	156,000,000		156,000,000
20	DPHHS Statewide Behavioral Health Initiative		
21	113,000,000		113,000,000
22	DOA Renovation of Capitol Complex Offices, Implement ROWS		
23	50,000,000		50,000,000
24	DOA State Capitol Building Improvements		
25	26,316,458		26,316,458
26	DNRC Seedling Nursery Improvements		
27	2,797,320		2,797,320

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1	DOC MSP Water Line Replacement		
2		3,000,000	3,000,000
3	DOC MSP Entry/Staff Services Addition to Wallace Building		
4		12,800,000	12,800,000
5	DOC MSP Replace Roofs		
6		5,600,000	5,600,000
7	DOC MSP Xanthopoulos Building Repairs		
8		2,950,000	2,950,000
9	DOC MSP New Multi-Purpose Programs Building		
10		9,000,000	9,000,000
11	DLI Job Service Great Falls Building Renovation		
12		5,767,880	5,767,880
13	MUS UM FLBS Water and Sewer Systems		
14		2,500,000	2,500,000
15	DOC MWP Roof Replacement		
16		5,000,000	5,000,000
17	DMA Billings Readiness and Innovation Campus		
18		12,840,000	12,840,000
19		26,840,000	52,000,000
20	DNRC Clearwater Replacement Bunkhouse		
21		1,189,178	1,189,178
22	DNRC Anaconda Bunkhouse		
23		1,180,962	1,180,962
24	DNRC NELO Fire Ready Room		
25		445,491	445,491
26	DNRC CLO Dispatch Center Expansion		
27		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	DMA DES State Emergency Coordination Center Expansion		
12	6,581,000		6,581,000
13	MUS UM Clapp Building Renovation		
14	27,000,000	10,000,000	37,000,000
15	MUS MSU Lewis Hall Code & Instructional Renovations		
16	23,500,000	8,000,000	31,500,000
17	DOA 5 Last Chance Gulch Atrium Renovation		
18	15,558,029		15,558,029
19	MUS MT Tech Engineering Hall Renovation		
20	8,000,000		8,000,000
21	MUS MT Tech Main Hall Renovation		
22	30,000,000		30,000,000
23	MUS MAES BART Life-Safety & Programmatic Improvements		
24	10,000,000		10,000,000
25	DMA DES State Disaster Warehouse		
26	5,704,000		5,704,000
27	MUS UMW Campus Storage/Warehouse Building		

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Drafter: Katy Callon, 406-444-4421

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1	1,250,000		1,250,000
2	FWP Makoshika Campground Improvement & Addition		
3	2,500,000	2,500,000	5,000,000
4	FWP Beartooth WMA Facilities Upgrade		
5	8,000,000		8,000,000
6	FWP Agency Staff Housing		
7	7,500,000		7,500,000
8	FWP Central Services Site Upgrades		
9	17,168,330		17,168,330
10	MDT Combination Facility Great Falls		
11	12,600,000		12,600,000
12	MDT Combination Facility Kalispell		
13	11,000,000		11,000,000
14	MDT Combination Facility Missoula		
15	10,500,000		10,500,000
16	MUS MSU Supplemental Facilities Yard Relocation		
17		8,000,000	8,000,000
18	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
19	2019.		
20	MUS UM Supplemental Mansfield Library Remodel		
21		4,000,000	4,000,000
22	Inflationary and scope adjustment funding is provided for the project in section <u>34</u> , Chapter 461, Laws		
23	of 2021.		
24	MUS MSU Supplemental Visual Communications Building		
25		4,000,000	4,000,000
26	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
27	2019.		

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1	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
2		92,000,000	92,000,000
3	MUS MSU Gianforte Hall, School of Computing		
4		50,000,000	50,000,000
5	MUS UM Adams Center - Student Athlete Locker Rooms		
6		6,000,000	6,000,000
7	MUS UM Campuswide Classroom Upgrades		
8		6,000,000	6,000,000
9	MUS UM Liberal Arts Building / Eck Hall		
10		4,000,000	4,000,000
11	MUS MSU Indoor Practice Facility		
12		15,000,000	15,000,000
13	MUS MT Tech Highlands College Indoor Pole Barn		
14		2,000,000	2,000,000
15	DOA Statewide Federal Spending Authority		
16		5,000,000	5,000,000
17	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths		
18		590,000	590,000
19	<u>MUS UM McGill Hall Expansion</u>		
20		<u>3,000,000</u>	<u>3,000,000</u>

(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

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1		176,560	176,560
2	DOC MSP Entry/Staff Services Addition to Wallace Building		
3		184,000	184,000
4	DOC MSP New Multi-Purpose Programs Building		
5		100,340	103,340
6	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths		
7		40,000	40,000
8	Department of Fish, Wildlife, and Parks		
9	FWP Beartooth WMA Facilities Upgrade		
10		80,000	80,000
11	FWP Agency Staff Housing		
12		225,000	225,000
13	FWP Central Services Site Upgrades		
14		128,762	128,762
15	Department of Military Affairs		
16	DMA Billings LAASF		
17		200,000	200,000
18	Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter 401,		
19	Laws of 2021.		
20	DMA DES State Emergency Coordination Center Expansion		
21		54,012	54,012
22	DMA FTH Collective Training Housing Facility		
23		34,000	34,000
24	DMA FTH Ready Building Addition		
25		26,472	26,472
26	Department of Natural Resources and Conservation		
27	DNRC Clearwater Replacement Bunkhouse		

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1		27,650	27,650
2	DNRC Anaconda Bunkhouse		
3		33,180	33,180
4	DNRC NELO Fire Ready Room		
5		17,696	17,696
6	DNRC CLO Dispatch Center Expansion		
7		10,700	10,700
8	Department of Public Health and Human Services		
9	DPHHS Statewide Behavioral Health Initiative		
10		2,503,280	2,503,280
11	DPHHS MMHNCC Heated Storage Unit		
12		21,312	21,312
13	DMA DES State Disaster Warehouse		
14		62,000	62,000
15	Montana Department of Transportation		
16	MDT Combination Facility Great Falls		
17		53,900	53,900
18	MDT Combination Facility Kalispell		
19		42,400	42,400
20	MDT Combination Facility Missoula		
21		41,800	41,800
22	Montana University System		
23	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)		
24		520,695	520,695
25	MUS HC Acquire and Renovate Airport Hangar		
26		188,133	188,133
27	MUS UMW Campus Storage/Warehouse Building		

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1	63,975	63,975
2	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)	
3	4,000,154	4,000,154
4	MUS MSU Gianforte Hall, School of Computing	
5	1,730,858	1,730,858
6	MUS MSU Indoor Practice Facility	
7		athletics/auxiliaries funds only
8	MUS MT Tech Highlands College Indoor Pole Barn	
9	42,671	42,671
10	<u>MUS UM McGill Hall Expansion</u>	
11	<u>62,256</u>	<u>62,256</u>

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

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

Agency/Project	State	Federal	Authority	Total
	Special	Special	Only	
	Revenue	Revenue	Source	
FWP Statewide Admin Facilities Major Maintenance				
	1,931,500		5,000,000	6,931,500
FWP Signage & Wayfinding Updates				
	2,500,000			2,500,000

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1	FWP Erosion Control			
2		2,673,000		2,673,000
3	FWP Community Ponds			
4		200,000		200,000
5	FWP Forest Management			
6		100,000	300,000	400,000
7	FWP Site Maintenance Upgrades & Improvements			
8		4,572,450	1,770,750	1,193,000
9	FWP Shooting Range Development			
10		1,000,000	3,000,000	4,000,000
11	FWP Wildlife Habitat Improvement Program Renewal			
12			2,000,000	2,000,000
13	FWP Wildlife Habitat Management & Maintenance			
14		1,140,000	2,765,000	3,905,000
15	FWP Upland Game Bird Enhancement Program			
16		1,908,000	600,000	2,508,000
17	FWP Migratory Bird Wetland Program			
18		500,000		500,000
19	FWP Future Fisheries			
20		2,000,000		2,000,000
21	FWP Hatcheries Maintenance			
22		2,000,000		2,000,000
23	FWP POR Grant Programs			
24		5,000,000	6,000,000	11,000,000
25	FWP Fish Connectivity			
26		548,454	1,278,992	140,234
27	FWP PALA Access Program			

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1 1,000,000 1,000,000

2 (2) Authority is granted to the Montana university system for the purpose of making capital
 3 improvements to campus facilities statewide. Use of authority-only funds may be allocated at not more than
 4 \$2,500,000 per project and a project may not be segregated to circumvent this limitation. All costs for the
 5 operations and maintenance of any improvements constructed under this authorization must be paid by the
 6 Montana university system from nonstate sources:

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

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

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

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

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

26 (5) The following money is appropriated to the department of environmental quality in the indicated
 27 amount from state building energy conservation funds for the purposes of making capital improvements, and is

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1 authorized to transfer the appropriation, authority, or both among the necessary fund types.

2 Agency/Project	3 State	4 Federal	5 Authority	6 Total
	7 Special	8 Special	9 Only	
	10 Revenue	11 Revenue	12 Sources	
13 DEQ Energy Improvements, Statewide			14 3,700,000	15 3,700,000

7 **NEW SECTION. Section 5. Land acquisition appropriations.** The following money is appropriated
 8 to the department of fish, wildlife, and parks in the indicated amounts for purposes of land acquisition, land
 9 leasing, easement purchase, or development agreements. The department of fish, wildlife, and parks is
 10 authorized to transfer the appropriations, authority, or both among the necessary fund types for these projects:

11 Agency/Project	12 State	13 Federal	14 Authority	15 Total
	16 Special	17 Special	18 Only	
	19 Revenue	20 Revenue	21 Sources	
22 FWP Habitat Montana	23 9,650,000	24 2,350,000		25 12,000,000

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

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

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

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

3 (2) This section does not limit or restrict 17-7-211.
4

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

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

19 NEW SECTION. Section 10. Increase in state funding for program expansion or operations and
20 **maintenance.** If an immediate or future increase in state funding for program expansion or operations and
21 maintenance is required for a new facility in [section 3] but the increase is not appropriated by the 68th
22 legislature, the new facility in [section 3] is not appropriated or authorized as provided in 17-7-210.
23

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

26 (1) \$41,420,091 from the capital developments long-range building program account established in
27 17-7-209 to the major repair long-range building program account established in 17-7-221.

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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

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

5 **"17-7-201. Definitions.** In this part, the following definitions apply:

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

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

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

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

11 (b) The term does not include a:

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

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

15 (2) "Capital development" means a:

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

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

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

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

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

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

25 (a) energy efficiency;

26 (b) durability;

27 (c) life-cycle performance; and

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1 (d) occupant productivity.

2 (6) (a) "Long-range building program-eligible building" means a building, facility, or structure
3 eligible for major repair account funding that:

4 (i) is owned or fully operated by a state agency and for which the operation and maintenance are
5 funded with state general fund money; or

6 (ii) ~~that~~ supports academic missions of the university system and for which the operation and
7 maintenance are funded with current unrestricted university funds.

8 (b) The term does not include a building, facility, or structure:

9 (i) owned or operated by a state agency and for which the operation and maintenance are entirely
10 funded with state special revenue, federal special revenue, or proprietary funds; or

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

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

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

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

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

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

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

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

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

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

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

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

4
5 **NEW SECTION. Section 13. Project management and supervision.** Up to \$2,000,000 is
6 appropriated from the major repair long-range building program account to the architecture and engineering
7 division for the purposes of contracted services or modified positions, and associated operating expenses, to
8 expeditiously implement [sections 1 through 9]. The division is authorized to transfer the appropriation among
9 the necessary fund types for supervision and project management.

10
11 **Section 14.** Section 2(1), Chapter 461, Laws of 2021, the portion of section 2(1) appropriating money
12 from the major repair account to the department of administration for the indicated major repair project is
13 amended to read:

14 "MSU BLGS Art Annex ~~Safety and System Upgrades~~ Demolition
15 ~~1,200,000~~ 500,000 ~~1,200,000~~ 500,000"

16
17 **NEW SECTION. Section 15. ~~Section 14.~~ Severability.** If a part of [this act] is invalid, all valid parts
18 that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its
19 applications, the part remains in effect in all valid applications that are severable from the invalid applications.

20
21 **Section 16. ~~Section 15.~~** Section 1, Chapter 468, Laws of 2021, is amended to read:

22 **Section 1. Authorizations of and appropriations for capital projects.** The portion of section
23 1(4)(c), Chapter 468, Laws of 2021, appropriating money from the general fund to the Montana university
24 system for program expansion or operations and maintenance for the indicated new facility is amended to read:

25 "Montana University System
26 UM Forestry Conservation & Science Lab \$798,659 from the general fund
27 MAES Research and Wood Laboratories ~~\$389,402~~ \$305,298 from the general fund"

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1

2 NEW SECTION. ~~Section 17.~~Section 16. **Effective date.** [This act] is effective on passage and

3 approval.

4

- END -

AMENDED