

**Amendment - 1st Reading-white - Requested by: Paul Tuss - (H) Joint Appropriations
Subcommittee on Long Range Planning**

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.001.003

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 DMA FTH Training Equipment Site Retro-Commissioning
 2 569,969 569,969
 3

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

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

| Agency/Project | LRBP | State | Federal | Authority | Total |
|---|-----------|------------|---------|-----------|------------|
| CD | Special | Special | Special | Only | |
| Fund | Revenue | Revenue | Revenue | Sources | |
| 12 Agriculture Supplemental Ag Analytical Lab (combined with Vet Diagnostic Lab and MSU Wool Lab) | | | | | |
| | 3,858,000 | | | | 3,858,000 |
| 14 Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021. | | | | | |
| 15 MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab) | | | | | |
| | 4,700,000 | | | | 4,700,000 |
| 17 Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021. | | | | | |
| 18 Livestock Supplemental Vet Diagnostic Lab (combined with Ag Analytical Lab and MSU Wool Lab) | | | | | |
| | 2,200,000 | | | | 2,200,000 |
| 20 Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021. | | | | | |
| 21 DPHHS DOA Supplemental State Health Lab Renovation | | | | | |
| | | 7,000,000 | | | 7,000,000 |
| 23 Funding may be utilized by the department for project completion in the event federal grant funding | | | | | |
| 24 expenditure deadlines are not extended for the project in section 3, Chapter 461, Laws of 2021. | | | | | |
| 25 Revenue Supplemental Liquor Warehouse Expansion | | | | | |
| | | 14,315,750 | | | 14,315,750 |
| 27 Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021. | | | | | |

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| | | | |
|----|--|-----------|-----------|
| 1 | DPHHS Supplemental SWMVH Cottage Connectors | | |
| 2 | | 5,250,000 | 5,250,000 |
| 3 | Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021. | | |
| 4 | MUS MT Tech Supplemental Heating Systems Upgrade | | |
| 5 | | 2,750,000 | 2,750,000 |
| 6 | Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021. | | |
| 7 | MUS UMW Supplemental Block Hall Renovation | | |
| 8 | | 3,600,000 | 3,600,000 |
| 9 | Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021. | | |
| 10 | MDT Supplemental West Yellowstone Airport Terminal | | |
| 11 | | 9,000,000 | 9,000,000 |
| 12 | Funding may be utilized on a prorated basis by the department for project completion in the event | | |
| 13 | additional federal grant funding is not received for inflationary and scope adjustments for the project in section | | |
| 14 | 2, Chapter 422, Laws of 2019, and section 3, Chapter 461, Laws of 2021, up to an aggregate of \$41,500,000 | | |
| 15 | from all sources. This aggregate amount does not limit or restrict 17-7-211. | | |
| 16 | DMA Supplemental Silver Bow Readiness Center | | |
| 17 | | 5,491,795 | 8,221,254 |
| 18 | Inflationary adjustment funding is provided for the project in section 9, Chapter 476, Laws of 2019, and | | |
| 19 | section 3, Chapter 461, Laws of 2021. | | |
| 20 | MUS MAES Supplemental MAES Research Labs | | |
| 21 | | 1,604,050 | 1,604,050 |
| 22 | | 9,348,000 | 9,348,000 |
| 23 | Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021. | | |
| 24 | DOA Supplemental Mazurek Building Renovation | | |
| 25 | | 5,000,000 | 5,000,000 |
| 26 | Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021. | | |
| 27 | DNRC Supplemental ELO Facilities & Shop | | |

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| | | | | |
|----|--|-----------|---------|-----------|
| 1 | | 2,180,235 | | 2,180,235 |
| 2 | Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021. | | | |
| 3 | MUS MSU Supplemental Haynes Hall Ventilation Upgrades | | | |
| 4 | | 3,400,000 | | 3,400,000 |
| 5 | Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of | | | |
| 6 | 2021. | | | |
| 7 | MDT Supplemental Lincoln Airport SRE Building | | | |
| 8 | | 250,000 | | 250,000 |
| 9 | Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021. | | | |
| 10 | FWP Supplemental Havre Area Office | | | |
| 11 | | 2,199,600 | 620,400 | 2,820,000 |
| 12 | Inflationary and scope adjustment funding is provided for the project in section 3, Chapter 461, Laws of | | | |
| 13 | 2021. | | | |
| 14 | FWP Supplemental Glasgow Headquarters | | | |
| 15 | | 3,100,000 | | 3,100,000 |
| 16 | Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of | | | |
| 17 | 2019. | | | |
| 18 | FWP Supplemental Lewistown Area Office | | | |
| 19 | | 4,000,000 | | 4,000,000 |
| 20 | Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of | | | |
| 21 | 2019. | | | |
| 22 | FWP Supplemental MT Wild Avian Rehab Building | | | |
| 23 | | 550,000 | | 550,000 |
| 24 | Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of | | | |
| 25 | 2021. | | | |
| 26 | DMA Supplemental Billings AFRC Unheated Storage | | | |
| 27 | | 46,208 | 46,208 | 92,416 |

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| | | | |
|----|--|--------|-------------|
| 1 | Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021. | | |
| 2 | DMA Supplemental Havre Unheated Building | | |
| 3 | 63,318 | 63,318 | 126,636 |
| 4 | Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021. | | |
| 5 | DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance | | |
| 6 | 15,903,000 | | 15,903,000 |
| 7 | DOC MSP Replace Low-Side Housing | | |
| 8 | 135,000,000 | | 135,000,000 |
| 9 | DPHHS Statewide Behavioral Health Initiative | | |
| 10 | 113,000,000 | | 113,000,000 |
| 11 | DOA Renovation of Capitol Complex Offices, Implement ROWS | | |
| 12 | 50,000,000 | | 50,000,000 |
| 13 | DOA State Capitol Building Improvements | | |
| 14 | 26,316,458 | | 26,316,458 |
| 15 | DNRC Seedling Nursery Improvements | | |
| 16 | 2,797,320 | | 2,797,320 |
| 17 | DOC MSP Water Line Replacement | | |
| 18 | 3,000,000 | | 3,000,000 |
| 19 | DOC MSP Entry/Staff Services Addition to Wallace Building | | |
| 20 | 12,800,000 | | 12,800,000 |
| 21 | DOC MSP Replace Roofs | | |
| 22 | 5,600,000 | | 5,600,000 |
| 23 | DOC MSP Xanthopoulos Building Repairs | | |
| 24 | 2,950,000 | | 2,950,000 |
| 25 | DOC MSP New Multi-Purpose Programs Building | | |
| 26 | 9,000,000 | | 9,000,000 |
| 27 | DLI Job Service Great Falls Building Renovation | | |

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| | | | |
|----|--|------------|------------|
| 1 | | 5,767,880 | 5,767,880 |
| 2 | MUS UM FLBS Water and Sewer Systems | | |
| 3 | | 2,500,000 | 2,500,000 |
| 4 | DOC MWP Roof Replacement | | |
| 5 | | 5,000,000 | 5,000,000 |
| 6 | DMA Billings Readiness and Innovation Campus | | |
| 7 | | 12,840,000 | 12,840,000 |
| 8 | DNRC Clearwater Replacement Bunkhouse | | |
| 9 | | 1,189,178 | 1,189,178 |
| 10 | DNRC Anaconda Bunkhouse | | |
| 11 | | 1,180,962 | 1,180,962 |
| 12 | DNRC NELO Fire Ready Room | | |
| 13 | | 445,491 | 445,491 |
| 14 | DNRC CLO Dispatch Center Expansion | | |
| 15 | | 545,000 | 545,000 |
| 16 | DPHHS MMHNCC Heated Storage Unit | | |
| 17 | | 720,000 | 720,000 |
| 18 | DOA Old Board of Health Renovation (Legislative Staff Space) | | |
| 19 | | 3,500,000 | 3,500,000 |
| 20 | DOC MSP Check Point Bldg / Wallace Entry Security Enhancements | | |
| 21 | | 3,000,000 | 3,000,000 |
| 22 | DMA Helena Readiness HVAC & Temp Control Upgrade | | |
| 23 | | 798,420 | 2,542,248 |
| 24 | MUS HC Acquire and Renovate Airport Hangar | | |
| 25 | | 3,600,000 | 3,600,000 |
| 26 | DMA DES State Emergency Coordination Center Expansion | | |
| 27 | | 6,581,000 | 6,581,000 |

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| | | | | |
|----|---|------------|------------|------------|
| 1 | MUS UM Clapp Building Renovation | | | |
| 2 | | 27,000,000 | 10,000,000 | 37,000,000 |
| 3 | MUS MSU Lewis Hall Code & Instructional Renovations | | | |
| 4 | | 23,500,000 | 8,000,000 | 31,500,000 |
| 5 | DOA 5 Last Chance Gulch Atrium Renovation | | | |
| 6 | | 15,558,029 | | 15,558,029 |
| 7 | MUS MT Tech Engineering Hall Renovation | | | |
| 8 | | 8,000,000 | | 8,000,000 |
| 9 | MUS MT Tech Main Hall Renovation | | | |
| 10 | | 30,000,000 | | 30,000,000 |
| 11 | MUS MAES BART Life-Safety & Programmatic Improvements | | | |
| 12 | | 10,000,000 | | 10,000,000 |
| 13 | DMA DES State Disaster Warehouse | | | |
| 14 | | 5,704,000 | | 5,704,000 |
| 15 | MUS UMW Campus Storage/Warehouse Building | | | |
| 16 | | 1,250,000 | | 1,250,000 |
| 17 | FWP Makoshika Campground Improvement & Addition | | | |
| 18 | | 2,500,000 | 2,500,000 | 5,000,000 |
| 19 | FWP Beartooth WMA Facilities Upgrade | | | |
| 20 | | 8,000,000 | | 8,000,000 |
| 21 | FWP Agency Staff Housing | | | |
| 22 | | 7,500,000 | | 7,500,000 |
| 23 | FWP Central Services Site Upgrades | | | |
| 24 | | 17,168,330 | | 17,168,330 |
| 25 | MDT Combination Facility Great Falls | | | |
| 26 | | 12,600,000 | | 12,600,000 |
| 27 | MDT Combination Facility Kalispell | | | |

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

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| | | | |
|---|---|-----------|-----------|
| 1 | MUS MT Tech Highlands College Indoor Pole Barn | | |
| 2 | | 2,000,000 | 2,000,000 |
| 3 | DOA Statewide Federal Spending Authority | | |
| 4 | | 5,000,000 | 5,000,000 |
| 5 | DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths | | |
| 6 | | 590,000 | 590,000 |

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

| 10 | Agency/Project | State | Federal | Authority | Total |
|----|--|---------|-----------|-----------|-----------|
| 11 | | Special | Special | Only | |
| 12 | | Revenue | Revenue | Sources | |
| 13 | DMA FTH Aviation Facility HVAC & Temperature Control Upgrade | | | | |
| 14 | | | 3,580,365 | | 3,580,365 |
| 15 | DMA FTH Collective Training Housing Facility | | | | |
| 16 | | | 3,000,000 | | 3,000,000 |
| 17 | DMA FTH Ready Building Addition | | | | |
| 18 | | | 4,700,000 | | 4,700,000 |
| 19 | DMA FTH Training Site HVAC and Controls Upgrade | | | | |
| 20 | | | 2,574,002 | | 2,574,002 |

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

27 (b) It is the legislature's intent that the appropriations in this subsection (3) become part of the

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1 respective agency's base budget for the biennium beginning July 1, 2025.

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

| Agency/Project | General Fund | State Special Revenue | Federal Special Revenue | Authority Only Sources | Total |
|---|--------------|-----------------------|-------------------------|------------------------|---------|
| Department of Corrections | | | | | |
| BSB Re-Entry Services, Acadia Facility | 563,536 | | | | 563,536 |
| Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter 401, Laws of 2021. | | | | | |
| DOC MSP Replace Low-Side Housing | 176,560 | | | | 176,560 |
| DOC MSP Entry/Staff Services Addition to Wallace Building | 184,000 | | | | 184,000 |
| DOC MSP New Multi-Purpose Programs Building | 100,340 | | | | 103,340 |
| DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths | | | | 40,000 | 40,000 |
| Department of Fish, Wildlife, and Parks | | | | | |
| FWP Beartooth WMA Facilities Upgrade | | 80,000 | | | 80,000 |
| FWP Agency Staff Housing | | 225,000 | | | 225,000 |
| FWP Central Services Site Upgrades | | 128,762 | | | 128,762 |

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| | | | |
|----|---|-----------|-----------|
| 1 | Department of Military Affairs | | |
| 2 | DMA Billings LAASF | | |
| 3 | | 200,000 | 200,000 |
| 4 | Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter 401, | | |
| 5 | Laws of 2021. | | |
| 6 | DMA DES State Emergency Coordination Center Expansion | | |
| 7 | | 54,012 | 54,012 |
| 8 | DMA FTH Collective Training Housing Facility | | |
| 9 | | 34,000 | 34,000 |
| 10 | DMA FTH Ready Building Addition | | |
| 11 | | 26,472 | 26,472 |
| 12 | Department of Natural Resources and Conservation | | |
| 13 | DNRC Clearwater Replacement Bunkhouse | | |
| 14 | | 27,650 | 27,650 |
| 15 | DNRC Anaconda Bunkhouse | | |
| 16 | | 33,180 | 33,180 |
| 17 | DNRC NELO Fire Ready Room | | |
| 18 | | 17,696 | 17,696 |
| 19 | DNRC CLO Dispatch Center Expansion | | |
| 20 | | 10,700 | 10,700 |
| 21 | Department of Public Health and Human Services | | |
| 22 | DPHHS Statewide Behavioral Health Initiative | | |
| 23 | | 2,503,280 | 2,503,280 |
| 24 | DPHHS MMHNCC Heated Storage Unit | | |
| 25 | | 21,312 | 21,312 |
| 26 | DMA DES State Disaster Warehouse | | |
| 27 | | 62,000 | 62,000 |

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| | | | |
|----|--|-----------|----------------------------------|
| 1 | Montana Department of Transportation | | |
| 2 | MDT Combination Facility Great Falls | | |
| 3 | | 53,900 | 53,900 |
| 4 | MDT Combination Facility Kalispell | | |
| 5 | | 42,400 | 42,400 |
| 6 | MDT Combination Facility Missoula | | |
| 7 | | 41,800 | 41,800 |
| 8 | Montana University System | | |
| 9 | MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab) | | |
| 10 | | 520,695 | 520,695 |
| 11 | MUS HC Acquire and Renovate Airport Hangar | | |
| 12 | | 188,133 | 188,133 |
| 13 | MUS UMW Campus Storage/Warehouse Building | | |
| 14 | | 63,975 | 63,975 |
| 15 | MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations) | | |
| 16 | | 4,000,154 | 4,000,154 |
| 17 | MUS MSU Gianforte Hall, School of Computing | | |
| 18 | | 1,730,858 | 1,730,858 |
| 19 | MUS MSU Indoor Practice Facility | | |
| 20 | | | athletics/auxiliaries funds only |
| 21 | MUS MT Tech Highlands College Indoor Pole Barn | | |
| 22 | | 42,671 | 42,671 |

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

26

27 **NEW SECTION. Section 4. Capital improvements projects.** (1) The following money is