

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

HB0005.001.010

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	DOA Parking Garage Repairs, 5 Last Chance Gulch		
21	1,808,145		1,808,145
22	DOC MSP Red Light/Emergency Notification System		
23	1,000,000		1,000,000
24	DOC MSP Perimeter Fence Enhancement		
25	1,500,000		1,500,000
26	MSDB Campus Security Camera Install		
27	300,000		300,000

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

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1		2,425,000		2,425,000
2	DOC Facility-Specific Program & Master Plan			
3		600,000		600,000
4	MUS MSU-B P.E. Building Roof Replacement			
5		2,400,000		2,400,000
6	MUS UMW Repair/Replace Sewer Mains			
7		425,000		425,000
8	MUS UM Upgrade/Replace Elevators			
9		2,498,650		2,498,650
10	MUS UM FLBS Roof Replacements			
11		262,000		262,000
12	DOC MWP Heating System Upgrade			
13		1,500,000		1,500,000
14	DOJ Missoula Crime Lab Expansion Feasibility Study			
15		75,000		75,000
16	MUS MT Tech Electrical Distribution Upgrades			
17		650,000		650,000
18	MUS MSU-B Campus Water Distribution System Upgrades			
19		2,000,000	400,000	2,400,000
20	MUS MSU Lewis Hall ADA Upgrades			
21		2,400,000		2,400,000
22	Funding must be reallocated by the department to other major repair projects if funding is appropriated			
23	in [section 3] for MUS MSU Lewis Hall Code & Instructional Renovations.			
24	MUS UM Replace Fire Alarms, Clapp Building			
25		780,000		780,000
26	Funding must be reallocated by the department to other major repair projects if funding is appropriated			
27	in [section 3] for MUS UM Clapp Building Renovation.			

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1	MUS MSU Tietz Hall Roof Replacement		
2		1,300,000	1,300,000
3	DOC MWP Perimeter Fence/Dog Yard		
4		1,000,000	1,000,000
5	DOC Pine Hills Unit F Sewer Line Replacement		
6		500,000	500,000
7	DOC MSP Unit F Water Supply Upgrade		
8		600,000	600,000
9	DMA Gallatin Readiness Center Roof Replacement		
10		741,455	741,455
11	DOC MSP Site Infrastructure Study		
12		300,000	300,000
13	MUS MSU Cobleigh Hall Parapet Structural Repair		
14		2,400,000	2,400,000
15	MUS MT Tech Restroom Renovations		
16		1,200,000	1,200,000
17	Portions of this funding must be reallocated by the department to other major repair projects if funding		
18	is appropriated in [section 3] for either or both MUS MT Tech Engineering Hall Renovation and MUS MT Tech		
19	Main Hall Renovation.		
20	MUS MSU Campus Heating Plant Boiler Controls Upgrade		
21		1,600,000	800,000
22	MUS MSU Emergency Water System & Fixture Upgrades		
23		2,400,000	2,400,000
24	MUS MT Tech Masonry Repairs		
25		455,000	455,000
26	MUS UMW Elevator Repairs/Replacements		
27		325,000	325,000

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1	DNRC Stillwater Unit Shop Replacement		
2		1,214,837	1,214,837
3	MUS MAES WARC Shop Renovation & Safety Upgrades		
4		600,000	600,000
5	DOA Statewide FCA Baseline Assessments		
6		1,500,000	1,500,000
7	MUS MSU-N Campus EMS Building Controls Upgrade Project		
8		400,000	400,000
9	MUS UM Campus Building Envelope Repairs		
10		415,000	415,000
11	MUS UM Replace Electrical Equipment		
12		325,000	325,000
13	MUS MSU-N Electronics Tech. HVAC & Lighting Upgrade		
14		800,000	800,000
15	MUS MAES Lambing Barn Renovation & Safety Upgrades		
16		2,000,000	2,000,000
17	MUS MSU Hamilton Hall Life-Safety System Improvements		
18		2,400,000	2,400,000
19	MUS MSU-N Pershing Hall Renovation		
20		2,400,000	2,400,000
21	MUS MSU-N Metals Technology Building Roof Project		
22		400,000	400,000
23	MUS MAES BART Demolition Project		
24		450,000	450,000
25	DOC MSP MCE Industries Repairs		
26		700,000	700,000
27	DMA Gallatin RC & FMS HVAC & Controls Repairs		

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1		320,747	962,241	1,282,988
2	DMA FTH HAFRC Lighting and Control Modifications			
3		26,768	324,947	351,715
4	MUS HC Art Instruction Renovation			
5		162,500		162,500
6	DMA Statewide SMART Deferred Maintenance Program			
7		1,500,000		1,500,000
8	Funding may only be used by the department upon receipt of federal special revenue matching funds.			
9	DOJ MHP Boulder Dorm Renovations			
10		250,000		250,000
11	DOA Boiler & Chiller Replacement - Walt Sullivan			
12		473,707		473,707
13	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.			
14	DOA Elevator Modifications - Cogswell Building			
15		768,757		768,757
16	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.			
17	DOA Elevator Modifications - Walt Sullivan Building			
18		379,763		379,763
19	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.			
20	DOA Roof & Mechanical - DPHHS 111 N. Sanders			
21		1,309,099		1,309,099
22	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.			
23	DOA Roof Replacement - FWP Headquarters			
24		289,695		289,695
25	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.			
26	MUS HC Cosmetology Program Renovation			
27			2,495,000	2,495,000

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1 DOC MCE Food Factory Emergency Generator

2 100,000 100,000

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

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

9	Agency/Project	LRBP	State	Federal	Authority	Total
10		MR	Special	Special	Only	
11		Fund	Revenue	Revenue	Sources	
12	DMA FTH Aviation Support Facility Energy Improvements					
13				1,067,500		1,067,500
14	DMA FTH Building 1005 Expansion and Compound Upgrades					
15				713,700		713,700
16	DMA FTH Building 530 Compound Improvements					
17				526,125		526,125
18	DMA FTH Crew Proficiency Course Tower Improvements					
19				396,934		396,934
20	DMA FTH Energy Improvements and Generator Backup					
21				320,250		320,250
22	DMA FTH Facility LED Lighting Retrofit					
23				238,816		238,816
24	DMA FTH Fort Harrison Lighting Upgrades					
25				564,250		564,250
26	DMA FTH Maintenance Shop HVAC & Controls Upgrade					
27				1,486,733		1,486,733

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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	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
23	DOA Supplemental Mazurek Building Renovation		
24		5,000,000	5,000,000
25	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
26	DNRC Supplemental ELO Facilities & Shop		
27		2,180,235	2,180,235

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

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1	DMA Supplemental Havre Unheated Building		
2		63,318	126,636
3	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
4	DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance		
5		15,903,000	15,903,000
6	DOC MSP Replace Low-Side Housing		
7		135,000,000	135,000,000
8	DPHHS Statewide Behavioral Health Initiative		
9		113,000,000	113,000,000
10	DOA Renovation of Capitol Complex Offices, Implement ROWS		
11		50,000,000	50,000,000
12	DOA State Capitol Building Improvements		
13		26,316,458	26,316,458
14	DNRC Seedling Nursery Improvements		
15		2,797,320	2,797,320
16	DOC MSP Water Line Replacement		
17		3,000,000	3,000,000
18	DOC MSP Entry/Staff Services Addition to Wallace Building		
19		12,800,000	12,800,000
20	DOC MSP Replace Roofs		
21		5,600,000	5,600,000
22	DOC MSP Xanthopoulos Building Repairs		
23		2,950,000	2,950,000
24	DOC MSP New Multi-Purpose Programs Building		
25		9,000,000	9,000,000
26	DLI Job Service Great Falls Building Renovation		
27		5,767,880	5,767,880

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

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1		27,000,000	10,000,000	37,000,000
2	MUS MSU Lewis Hall Code & Instructional Renovations Gallatin College			
3		23,500,000	8,000,000	31,500,000
4		<u>23,500,000</u>	<u>22,500,000</u>	<u>46,000,000</u>
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	<u>MUS MSU Gallatin College</u>		
24		<u>1,540,000</u>	<u>1,540,000</u>

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

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

3

appropriated to the department of fish, wildlife, and parks in the indicated amounts for the purpose of making

4

capital improvements to statewide facilities. Funds not requiring legislative appropriation are included for the

5

purpose of authorization. The department of fish, wildlife, and parks is authorized to transfer the appropriations,

6

authority, or both among the necessary fund types for these projects:

7

Agency/Project	State	Federal	Authority	Total
----------------	-------	---------	-----------	-------

8

Special	Special	Only
---------	---------	------

9

Revenue	Revenue	Source
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10 FWP Statewide Admin Facilities Major Maintenance

11 1,931,500 5,000,000 6,931,500

12 FWP Signage & Wayfinding Updates

13 2,500,000 2,500,000

14 FWP Erosion Control

15 2,673,000 2,673,000

16 FWP Community Ponds

17 200,000 200,000

18 FWP Forest Management

19 100,000 300,000 400,000

20 FWP Site Maintenance Upgrades & Improvements

21 4,572,450 1,770,750 1,193,000 7,536,200

22 FWP Shooting Range Development

23 1,000,000 3,000,000 4,000,000

24 FWP Wildlife Habitat Improvement Program Renewal

25 2,000,000 2,000,000

26 FWP Wildlife Habitat Management & Maintenance

27 1,140,000 2,765,000 3,905,000

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1	FWP Upland Game Bird Enhancement Program			
2		1,908,000	600,000	2,508,000
3	FWP Migratory Bird Wetland Program			
4		500,000		500,000
5	FWP Future Fisheries			
6		2,000,000		2,000,000
7	FWP Hatcheries Maintenance			
8		2,000,000		2,000,000
9	FWP POR Grant Programs			
10		5,000,000	6,000,000	11,000,000
11	FWP Fish Connectivity			
12		548,454	1,278,992	140,234
13	FWP PALA Access Program			
14		1,000,000		1,000,000

15 (2) Authority is granted to the Montana university system for the purpose of making capital
 16 improvements to campus facilities statewide. Use of authority-only funds may be allocated at not more than
 17 \$2,500,000 per project and a project may not be segregated to circumvent this limitation. All costs for the
 18 operations and maintenance of any improvements constructed under this authorization must be paid by the
 19 Montana university system from nonstate sources:

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

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

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

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

7	Agency/Project	State	Federal	Authority	Total
8		Special	Special	Only	
9		Revenue	Revenue	Sources	
10	MDT Maintenance, Repair, and Small Projects				
11		3,000,000			3,000,000

12 (5) The following money is appropriated to the department of environmental quality in the indicated
13 amount from state building energy conservation funds for the purposes of making capital improvements, and is
14 authorized to transfer the appropriation, authority, or both among the necessary fund types.

15	Agency/Project	State	Federal	Authority	Total
16		Special	Special	Only	
17		Revenue	Revenue	Sources	
18	DEQ Energy Improvements, Statewide			3,700,000	3,700,000

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

24	Agency/Project	State	Federal	Authority	Total
25		Special	Special	Only	
26		Revenue	Revenue	Sources	
27	FWP Habitat Montana	9,650,000	2,350,000		12,000,000

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

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

- (a) the level of funding and authorization provided under the financial plan and agreement deviates substantially from the funding level provided in either or both [sections 2 and 3] for that project; or
 - (b) the scope of the project is substantially altered or revised from the concept and intent for that project as presented to the 68th legislature.
- (2) This section does not limit or restrict 17-7-211.

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

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

4
5 NEW SECTION. Section 10. Increase in state funding for program expansion or operations and
6 **maintenance.** If an immediate or future increase in state funding for program expansion or operations and
7 maintenance is required for a new facility in [section 3] but the increase is not appropriated by the 68th
8 legislature, the new facility in [section 3] is not appropriated or authorized as provided in 17-7-210.

9
10 NEW SECTION. Section 11. Transfer of funds. By August 15, 2023, the department of
11 administration shall make the following transfers:

12 (1) \$41,420,091 from the capital developments long-range building program account established in
13 17-7-209 to the major repair long-range building program account established in 17-7-221.

14 (2) \$113,000,000 from the general fund to the capital developments long-range building program
15 account established in 17-7-209.

16
17 **Section 12.** Section 17-7-201, MCA, is amended to read:

18 **"17-7-201. Definitions.** In this part, the following definitions apply:

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

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

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

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

24 (b) The term does not include a:

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

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

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- 1 (2) "Capital development" means a:
- 2 (a) renovation, construction, alteration, site, or utility project with a total cost of \$2.5 million or
- 3 more;
- 4 (b) new facility with a construction cost of \$250,000 or more; or
- 5 (c) purchase of real property for which an appropriation is required to fund the purchase.
- 6 (3) "Construction" includes construction, repair, alteration, renovation, and equipping and
- 7 furnishing during construction, repair, or alteration.
- 8 (4) "Division" means the architecture and engineering division of the department of administration.
- 9 (5) "High-performance building" means a building that integrates and optimizes all major high-
- 10 performance building attributes, including but not limited to:
- 11 (a) energy efficiency;
- 12 (b) durability;
- 13 (c) life-cycle performance; and
- 14 (d) occupant productivity.
- 15 (6) (a) "Long-range building program-eligible building" means a building, facility, or structure
- 16 eligible for major repair account funding that:
- 17 (i) is owned or fully operated by a state agency and for which the operation and maintenance are
- 18 funded with state general fund money; or
- 19 (ii) ~~that~~ supports academic missions of the university system and for which the operation and
- 20 maintenance are funded with current unrestricted university funds.
- 21 (b) The term does not include a building, facility, or structure:
- 22 (i) owned or operated by a state agency and for which the operation and maintenance are entirely
- 23 funded with state special revenue, federal special revenue, or proprietary funds; or
- 24 (ii) that supports nonacademic functions of the university system and for which the operation and
- 25 maintenance are funded from nonstate and nontuition sources.
- 26 (7) (a) "Major repair" means:
- 27 (i) a renovation, alteration, replacement, or repair project with a total cost of less than \$2.5 million;

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- 1 (ii) a site or utility improvement with a total cost of less than \$2.5 million; or
- 2 (iii) a new facility with a total construction cost of less than \$250,000.
- 3 (b) The term does not include operations and maintenance as defined in this section.
- 4 (8) (a) "New facility" means the construction of a new building on state property regardless of
- 5 funding source and includes:
- 6 (i) an addition to an existing building; and
- 7 (ii) the enclosure of space that was not previously fully enclosed.
- 8 (b) The term does not include the replacement of state-owned space that is demolished or that is
- 9 otherwise removed from state use if the total construction cost of the replacement space is less than \$2.5
- 10 million.
- 11 (9) "Operations and maintenance" means operational costs and regular, ongoing, and routine
- 12 repairs and maintenance funded in an agency operating budget that does not extend the capacity, function, or
- 13 lifespan of a facility.
- 14 (10) "Replacement cost of existing long-range building program-eligible building" means the current
- 15 replacement value of all long-range building program-eligible buildings included in the statewide facility
- 16 inventory and condition assessment as provided in 17-7-202."

17

18 **NEW SECTION. Section 13. Project management and supervision.** Up to \$2,000,000 is

19 appropriated from the major repair long-range building program account to the architecture and engineering

20 division for the purposes of contracted services or modified positions, and associated operating expenses, to

21 expeditiously implement [sections 1 through 9]. The division is authorized to transfer the appropriation among

22 the necessary fund types for supervision and project management.

23

24 **NEW SECTION. Section 14. Severability.** If a part of [this act] is invalid, all valid parts that are

25 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,

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

27

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

2 **Section 1. Authorizations of and appropriations for capital projects.** The portion of section
3 1(4)(c), Chapter 468, Laws of 2021, appropriating money from the general fund to the Montana university
4 system for program expansion or operations and maintenance for the indicated new facility is amended to read:

5 "Montana University System

6 UM Forestry Conservation & Science Lab \$798,659 from the general fund

7 MAES Research and Wood Laboratories ~~\$389,402~~ \$305,298 from the general fund"

8

9 NEW SECTION. **Section 16. Effective date.** [This act] is effective on passage and approval.

10

- END -