

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

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0005.001.011

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	1,482,910
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	2,400,000
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		
3	23,500,000	8,000,000	31,500,000
4	DOA 5 Last Chance Gulch Atrium Renovation		
5	15,558,029		15,558,029
6	MUS MT Tech Engineering Hall Renovation		
7	8,000,000		8,000,000
8	MUS MT Tech Main Hall Renovation		
9	30,000,000		30,000,000
10	MUS MAES BART Life-Safety & Programmatic Improvements		
11	10,000,000		10,000,000
12	DMA DES State Disaster Warehouse		
13	5,704,000		5,704,000
14	MUS UMW Campus Storage/Warehouse Building		
15	1,250,000		1,250,000
16	FWP Makoshika Campground Improvement & Addition		
17	2,500,000	2,500,000	5,000,000
18	FWP Beartooth WMA Facilities Upgrade		
19	8,000,000		8,000,000
20	FWP Agency Staff Housing		
21	7,500,000		7,500,000
22	FWP Central Services Site Upgrades		
23	17,168,330		17,168,330
24	MDT Combination Facility Great Falls		
25	12,600,000		12,600,000
26	MDT Combination Facility Kalispell		
27	11,000,000		11,000,000

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

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1		2,000,000	2,000,000
2	DOA Statewide Federal Spending Authority		
3		5,000,000	5,000,000
4	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths		
5		590,000	590,000

(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.

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

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

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

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

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

7 Department of Corrections					
8 BSB Re-Entry Services, Acadia Facility					
	9 563,536				10 563,536

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

13 DOC MSP Replace Low-Side Housing					
	14 176,560				15 176,560

16 DOC MSP Entry/Staff Services Addition to Wallace Building					
	17 184,000				18 184,000

19 DOC MSP New Multi-Purpose Programs Building					
	20 100,340				21 103,340

22 DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths					
				23 40,000	24 40,000

25 Department of Fish, Wildlife, and Parks					
26 FWP Beartooth WMA Facilities Upgrade					
		27 80,000			28 80,000

29 FWP Agency Staff Housing					
		30 225,000			31 225,000

32 FWP Central Services Site Upgrades					
		33 128,762			34 128,762

35 Department of Military Affairs

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

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

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

25
26 **NEW SECTION. Section 4. Capital improvements projects.** (1) The following money is
27 appropriated to the department of fish, wildlife, and parks in the indicated amounts for the purpose of making

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1 capital improvements to statewide facilities. Funds not requiring legislative appropriation are included for the
 2 purpose of authorization. The department of fish, wildlife, and parks is authorized to transfer the appropriations,
 3 authority, or both among the necessary fund types for these projects:

4	Agency/Project	State	Federal	Authority	Total
5		Special	Special	Only	
6		Revenue	Revenue	Source	
7	FWP Statewide Admin Facilities Major Maintenance				
8		1,931,500		5,000,000	6,931,500
9	FWP Signage & Wayfinding Updates				
10		2,500,000			2,500,000
11	FWP Erosion Control				
12		2,673,000			2,673,000
13	FWP Community Ponds				
14		200,000			200,000
15	FWP Forest Management				
16		100,000	300,000		400,000
17	FWP Site Maintenance Upgrades & Improvements				
18		4,572,450	1,770,750	1,193,000	7,536,200
19	FWP Shooting Range Development				
20		1,000,000	3,000,000		4,000,000
21	FWP Wildlife Habitat Improvement Program Renewal				
22			2,000,000		2,000,000
23	FWP Wildlife Habitat Management & Maintenance				
24		1,140,000	2,765,000		3,905,000
25	FWP Upland Game Bird Enhancement Program				
26		1,908,000	600,000		2,508,000
27	FWP Migratory Bird Wetland Program				

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1		500,000			500,000
2	FWP Future Fisheries				
3		2,000,000			2,000,000
4	FWP Hatcheries Maintenance				
5		2,000,000			2,000,000
6	FWP POR Grant Programs				
7		5,000,000	6,000,000		11,000,000
8	FWP Fish Connectivity				
9		548,454	1,278,992	140,234	1,967,680
10	FWP PALA Access Program				
11		1,000,000			1,000,000

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

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

Agency/Project	State	Federal	Authority	Total
	Special	Special	Only	
	Revenue	Revenue	Sources	

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1 DMA Federal Spending Authority 3,000,000 3,000,000

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

4 Agency/Project	5 State	6 Federal	7 Authority	8 Total
	9 Special	10 Special	11 Only	
	12 Revenue	13 Revenue	14 Sources	
15 MDT Maintenance, Repair, and Small Projects				
	16 3,000,000			17 3,000,000

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

12 Agency/Project	13 State	14 Federal	15 Authority	16 Total
	17 Special	18 Special	19 Only	
	20 Revenue	21 Revenue	22 Sources	
23 DEQ Energy Improvements, Statewide			24 3,700,000	25 3,700,000

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

21 Agency/Project	22 State	23 Federal	24 Authority	25 Total
	26 Special	27 Special	28 Only	
	29 Revenue	30 Revenue	31 Sources	
32 FWP Habitat Montana	33 9,650,000	34 2,350,000		35 12,000,000

26 **NEW SECTION. Section 6. Planning and design.** The department of administration may proceed
27 with the planning and design of capital projects in either or both [sections 2 and 3] prior to the receipt of other

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1 funding sources. The department may use interentity loans in accordance with 17-2-107 to pay planning and
2 design costs incurred before the receipt of other funding sources.

3
4 **NEW SECTION. Section 7. Capital projects -- contingent funds.** (1) If a capital project is financed,
5 in whole or in part, with appropriations contingent upon the receipt of other funding sources, the department of
6 administration may not let the project for bid until a financial plan and agreement with the agency has been
7 approved by the director of the department of administration. A financial plan and agreement may not be
8 approved by the director if:

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

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

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

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

24
25 **NEW SECTION. Section 9. Legislative consent.** The appropriations authorized in [sections 1
26 through 8] constitute legislative consent for the capital projects contained in [sections 1 through 8] within the
27 meaning of 18-2-102.

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

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

- (1) \$41,420,091 from the capital developments long-range building program account established in 17-7-209 to the major repair long-range building program account established in 17-7-221.
- (2) \$113,000,000 from the general fund to the capital developments long-range building program account established in 17-7-209.

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

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

- (1) (a) "Building" includes a:
 - (i) building, facility, or structure constructed or purchased wholly or in part with state money;
 - (ii) building, facility, or structure at a state institution;
 - (iii) building, facility, or structure owned or to be owned by a state agency, including the department of transportation.
- (b) The term does not include a:
 - (i) building, facility, or structure owned or to be owned by a county, city, town, school district, or special improvement district;
 - (ii) facility or structure used as a component part of a highway or water conservation project.
- (2) "Capital development" means a:
 - (a) renovation, construction, alteration, site, or utility project with a total cost of \$2.5 million or more;

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

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

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

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

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

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

11 (10) "Replacement cost of existing long-range building program-eligible building" means the current
12 replacement value of all long-range building program-eligible buildings included in the statewide facility
13 inventory and condition assessment as provided in 17-7-202."
14

15 **NEW SECTION. Section 13. Project management and supervision.** Up to \$2,000,000 is
16 appropriated from the major repair long-range building program account to the architecture and engineering
17 division for the purposes of contracted services or modified positions, and associated operating expenses, to
18 expeditiously implement [sections 1 through 9]. The division is authorized to transfer the appropriation among
19 the necessary fund types for supervision and project management.
20

21 **NEW SECTION. Section 14. Appropriation for statewide behavioral health initiative.** (1) For the
22 fiscal year beginning July 1, 2023, there is \$13 million appropriated to the department of administration from the
23 capital development fund for the purpose of site evaluation, planning, and design services for two regional
24 behavioral health center facilities in coordination with the department of health and human services.

25 (2) Beginning July 1, 2023, there is appropriated to the department of administration
26 \$100 million from the capital development fund contingent on the governor adopting a plan developed by the
27 department of health and human services, in coordination with the department of administration, for the

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1 development of regional behavioral health facilities through the process set forth in subsection (3) Only once
2 the process in subsection (3) has been followed and the governor adopts a final plan then the funds are
3 appropriated to the department of administration.

4 (3) The process for the governor to adopt a final plan for the statewide behavioral health initiative
5 regional facilities is as follows:

6 (a) The department's preliminary facilities plan must be presented to the following legislative
7 committees for the purposes of receiving public comment and legislator comments:

8 (i) The legislative finance committee;

9 (ii) the health and services budget committee provided for in 15-12-201;

10 (iii) the long-range planning budget committee provided for in 15-12-201; and

11 (iii) the children, families, health, and human services interim committee.

12 (b) The department shall take into consideration public comment and the comments of the committee
13 members in the preparation of the proposed facilities final plan documents.

14 (c) The department of public health and human services shall prepare the proposed final regional
15 facilities plan documents and submit them in their entirety to the legislative fiscal analyst. The documents must
16 be provided in a digital format and shall be distributed by the legislative fiscal analyst to the members of the
17 three committees identified in (3)(a)(i) through (3)(a)(iii) electronically.

18 (d) Within 90 days of the legislative fiscal analyst receiving the proposed final facilities plan documents,
19 the legislative finance committee must organize and hold a joint meeting of the four committees where the
20 department of health and human services shall make a presentation of the final plan documents to the
21 members of those committees.

22 (e) Within 10 business days of the department's presentation to the three committees, each committee
23 will submit comments on the plan, if any, to the department and to the governor.

24 (f) Prior to the adoption and implementation of the statewide regional behavioral health facilities plan,
25 the governor shall consider legislative and public comments. The governor shall notify the legislative fiscal
26 analyst in writing of the adoption of a statewide regional behavioral health facilities plan prior to its
27 implementation.

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1

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

5

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

7 **Section 1. Authorizations of and appropriations for capital projects.** The portion of section
8 1(4)(c), Chapter 468, Laws of 2021, appropriating money from the general fund to the Montana university
9 system for program expansion or operations and maintenance for the indicated new facility is amended to read:

10 "Montana University System

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

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

13

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

16

- END -