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HOUSE BILL NO. 5

INTRODUCED BY M. HOPKINS, J. FITZPATRICK

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY FOR MAJOR REPAIR AND CAPITAL DEVELOPMENT PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2025; PROVIDING FOR OTHER MATTERS RELATING TO THE APPROPRIATIONS; PROVIDING FOR A TRANSFER OF FUNDS FROM THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT TO THE MAJOR REPAIR LONG-RANGE BUILDING PROGRAM ACCOUNT AND FOR A TRANSFER OF FUNDS FROM THE STATE GENERAL FUND TO THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT; AMENDING THE DEFINITION OF AN LRBP-ELIGIBLE BUILDING; [PROVIDING AN APPROPRIATION FOR A FACILITY TO PROVIDE STATEWIDE EDUCATIONAL RESOURCES](#); AMENDING SECTION 17-7-201, MCA; AMENDING SECTION 1(4), CHAPTER 468, LAWS OF 2021; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

NEW SECTION. Section 1. Definitions. As used in [sections 1 through 10], unless the context clearly indicates otherwise, the following definitions apply:

- (1) "Authority only" means approval provided by the legislature to expend money that does not require an appropriation, including grants, donations, auxiliary funds, proprietary funds, nonstate funds, and university funds.
- (2) "Capital development" means capital projects provided for in 17-7-201(2).
- (3) "Capital project" means the planning, design, renovation, construction, alteration, replacement, furnishing, repair, improvement, site, utility, or land acquisition project provided for in [sections 1 through 10].
- (4) "LRBP capital development" means the long-range building program capital developments account in the capital projects fund type provided for in 17-7-209.
- (5) "LRBP major repair" or "LRBP MR" means the long-range building program major repair

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) "SBCEP" 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.					
DOC Supplemental MSP/MWP/PHYCF/Xanthopolous Door Control Systems					

Amendment - 1st Reading-white

- 2023

68th Legislature 2023

Drafter: Julie Johnson, 406-444-4024

HB0005.001.013

1	450,000	450,000
2	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
3	MSDB Supplemental Mustang Center Fire Sprinkler System	
4	830,854	830,854
5	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
6	MUS UM Supplemental FLBS Sewer Treatment Plant	
7	1,100,000	1,100,000
8	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
9	MUS UM Supplemental Mansfield Library Roof Repair	
10	500,000	500,000
11	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
12	MUS MSU-N Supplemental Vande Bogart Library Roof Replacement	
13	675,000	675,000
14	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
15	DPHHS Supplemental MVH Roof Replacement	
16	1,600,000	1,600,000
17	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment	
18	funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
19	MUS MSU Supplemental Reid Hall Fire System Upgrades	
20	1,000,000	1,000,000
21	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
22	MUS MSU-N Supplemental Brockmann Center HVAC Upgrade	
23	1,907,320	1,907,320
24	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
25	MUS UM Supplemental Clapp Building Elevator	
26	500,000	500,000
27	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
28	MUS UM Supplemental Stone Hall Roof Replacement	

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Drafter: Julie Johnson, 406-444-4024

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1	800,000	800,000
2	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
3	DNRC Supplemental Swan Lake Office Siding	
4	187,687	187,687
5	Inflationary adjustment funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
6	DPHHS Supplemental MVH Courtyard Improvements	
7	517,000	517,000
8	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment	
9	funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
10	DPHHS Supplemental MVH Flooring	
11	367,000	367,000
12	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment	
13	funding is provided for the project in section 2, Chapter 461, Laws of 2021.	
14	DPHHS Supplemental MVH ARPA HVAC	
15	423,039	423,039
16	State special revenue funds consist of cigarette taxes provided for in 16-11-119. Inflationary adjustment	
17	funding is provided for the project in section 20, Chapter 401, Laws of 2021.	
18	DOA Parking Garage Repairs, 5 Last Chance Gulch	
19	1,808,145	1,808,145
20	DOC MSP Red Light/Emergency Notification System	
21	1,000,000	1,000,000
22	DOC MSP Perimeter Fence Enhancement	
23	1,500,000	1,500,000
24	MSDB Campus Security Camera Install	
25	300,000	300,000
26	MUS GFC Fire Suppression System Upgrades	
27	500,000	500,000
28	DLI Billings UI Call Center Repairs	

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Drafter: Julie Johnson, 406-444-4024

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1		1,000,000	1,000,000
2	DOC Pine Hills Roof Replacement		
3		1,000,000	1,000,000
4	DOC Eastmont HVAC System Repairs/Replacements		
5		200,000	200,000
6	DPHHS MMHNCC Site Improvements & Increase Parking		
7		300,000	300,000
8	DPHHS MMHNCC Key Card Entry System		
9		125,000	125,000
10	DPHHS MMHNCC Backup Water Well		
11		200,000	200,000
12	MSDB Create Bus Loop and Update Parking Lot		
13		349,637	349,637
14	MUS MSU Barnard Hall Failed Chiller Replacement		
15		1,750,000	1,750,000
16	DOC MWP Cooling System Upgrade		
17		750,000	750,000
18	DOJ MLEA Boiler Replacement, Admin Building		
19		830,000	830,000
20	DOA Original Governor's Mansion Repairs		
21		600,000	600,000
22	DOJ MHP Roof Replacements, Boulder Campus		
23		1,860,000	1,860,000
24	MUS UM Priority 1 Campuswide Roof Replacements		
25		2,425,000	2,425,000
26	DOC Facility-Specific Program & Master Plan		
27		600,000	600,000
28	MUS MSU-B P.E. Building Roof Replacement		

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Drafter: Julie Johnson, 406-444-4024

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1	2,400,000	2,400,000
2	MUS UMW Repair/Replace Sewer Mains	
3	425,000	425,000
4	MUS UM Upgrade/Replace Elevators	
5	2,498,650	2,498,650
6	MUS UM FLBS Roof Replacements	
7	262,000	262,000
8	DOC MWP Heating System Upgrade	
9	1,500,000	1,500,000
10	DOJ Missoula Crime Lab Expansion Feasibility Study	
11	75,000	75,000
12	MUS MT Tech Electrical Distribution Upgrades	
13	650,000	650,000
14	MUS MSU-B Campus Water Distribution System Upgrades	
15	2,000,000	400,000
16	MUS MSU Lewis Hall ADA Upgrades	
17	2,400,000	2,400,000
18	Funding must be reallocated by the department to other major repair projects if funding is appropriated	
19	in [section 3] for MUS MSU Lewis Hall Code & Instructional Renovations.	
20	MUS UM Replace Fire Alarms, Clapp Building	
21	780,000	780,000
22	Funding must be reallocated by the department to other major repair projects if funding is appropriated	
23	in [section 3] for MUS UM Clapp Building Renovation.	
24	MUS MSU Tietz Hall Roof Replacement	
25	1,300,000	1,300,000
26	DOC MWP Perimeter Fence/Dog Yard	
27	1,000,000	1,000,000
28	DOC Pine Hills Unit F Sewer Line Replacement	

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Drafter: Julie Johnson, 406-444-4024

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1	500,000		500,000
2	DOC MSP Unit F Water Supply Upgrade		
3	600,000		600,000
4	DMA Gallatin Readiness Center Roof Replacement		
5	741,455	741,455	1,482,910
6	DOC MSP Site Infrastructure Study		
7	300,000		300,000
8	MUS MSU Cobleigh Hall Parapet Structural Repair		
9	2,400,000		2,400,000
10	MUS MT Tech Restroom Renovations		
11	1,200,000		1,200,000
12	Portions of this funding must be reallocated by the department to other major repair projects if funding		
13	is appropriated in [section 3] for either or both MUS MT Tech Engineering Hall Renovation and MUS MT Tech		
14	Main Hall Renovation.		
15	MUS MSU Campus Heating Plant Boiler Controls Upgrade		
16	1,600,000	800,000	2,400,000
17	MUS MSU Emergency Water System & Fixture Upgrades		
18	2,400,000		2,400,000
19	MUS MT Tech Masonry Repairs		
20	455,000		455,000
21	MUS UMW Elevator Repairs/Replacements		
22	325,000		325,000
23	DNRC Stillwater Unit Shop Replacement		
24	1,214,837		1,214,837
25	MUS MAES WARC Shop Renovation & Safety Upgrades		
26	600,000		600,000
27	DOA Statewide FCA Baseline Assessments		
28	1,500,000		1,500,000

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Drafter: Julie Johnson, 406-444-4024

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1	MUS MSU-N Campus EMS Building Controls Upgrade Project		
2	400,000		400,000
3	MUS UM Campus Building Envelope Repairs		
4	415,000		415,000
5	MUS UM Replace Electrical Equipment		
6	325,000		325,000
7	MUS MSU-N Electronics Tech. HVAC & Lighting Upgrade		
8	800,000		800,000
9	MUS MAES Lambing Barn Renovation & Safety Upgrades		
10	2,000,000		2,000,000
11	MUS MSU Hamilton Hall Life-Safety System Improvements		
12	2,400,000		2,400,000
13	MUS MSU-N Pershing Hall Renovation		
14	2,400,000		2,400,000
15	MUS MSU-N Metals Technology Building Roof Project		
16	400,000		400,000
17	MUS MAES BART Demolition Project		
18	450,000		450,000
19	DOC MSP MCE Industries Repairs		
20		700,000	700,000
21	DMA Gallatin RC & FMS HVAC & Controls Repairs		
22	320,747	962,241	1,282,988
23	DMA FTH HAFRC Lighting and Control Modifications		
24	26,768	324,947	351,715
25	MUS HC Art Instruction Renovation		
26	162,500		162,500
27	DMA Statewide SMART Deferred Maintenance Program		
28	1,500,000		1,500,000

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1 Funding may only be used by the department upon receipt of federal special revenue matching funds.

2 DOJ MHP Boulder Dorm Renovations

3 250,000 250,000

4 DOA Boiler & Chiller Replacement - Walt Sullivan

5 473,707 473,707

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

7 DOA Elevator Modifications - Cogswell Building

8 768,757 768,757

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

10 DOA Elevator Modifications - Walt Sullivan Building

11 379,763 379,763

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

13 DOA Roof & Mechanical - DPHHS 111 N. Sanders

14 1,309,099 1,309,099

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

16 DOA Roof Replacement - FWP Headquarters

17 289,695 289,695

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

19 MUS HC Cosmetology Program Renovation

20 2,495,000 2,495,000

21 DOC MCE Food Factory Emergency Generator

22 100,000 100,000

23 (2) State special revenue fund appropriations to the department of administration from the capitol

24 land grant fund may be adjusted among the indicated capital projects within the legislative intent, subject to

25 available revenue, if approved by the office of budget and program planning.

26 (3) The following money is appropriated to the department of military affairs for the indicated major

27 repair projects from the indicated sources. Funds not requiring legislative appropriation are included for the

28 purpose of authorization.

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Drafter: Julie Johnson, 406-444-4024

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

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

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

28	Agency/Project	LRBP	State	Federal	Authority	Total
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Drafter: Julie Johnson, 406-444-4024

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1	CD	Special	Special	Only
2	Fund	Revenue	Revenue	Sources
3	Agriculture Supplemental Ag Analytical Lab (combined with Vet Diagnostic Lab and MSU Wool Lab)			
4	3,858,000			3,858,000
5	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.			
6	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)			
7	4,700,000			4,700,000
8	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.			
9	Livestock Supplemental Vet Diagnostic Lab (combined with Ag Analytical Lab and MSU Wool Lab)			
10	2,200,000			2,200,000
11	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.			
12	DPHHS DOA Supplemental State Health Lab Renovation			
13		7,000,000		7,000,000
14	Funding may be utilized by the department for project completion in the event federal grant funding			
15	expenditure deadlines are not extended for the project in section 3, Chapter 461, Laws of 2021.			
16	Revenue Supplemental Liquor Warehouse Expansion			
17		14,315,750		14,315,750
18	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.			
19	DPHHS Supplemental SWMVH Cottage Connectors			
20	5,250,000			5,250,000
21	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.			
22	MUS MT Tech Supplemental Heating Systems Upgrade			
23	2,750,000			2,750,000
24	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.			
25	MUS UMW Supplemental Block Hall Renovation			
26	3,600,000			3,600,000
27	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.			
28	MDT Supplemental West Yellowstone Airport Terminal			

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1	9,000,000		9,000,000
2	Funding may be utilized on a prorated basis by the department for project completion in the event		
3	additional federal grant funding is not received for inflationary and scope adjustments for the project in section		
4	2, Chapter 422, Laws of 2019, and section 3, Chapter 461, Laws of 2021, up to an aggregate of \$41,500,000		
5	from all sources. This aggregate amount does not limit or restrict 17-7-211.		
6	DMA Supplemental Silver Bow Readiness Center		
7	5,491,795	8,221,254	13,713,049
8	Inflationary adjustment funding is provided for the project in section 9, Chapter 476, Laws of 2019, and		
9	section 3, Chapter 461, Laws of 2021.		
10	MUS MAES Supplemental MAES Research Labs		
11	1,604,050		1,604,050
12	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
13	DOA Supplemental Mazurek Building Renovation		
14	5,000,000		5,000,000
15	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
16	DNRC Supplemental ELO Facilities & Shop		
17	2,180,235		2,180,235
18	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
19	MUS MSU Supplemental Haynes Hall Ventilation Upgrades		
20	3,400,000		3,400,000
21	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of		
22	2021.		
23	MDT Supplemental Lincoln Airport SRE Building		
24		250,000	250,000
25	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
26	FWP Supplemental Havre Area Office		
27	2,199,600	620,400	2,820,000
28	Inflationary and scope adjustment funding is provided for the project in section 3, Chapter 461, Laws of		

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1	2021.		
2	FWP Supplemental Glasgow Headquarters		
3		3,100,000	3,100,000
4	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
5	2019.		
6	FWP Supplemental Lewistown Area Office		
7		4,000,000	4,000,000
8	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
9	2019.		
10	FWP Supplemental MT Wild Avian Rehab Building		
11		550,000	550,000
12	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 461, Laws of		
13	2021.		
14	DMA Supplemental Billings AFRC Unheated Storage		
15		46,208	92,416
16	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.	46,208	
17	DMA Supplemental Havre Unheated Building		
18		63,318	126,636
19	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
20	DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance		
21		15,903,000	15,903,000
22	DOC MSP Replace Low-Side Housing		
23		135,000,000	135,000,000
24	DPHHS Statewide Behavioral Health Initiative		
25		113,000,000	113,000,000
26	DOA Renovation of Capitol Complex Offices, Implement ROWS		
27		50,000,000	50,000,000
28	DOA State Capitol Building Improvements		

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Drafter: Julie Johnson, 406-444-4024

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1	26,316,458	26,316,458
2	DNRC Seedling Nursery Improvements	
3	2,797,320	2,797,320
4	DOC MSP Water Line Replacement	
5	3,000,000	3,000,000
6	DOC MSP Entry/Staff Services Addition to Wallace Building	
7	12,800,000	12,800,000
8	DOC MSP Replace Roofs	
9	5,600,000	5,600,000
10	DOC MSP Xanthopoulos Building Repairs	
11	2,950,000	2,950,000
12	DOC MSP New Multi-Purpose Programs Building	
13	9,000,000	9,000,000
14	DLI Job Service Great Falls Building Renovation	
15	5,767,880	5,767,880
16	MUS UM FLBS Water and Sewer Systems	
17	2,500,000	2,500,000
18	DOC MWP Roof Replacement	
19	5,000,000	5,000,000
20	DMA Billings Readiness and Innovation Campus	
21	12,840,000	12,840,000
22	DNRC Clearwater Replacement Bunkhouse	
23	1,189,178	1,189,178
24	DNRC Anaconda Bunkhouse	
25	1,180,962	1,180,962
26	DNRC NELO Fire Ready Room	
27	445,491	445,491
28	DNRC CLO Dispatch Center Expansion	

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Drafter: Julie Johnson, 406-444-4024

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1		545,000		545,000
2	DPHHS MMHNCC Heated Storage Unit			
3		720,000		720,000
4	DOA Old Board of Health Renovation (Legislative Staff Space)			
5		3,500,000		3,500,000
6	DOC MSP Check Point Bldg / Wallace Entry Security Enhancements			
7		3,000,000		3,000,000
8	DMA Helena Readiness HVAC & Temp Control Upgrade			
9		798,420	2,542,248	3,340,668
10	MUS HC Acquire and Renovate Airport Hangar			
11		3,600,000		3,600,000
12	DMA DES State Emergency Coordination Center Expansion			
13		6,581,000		6,581,000
14	MUS UM Clapp Building Renovation			
15		27,000,000	10,000,000	37,000,000
16	MUS MSU Lewis Hall Code & Instructional Renovations			
17		23,500,000	8,000,000	31,500,000
18	DOA 5 Last Chance Gulch Atrium Renovation			
19		15,558,029		15,558,029
20	MUS MT Tech Engineering Hall Renovation			
21		8,000,000		8,000,000
22	MUS MT Tech Main Hall Renovation			
23		30,000,000		30,000,000
24	MUS MAES BART Life-Safety & Programmatic Improvements			
25		10,000,000		10,000,000
26	DMA DES State Disaster Warehouse			
27		5,704,000		5,704,000
28	MUS UMW Campus Storage/Warehouse Building			

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

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Drafter: Julie Johnson, 406-444-4024

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

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

21	Agency/Project	State	Federal	Authority	Total
22		Special	Special	Only	
23		Revenue	Revenue	Sources	
24	DMA FTH Aviation Facility HVAC & Temperature Control Upgrade				
25			3,580,365		3,580,365
26	DMA FTH Collective Training Housing Facility				
27			3,000,000		3,000,000
28	DMA FTH Ready Building Addition				

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Drafter: Julie Johnson, 406-444-4024

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1 4,700,000 4,700,000

2 DMA FTH Training Site HVAC and Controls Upgrade

3 2,574,002 2,574,002

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

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

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

Agency/Project	General Fund	State Special Revenue	Federal Special Revenue	Authority Only Sources	Total
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18 Department of Corrections
19 BSB Re-Entry Services, Acadia Facility

20 563,536 563,536

21 Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter
22 401, Laws of 2021.

23 DOC MSP Replace Low-Side Housing

24 176,560 176,560

25 DOC MSP Entry/Staff Services Addition to Wallace Building

26 184,000 184,000

27 DOC MSP New Multi-Purpose Programs Building

28 100,340 103,340

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1	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths		
2		40,000	40,000
3	Department of Fish, Wildlife, and Parks		
4	FWP Beartooth WMA Facilities Upgrade		
5		80,000	80,000
6	FWP Agency Staff Housing		
7		225,000	225,000
8	FWP Central Services Site Upgrades		
9		128,762	128,762
10	Department of Military Affairs		
11	DMA Billings LAASF		
12		200,000	200,000
13	Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter 401,		
14	Laws of 2021.		
15	DMA DES State Emergency Coordination Center Expansion		
16		54,012	54,012
17	DMA FTH Collective Training Housing Facility		
18		34,000	34,000
19	DMA FTH Ready Building Addition		
20		26,472	26,472
21	Department of Natural Resources and Conservation		
22	DNRC Clearwater Replacement Bunkhouse		
23		27,650	27,650
24	DNRC Anaconda Bunkhouse		
25		33,180	33,180
26	DNRC NELO Fire Ready Room		
27		17,696	17,696
28	DNRC CLO Dispatch Center Expansion		

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1		10,700	10,700
2	Department of Public Health and Human Services		
3	DPHHS Statewide Behavioral Health Initiative		
4		2,503,280	2,503,280
5	DPHHS MMHNCC Heated Storage Unit		
6		21,312	21,312
7	DMA DES State Disaster Warehouse		
8		62,000	62,000
9	Montana Department of Transportation		
10	MDT Combination Facility Great Falls		
11		53,900	53,900
12	MDT Combination Facility Kalispell		
13		42,400	42,400
14	MDT Combination Facility Missoula		
15		41,800	41,800
16	Montana University System		
17	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)		
18		520,695	520,695
19	MUS HC Acquire and Renovate Airport Hangar		
20		188,133	188,133
21	MUS UMW Campus Storage/Warehouse Building		
22		63,975	63,975
23	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
24		4,000,154	4,000,154
25	MUS MSU Gianforte Hall, School of Computing		
26		1,730,858	1,730,858
27	MUS MSU Indoor Practice Facility		
28			athletics/auxiliaries funds only

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1 MUS MT Tech Highlands College Indoor Pole Barn

2 42,671 42,671

3 (d) After receipt of a certificate of occupancy, funding appropriated in subsection (3)(c) to the

4 Montana university system Wool Lab and in section 1(4)(c), Ch. 468, L. 2021, to the department of agriculture

5 Ag Analytical Lab shall be transferred each biennium to the department of livestock.

6

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

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

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

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

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

Agency/Project	State	Federal	Authority	Total
	Special	Special	Only	
	Revenue	Revenue	Source	
FWP Statewide Admin Facilities Major Maintenance	1,931,500		5,000,000	6,931,500
FWP Signage & Wayfinding Updates	2,500,000			2,500,000
FWP Erosion Control	2,673,000			2,673,000
FWP Community Ponds	200,000			200,000
FWP Forest Management	100,000	300,000		400,000
FWP Site Maintenance Upgrades & Improvements	4,572,450	1,770,750	1,193,000	7,536,200
FWP Shooting Range Development	1,000,000	3,000,000		4,000,000

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1	FWP Wildlife Habitat Improvement Program Renewal			
2		2,000,000		2,000,000
3	FWP Wildlife Habitat Management & Maintenance			
4		1,140,000	2,765,000	3,905,000
5	FWP Upland Game Bird Enhancement Program			
6		1,908,000	600,000	2,508,000
7	FWP Migratory Bird Wetland Program			
8		500,000		500,000
9	FWP Future Fisheries			
10		2,000,000		2,000,000
11	FWP Hatcheries Maintenance			
12		2,000,000		2,000,000
13	FWP POR Grant Programs			
14		5,000,000	6,000,000	11,000,000
15	FWP Fish Connectivity			
16		548,454	1,278,992	140,234
17	FWP PALA Access Program			
18		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

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1 amount for the purpose of making capital improvements to statewide facilities. All costs for the operation and
2 maintenance of any improvements constructed with these funds must be paid by the department of military
3 affairs from nonstate sources:

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

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

10	Agency/Project	State	Federal	Authority	Total
11		Special	Special	Only	
12		Revenue	Revenue	Sources	
13	MDT Maintenance, Repair, and Small Projects				
14		3,000,000			3,000,000

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

18	Agency/Project	State	Federal	Authority	Total
19		Special	Special	Only	
20		Revenue	Revenue	Sources	
21	DEQ Energy Improvements, Statewide			3,700,000	3,700,000

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

27	Agency/Project	State	Federal	Authority	Total
28		Special	Special	Only	

	Revenue	Revenue	Sources
1			
2	FWP Habitat Montana 9,650,000	2,350,000	12,000,000

3

4 **NEW SECTION. Section 6. Planning and design.** The department of administration may proceed

5 with the planning and design of capital projects in either or both [sections 2 and 3] prior to the receipt of other

6 funding sources. The department may use interentity loans in accordance with 17-2-107 to pay planning and

7 design costs incurred before the receipt of other funding sources.

8

9 **NEW SECTION. Section 7. Capital projects -- contingent funds.** (1) If a capital project is financed,

10 in whole or in part, with appropriations contingent upon the receipt of other funding sources, the department of

11 administration may not let the project for bid until a financial plan and agreement with the agency has been

12 approved by the director of the department of administration. A financial plan and agreement may not be

13 approved by the director if:

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

19

20 **NEW SECTION. Section 8. Review by department of environmental quality.** The department of

21 environmental quality shall review capital projects authorized in either or both [sections 2 and 3] for potential

22 inclusion in the state building energy conservation program (SBECP) under Title 90, chapter 4, part 6. When a

23 review shows that a capital project will result in energy or utility savings and improvements, that project must be

24 submitted to the energy conservation program for funding consideration by the SBECP. Funding provided

25 under the energy conservation program guidelines must be used to offset or add to the authorized funding for

26 the project, and the amount will be dependent on the annual utility savings resulting from the capital project.

27 Agencies must be notified of potential funding after the review and are obligated to utilize the SBECP funding, if

28 available.

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

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.

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

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

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

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

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

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

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

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

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

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

22
23 **NEW SECTION. Section 14. Appropriation for a facility to provide statewide educational**
24 **resources -- process.** (1) For the fiscal year beginning July 1, 2023, there is \$ 250,000 appropriated to the
25 Montana university system from the general fund for the purpose of studying and planning for the development
26 of a facility to provide statewide educational resources in coordination with the department of administration.

27 (2) For the biennium beginning July 1, 2023, there is appropriated to the department of
28 administration \$23.5 million of capital development funds and \$22.5 million of authority contingent on the board of

1 regents adopting a plan for the development of a facility to provide statewide educational resources through the
2 process set forth in subsection (3). Only once the process in subsection (3) has been followed and the board
3 of regents adopt a final plan then the funds are appropriated to the department of administration for the
4 statewide educational resources facility capital development project.

5 (3) The process for the board of regents to adopt a final plan for the development of a facility to
6 provide educational resources statewide is as follows:

7 (a) The Montana university system's preliminary plan must be presented to the following legislative
8 committees for the purposes of receiving public comment and legislator's comments by December 15, 2023:

9 (i) the legislative finance committee;

10 (ii) the education budget committee provided for in 5-12-501; and

11 (iii) the long-range planning budget committee provided for in 5-12-501.

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

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

18 (d) Within 90 days of the legislative fiscal analyst receiving the proposed final plan documents, the
19 legislative finance committee must organize and hold a joint meeting of the three committees where the
20 Montana university system shall make a presentation of the final plan documents to the members of those
21 committees.

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

25 (f) Prior to the adoption of a plan, the board of regents shall consider legislative and public
26 comments. The board of regents shall notify the legislative fiscal analyst in writing of the final selection of a
27 facility to provide statewide educational resources.

28 (3) (a) Pursuant to 17-7-210, if construction of a new facility requires an immediate or future increase in

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

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

8 (c) For the biennium beginning July 1, 2023, \$1,540,000 of general funds are appropriated to the
9 Montana University System for the statewide education resources facility, provided the conditions of subsection
10 (3) are met

11

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

15

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

17 **Section 1. Authorizations of and appropriations for capital projects.** The portion of section
18 1(4)(c), Chapter 468, Laws of 2021, appropriating money from the general fund to the Montana university
19 system for program expansion or operations and maintenance for the indicated new facility is amended to read:

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

23

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

26 - END -