

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

HB0005.001.017

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	<u>425,000</u>		<u>425,000</u>
8	<u>125,000</u>		<u>125,000</u>
9	MUS UM Upgrade/Replace Elevators		
10	2,498,650		2,498,650
11	MUS UM FLBS Roof Replacements		
12	262,000		262,000
13	DOC MWP Heating System Upgrade		
14	1,500,000		1,500,000
15	DOJ Missoula Crime Lab Expansion Feasibility Study		
16	75,000		75,000
17	MUS MT Tech Electrical Distribution Upgrades		
18	650,000		650,000
19	MUS MSU-B Campus Water Distribution System Upgrades		
20	2,000,000	400,000	2,400,000
21	MUS MSU Lewis Hall ADA Upgrades		
22	2,400,000		2,400,000
23	Funding must be reallocated by the department to other major repair projects if funding is appropriated		
24	in [section 3] for MUS MSU Lewis Hall Code & Instructional Renovations.		
25	MUS UM Replace Fire Alarms, Clapp Building		
26	780,000		780,000
27	Funding must be reallocated by the department to other major repair projects if funding is appropriated		

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

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1	325,000	325,000
2	DNRC Stillwater Unit Shop Replacement	
3	1,214,837	1,214,837
4	MUS MAES WARC Shop Renovation & Safety Upgrades	
5	600,000	600,000
6	DOA Statewide FCA Baseline Assessments	
7	1,500,000	1,500,000
8	MUS MSU-N Campus EMS Building Controls Upgrade Project	
9	400,000	400,000
10	MUS UM Campus Building Envelope Repairs	
11	415,000	415,000
12	MUS UM Replace Electrical Equipment	
13	325,000	325,000
14	MUS MSU-N Electronics Tech. HVAC & Lighting Upgrade	
15	800,000	800,000
16	MUS MAES Lambing Barn Renovation & Safety Upgrades	
17	<u>2,000,000</u>	<u>2,000,000</u>
18	<u>200,000</u>	<u>200,000</u>
19	MUS MSU Hamilton Hall Life-Safety System Improvements	
20	2,400,000	2,400,000
21	MUS MSU-N Pershing Hall Renovation	
22	2,400,000	2,400,000
23	MUS MSU-N Metals Technology Building Roof Project	
24	400,000	400,000
25	MUS MAES BART Demolition Project	
26	<u>450,000</u>	<u>450,000</u>
27	<u>400,000</u>	<u>400,000</u>

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1	DOC MSP MCE Industries Repairs		
2		700,000	700,000
3	DMA Gallatin RC & FMS HVAC & Controls Repairs		
4	320,747	962,241	1,282,988
5	DMA FTH HAFRC Lighting and Control Modifications		
6	26,768	324,947	351,715
7	MUS HC Art Instruction Renovation		
8	162,500		162,500
9	DMA Statewide SMART Deferred Maintenance Program		
10	1,500,000		1,500,000
11	Funding may only be used by the department upon receipt of federal special revenue matching funds.		
12	DOJ MHP Boulder Dorm Renovations		
13	250,000		250,000
14	DOA Boiler & Chiller Replacement - Walt Sullivan		
15	473,707		473,707
16	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
17	DOA Elevator Modifications - Cogswell Building		
18	768,757		768,757
19	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
20	DOA Elevator Modifications - Walt Sullivan Building		
21	379,763		379,763
22	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
23	DOA Roof & Mechanical - DPHHS 111 N. Sanders		
24	1,309,099		1,309,099
25	State special revenue funds consist of capitol land grant funds provided for in 18-2-107.		
26	DOA Roof Replacement - FWP Headquarters		
27	289,695		289,695

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

2 MUS HC Cosmetology Program Renovation

3 2,495,000 2,495,000

4 DOC MCE Food Factory Emergency Generator

5 100,000 100,000

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

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

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

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1		564,250	564,250
2	DMA FTH Maintenance Shop HVAC & Controls Upgrade		
3		1,486,733	1,486,733
4	DMA FTH Training Equipment Site Retro-Commissioning		
5		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:

Agency/Project	LRBP	State	Federal	Authority	Total
	CD	Special	Special	Only	
	Fund	Revenue	Revenue	Sources	
Agriculture Supplemental Ag Analytical Lab (combined with Vet Diagnostic Lab and MSU Wool Lab)					
	3,858,000				3,858,000
Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.					
MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)					
	4,700,000				4,700,000
Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.					
Livestock Supplemental Vet Diagnostic Lab (combined with Ag Analytical Lab and MSU Wool Lab)					
	2,200,000				2,200,000
Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.					
DPHHS DOA Supplemental State Health Lab Renovation					
		7,000,000			7,000,000

Funding may be utilized by the department for project completion in the event federal grant funding expenditure deadlines are not extended for the project in section 3, Chapter 461, Laws of 2021.

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1	Revenue Supplemental Liquor Warehouse Expansion		
2		14,315,750	14,315,750
3	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
4	DPHHS Supplemental SWMVH Cottage Connectors		
5		5,250,000	5,250,000
6	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
7	MUS MT Tech Supplemental Heating Systems Upgrade		
8		2,750,000	2,750,000
9	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
10	MUS UMW Supplemental Block Hall Renovation		
11		3,600,000	3,600,000
12	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
13	MDT Supplemental West Yellowstone Airport Terminal		
14		9,000,000	9,000,000
15	Funding may be utilized on a prorated basis by the department for project completion in the event		
16	additional federal grant funding is not received for inflationary and scope adjustments for the project in section		
17	2, Chapter 422, Laws of 2019, and section 3, Chapter 461, Laws of 2021, up to an aggregate of \$41,500,000		
18	from all sources. This aggregate amount does not limit or restrict 17-7-211.		
19	DMA Supplemental Silver Bow Readiness Center		
20		5,491,795	8,221,254
21	Inflationary adjustment funding is provided for the project in section 9, Chapter 476, Laws of 2019, and		
22	section 3, Chapter 461, Laws of 2021.		
23	MUS MAES Supplemental MAES Research Labs		
24		1,604,050	1,604,050
25	Inflationary adjustment funding is provided for the project in section 1, Chapter 468, Laws of 2021.		
26	DOA Supplemental Mazurek Building Renovation		
27		5,000,000	5,000,000

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

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1	DMA Supplemental Billings AFRC Unheated Storage		
2		46,208	92,416
3	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
4	DMA Supplemental Havre Unheated Building		
5		63,318	126,636
6	Inflationary adjustment funding is provided for the project in section 3, Chapter 461, Laws of 2021.		
7	DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance		
8		15,903,000	15,903,000
9	DOC MSP Replace Low-Side Housing		
10		135,000,000	135,000,000
11	DPHHS Statewide Behavioral Health Initiative		
12		113,000,000	113,000,000
13	DOA Renovation of Capitol Complex Offices, Implement ROWS		
14		50,000,000	50,000,000
15	DOA State Capitol Building Improvements		
16		26,316,458	26,316,458
17	DNRC Seedling Nursery Improvements		
18		2,797,320	2,797,320
19	DOC MSP Water Line Replacement		
20		3,000,000	3,000,000
21	DOC MSP Entry/Staff Services Addition to Wallace Building		
22		12,800,000	12,800,000
23	DOC MSP Replace Roofs		
24		5,600,000	5,600,000
25	DOC MSP Xanthopoulos Building Repairs		
26		2,950,000	2,950,000
27	DOC MSP New Multi-Purpose Programs Building		

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1	9,000,000		9,000,000
2	DLI Job Service Great Falls Building Renovation		
3	5,767,880		5,767,880
4	MUS UM FLBS Water and Sewer Systems		
5	2,500,000		2,500,000
6	DOC MWP Roof Replacement		
7	5,000,000		5,000,000
8	DMA Billings Readiness and Innovation Campus		
9	12,840,000		12,840,000
10	DNRC Clearwater Replacement Bunkhouse		
11	1,189,178		1,189,178
12	DNRC Anaconda Bunkhouse		
13	1,180,962		1,180,962
14	DNRC NELO Fire Ready Room		
15	445,491		445,491
16	DNRC CLO Dispatch Center Expansion		
17	545,000		545,000
18	DPHHS MMHNCC Heated Storage Unit		
19	<u>720,000</u>		<u>720,000</u>
20	<u>360,000</u>		<u>360,000</u>
21	DOA Old Board of Health Renovation (Legislative Staff Space)		
22	3,500,000		3,500,000
23	DOC MSP Check Point Bldg / Wallace Entry Security Enhancements		
24	3,000,000		3,000,000
25	DMA Helena Readiness HVAC & Temp Control Upgrade		
26	798,420	2,542,248	3,340,668
27	MUS HC Acquire and Renovate Airport Hangar		

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1	3,600,000		3,600,000
2	DMA DES State Emergency Coordination Center Expansion		
3	6,581,000		6,581,000
4	MUS UM Clapp Building Renovation		
5	27,000,000	10,000,000	37,000,000
6	MUS MSU Lewis Hall Code & Instructional Renovations		
7	23,500,000	8,000,000	31,500,000
8	DOA 5 Last Chance Gulch Atrium Renovation		
9	15,558,029		15,558,029
10	MUS MT Tech Engineering Hall Renovation		
11	8,000,000		8,000,000
12	MUS MT Tech Main Hall Renovation		
13	30,000,000		30,000,000
14	MUS MAES BART Life-Safety & Programmatic Improvements		
15	10,000,000		10,000,000
16	DMA DES State Disaster Warehouse		
17	5,704,000		5,704,000
18	MUS UMW Campus Storage/Warehouse Building		
19	1,250,000		1,250,000
20	FWP Makoshika Campground Improvement & Addition		
21	2,500,000	2,500,000	5,000,000
22	FWP Beartooth WMA Facilities Upgrade		
23	8,000,000		8,000,000
24	FWP Agency Staff Housing		
25	7,500,000		7,500,000
26	FWP Central Services Site Upgrades		
27	17,168,330		17,168,330

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1	MDT Combination Facility Great Falls		
2		12,600,000	12,600,000
3	MDT Combination Facility Kalispell		
4		11,000,000	11,000,000
5	MDT Combination Facility Missoula		
6		10,500,000	10,500,000
7	MUS MSU Supplemental Facilities Yard Relocation		
8		8,000,000	8,000,000
9	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
10	2019.		
11	MUS UM Supplemental Mansfield Library Remodel		
12		4,000,000	4,000,000
13	Inflationary and scope adjustment funding is provided for the project in section 1, Chapter 461, Laws of		
14	2021.		
15	MUS MSU Supplemental Visual Communications Building		
16		4,000,000	4,000,000
17	Inflationary and scope adjustment funding is provided for the project in section 2, Chapter 422, Laws of		
18	2019.		
19	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
20		92,000,000	92,000,000
21	MUS MSU Gianforte Hall, School of Computing		
22		50,000,000	50,000,000
23	MUS UM Adams Center - Student Athlete Locker Rooms		
24		6,000,000	6,000,000
25	MUS UM Campuswide Classroom Upgrades		
26		6,000,000	6,000,000
27	MUS UM Liberal Arts Building / Eck Hall		

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1		4,000,000	4,000,000
2	MUS MSU Indoor Practice Facility		
3		15,000,000	15,000,000
4	MUS MT Tech Highlands College Indoor Pole Barn		
5		2,000,000	2,000,000
6	DOA Statewide Federal Spending Authority		
7		5,000,000	5,000,000
8	DOC Motor Vehicle Ventilation & Paint/Sandblasting Booths		
9		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.

13	Agency/Project	State	Federal	Authority	Total
14		Special	Special	Only	
15		Revenue	Revenue	Sources	
16	DMA FTH Aviation Facility HVAC & Temperature Control Upgrade				
17			3,580,365		3,580,365
18	DMA FTH Collective Training Housing Facility				
19			3,000,000		3,000,000
20	DMA FTH Ready Building Addition				
21			4,700,000		4,700,000
22	DMA FTH Training Site HVAC and Controls Upgrade				
23			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

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1 following approval of a new facility but prior to receipt of its certificate of occupancy, the appropriation made in
 2 this subsection (3) reverts to its originating fund. The appropriation is not subject to the provisions of 17-7-304.

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

5 (c) The following money is appropriated for the biennium beginning July 1, 2023, to the indicated
 6 agency from the indicated sources for program expansion or operations and maintenance for the indicated new
 7 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					

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1		225,000	225,000
2	FWP Central Services Site Upgrades		
3		128,762	128,762
4	Department of Military Affairs		
5	DMA Billings LAASF		
6		200,000	200,000
7	Operations and maintenance funding is appropriated in accordance with section 7(13), Chapter 401,		
8	Laws of 2021.		
9	DMA DES State Emergency Coordination Center Expansion		
10		54,012	54,012
11	DMA FTH Collective Training Housing Facility		
12		34,000	34,000
13	DMA FTH Ready Building Addition		
14		26,472	26,472
15	Department of Natural Resources and Conservation		
16	DNRC Clearwater Replacement Bunkhouse		
17		27,650	27,650
18	DNRC Anaconda Bunkhouse		
19		33,180	33,180
20	DNRC NELO Fire Ready Room		
21		17,696	17,696
22	DNRC CLO Dispatch Center Expansion		
23		10,700	10,700
24	Department of Public Health and Human Services		
25	DPHHS Statewide Behavioral Health Initiative		
26		2,503,280	2,503,280
27	DPHHS MMHNCC Heated Storage Unit		

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1		21,312	21,312
2	DMA DES State Disaster Warehouse		
3		62,000	62,000
4	Montana Department of Transportation		
5	MDT Combination Facility Great Falls		
6		53,900	53,900
7	MDT Combination Facility Kalispell		
8		42,400	42,400
9	MDT Combination Facility Missoula		
10		41,800	41,800
11	Montana University System		
12	MUS MSU Supplemental Wool Lab (combined with Vet Diagnostic Lab and Ag Analytical Lab)		
13		520,695	520,695
14	MUS HC Acquire and Renovate Airport Hangar		
15		188,133	188,133
16	MUS UMW Campus Storage/Warehouse Building		
17		63,975	63,975
18	MUS MSU Mark and Robyn Jones MSU College of Nursing (5 locations)		
19		4,000,154	4,000,154
20	MUS MSU Gianforte Hall, School of Computing		
21		1,730,858	1,730,858
22	MUS MSU Indoor Practice Facility		
23			athletics/auxiliaries funds only
24	MUS MT Tech Highlands College Indoor Pole Barn		
25		42,671	42,671
26	(d) After receipt of a certificate of occupancy, funding appropriated in subsection (3)(c) to the		
27	Montana university system Wool Lab and in section 1(4)(c), Ch. 468, L. 2021, to the department of agriculture		

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

2

3 NEW SECTION. **Section 4. Capital improvements projects.** (1) The following money is
 4 appropriated to the department of fish, wildlife, and parks in the indicated amounts for the purpose of making
 5 capital improvements to statewide facilities. Funds not requiring legislative appropriation are included for the
 6 purpose of authorization. The department of fish, wildlife, and parks is authorized to transfer the appropriations,
 7 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
FWP Wildlife Habitat Improvement Program Renewal		2,000,000		2,000,000
FWP Wildlife Habitat Management & Maintenance				

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1		1,140,000	2,765,000		3,905,000
2	FWP Upland Game Bird Enhancement Program				
3		1,908,000	600,000		2,508,000
4	FWP Migratory Bird Wetland Program				
5		500,000			500,000
6	FWP Future Fisheries				
7		2,000,000			2,000,000
8	FWP Hatcheries Maintenance				
9		2,000,000			2,000,000
10	FWP POR Grant Programs				
11		5,000,000	6,000,000		11,000,000
12	FWP Fish Connectivity				
13		548,454	1,278,992	140,234	1,967,680
14	FWP PALA Access Program				
15		1,000,000			1,000,000

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

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

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

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1 affairs from nonstate sources:

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

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

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

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

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

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

25	Agency/Project	State	Federal	Authority	Total
26		Special	Special	Only	
27		Revenue	Revenue	Sources	

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

2

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

7

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

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

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

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

18

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

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1

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

5

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

10

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

13 (1) \$41,420,091 from the capital developments long-range building program account established in
14 17-7-209 to the major repair long-range building program account established in 17-7-221.

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

17

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

19 **"17-7-201. Definitions.** In this part, the following definitions apply:

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

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

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

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

25 (b) The term does not include a:

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

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

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- 1 (i) a renovation, alteration, replacement, or repair project with a total cost of less than \$2.5 million;
2 (ii) a site or utility improvement with a total cost of less than \$2.5 million; or
3 (iii) a new facility with a total construction cost of less than \$250,000.

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

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

- 7 (i) an addition to an existing building; and
8 (ii) the enclosure of space that was not previously fully enclosed.

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

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

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

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

24
25 **NEW SECTION. Section 14. Severability.** If a part of [this act] is invalid, all valid parts that are
26 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,
27 the part remains in effect in all valid applications that are severable from the invalid applications.

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1

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

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

6 "Montana University System

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

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

9

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

11

- END -