



AN ACT APPROPRIATING MONEY FOR CAPITAL PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2017; PROVIDING FOR A TRANSFER OF FUNDS; PROVIDING FOR OTHER MATTERS RELATING TO THE APPROPRIATIONS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

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

**Section 1. Definitions.** For the purposes of [sections 1 through 7], unless otherwise stated, 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, and university funds.
- (2) "Capital project" means the acquisition of land or improvements or the planning, capital construction, environmental cleanup, renovation, furnishing, or major repair projects authorized in [sections 1 through 7].
- (3) "LRBP" means the long-range building program account in the capital projects fund type provided for in 17-7-205.
- (4) "SBECF funds" means funds from the state building energy conservation program account in the capital projects fund type.

**Section 2. Capital projects appropriations and authorizations.** The following money is appropriated to the department of administration for the indicated capital 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:

DEPARTMENT OF ADMINISTRATION

Fire Protection Measures, Capitol Complex

300,000 (State Special Revenue)	300,000 (Total)
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State special revenue funds consist of general services division internal service funds.

Elevator Modifications for Complex Buildings

700,000 (State Special Revenue) 700,000 (Total)

State special revenue funds consist of general services division internal service funds.

Flooring Replacement, Capitol Complex

500,000 (State Special Revenue) 500,000 (Total)

State special revenue funds consist of general services division internal service funds.

Infrastructure Repairs, Capitol Complex

2,500,000 (State Special Revenue) 2,500,000 (Total)

State special revenue funds consist of general services division internal service funds.

Deferred Maintenance and Repairs, Old Governor's Mansion

200,000 (LRBP) 200,000 (Total)

Statewide Life Safety and Deferred Maintenance

2,800,000 (LRBP) 2,800,000 (Total)

Life Safety, Deferred Maintenance, and Energy Improvements (MSP, MWP, YSD)

2,000,000 (LRBP) 2,000,000 (Total)

Statewide Roof Repairs and Replacement

1,950,000 (LRBP) 1,950,000 (Total)

SCHOOL FOR THE DEAF AND BLIND

Miscellaneous Improvements

125,000 (LRBP) 125,000 (Total)

DEPARTMENT OF COMMERCE

Historic Building Maintenance

400,000 (LRBP) 400,000 (Total)

DEPARTMENT OF MILITARY AFFAIRS

Firing Range Cleanup

250,000 (LRBP)  
250,000 (Federal Special Revenue) 500,000 (Total)

GFAFRC USAR Mechanical System Corrections

450,000 (Federal Special Revenue) 450,000 (Total)

CSMS Sandblast Booth

	1,500,000 (Federal Special Revenue)	1,500,000 (Total)
VA Cemetery Improvements		
	2,000,000 (Federal Special Revenue)	2,000,000 (Total)
Improvements at the Montana Military Museum		
	65,000 (Authority Only)	65,000 (Total)
DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES		
Replace Boiler, MVH		
	331,500 (LRBP)	331,500 (Total)
DEPARTMENT OF TRANSPORTATION		
Equipment Storage Buildings		
	4,300,000 (State Special Revenue)	4,300,000 (Total)
MONTANA UNIVERSITY SYSTEM		
MT Ag Experiment Station Projects - Phase 1		
	2,480,000 (LRBP)	2,480,000 (Total)
MUS Life Safety, Deferred Maintenance		
	4,500,000 (LRBP)	4,500,000 (Total)
Bitterroot College Facility		
	4,200,000 (Authority Only)	4,200,000 (Total)
New Engineering Building - MSU-Bozeman		
	60,000,000 (Authority Only)	60,000,000 (Total)
Land Acquisition - Great Falls College-MSU		
	750,000 (Auxiliary Funds)	750,000 (Total)
Montana State University-Northern, Automotive Technology Center		
	1,000,000 (LRBP)	
	1,000,000 (Authority Only)	2,000,000 (Total)
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION		
Aircraft Hanger, Kalispell		
	190,000 (Authority Only)	190,000 (Total)

**Section 3. Capital improvements.** (1) The following money is appropriated to the department of fish, wildlife, and parks in the indicated amounts for the purpose of making capital improvements to statewide facilities, excluding the acquisition of land. Funds not requiring legislative appropriation are included for the purpose of authorization:

Migratory Bird Program	845,000 (State Special Revenue)	845,000 (Total)
Parks Program	2,766,800 (State Special Revenue)	
	1,300,000 (Federal Special Revenue)	4,066,800 (Total)
Future Fisheries	1,277,000 (State Special Revenue)	1,277,000 (Total)
Hatchery Maintenance	600,000 (State Special Revenue)	600,000 (Total)
Sekokini Springs Hatchery Rearing Ponds	400,000 (Federal Special Revenue)	400,000 (Total)
FAS Site Protection	847,200 (State Special Revenue)	
	600,000 (Federal Special Revenue)	1,447,200 (Total)
Upland Game Bird Program	849,000 (State Special Revenue)	849,000 (Total)
Grant Programs	139,000 (State Special Revenue)	
	3,750,000 (Federal Special Revenue)	3,889,000 (Total)
Wildlife Habitat Maintenance	1,234,000 (State Special Revenue)	1,234,000 (Total)
Dam Maintenance	50,000 (State Special Revenue)	50,000 (Total)
Community Fishing Ponds	50,000 (State Special Revenue)	50,000 (Total)

Forest Management

320,000 (State Special Revenue)      320,000 (Total)

(2) Authority is being granted to the Montana university system in the amount of \$6 million for the purpose of making capital improvements to campus facilities. Authority-only funds may include federal special revenue, donations, grants, and higher education funds. All costs for the operations and maintenance of any new improvements constructed under this authorization must be paid by the Montana university system from nonstate sources:

General Spending Authority MUS

6,000,000 (Authority Only)      6,000,000 (Total)

(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 new improvements constructed with these funds must be paid by the department of military affairs from nonstate sources:

Federal Spending Authority

3,000,000 (Federal Special Revenue)      3,000,000 (Total)

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

Statewide Maintenance, Repair, and Small Projects

2,500,000 (State Special Revenue)      2,500,000 (Total)

(5) The following money is appropriated for the indicated capital projects to the department of environmental quality from state building energy conservation funds:

Energy Improvements - Statewide

2,500,000 (State Special Revenue)      2,500,000 (Total)

State special revenue funds consist of SBECF funds.

(6) The following money is appropriated to the Montana historical society in the indicated amount for the purpose of a grant:

Capital Maintenance and Improvements at the Daly Mansion

100,000 (LRBP)      100,000 (Total)

The appropriation for capital improvements at the Daly mansion is a biennial appropriation for the

biennium ending June 30, 2017, only. Any unobligated funds remaining on July 1, 2017, must revert to the long-range building program (LRBP) fund.

**Section 4. Land access appropriations.** The following money is appropriated to the department of fish, wildlife, and parks in the indicated amounts for purposes of land leasing, easement purchase, or development agreements and may not be used to purchase land except in cases where the department is currently negotiating such purchase:

Habitat Montana	10,668,000 (State Special Revenue)	10,668,000 (Total)
Bighorn Sheep Habitat	460,000 (State Special Revenue)	460,000 (Total)
FAS Lease	245,000 (State Special Revenue)	
	100,000 (Federal Special Revenue)	345,000 (Total).

**Section 5. Planning and design.** The department of administration may proceed with the planning and design of capital projects prior to the receipt of other funding sources. The department may use interentity loans in accordance with 17-2-107 to pay planning and design costs incurred before the receipt of funding from another funding source.

**Section 6. Capital projects -- contingent funds.** If a capital project is financed in whole or in part with appropriations contingent upon the receipt of funding from another funding source, the department of administration may not let the project for bid until the agency receiving funding has submitted a financial plan for approval by the director of the department of administration. A financial plan may not be approved by the director if:

- (1) the level of funding provided under the financial plan deviates substantially from the funding level provided in [section 2] for that project; or
- (2) the scope of the project is substantially altered or revised from the preliminary plans presented for that project in the 2017 biennium long-range building program presented to the 64th legislature.

**Section 7. Review by department of environmental quality.** The department of environmental quality shall review capital projects authorized in [section 2] for potential inclusion in the state building energy conservation program under Title 90, chapter 4, part 6. When a review shows that a capital project will result in energy improvements, that project must be submitted to the energy conservation program for funding consideration. Funding provided under the energy conservation program guidelines must be used to offset or add to the authorized funding for the project, and the amount will be dependent on the annual utility savings resulting from the facility improvement. Agencies must be notified of potential funding after the review.

**Section 8. Transfer of funds.** In the biennium beginning July 1, 2015, the department of administration shall transfer the amount of \$750,000 from the long-range building program account to the auxiliary funds of the Montana university system to be used for the sole purpose of land acquisition for Great Falls college-MSU.

**Section 9. Legislative consent.** The appropriations authorized in [sections 1 through 7] constitute legislative consent for the capital projects contained in [sections 1 through 7] within the meaning of 18-2-102.

**Section 10. General fund transfer.** The department of administration shall transfer \$1,000,000 from the general fund to the long-range building program (LRBP) fund in the biennium beginning July 1, 2015.

**Section 11. Severability.** If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

**Section 12. Contingent voidness.** If Senate Bill No. 416 is passed and approved and provides for a \$1,000,000 appropriation for the Montana state university-northern, automotive technology center, the LRBP funding for the project in [this act] and [section 10 of this act] are void.

**Section 13. Effective date.** [This act] is effective on passage and approval.

- END -

I hereby certify that the within bill,  
HB 0403, originated in the House.

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Chief Clerk of the House

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Speaker of the House

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2015.

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President of the Senate

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2015.



HOUSE BILL NO. 403

INTRODUCED BY D. HAGSTROM

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