

HOUSE BILL NO. 5

INTRODUCED BY 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, 2027; PROVIDING FOR OTHER MATTERS RELATING TO THE APPROPRIATIONS; PROVIDING FOR A TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT AND A TRANSFER OF FUNDS FROM THE GENERAL FUND TO A STATE SPECIAL REVENUE FUND; PROVIDING FOR A MODIFICATION TO THE LONG-RANGE BUILDING PROGRAM; INCREASING CERTAIN VALUE THRESHOLDS FROM \$150,000 TO \$300,000; ESTABLISHING REPORTING REQUIREMENTS; AMENDING SECTIONS 17-7-201, 17-7-202, 17-7-210, AND 17-7-223, MCA; AMENDING SECTION 14(1), CHAPTER 762, LAWS OF 2023, AND SECTION 3, CHAPTER 763, LAWS OF 2023; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

NEW SECTION. Section 1. Definitions. For the purposes of [sections 1 through 10], 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, nonstate funds, and university funds.

(2) "Capital development" has the same meaning as provided 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" means the long-range building program major repair account in the capital

1 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 or capital development projects.

7  
8 **NEW SECTION. Section 2. Major repair projects appropriations and authorizations.** (1) The  
9 following money is appropriated to the department of administration for the indicated major repair projects from  
10 the indicated sources. Funds not requiring legislative appropriation are included for the purpose of  
11 authorization. The department of administration is authorized to adjust capital project amounts within the  
12 legislative intent of the major repair account-funded projects, subject to available revenues, if approved by the  
13 office of budget and program planning, and to transfer the appropriations, authority, or both among the  
14 necessary fund types for these projects:

Agency/Project	LRBP	State	Federal	Authority	Total
	MR	Special	Special	Only	
	Fund	Revenue	Revenue	Sources	
MUS	MSU Completion of Montana Hall Life Safety Improvements				
	2,100,000				2,100,000
DPHHS	MMHNCC Completion of Door Access Controls				
	130,000				130,000
MUS	UM Missoula College Mechanical, Electrical, and Accessibility Upgrades				
	2,200,000				2,200,000
MUS	UM Montana Tech Selected Upgrades Exterior Steps, Stairs, Ramps				
	710,000				710,000
DPHHS	MMHNCC Additional Security Cameras				
	300,000				300,000
MUS	UM-W Selected Fire Alarm Upgrades				

1		500,000	500,000
2	DOC	MSP MCE New Emergency Generators	
3		200,000	200,000
4	DOA	Aviation Support Facility Shop Building New Fire Suppression System	
5		950,000	950,000
6	MUS	UM Montana Tech Campus Heating Plant Boiler System Upgrade	
7		2,400,000	2,400,000
8	DOAg	State Grain Lab Heating System Upgrades	
9		150,000	150,000
10	MUS	MSU GFC Campus Heating and Domestic Hot Water Upgrades	
11		400,000	400,000
12	DOJ	MHP Boulder MHP/IBC Campus Heating System Upgrades	
13		2,350,000	2,350,000
14	MUS	UM Helena College Donaldson/Airport Boiler System Replacement	
15		150,000	150,000
16	DOA	Original Governor's Mansion Heating and Fire Alarm Systems	
17		300,000	300,000
18	MUS	UM-W Swysgood Tech Center HVAC Cooling System Replacement	
19		370,000	370,000
20	DOC	Continuation of Xanthopoulos Building Repairs	
21		2,200,000	2,200,000
22	MUS	MSU Linfield Hall Roof Replacement	
23		850,000	850,000
24	DOA	State Print and Mail Building Roof Replacement	
25		825,000	825,000
26	MUS	MSU-N Cowan Hall Exterior Envelope Upgrades	
27		1,725,000	1,725,000
28	DPHHS	EMVH Water Infiltration and Exterior Envelope Repairs	

1		1,900,000	1,900,000
2	MUS	MSU-N Automotive Technology Building Roof Replacement	
3		460,000	460,000
4	MUS	UM HC Donaldson Campus Roofing Replacement	
5		2,400,000	2,400,000
6	DOC	MSP MCE Roof Replacements	
7		1,350,000	1,350,000
8	DOA	Aviation Support Fac Hangar Door Reconstruction and Replacement	
9		320,000	320,000
10	MUS	UM Montana Tech Campus-wide Building Electrical System Upgrades	
11		1,300,000	1,300,000
12	MSDB	Completion of Parking Lot Improvements	
13		780,000	780,000
14	MUS	UM-W Selected Sewer Main Repairs and Replacement	
15		690,000	690,000
16	DOC	<del>MWP Completion of Perimeter Security Upgrades</del>	
17		<del>600,000</del>	<del>600,000</del>
18	OPI	Montana Learning Center Site Infrastructure Upgrades	
19		700,000	700,000
20	MUS	UM-W Steam Distribution System Upgrades	
21		475,000	475,000
22	DOC	PHYCF Utility Tunnel and Heating System Repairs	
23		1,200,000	1,200,000
24	MUS	UM Selected Building Electrical System Upgrades	
25		1,100,000	1,100,000
26	MUS	MSU South Campus Primary Electrical Distribution Upgrades	
27		1,750,000	1,750,000
28	DOC	MSP Gravel Pit Equipment Generator Replacement	

1		180,000		180,000
2	DLI	Kalispell Job Service Renovations		
3		325,000		325,000
4	MUS	UM Selected Elevator System Upgrades		
5		1,675,000		1,675,000
6	MUS	MT Tech Science and Engineering, and ELC Building Elevator Upgrades		
7		400,000		400,000
8	DOL	New Laboratory Casework and Fixed Equipment, Combined Labs Building		
9		1,000,000		1,000,000
10	MSDB	Selected HVAC Systems Upgrades		
11		2,000,000		2,000,000
12	MUS	MSU McCall Hall Demolition		
13		1,100,000	300,000	1,400,000
14	DOA	Capitol Building Interior Lighting Restoration		
15		125,000		125,000
16	DOA	Capitol Complex Restroom Renovations		
17		625,000		625,000
18	DOC	MSP MCE Restroom Repairs		
19		200,000		200,000
20	DOJ	MLEA Air Conditioning Installation		
21		300,000		300,000
22	MUS	MT Tech Mining and Geology Building Temp Controls System		
23		300,000		300,000
24	DOA	Statewide Facility Condition Assessment Services for Agencies		
25		750,000		750,000
26	DOA	Statewide Selected Feasibility Studies for Agencies		
27		500,000		500,000
28	MUS	<u>MSU REPLACE FAILED DATA CENTER COOLING SYSTEMS</u>		



1 1,900,000 1,900,000

2 (4) THE DEPARTMENT OF ADMINISTRATION SHALL BUNDLE REQUESTS FOR THE PURCHASE AND  
3 INSTALLATION OF THE ELECTRICAL GENERATORS INTO A SINGLE PROJECT FOR BID.

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

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

Agency/Project	LRBP	State	Federal	Authority	Total
	CD	Special	Special	Only	
	Fund	Revenue	Revenue	Sources	
DOC	MSP Low-Side Housing Expansion				
	150,000,000				150,000,000

15 Funding is provided to expand the capital project in Section 2, Chapter 765, Laws of 2023. The  
16 department may extend existing design, construction, and other contracts at its sole discretion, in order to  
17 expedite the project.

DOC	MSP Site Infrastructure Upgrades				
	21,000,000				21,000,000

20 Funding is provided to expand the capital project in Section 2, Chapter 765, Laws of 2023. The  
21 department may also extend existing design, construction, and other contracts at its sole discretion, in order to  
22 expedite the project.

	DPHHS MSH Comprehensive Mechanical System Replacement				
	11,200,000				11,200,000
DOC	MSP Comprehensive Mechanical System Replacement				
	4,750,000				4,750,000
	DPHHS MSH Spratt Building Upgrades for Licensure <u>AND FACILITY FENCES</u>				
	4,000,000				4,000,000

1	<u>14,660,000</u>	<u>14,660,000</u>
2	Funding may be redirected by the office of budget and program planning to address other capital	
3	project needs at the Montana State Hospital, subject to 17-7-210.	
4	<u>DPHHS MMHNCC UNIT D</u>	
5	<u>REMODEL FOR LICENSURE</u>	
6		
7	<u>700,000</u>	<u>700,000</u>
8	MUS UM Selected Classrooms and Teaching Labs Modernization	
9	11,600,000	11,600,000
10	DNRC Missoula New Forestry and Trust Lands Office Building	
11	3,000,000	3,000,000
12	<u>2,000,000</u>	<u>2,000,000</u>
13	<del>DNRC Helena Wildland Firefighter Bunkhouses</del>	
14	<del>3,860,000</del>	<del>3,860,000</del>
15		
16	<del>DNRC Libby Wildland Firefighter Bunkhouses and Office Addition</del>	
17	<del>3,600,000</del> <del>600,000</del>	<del>4,200,000</del>
18	<del>DNRC Plains Wildland Firefighter Bunkhouse</del>	
19	<del>1,930,000</del>	<del>1,930,000</del>
20	<u>DNRC BUNKHOUSES IN HELENA, LIBBY, AND PLAINS AND OFFICE ADDITION</u>	
21	<u>1,500,000</u> <u>600,000</u>	<u>2,100,000</u>
22	<u>THE DEPARTMENT OF ADMINISTRATION MAY PRIORITIZE THE FUNDING, DESIGN, AND CONSTRUCTION BETWEEN</u>	
23	<u>EACH OF THE BUNKHOUSES AND OFFICE ADDITIONS AS NECESSARY TO MEET THE INTENT OF [SECTIONS 3(8)(C) AND</u>	
24	<u>3(9)].</u>	
25	DOA Capitol Complex Roof Replacements	
26	4,100,000	4,100,000
27	MUS UM Selected Roof Replacements	
28	3,000,000	3,000,000

1	MUS MT Tech Highlands College Roof Replacement		
2		5,000,000	5,000,000
3	MUS MSUB Cisel Hall HVAC and Plumbing System Upgrades		
4		4,000,000	4,000,000
5	DOA Capitol Complex Elevator System Upgrades		
6		5,700,000	5,700,000
7	MSDB Vocational Building <del>Renovation</del> <u>DEMOLITION AND NEW CONSTRUCTION</u>		
8		5,120,000	5,120,000
9		4,000,000	4,000,000
10	MUS MSU Lewis Hall New Elevator and ADA Upgrades		
11		4,600,000	4,600,000
12	MUS UM Music Building Renovation		
13		7,250,000	7,250,000 14,500,000
14	DOA 1227 11th Avenue Renovation		
15		3,600,000	3,600,000
16	DOA 1300 11th Avenue Renovation		
17		4,150,000	4,150,000
18	MUS UM Mansfield Library Renovation		
19		9,000,000	9,000,000 18,000,000
20	MUS MSU Hamilton Hall 3rd and 4th Floor Renovation		
21		5,230,000	5,230,000
22	DOA 5 South Last Chance Gulch Building Renovation		
23		17,300,000	17,300,000
24	DMA SMART Deferred Maintenance Program, Statewide		
25		1,500,000 4,500,000	6,000,000
26	DOC MSP Construction Education Program Building <del>Renovation</del> <u>AND OLD TERRITORIAL PRISON</u>		
27	<u>REPAIR</u>		
28		4,000,000	4,000,000

1		<u>4,200,000</u>	<u>4,200,000</u>
2	DMA	Billings Limited Army Aviation Support Facility, Phase 2	
3		23,100,000	23,100,000
4	DMA	MTANG New Training Drop Zone	
5		1,800,000	1,800,000
6	DOJ	MLEA New Indoor Firing Range	
7		10,000,000	10,000,000
8	DMA	MT State Veterans' Cemetery, New Interment Processing Center	
9		1,925,000	1,925,000
10		<u>600,000</u>	<u>600,000</u>
11	FWP	Central Services Site Upgrades Phase 2	
12		13,350,000	13,350,000
13	FWP	Central Services Site Upgrades Phase 3	
14		16,680,000	16,680,000
15	<del>FWP</del>	<del>Region 5 Cooney State Park Storage Building</del>	
16		<del>220,000</del>	<del>220,000</del>
17	<del>FWP</del>	<del>Region 5 Deadman's Basin FAS Storage Building</del>	
18		<del>340,000</del>	<del>340,000</del>
19	<del>FWP</del>	<del>STATE PARK STORAGE BUILDING AT COONEY PARK AND DEADMAN BASIN FAS</del>	
20		<del>375,000</del>	<del>375,000</del>
21		<u>THE DEPARTMENT OF ADMINISTRATION MAY PRIORITIZE THE FUNDING, DESIGN, AND CONSTRUCTION BETWEEN</u>	
22		<u>EACH OF THE STORAGE BUILDINGS AS NECESSARY TO MEET THE INTENT OF [SECTIONS 3(8)(C) AND 3(10)].</u>	
23	<del>MDT</del>	<del>Three Forks Equipment Storage Building</del>	
24		<del>3,000,000</del>	<del>3,000,000</del>
25	<del>MDT</del>	<del>Wolf Creek Equipment Storage Building</del>	
26		<del>2,400,000</del>	<del>2,400,000</del>
27	<del>MDT</del>	<del>Lodge Grass Equipment Storage Building</del>	
28		<del>2,400,000</del>	<del>2,400,000</del>

1 MDT ~~Conrad Equipment Storage Building~~  
2 ~~3,500,000 3,500,000~~

3 MDT ~~Miles City Equipment Storage Building~~  
4 ~~4,200,000 4,200,000~~

5 MDT EQUIPMENT STORAGE BUILDINGS AT THREE FORKS, WOLF CREEK, LODGE GRASS, CONRAD, AND  
6 MILES CITY  
7 5,300,000 5,300,000

8 THE DEPARTMENT OF ADMINISTRATION MAY PRIORITIZE THE FUNDING, DESIGN, AND CONSTRUCTION BETWEEN  
9 EACH OF THE EQUIPMENT STORAGE BUILDINGS AS NECESSARY TO MEET THE INTENT OF [SECTIONS 3(8)(C) AND 3(11)].

10 MDT PURCHASE OF EQUIPMENT REPAIR SHOP AND PROPERTY  
11 8,500,000 8,500,000

12 MUS MSUB New Art Building  
13 13,400,000 13,400,000

14 MUS UM New Bandy Ranch Field Research Housing  
15 2,000,000 2,000,000

16 MUS UM Bio Research Building Addition  
17 8,000,000 8,000,000

18 MUS MSU Instructional Space Modernization  
19 4,000,000 4,000,000

20 MUS UM Law School Interior Remodel  
21 3,000,000 3,000,000

22 MUS UM McGill Hall Addition  
23 2,000,000 2,000,000

24 3,000,000 3,000,000

25 Authority-only increase is provided for the project in Section 3, Chapter 763, Laws of 2023.

26 MUS MSU Nopper Building Purchase  
27 6,500,000 6,500,000

28 MUS UM Undergraduate Research Lab Upgrades and Improvements

1			10,000,000	10,000,000
2	MUS	UM South Campus Tennis Court Complex		
3			8,300,000	8,300,000
4	MUS	MSU Visual Communications Building Classroom Addition		
5			2,500,000	2,500,000
6			<u>11,500,000</u>	<u>11,500,000</u>

7 Authority-only increase is provided for the project in Section 2, Chapter 422, Laws of 2019, and Section  
8 3, Chapter 763, Laws of 2023.

10	<u>MUS</u>	<u>WOMEN'S SOCCER LOCKER ROOM REMODEL AND LIGHTING</u>		
11			<u>400,000</u>	<u>400,000</u>
12	<u>MUS</u>	<u>MONTANA TECH CAMPUS EXPANSION AND UPGRADES</u>	<u>50,000,000</u>	<u>50,000,000</u>

13 (2) The following money is appropriated to the department of military affairs for the indicated  
14 capital development projects from the indicated sources. Funds not requiring legislative appropriation are  
15 included for the purpose of authorization and are subject to the provisions of 18-2-103.

16	Agency/Project	LRBP	State	Federal	Authority	Total
17		CD	Special	Special	Only	
18		Fund	Revenue	Revenue	Sources	
19	DMA	Fort Harrison Open Bay Barracks				
20				18,120,000		18,120,000
21				<u>10,500,000</u>		<u>10,500,000</u>

22 Federal special revenue is provided for the purposes of construction for the project consented to by the  
23 governor in August 2024 in accordance with 18-2-102(2)(e) for use of \$1,880,000 of federal funds for design  
24 only.

25	DMA	Fort Harrison Vehicle Paint Shop Construction				
26				6,960,000		6,960,000
27				<u>4,000,000</u>		<u>4,000,000</u>
28	DMA	MTARNG Vehicle Maintenance Shop Construction				

1		40,600,000	40,600,000
2		20,000,000	20,000,000
3	DMA	Limestone Hills Target Storage Building Replacement	
4		385,000	385,000
5		60,000	60,000
6	DMA	Veterans' Cemetery Expansions, Statewide	
7		1,000,000	1,000,000
8	DMA	CAPITAL RESERVE FUND	31,505,000

9           (3)     (A) THE CAPITAL RESERVE FUND MAY BE USED BY THE DEPARTMENT OF MILITARY AFFAIRS TO FUND  
10 PROJECTS IN [SECTION 3] SUBSEQUENTLY IDENTIFIED AFTER THE PASSAGE OF [THIS ACT].

11  
12           (B)     A PROJECT MUST BE PREPARED THAT DESCRIBES EACH TASK TO BE COMPLETED WITH A BUDGET FOR  
13 EACH PROPOSED PROJECT. THE PROJECT DESCRIPTION MUST BE SUBMITTED BY THE DEPARTMENT OF MILITARY AFFAIRS  
14 THROUGH THE DEPARTMENT OF ADMINISTRATION TO THE GENERAL GOVERNMENT BUDGET COMMITTEE AND THE LONG-  
15 RANGE PLANNING BUDGET COMMITTEE. AFTER THE PROJECT DESCRIPTION HAS BEEN SUBMITTED TO THOSE  
16 COMMITTEES, THE BUDGET DIRECTOR MAY APPROVE, MODIFY, OR DENY THE PROPOSED PROJECT.

17  
18           (3) (4) (a) The following money is appropriated to the office of budget and program planning for the  
19 indicated capital development project from the indicated source for the purpose of major repairs and capital  
20 projects on the Capitol complex:

21	Agency/Project	LRBP	State	Federal	Authority	Total
22		CD	Special	Special	Only	
23		Fund	Revenue	Revenue	Sources	
24	OBPP	Capitol Complex	Deferred Maintenance and Renewal			
25		50,000,000				50,000,000

26           (b)     The office of budget and program planning is authorized to transfer any or all of the  
27 appropriation to the department of administration. The department of administration is authorized to adjust  
28 major repair or capital development project amounts within the legislative intent, if approved by the office of

1 budget and program planning, and to transfer the appropriations, authority, or both among the necessary fund  
2 types.

3 (c) The funds may be used in conjunction with projects appropriated in Section 14, Subsection 4,  
4 Chapter 762, Laws of 2023. The department may also extend existing design, construction, and other contracts  
5 at its sole discretion.

6 (d) The funds may not be utilized in or for space leased or to be leased by a state agency or to  
7 construct or acquire additional state-owned square footage.

8 (4) (5) (a) The following money is appropriated to the department of administration for the purpose of  
9 capital development projects planning studies for agencies, including the university system, on capital projects  
10 that are anticipated to be greater than a total project cost of \$10 million:

11	Agency/Project	LRBP	State	Federal	Authority	Total
12		CD	Special	Special	Only	
13		Fund	Revenue	Revenue	Sources	
14	DOA	Capital Development Projects Planning Studies				
15		2,000,000				2,000,000

16 (b) Prior to usage of the funds, the department shall require agencies to submit individual capital  
17 project applications, along with 6-year facilities strategic plans, and make recommendations to the office of  
18 budget and program planning. A planning study must be approved by the office of budget and program  
19 planning prior to commencement by the department.

20 (c) The results of a planning study must contain the full narrative and explanation of the needs,  
21 project scope and programmatic information, design and construction schedule, itemized total capital project  
22 costs, any future staffing costs, and any future operations and maintenance costs.

23 (d) Subject to 17-7-211, agencies, including the university system, may utilize other funding  
24 sources to initiate or participate in a capital projects planning study.

25 (5) (6) (a) The following money is appropriated to the department of administration as reserve funding  
26 on major repair-type and capital development-type capital projects:

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

1		Fund	Revenue	Revenue	Sources
2	DOA	Reserve Funds for Market, Supply Chain, and Inflationary Impacts			
3		10,000,000			10,000,000

4 (b) Prior to usage of the funds, the department shall submit a recommendation with sufficient  
5 justification for approval to the office of budget and program planning.

6 (c) Funding may not be used to expand beyond the scope of a project authorized by the  
7 legislature. This aggregate amount does not limit or restrict 17-7-211.

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

14 (b) Subject to subsection ~~(6)(d)~~ (7)(E), the following money is appropriated for the biennium  
15 beginning July 1, 2025, to the indicated agency from the indicated sources for program expansion or operations  
16 and maintenance for the indicated new facility:

17	Agency/Project	General	State	Federal	Authority	Total
18		Fund	Special	Special	Only	
19			Revenue	Revenue	Sources	
20	<del>DOC</del> MSP Low Side Housing Expansion					
21						
22		1,300,000				1,300,000
23	DNRC Missoula New Forestry and Trust Lands Office Building					
24			50,876			50,876
25	DNRC Helena Wildland Firefighter Bunkhouses					
26			66,360			66,360
27	DNRC Libby Wildland Firefighter Bunkhouses and Office Addition					
28			33,180			33,180

1	DNRC	Plains Wildland Firefighter Bunkhouse		
2			33,180	33,180
3	MUS	MSU Lewis Hall New Elevator and ADA Upgrades		
4			37,800	37,800
5	DOA	5 South Last Chance Gulch Building Renovation		
6			173,550	173,550
7	DMA	Billings Limited Army Aviation Support Facility, Phase 2		
8			107,400	107,400
9			<u>107,400</u>	<u>107,400</u>
10	DOJ	MLEA New Indoor Firing Range		
11			150,000	150,000
12			<u>150,000</u>	<u>150,000</u>
13	DMA	MT State Veterans' Cemetery, New Interment Processing Center		
14			9,625	9,625
15	FWP	Central Services Site Upgrades Phase 2		
16			133,468	133,468
17	FWP	Central Services Site Upgrades Phase 3		
18			208,545	208,545
19	FWP	Region 5 Cooney State Park Storage Building		
20			2,778	2,778
21	FWP	Region 5 Deadman's Basin FAS Storage Building		
22			4,250	4,250
23	MDT	Three Forks Equipment Storage Building		
24			48,150	48,150
25	MDT	Wolf Creek Equipment Storage Building		
26			33,400	33,400
27	MDT	Lodge Grass Equipment Storage Building		
28			33,400	33,400

1	MDT	Conrad Equipment Storage Building		
2			41,650	41,650
3	MDT	Miles City Equipment Storage Building		
4			44,750	44,750
5	MUS	MSUB New Art Building		
6			257,680	257,680
7	MUS	UM New Bandy Ranch Field Research Housing		
8			108,705	108,705
9	MUS	UM Bio Research Building Addition		
10			246,050	246,050
11	MUS	UM McGill Hall Addition		
12			71,968	71,968
13	MUS	MSU Nopper Building Purchase		
14			1,252,186	1,252,186
15	MUS	UM South Campus Tennis Court Complex		
16			359,086	359,086
17	MUS	MSU Visual Communications Building Classroom Addition		
18			59,286	59,286
19			<u>59,286</u>	<u>199,689</u>
20	DMA	Fort Harrison Open Bay Barracks		
21			204,800	204,800
22	DMA	Fort Harrison Vehicle Paint Shop Construction		
23			42,100	42,100
24	DMA	MTARNG Vehicle Maintenance Shop Construction		
25			134,800	134,800
26	DMA	Fort Harrison Facility Maintenance Shop #3 (FMS #3) Acquisition		
27			31,000	31,000
28	MUS	<u>MONTANA TECH CAMPUS EXPANSION AND UPGRADES</u>		



1 respective agency's base budget for the biennium beginning July 1, 2025.

2 (d) (E) Appropriations in ~~subsection~~ SUBSECTIONS (6)(b) (7)(B) AND (7)(C) are contingent on the  
3 passage and approval of a bill that includes an appropriation for the construction of the indicated projects in  
4 ~~subsection~~ SUBSECTIONS (6)(b) (7)(B) AND (7)(C).

5 (F) FUNDS APPROPRIATED IN [THIS ACT] AND PRIOR APPROPRIATIONS, INCLUDING HOUSE BILL 2, HOUSE  
6 BILL 5, AND HOUSE BILL 872 FROM THE 2023 SESSION, MAY NOT BE USED TO CONSTRUCT OR STAFF A GUARD HOUSE  
7 AT THE MONTANA STATE HOSPITAL.

8 (8) THE DEPARTMENT OF ADMINISTRATION SHALL PRIORITIZE THE PROJECT MANAGEMENT AND  
9 CONTRACTING FOR DESIGN AND CONSTRUCTION OF CAPITAL PROJECTS CONTAINED IN [THIS ACT] AND MAY COMBINE OR  
10 BUNDLE PROJECTS AT ITS DISCRETION, IN THE FOLLOWING ORDER:

11 (A) (I) PROJECTS FOR THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES, SPECIFICALLY DPHHS  
12 MSH COMPREHENSIVE MECHANICAL SYSTEM REPLACEMENT, DPHHS MSH SPRATT BUILDING UPGRADES FOR  
13 LICENSURE AND FACILITY FENCES, AND THE DPHHS MMHNCC D-WING REMODEL FOR LICENSURE;

14 (II) PROJECTS FOR THE DEPARTMENT OF CORRECTIONS, SPECIFICALLY DOC MSP LOW-SIDE HOUSING  
15 EXPANSION, DOC MSP SITE INFRASTRUCTURE UPGRADES, DOC MSP COMPREHENSIVE MECHANICAL SYSTEM  
16 REPLACEMENT, AND THE DOC MSP CONSTRUCTION EDUCATION PROGRAM BUILDING RENOVATION AND OLD  
17 TERRITORIAL PRISON REPAIR;

18 (III) REMAINING PROJECTS IN [THIS ACT] AS DETERMINED BY THE DEPARTMENT IN ACCORDANCE WITH 18-2-  
19 104 AND TAKING INTO CONSIDERATION PRIOR APPROPRIATED CAPITAL PROJECTS.

20 (B) BASED UPON PROJECT TYPE OR LOCATION, THE DEPARTMENT MAY COMBINE OR BUNDLE THE  
21 PROCUREMENT OF DESIGN SERVICES, BIDDING, AND CONSTRUCTION CONTRACTING FOR THE PURPOSES OF EFFICIENTLY  
22 IMPLEMENTING CAPITAL PROJECTS IN EITHER [SECTION 2] OR [SECTION 3] OR BOTH.

23 (C) THE DEPARTMENT MAY ALSO EXTEND EXISTING DESIGN, CONSTRUCTION, AND OTHER CONTRACTS FOR  
24 CAPITAL PROJECTS IN EITHER [SECTION 2] OR [SECTION 3] OR BOTH AT ITS SOLE DISCRETION, IN ORDER TO EXPEDITE  
25 THE IMPLEMENTATION, DESIGN, AND CONSTRUCTION OF CAPITAL PROJECTS IN [THIS ACT].

26 (D) SHOULD FUNDING IN HOUSE BILL 3 BE INSUFFICIENT FOR THE REPLACEMENT OF THE SECURITY DOORS  
27 IN THE RHU AND SAU FACILITIES AT THE MONTANA STATE PRISON, THE DEPARTMENT OF ADMINISTRATION IS  
28 AUTHORIZED TO ADJUST PRIOR CAPITAL PROJECT APPROPRIATIONS IN HOUSE BILL 817 OF THE 68TH SESSION AND

1 APPROPRIATIONS IN [THIS ACT] FOR THE DEPARTMENT OF CORRECTIONS TO COMPLETE THE REPLACEMENT OF THE  
2 SECURITY DOORS.

3  
4 (9) THE DEPARTMENT SHALL DEVELOP STANDARDIZED DESIGNS FOR BUNKHOUSES USED BY ALL STATE  
5 AGENCIES DIFFERENTIATED ONLY BY THE NUMBER OF BEDS THEY CONTAIN. ONLY ONE ARCHITECTURAL FEE MAY BE PAID  
6 FOR THE BUNKHOUSE DESIGN.

7 (10) THE DEPARTMENT SHALL DEVELOP STANDARDIZED DESIGNS FOR STORAGE SHEDS USED BY ALL  
8 STATE AGENCIES DIFFERENTIATED ONLY BY THE SIZE OF THE SHED. ONLY ONE ARCHITECTURAL FEE MAY BE PAID FOR  
9 THE STORAGE SHED DESIGN.

10 (11) THE DEPARTMENT SHALL DEVELOP STANDARDIZED DESIGNS FOR DEPARTMENT OF TRANSPORTATION  
11 EQUIPMENT STORAGE BUILDINGS DIFFERENTIATED ONLY BY THE NUMBER OF EQUIPMENT BAYS IN THE STRUCTURE.  
12 ONLY ONE ARCHITECTURAL FEE MAY BE PAID FOR THE EQUIPMENT STORAGE BUILDING DESIGN.

13 (12) THE ARCHITECTURE AND ENGINEERING DIVISION OF THE DEPARTMENT OF ADMINISTRATION SHALL  
14 PROVIDE A WRITTEN REPORT ON THE PROGRESS IN IMPLEMENTING THE PROJECTS IDENTIFIED AS PRIORITY PROJECTS IN  
15 SUBSECTIONS (8)(A)(I) AND (8)(A)(II) AND THE WORK DONE TO IMPLEMENT PROJECTS IN SUBSECTION (8)(A)(III) 5 DAYS  
16 PRIOR TO A MEETING OF THE FOLLOWING COMMITTEES:

17 (A) THE LEGISLATIVE FINANCE COMMITTEE; AND

18  
19 (B) THE LONG-RANGE PLANNING BUDGET COMMITTEE.

20  
21  
22 NEW SECTION. Section 4. Capital improvement projects. (1) The following money is appropriated  
23 to the department of fish, wildlife, and parks in the indicated amounts for the purpose of making capital  
24 improvements to statewide facilities. Funds not requiring legislative appropriation are included for the purpose  
25 of authorization. The department of fish, wildlife, and parks is authorized to transfer the appropriations,  
26 authority, or both among the necessary fund types for these projects:

Agency/Project	State	Federal	Authority	Total
	Special	Special	Only	

1		Revenue	Revenue	Source
2	FWP	Statewide Administrative Facilities Major Maintenance		
3		2,800,000		2,800,000
4	FWP	Fishing Access Site Major Maintenance		
5		1,590,000		1,590,000
6	FWP	Statewide Hatchery Maintenance and Repairs		
7		2,500,000		2,500,000
8	FWP	Fishing Access Site Noxious Weed Control		
9		250,000		250,000
10	FWP	Wildlife Management Area Maintenance		
11		3,380,000		3,380,000
12	FWP	State Parks Major Maintenance		
13		4,500,000		4,500,000
14	FWP	State Parks Noxious Weed Control		
15		250,000		250,000
16	FWP	Statewide Wildlife Habitat Management Areas Improvements		
17		680,000		680,000
18	FWP	Future Fisheries		
19		2,000,000		2,000,000
20	FWP	Contract Programs		
21		2,250,000		2,250,000
22	FWP	Fish Connectivity		
23		1,635,000	1,775,000	3,410,000
24	FWP	Lewis and Clark Caverns State Park Water System		
25		692,500	692,500	1,385,000
26	FWP	Community Fishing Ponds		
27		200,000		200,000
28	FWP	Parks and Outdoor Recreation Site Development and Upgrades		

1		2,300,000	510,000	2,810,000
2		4,509,680	510,000	5,019,680

3           FOR THE JUDITH LANDING SITE, NOXIOUS WEED CONTROL MUST BE PERFORMED WITH A PORTION OF THE  
 4 FUNDS APPROPRIATED FOR THE LOCATION.

6	FWP   Upland Game Bird Enhancement Program			
7		2,000,000		2,000,000
8	FWP   Dam Maintenance			
9		90,000		90,000
10	FWP   Region 5 HQ Pemberton Lane Improvements			
11		255,000		255,000
12	FWP   Grants Programs			
13		5,800,000	7,900,000	13,700,000
14	FWP   Bannack State Park Historic Preservation			
15		250,000		250,000
16	FWP   Forest Management Program			
17		250,000		250,000
18	FWP   Tongue/Yellowstone/Muggli Fishery Infrastructure Improvements			
19		1,430,000		1,430,000

20           (2)    Authority is granted to the Montana university system for the purpose of making capital  
 21 improvements to campus facilities statewide. Authority-only funds may include donations, grants, auxiliary  
 22 funds, proprietary funds, nonstate funds, and university funds. Use of authority-only funds may be allocated at  
 23 not more than \$2,500,000 per project and are subject to the provisions of 18-2-103. All costs for the operations  
 24 and maintenance of any improvements constructed under this authorization must be paid by the Montana  
 25 university system from nonstate sources:

26	Agency/Project LRBP	State	Federal	Authority	Total
27	Fund	Special	Special	Only	
28		Revenue	Revenue	Sources	



1	<u>REMEDATION OF LEAKING PETROLEUM TANKS</u>		
2			
3		2,000,000	2,000,000
4			

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

9	Agency/Project	State	Federal	Authority	Total
10		Special	Special	Only	
11		Revenue	Revenue	Sources	
12	FWP   Habitat Montana				
13		12,000,000			12,000,000
14	FWP   Fishing Access Site Acquisition				
15		500,000			500,000
16	FWP   Habitat Montana -- Enhanced 701 Funding				
17		18,000,000			18,000,000

18

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

23

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

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

3 (b) the scope of the project is substantially altered or revised from the concept and intent for that  
4 project as presented to the 69th legislature.

5 (2) For any capital project financed, in whole or in part, with appropriations contingent on the  
6 receipt of other funding sources in this biennium and any prior biennium, the agency, including the university  
7 system, for which the capital project is for must submit a report through the department of administration  
8 architecture and engineering division to the Joint Appropriations Subcommittee for Long-Range Planning  
9 indicating the status of the other sources of funding, how much funding has been received, projections of when  
10 the funding is anticipated to be received, or if the project should be canceled. A report must be provided to the  
11 subcommittee during every regular session of the legislature until a project begins construction or is canceled  
12 by the legislature.

13 (3) This section does not limit or restrict the application of 17-7-211.  
14

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

25 **NEW SECTION. Section 9. Legislative intent.** The appropriations authorized in [sections 2 through  
26 5] constitute legislative consent for the capital projects contained in [sections 2 through 5] within the meaning of  
27 17-7-201 and 18-2-102.  
28

1            **NEW SECTION. Section 10.** **Increase in state funding for program expansion or operations and**  
2 **maintenance.** If an immediate or future increase in state funding for program expansion or operations and  
3 maintenance is required for a new facility in [section 3] but the increase is not appropriated by the 69th  
4 legislature, that new facility in [section 3] is not appropriated or authorized as provided in 17-7-210.

5

6            **Section 11.** Section 17-7-201, MCA, is amended to read:

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

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

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

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

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

13            (b)        The term does not include a:

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

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

17            (2)        "Capital development" means a:

18                   (a)        renovation, construction, alteration, site, or utility project with a total cost of \$2.5 million or  
19 more;

20                   (b)        new facility with a construction cost of \$250,000 or more; or

21                   (c)        purchase of real property for which an appropriation is required to fund the purchase.

22            (3)        "Construction" includes construction, repair, alteration, renovation, and equipping and  
23 furnishing during construction, repair, or alteration.

24            (4)        "Division" means the architecture and engineering division of the department of administration.

25            (5)        "High-performance building" means a building that integrates and optimizes all major high-  
26 performance building attributes, including but not limited to:

27                   (a)        energy efficiency;

28                   (b)        durability;

1 (c) life-cycle performance; and

2 (d) occupant productivity.

3 (6) (a) "Long-range building program-eligible building" means a building, facility, or structure  
4 eligible for major repair account funding that:

5 (i) is owned or fully operated by a state agency and for which the operation and maintenance are  
6 funded with state general fund money; or

7 (ii) supports academic missions of the university system and for which the operation and  
8 maintenance are funded with current unrestricted university funds.

9 (b) The term does not include a building, facility, or structure:

10 (i) owned or operated by a state agency and for which the operation and maintenance are entirely  
11 funded with state special revenue, federal special revenue, or proprietary funds; or

12 (ii) that supports nonacademic functions of the university system and for which the operation and  
13 maintenance are funded from nonstate and nontuition sources.

14 (7) (a) "Major repair" means:

15 (i) a renovation, alteration, replacement, or repair project with a total cost of less than \$2.5 million;

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

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

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

19 (8) (a) "New facility" means the construction or acquisition of a new building on state property  
20 regardless of funding source and includes:

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

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

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

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

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

4

5           **Section 12.** Section 17-7-202, MCA, is amended to read:

6           **"17-7-202. Preparation of building programs and submission to department of administration --**

7 **statewide facility inventory and condition assessment.** (1) Before ~~July 1~~ APRIL 1 of the year preceding a  
8 legislative session, each state agency and institution shall submit to the architecture and engineering division of  
9 the department of administration, on forms furnished by the division, a proposed long-range building program  
10 for major repair projects and capital developments, if any, for the agency or institution along with the agency's  
11 or institution's 6-year capital development facilities strategic plan. Excluding major repair projects greater than  
12 \$2,500,000, the division may not include a capital development project request in the information provided  
13 pursuant to 17-7-202(4) without the project also being included in an agency's or institution's 6-year capital  
14 development facilities strategic plan, unless approved by the office of budget and program planning. Each  
15 agency and institution shall furnish any additional information requested by the division relating to the utilization  
16 of or need for major repair projects and capital developments.

17           (2) (a) Except as provided in subsection (3), the division shall compile and maintain a statewide  
18 facility inventory and condition assessment that:

19           (i) for each state-owned building:

20           (A) identifies its location and total square footage;

21           (B) identifies the agency or agencies using or occupying the building and how much square  
22 footage each agency uses or occupies;

23           (C) lists the current replacement value of the building in its entirety and each agency's portion of  
24 the building; and

25           (D) identifies whether the building is a long-range building program-eligible building; and

26           (ii) for each long-range building program-eligible building:

27           (A) includes a facility condition assessment of the building and an itemized list of the building's  
28 deficiencies; and

1 (B) compares the building's current building deficiency ratio to its deficiency ratio in the previous  
2 biennium.

3 (b) The division may contract with a private vendor to collect, analyze, and compile the building  
4 information required in this subsection (2).

5 (c) The facility inventory and condition assessment must be updated as determined by the division.

6 (d) The division may incorporate in the statewide facility inventory and condition assessment any  
7 facility condition assessment or similar document compiled by an agency.

8 (e) The division shall provide the statewide facility inventory and condition assessment, including a  
9 calculation of the deferred maintenance backlog and overall building deficiency ratio of the long-range building  
10 program-eligible buildings, to the office of budget and program planning and the legislative finance committee  
11 by September 1 of the year preceding a regular legislative session in an electronic format. The division shall  
12 provide a copy of the report to the legislature in accordance with 5-11-210.

13 (3) The division is not required to include a state-owned building that has a current replacement  
14 value of ~~\$150,000-\$300,000~~ or less in the facility inventory and condition assessment.

15 (4) The division shall examine the information furnished by each agency and institution and shall  
16 gather whatever additional information is necessary and conduct whatever surveys are necessary in order to  
17 provide a factual basis for determining the need for and the feasibility of major repair projects and capital  
18 developments. The information compiled by the division shall be submitted to the governor before October 1 of  
19 the year preceding a regular legislative session."  
20

21 **Section 13.** Section 17-7-210, MCA, is amended to read:

22 **"17-7-210. Required funding for maintenance of newly authorized state buildings.** (1) If  
23 construction or acquisition of a new facility requires an immediate or future increase in state funding for  
24 program expansion or operations and maintenance, the legislature may not authorize the new facility unless it  
25 also appropriates funds for the increase in state funding for program expansion and operations and  
26 maintenance.

27 (2) (a) To the extent allowed by law, at the end of each fiscal year following approval of a new  
28 facility but prior to receipt of its certificate of occupancy or acquisition, the appropriation made pursuant to

1 subsection (1) reverts to its originating fund. The appropriation is not subject to the provisions of 17-7-304.

2 (b) When a certificate of occupancy or acquisition for a new facility is received prior to the end of  
3 the fiscal year, the amount of the appropriation made pursuant to subsection (1) that reverts to its originating  
4 fund is the prorated amount from the beginning of the fiscal year to the date of the receipt of the certificate of  
5 occupancy."

6

7 **Section 14.** Section 17-7-223, MCA, is amended to read:

8 **"17-7-223. Major repair -- submission of list to legislature -- priorities.** (1) By November 15 of the  
9 year preceding a regular legislative session, the division shall, on behalf of all state agencies, submit a list of  
10 anticipated major repair projects to the governor. The governor shall review the list of anticipated long-range  
11 building program-eligible major repair projects recommended by the division and submit it to the legislature.

12 (2) The division shall ensure that the list identifies:

13 (a) single projects that cost more than ~~\$150,000~~ \$300,000;

14 (b) multiple projects within a single building or facility that collectively cost more than ~~\$150,000~~  
15 \$300,000; and

16 (c) single projects that will be constructed in phases with an aggregate cost of more than ~~\$150,000~~  
17 \$300,000.

18 (3) Unless otherwise directed by the legislature, the division shall execute major repair projects  
19 from the prioritized list submitted to the legislature up to the level of appropriation made by the legislature.

20 (4) In prioritizing major repair projects, the division shall consider the results of the statewide  
21 facility inventory and condition assessment prepared pursuant to 17-7-202.

22 (5) In prioritizing major repair projects, the division shall allocate at least 80% of the funds that the  
23 legislature appropriates for major repair to:

24 (a) projects that address:

25 (i) any issue that impacts health and safety;

26 (ii) failing building envelopes;

27 (iii) structural deficiencies;

28 (iv) energy, utility, or water savings;

- 1 (b) projects that upgrade, repair, or replace:
- 2 (i) mechanical, plumbing, or control systems;
- 3 (ii) electrical systems;
- 4 (iii) fixed equipment;
- 5 (iv) an essential building component; or
- 6 (v) infrastructure, including a utility tunnel, water line, gas line, sewer line, roof, parking lot, or road;

7 or

- 8 (c) projects that demolish and replace an existing building or facility that is in extensive disrepair
- 9 and cannot be fixed by repair or maintenance.

10 (6) In prioritizing major repair projects, the division shall allocate no more than 20% of the funds  
11 that the legislature appropriates for major repair to:

- 12 (a) remodeling and aesthetic upgrades to meet programmatic needs; or
- 13 (b) construct an addition to an existing building or facility."

14

15 **Section 15.** Section 3, Chapter 763, Laws of 2023, is amended to read:

16 The portion of section 3(1), Chapter 763, Laws of 2023, appropriating money from the capital  
17 development account to the department of administration for the indicated capital project is amended to read:

18 "DPHHS MSH Compliance Upgrades for Recertification & Deferred Maintenance

19 15,903,000 15,903,000

20 ~~Up to \$10,000,000 of funding for the project must be used for rebuilding a water line constructed by the~~  
21 ~~state serving the Montana State Hospital. The department is authorized to contract with Anaconda-Deer Lodge~~  
22 ~~County for this portion of the project at the department's discretion."~~

23

24 NEW SECTION. **Section 16. Transfer of funds.** (1) By June 30, 2027, the department of  
25 administration shall transfer \$150 million from the general fund to the capital developments long-range building  
26 program account established in 17-7-209.

27 (2) BY JULY 1, 2025, THE STATE TREASURER SHALL TRANSFER \$2 MILLION FROM THE GENERAL FUND TO A  
28 STATE SPECIAL ACCOUNT WITHIN THE DEPARTMENT OF ENVIRONMENTAL QUALITY FOR THE PURPOSE OF LEAKING

1 PETROLEUM TANK REMEDIATION.

2  
3 COORDINATION SECTION. Section 17. Coordination instruction. If both [~~LC0544~~] HOUSE BILL No.  
4 217 and [this act] are passed and approved, then the reference to the department of environmental quality in  
5 [section 8 of this act] must be changed to "the department of administration architecture and engineering  
6 division".

7  
8 **Section 18.** Section 14(1), Chapter 762, Laws of 2023, is amended to read:  
9 **"Section 14. Appropriations.** (1) There is appropriated \$12.5 million from the account established in  
10 [section 11] to the legislative branch for the biennium beginning July 1, 2023, for the purposes set forth in  
11 subsections (2) and (3). This appropriation is reappropriated for the purposes of the original appropriation until  
12 the funds are fully expended."

13  
14 NEW SECTION. Section 19. Severability. If a part of [this act] is invalid, all valid parts that are  
15 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,  
16 the part remains in effect in all valid applications that are severable from the invalid applications.

17  
18 NEW SECTION. Section 20. Effective date. [This act] is effective on passage and approval.

19 - END -