

MINUTES OF THE MEETING OF THE JOINT APPROPRIATIONS
SUBCOMMITTEE ON LONG RANGE BUILDING
April 8, 1981

The meeting was called to order by JACK K. MOORE, Chairman at 7:30 a.m. All Committee members were present. Also in attendance was BOB ROBINSON, Fiscal Analyst.

THE CHAIRMAN stated that he would like to have the Workers' Compensation Building and the two Job Service Buildings in Polson and Hamilton, which is a total of \$5,000,000, be placed in a separate bill section. The general fund then would not be required for debt service.

REP. HURWITZ moved to place the Workers' Compensation Building and the two Job Service Buildings for a total of \$5,000,000 placed in a separate bill section. THE MOTION PASSED.

SEN. THOMAS moved a DO PASS on the Veteran's Home for \$1,850,000 under the Long Range Building Bonds.

REP. HURWITZ moved a DO NOT PASS on the Veteran's Home facility for \$1,850,000 under the Long Range Building Bonds.

THE CHAIRMAN stated if the veteran's go on Medicaid, this would wipe out their assets. If they go into the Veteran's Home, they get to retain their assets and pay on a pro-rated share dependent on their ability to pay. He noted everyone up there has an ability to pay, plus the VA compensates them. He stated this was the cheapest run institution that we have.

REP. HURWITZ felt this was poor planning for the State of Montana to put \$1.8 million into a nursing home that will accommodate about 50 veterans. He stated there is a proposal to put veterans in at Galen, there are also many nursing homes throughout the state that we are paying for, and he feels there should be a better look at the needs for this new proposal.

THE CHAIRMAN stated that there are more nursing homes around the state that people can't afford, and the state can't afford either. He stated the federal government will not allow any applications until 1984 for domiciliary facilities. He stated regarding the Galen facility, after contacting the VA certification department, they were told that Galen must submit an application for admission so that it can be inspected. They stated specifically that the facility must have 51% veterans of the total population in order to be determined a veteran facility. He noted that Galen would not qualify because they have a total of 105 beds, so 51% could not be attained.

REP. HURWITZ'S motion on the Veteran's Home for a DO NOT PASS FAILED with three in favor and six opposed, A roll call vote was called:

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REP. BARDANOUE	yes	SEN. ETCHART	no
REP. DONALDSON	yes	SEN. Haffey	no
REP. HURWITZ	yes	SEN. HIMSL	no
		SEN. THOMAS	no
		REP. MOORE	no
		REP. MANUEL	no

SEN. THOMAS'S motion for A DO PASS WAS PASSED with reversed roll call votes. Six in favor and three opposed.

THE CHAIRMAN stated the Fine Arts Building on their bonding sheet is for \$4,598,00, but the building costs are actually \$8,6 million. He proposed that they bond them for \$7,5 million and give them spending authority for another \$1,1 million.

DR. BOWERS, President of U of M, stated the building will cost \$8.6 million. If the committee and the legislature approves less than this amount, then they will do what they can to work with the architect to try and realize the whole building. He cannot be certain, at this time, if they can raise additional funding, but they will do what they can with the funds they have available. He feels this building is a very important building to the U of M's academic program,

REP. BARDANOUE felt it is important to approve either the whole amount for the building or not at all, he did not want to implicate another legislature with this funding. He expressed concern over cutting the building down so much that in the future they will need additional space and a new building.

REP. HURWITZ moved to approve the Fine Arts Building at the U of M for \$7.5 million to be paid from the bonding fund, this amount is contingent upon the U of M raising the additional \$1.1 million. THE MOTION PASSED with seven in favor and one opposed. SEN. ETCHART opposed. (SEN. HIMSL Excused; see roll call vote.)

REP. MANUEL moved a DO PASS on the gymnasium for the Montana School for the Deaf and Blind in the amount of \$2,300,000.

MR. HAUCK stated the facility was reduced in certain of its functions, but it can be built for \$2,300,000.

THE MOTION PASSED with six in favor and two opposed. Those opposed were REP. BARDANOUE, and REP. HURWITZ, (SEN. HIMSL excused; see roll call vote).

THE CHAIRMAN stated the original bill HB 843 for the Animal Laboratory Facility was originally \$4,203,000, and it is now \$2 million. This includes the main building at \$1,215,000

construction costs, \$125,000 architectural fees, \$40,000 landscaping site development; \$63,000 equipment; \$54,600 contingencies and \$3,300 planning review fee and \$3,500 for quality control. The circulation tower that goes with it is \$400,000. He asked DR. TIETZ to explain the circulation tower.

DR. TIETZ stated the facility is composed of several components, one is main laboratory facility. This building lies between two other buildings, so the circulation tower provides communication between the laboratory and the two halls. The third component is the infectious disease component for \$675,500 which is an isolation unit that would provide the opportunity to use bio-hazard materials to the third category. He felt the two critical components of the request would be the animal laboratory and the infectious disease unit which would be a total package of \$2,180,500. He stated they received \$90,000 of planning money last legislature and the building is to be located between the four major users of the laboratory facilities. It was the intent of the circulation tower portion is not that essential to the total program, and he would propose it only on its own merit, and not see this as a high priority item at MSU in the years to come.

REP. DONALDSON asked whether it was necessary to have this facility on the MSU campus, and at this amount.

DR. TIETZ stated the siting is a question that always comes up, the building can be put anywhere. However, the regulations are established by the federal government so the cost for construction is the same. He noted if the building was put off campus, whether one block or one mile would provide an added inconvenience to the laboratories and would be an inefficient way to do this time wise. They do propose the facility for infectious agents be off the campus in an area that it can be monitored very carefully. He spoke briefly to the fact that their program is very carefully screened, so little or no duplication is done in terms of the research itself.

SEN. ETCHART moved to approve the animal laboratory facility in the amount of \$2,180,500. THE MOTION PASSED with seven in favor and one Excused. (SEN. HIMSL excused; see roll call vote.)

REP. HURWITZ asked to have MR. MURPHY speak in regard to the Children's Unit.

MR. MURPHY, member of the Mental Health Association, stated their position on this is that it is very important to determine where the building should be placed. He noted that last fall the organization met and put as top priority the coordination of a plan for Children's Unit in the state. The professionals feel there is considerable lack of coordination among their efforts. Part

of the problem appears to be, that no overall view has been taken of the situation. He noted the Interagency Committee on Handicapped Children adopted this view and made a recommendation to the Governor. Nothing seemed to happen on that recommendation, so they asked legislature not to introduce any legislation regarding money, but rather to ask the Department heads to meet and conduct this study and develop a plan. A letter did go out to the Department heads and they indicated that they would provide resources for carrying on this study. He noted there are two Department heads on this study and they will be responsible for this development and the planning. He noted that the Warm Springs unit now is an indication of the failure of the services for the emotional disturbed children throughout the state. It is the place of last resort. At the present time there is not an overall integrated program. If the choice is a matter of going forward and building in Anaconda without a plan or putting off the decision on this building for two years, many of the people in the association would go for delaying the decision. He noted the Mental Health Advisory Board met just recently and their attitude was unfavorable to placing this in Anaconda. He noted the question of size is a major factor, and the weight of evidence shows that the smaller cottage type is more appropriate.

THE CHAIRMAN stated that different groups desired it placed either in Billings, Great Falls, or Missoula. He asked if there was available space in Billings for this unit.

MR. MURPHY stated it was his understanding that anyone he has spoken to does not stress Billings, however, if there was any feeling regarding location, some felt it would be at the University of Montana, so the students could use this facility for experience.

THE CHAIRMAN asked anyone from Missoula to respond if there was any facility or land available for this Children's Unit.

REP. DUSSAULT stated there may be available land. She stated if this plan was to build a 60 bed unit in Missoula, there would be opposition. She felt there was little or no justification for a 60 bed unit, and if this was built in Missoula, she would not support it. She does not feel they have seen enough data to support that need, or enough clinical justification for a 60 bed unit. She felt to move ahead with this facility would put the treatment of children back about 20 years, and the building will last at least 50. She didn't feel they know enough now to make that commitment. She feels much more information is needed before this can be pursued.

SEN. HAFHEY stated they had just had testimony regarding the clinical needs for this unit and he wanted MR. CHISHOLM to respond

to the justification for a 60 bed unit, Did he feel this was a program that was being rushed into.

MR. CHISHOLM stated from his perspective he does not feel the 60 bed unit is inappropriate in terms of size. He stated they have discussed this within the Department regarding a need for a 40 bed versus a 60 bed facility, and they feel a 60 bed would take care of these children in an intensive specialized treatment setting. He didn't feel from the department's standpoint that they were rushing into anything, because this has been a subject for debate since 1976. He stated they were criticized for having the campus on the Warm Springs grounds, and they were mandated that they propose a program for a unit somewhere other than Warm Springs State Hospital.

SEN. HAFNEY asked that a message that was coming their way was that it was inappropriate to have this unit placed in Anaconda.

REP. HURWITZ stated he would feel uncomfortable in spending that amount of money if the mental health people are not in accord. He felt there should be an agreement among these people that what they are doing is right.

REP. BARDANOUVE stated he has agonized over this tie decision all night and lost sleep regarding it. He felt that Montana needs a Children's Center, on the other hand he is not convinced it should be a full 60 bed unit. With all do respect to Anaconda, he has been given the impression that it should not be in Anaconda. He stated he had calls from many professional people, and their consensus is they all want some type of treatment center, but have not agreed on the size. The opinions he gets is it should be either placed in Billings, Great Falls, or Missoula with Missoula being first choice. Not to become a part of the university system, but available to call upon the academic expertise of the university students. He stated it is also important to have a transitional phase before completely mainstreaming a child back into society. It is necessary in this phase to have other social services that the community allows, and it is felt that Missoula has more of these facilities than any other area. He stated without any preconceived idea on where it should be located, he does not feel it should be located in Anaconda.

THE CHAIRMAN asked if there will be a definite plan developed for the use of the Children's Unit somewhere in the state within the next year and a half.

MR. CHISHOLM stated if the Committee wishes to delay this action, the Department can assure him that they will have a plan developed. He stated they know what the need is and they feel they have a plan.

He suggested if the site was the problem, then perhaps the Committee could recommend the building be authorized with the recommendation that the site be selected by a Siteing Selection Committee.

REP. BARDANOUE stated it was not so much the plan of the facility that was the problem, but it would be necessary to take this committee from the administrative branch of government, because they know where they are committed.

REP. HURWITZ asked MR. MURPHY if his Committee had decided where this should be placed.

MR. MURPHY stated the Advisory Committee on Mental Health was not approached upon this issue, however, on their meeting on Monday the response was unfavorable to placing it in Anaconda.

SEN. HAFHEY feels the need has been established and the waiting for two years should not be advised. He feels MR. CHISHOLM'S suggestion is acceptable and the sites can be judged on their merits.

REP. DONALDSON moved that money not be appropriated for the Children's Unit. His reasoning was he feels the Committee recognizes the need for this unit, however he feels they are not prepared to make this judgment at this time. He feels they are setting programs and in two years time they can have this put together.

MR. HUNTINGTON stated this decision has been with them since 1975, and the problem is not necessarily deciding where they would like to have these children, but that the judges are committing these children in increasing numbers each year. He stated there are a lot of ideas on the best thing to do, but there is a great distance between those things and the real problem of everyday commitments by judges in inappropriate facilities.

SEN. HAFHEY made a substitute motion to approve the Children's Unit for \$2,626,000 for construction of the facility without designating the site, and a Site Selection Committee be selected by the legislature. He feels the need for this facility has been documented far better than the need for an animal laboratory facility or a need for a veteran's facility. He feels the question of site should be determined as quickly as possible. He feels putting this off for two years is a disservice to the children on the waiting list.

REP. BARDANOUE moved to amend the motion that the facility be located at Missoula. THE MOTION FAILED with two in favor and seven opposed. Those opposed were REP. DONALDSON, SEN. ETCHART,

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SEN. HAFLEY, REP. HURWITZ, REP. MOORE, REP. MANUEL, SEN. THOMAS.
(See roll call vote,)

SEN. HAFLEY restated his motion to approve the \$2,626,000 for the Children's Unit construction as determined during the biennium by the Legislative Finance Committee. THE MOTION FAILED with three in favor and six opposed. Those opposed were REP. DONALDSON, SEN. ETCHART, SEN. HIMSL, REP. HURWITZ, REP. MOORE, SEN. THOMAS. (See roll call vote.)

REP. DONALDSON'S original motion of a DO NOT PASS was voted on. THE MOTION PASSED with five in favor and four opposed. Those opposed were, REP. BARDANOUE, SEN. HAFLEY, REP. MANUEL, SEN. THOMAS.

REP. BARDANOUE moved a DO NOT PASS on the cottage at Mountain View School. THE MOTION PASSED with seven in favor and one opposed. SEN. ETCHART opposed. (See roll call vote.)

MR. HUNINGTON referred to Exhibit E, the Capital Land Grant Account. He noted there were two projects that could be lowered. One project being the handicapped accessibility, since there is money already available for this in the cash account. He also noted that the Land Acquisition and Improvements to Capitol project could be reduced by half.

REP. BARDANOUE moved to approve \$70,000 from the Capital Land Grant Account for the replacement of roofs for the Department of Administration. THE MOTION PASSED.

SEN. HAFLEY moved to approve the \$50,000 for the Land Acquisition and Improvements to the Capitol from the Capital Land Grant Account. THE MOTION PASSED.

SEN. HAFLEY moved to approve the Miscellaneous Maintenance for the Historical Society for \$88,000 from the Cash Account. THE MOTION PASSED.

REP. BARDANOUE moved to approve the elevator for the surplus property building for \$55,000 from the cash account. THE MOTION PASSED.

REP. BARDANOUE moved to approve the Cogswell Building Safety Improvements for \$60,400 from the cash account. THE MOTION PASSED.

REP. DONALDSON moved to table HB 843. THE MOTION PASSED.

REP. DONALDSON moved to table HB 830. THE MOTION PASSED.

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SEN. HAFLEY moved to approve \$111,830 for the expenditure for the neutron equipment at Montana Tech to be funded from the cash account.

REP. HURWITZ moved a DO NOT PASS on this expenditure, THE MOTION FAILED with two in favor and six opposed. Those opposed were REP. DONALDSON, SEN. ETCHART, SEN. HAFLEY, REP. MOORE, REP. MANUEL and SEN. THOMAS. (See roll call vote.)

REP. BARDANOUVE moved to amend the bill by appropriating \$75,000 from the cash account for the neutron equipment with the stipulation that they raise \$36,830 from other sources for this project. THE MOTION PASSED AS AMENDED.

SEN. THOMAS moved to approve the expenditure for \$150,000 for a building to house the farm mechanic instructional program and is to be from the Federal and Private funds account. THE MOTION PASSED.

REP. HURWITZ moved to table HB 857. A roll call vote was called.

THE MOTION PASSED with five in favor and three opposed. Those opposed were REP. BARDANOUVE, SEN. HAFLEY and REP. MANUEL.

SEN. HAFLEY asked to have MR. CHISHOLM give the correct dollar amounts regarding the Galen Veteran's Center.

MR. CHISHOLM stated the Department of Institutions would need \$241,000 in FY 82 and \$34,000 in FY 83. In addition to this they would need \$100,000 in capital costs.

THE CHAIRMAN asked to discuss the HB 478 regarding the Capitol Building Remodeling, from the LRB bonds.

REP. ROBERT MARKS stated because of the new Supreme Court Building, the Capitol is going to lose the Supreme Court and the office of the Attorney General. This will free up quite a bit of space, and he hopes they can work with the State Architect and an appointed Committee to decide how best to remodel the Capitol. He stated even if they do not want to expand the current legislative facilities, something has to be done with the vacated space in terms of remodeling. This space will either have to be left alone or remodeled. He hopes that money can be set aside to oversee this remodeling. He hopes they could appoint a Committee that could represent the Legislature as to their input in this project.

THE CHAIRMAN asked the Speaker if he would suggest that they amend HB 478 to add another section regarding the appointment of a Select Capitol Improvement Building Committee.

REP. MARKS stated there is a law that provides for a select committee from each house, if they would like to add to the amount of members already provided that would be fine with him. He felt the Committee could sit down and assist the A&E office regarding the plans and options,

THE CHAIRMAN asked if the Bill Sponsor would agree to expanding the bill to call for a select committee to oversee the improvements to be done to the capitol.

REP. SPILKER stated the statute has already been set up for that, however, one problem is that it only allows for four legislature representatives, plus members from the Executive Branch. She stated if that is what it would take to get this bill passed, she has no objection,

THE CHAIRMAN stated there would have to be specific language in the bill regarding the legislative intent of this additional amendment.

REP. HURWITZ moved to draft a Committee bill to address the Committee membership in addition to the present statutes. THE MOTION PASSED

REP. DONALDSON moved a DO PASS on HB 478. A roll call vote was called. THE MOTION PASSED with six in favor and two opposed. Those opposed were REP. BARDANOUE and SEN. ETCHART. SEN. HIMSL, was excused.

REP. BARDANOUE moved to approve \$500,000 for the Highway Department from the Highway Earmarked Revenue Account, #12138. It would be their discretion as to which projects would be covered in this amount. THE MOTION PASSED.

THE CHAIRMAN asked to discuss HB 563 regarding the total amount necessary to be bonded.

SEN. THOMAS moved to amend HB 563 for the total bonding of \$31,104,505. THE MOTION PASSED.

SEN. THOMAS moved HB 563 DO PASS AS AMENDED, THE MOTION PASSED.

THE CHAIRMAN asked that special language be put into the bill regarding the Fine Arts Building. He stated they should allow \$450,000 to be used for planning, so they can seek the private donations for the \$1.1 million they need.

REP. HURWITZ moved to allow \$450,000 of the money already appropriated for Planning money for the Fine Arts Building, so they can proceed with their private donation funding. THE MOTION PASSED.

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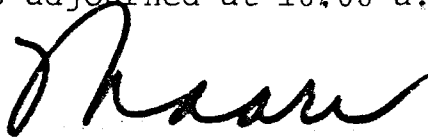
MR. HUNTINGTON stated he would like to clarify a point regarding the selling of the bonds for the Fine Arts Building. He would suggest they allow the bonds to be sold, but perhaps hold off on the bids until the \$1.1 million has been raised by U of M.

REP. DONALDSON moved to approve the \$520,000 for reserve for the debt service on the Capitol Remodeling from the Capital Land Grant Account. THE MOTION PASSED.

REP. BARDANOUVE moved the Committee approve HB 872.

THE MOTION PASSED.

There being no further discussion or comments, the meeting was adjourned at 10:00 a.m.



JACK K. MOORE, Chairman

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