MINUTES OF THE MEETING LONG-RANGE PLANNING SUBCOMMITTEE MONTANA STATE HOUSE OF REPRESENTATIVES

January 30, 1985

The meeting of the Long-Range Planning Subcommittee was called to order by Chairman Robert Thoft on January 30, 1985 at 8:05 a.m. in Room 420 of the State Capitol.

ROLL CALL: All members were present.

LIBRARY FUNDING GRANTS: Sara Parker (33:B:007), State Librarian began her presentation by saying she feels libraries are cultural and quite often the only cultural activity available in small rural communities. She said Montana has two kinds of library grant money available. The first kind is funded from the Coal Severance Tax (EXHIBIT 1). The second is made available through the Library Services and Construction Act (EXHIBIT 2). Ms. Parker submitted written testimony (EXHIBIT 3).

ST. MARY'S MISSION: Chairman Thoft (33:B:099) called the Attorney General's Opinion on St. Mary's Mission to members attention (EXHIBIT 4). He said it appears as though the question of church and state has been resolved by the Attorney General's Office.

REDUCTION IN COAL TAX REVENUE ESTIMATE: Chairman Thoft (33:B:106) informed the committee of the reduced revenue estimate for coal tax funds to be used for Cultural and Aesthetic grants (EXHIBIT 4A). He said it has been recommended that projects receiving over \$5,000 be reduced by 4 percent.

Representative Ernst (33:B:121) asked if the Legislative Fiscal Analyst Office's revenue estimate of \$1,260,000 is in concurrence with the Governor's Budget Office estimate. Madalyn Quinlan, staff analyst, Legislative Fiscal Analyst said their estimate is lower than the Budget Office's, which was \$1,311,000.

Chairman Thoft (33:B:149) said the committee has been asked to review the 1986-87 budget for the advisory committee and he wondered if these funds are to come from the same revenue source as the grants. David Nelson, Administrator, Montana Arts Council said yes. Chairman Thoft asked if this is the reason for the 4 percent reduction. Mr. Nelson said the administrative budget is at current level and the 4 percent reduction is due solely to the reduced revenue estimate. Mr. Nelson said the only additional funding requests in the

Cultural and Aesthetic Program are for brochures, grant application workshops and grant evaluations.

LAW ENFORCEMENT ACADEMY: Representative Ernst (33:B:181) said Montana statute, 44-10-202 MCA directs that the Law Enforcement Academy be a unit of the university system. He said a group from Lewistown has a facility for sale which could be used for the academv. Representative Ernst said he would like the committee's indulgence in drafting a committee bill to eliminate the statutory requirement that the academy be located at a unit of the university system. reasoning for this is that other sites outside the university system are feasible for the academy. He said the Lewistown site is a former federal government radar base which was sold to the Big Sky Bible College. The college has gone bankrupt and the entire facility and furnishings are up for sale (\$1,750,000). Thoft asked the age of the facility and its condition. Representative Ernst said he estimated the facility is 20 years old and that he will be getting more detailed information on it. Representative Bardanouve (33:B:240) suggested the committee hear the proposal and if they find merit in it they can then draw up a committee bill.

Representative Ernst said the Lewistown group has tried to work out a deal with the Attorney General's Office, but the Attorney General's Office says they are bound by statute to place the Law Enforcement Academy on a university system campus. Senator Fuller (33:B:298) asked where the radar base is located. Representative Ernst said north of Lewistown in the Judith Mountains. Representative Bardanouve asked who actually owns the site. Representative Ernst said the bible college has gone bankrupt and it is quite possible the property is being held in receivorship.

LOCAL AND REGIONAL CULTURAL AND AESTHETIC PROJECTS: Bill Pratt (33:B:372), Organizational Services Director, Montana Arts Council gave a brief overview of the types of projects included in this category. He said they are to serve specific local and regional areas of the state.

Senator Fuller (33:B:383) began the discussion of these projects by questioning whether or not the Renne Library project is a duplication of services already provided by the historical society. David Nelson said the committee had the same concern but determined there is no duplication of services.

Representative Bardanouve (33:B:410) said since the Institutions Subcommittee has refused to support the Folklife and Oral History projects he felt the committee should hear testimony on these two projects before making any final decisions on funding. Chairman Thoft asked how much funding these two projects are asking for. Carleen Lassise, Accountant, Montana Arts Council said the Folklife project is requesting \$59,000 for the biennium and the Oral History project \$95,000. Representative Bardanouve asked, if these projects had been included with other cultural and aesthetic requests, where would they be ranked. David Nelson said in the two sessions prior to this one they were part of the grant request process and they did place quite high in the rankings. Representative Bardanouve (33:B:455) suggested that if the advisory committee felt the Oral History and Folklife projects are worthwhile then maybe they should reprioritize the cultural and aesthetic projects to include them. would help the committee in making its decisions as to which projects should receive funding.

Senator Fuller (33:B:488) asked Mr. Nelson what is happening in hearings on the Arts Council's regular budget. He said he felt what is happening with that budget could play an integral part in determining funding for the Folklife project. Mr. Nelson said presently there is no recommendation on the Art Council's operating budget. The council had proposed that the staff be put on an FTE basis rather than a contract basis and the Institutions Subcommittee has not recognized this proposal. The subcommittee has recommended reduced funding (by \$23,000) of the small community and underwriting grants program. Senator Fuller asked what the source of revenue is for the small community and underwriting grant programs. Mr. Nelson said it is part federal and part state funds. The state funds are being deleted. Senator Fuller asked if the committee could get a copy of the Montana Arts Council's operating budget. Mr. Nelson said he will get this information for the committee.

Chairman Thoft (33:B:520) asked why the Oral History and Folklife projects were taken out of the Cultural and Aesthetic grants. Mr. Nelson said the grant fund is to be used for one time only projects and these two are ongoing.

He said in the 1983 Session there appeared to be a conflict of interest because the Arts Council and the Historical Society were given access to cultural and aesthetic grant monies and no other agencies were given the same kind of access. Mr. Nelson said he feels

these two projects are normal programs for these two agencies and should be funded from the general fund. Representative Bardanouve said that in the 1983 Session some legislators were concerned about funding these types of projects out of the general fund because it would open the door to many more. Mr. Nelson said these two projects are recommended for funding out of the coal tax revenue in the Executive Budget.

Chairman Thoft asked Mr. Nelson how the advisory committee would feel about reviewing the modified projects and reprioritizing all the projects. Mr. Nelson said if the committee is asked to do this they will reconvene and reprioritize their funding recommendations. Senator Fuller (33:B:648) said he felt the subcommittee should ask the advisory committee to reconvene and reprioritize projects.

Representative Ernst (33:B:666) suggested the idea of a 10 percent across the board cut in all projects to come up with funding for modified projects. Representative Bardanouve said some projects will be able to withstand a 10 percent cut but others will be jeopardized by it.

Chairman Thoft said the additions to the Cultural and Aesthetic Program budget mentioned earlier (Page 1) will also reduce the amount of funds available for projects. Mr. Nelson said the administrative budget for the advisory committee and the three additional program requests do subtract from the total funds available for project grants. He said the advisory committee is in favor of the highest amount possible being available for grants.

Representative Bardanouve (34:A:56) asked how soon the advisory committee could meet and present their reprioritized project list to the subcommittee. Mr. Nelson said it could probably be done in five days.

Senator Tveit (34:A:062) asked if the subcommittee was going to abandon the deadline date of September 1 for project applications, and if so, then every legislator should be notified of the availability of the funds and allowed to turn in a project proposal. Senator Fuller said there is no way the committee can get around special requests if a bill is introduced and the introduction of a bill to the legislature is the only way of preserving the project proposal deadline date of September 1.

Senator Van Valkenburg (34:A:106) said he feels the advisory committee is in a better position to determine which projects should be recommended for funding. He

said he thought the advisory committee should reevaluate and rank the projects. Representative Bardanouve agreed with Senator Van Valkenburg.

Chairman Thoft (34:A:131) asked the Montana Arts Council to present the administrative budget for the Cultural and Aesthetic program on January 31, 1985.

DEPARTMENT OF INSTITUTIONS: Curt Chisholm (34:A:232), Deputy Director, Department of Institutions (D of I) gave committee members copies of two exhibits given to the committee secretary earlier (Exhibit 1 and 3, 1-29-85). He also gave members a list of the recommended changes needed to get the Intake Building at Warm Springs licensed (EXHIBIT 5).

Mr. Tom O'Connell, Chief, Facilities Planning Burea, Architecture and Engineering Division (A&E) said he contacted the engineer who had completed the study on the Swan River Youth Forest Camp sewage system. engineer told him eliminating the percolation pond in the bid would be one way to cut costs, however, he would not recommend doing this. Mr. O'Connell said the engineer told him there are ways to cut the bid if necessary and there is latitude of about \$50,000 to work with in the proposal. Mr. O'Connell said the response given yesterday, concerning the engineer's involvement with the Board of Health on improper engineering of water projects, was incorrect. The engineer who performed the Swan River Youth Forest Camp sewer study is the same one involved in the water project problems.

Repair Boiler, Pine Hills School and Montana State Hospital, Galen Campus

Mr. Chisholm (34:A:319) said this project is for boiler repair at Pine Hills School and the Montana State Hospital. Repair of the boilers at Pine Hills will cost \$15,000 and the repair of the one at Galen will cost \$11,100.

There are currently three boilers at the Pine Hills School; one which operates well; one which is partially operational and one whose operation is questionable. In severe cold weather the third boiler is needed to provide heat and hot water. It is questionable as to whether or not it can do this. Mr. Chisholm said this boiler was retubed in 1981, but either because of poor workmanship or the quality of the tubing, it is not fully operable. The contractor who performed the work is now out of business and the department has no recourse on the matter.

Mr. Chisholm said at Galen there are two low pressure boilers which are intended to be used as reserve boilers for the hospital. He said one of the boilers will be dismantled because of safety issues related to operating it. The other will be retubed and used for a reserve boiler for the hospital.

Chairman Thoft (34:A:416) said he is disturbed about the poor quality of workmanship being done and the fact that the state has no recourse to recover its loss once the contractor goes broke. Mr. Chisholm said the bid must be given to the lowest responsible bidder and sometimes it is difficult to determine just how responsible the bidder is. Chairman Thoft asked why the boiler problems were not identified by an inspector when the job was originally performed. Phil Hauck, Administrator, A&E said because the tubing is internal it is hard for an inspector to determine if damage or poor workmanship exists. Mr. Hauck said he believed there is a bill being circulated in the legislature which will establish new criteria for a Contractor Licensing Board. Hopefully this will stiffen up the requirements for becoming a contractor in this state.

Replace Floor Coverings, Pine Hills School and Center for the Aged

Mr. Chisholm (34:A:484) said the cost of this project will be \$31,600. At the Center for the Aged the tile in many hallways and in 50 of the bathrooms is asbestos based and 3/16th of an inch thick. Replacement tiles for these floors are only an 1/8th of an inch thick and create a hazard for the elderly when walking. In the bathrooms the urine is seeping into the floors where the tile has deterioriated and is creating a health hazard.

At the Pine Hills School the department would like to replace asbestos tile on the floors of Custer Lodge with a vinyl floor covering which has a life expectancy of 20 years. Mr. Chisholm said the current level base of the maintenance budgets for these two facilities is too low to cover the costs of replacing the flooring.

Dining Hall Improvements, Montana State Hospital, Warm Springs Campus

Mr. Chisholm (34:A:607) said this project will cost \$74,900. He said originally the department had four requests for the dining hall: 1) to renovate the kitchen and food service facilities; 2) to replace single pane glass in the dining hall; 3) to install three vestibules at dining hall entrances; and 4) to

add a sprinkler system for the entire building. He said because of the shortage of funds in the Long-Range Building Program Cash Fund the project was cut back to replacement of the single pane glass, adding on the three vestibules and provisions for aesthetic improvements in the hall. Tom O'Connell said D of I did not request the noise control improvements but at A&E's on-site visit it was determined the ceilings and walls could be treated in order to decrease the noise.

Representative Ernst (34:B:030) asked if the ceiling could be lowered in the dining hall. Mr. O'Connell said one wall of the building is windows and A&E would like to get rid of some of the windows. They might lower the ceiling but they have not come up with a particular solution yet. Representative Ernst asked if the kitchen remodeling could be done at a later date if the ceiling is lowered. Mr. O'Connell said yes because the kitchen is in a separate part of the building.

Senator Van Valkenburg (34:B:045) asked if 50 percent of the funding for this project will come from the Montana Institutional Building Grants Program and he noted the reference to this effect on page 86 of the "Capital Construction Program 1985-1987 State of Montana" book. Mr. O'Connell said this reference should have been taken out of the book because only schools and hospitals are eligible for those grants and a psychiatric hospital does not qualify for funding under the grant criteria. Senator Van Valkenburg asked how long it will take to recover the project cost in energy savings. Mr. O'Connell said he did not know what the payback on energy dollars will be but he is certain the project recommendations will make the facility much more comfortable for the patients eating there. Mr. Chisholm (34:B:097) said the building is made of cinder block and the front of it is mostly windows and fiber board. He said it is heated from the central boiler system and it would be hard to estimate the energy savings because of this. He said he felt improvements to the building will have to save in heating costs.

Rip Rap Prickly Pear Creek, Mountain View School

Mr. Chisholm (34:B:123) said the Mountain View School is in the 100 year flood plain and every Spring there is a significant amount of erosion to the soil on the campus. He gave committee members a picture of where Prickly Pear Creek will be rip-rapped to eliminate the erosion problems (EXHIBIT 6). Mr. Chisholm said the department has explored the possibility of getting federal funds from the soil conservation districts but

none will be available. Chairman Thoft asked if the department will have any problems getting permits to do the work necessary. Daniel Russell, Administrator, Corrections Division, D of I said the soil conservation districts are recommending the work be done. Mr. O'Connell said the Fisheries Division of Fish, Wildlife and Parks has also been contacted concerning the project.

Chairman Thoft (34:B:214) asked if Mark Echhart could be kept on the Prison Oversight Committee. Mr. Russell said he and Mr. Hauck have talked about this. Mr. Hauck is not certain about problems that might arise if Mr. Echhart's travel and per diem are to be paid from the project budget. Mr. Russell said if problems do exist he will pay these expenses from the prison's or Corrections Division's budget.

Mr. Chisholm (34:B:232) said he would like to give the committee, at a later date, a list of the buildings which the department would like to have demolished and some suggested language which will give the department the authority to demolish these buildings for salvage Representative Bardanouve asked if abandoned buildings are being heated. Mr. O'Connell said whenever possible steamlines are closed to abandoned buildings. But in some situations water pipes must be kept from freezing and under these circumstances heat is not cut off to abandoned buildings. Mr. Chisholm said the department has projected prices on what it will cost to salvage abandoned buildings. Representative Bardanouve (34:B:347) asked if there were any budgetary costs on abandoned buildings. Chisholm said no. Representative Ernst asked if abandoned buildings are insured. Mr. O'Connell (34:B:378) said abandoned buildings are not removed from the blanket insurance policy of the state until they are demolished.

Senator Van Valkenburg (34:B:466) said he is particularly concerned about the Swan River project. He said there is an urgent need to get going on projects involving health and safety issues. He asked if it would be helpful to A&E to have a separate bill for these types of projects introduced and passed at an earlier date, then bids could go out sooner. Mr. O'Connell said if A&E could be given funds sooner they could start the bidding process sooner. Representative Bardanouve said he thought it is rare that a project approved in 1985 will be done in 1985. Mr. O'Connell said major projects do take longer but small maintenance projects are started immediately. He also said A&E prioritizes projects and the most serious ones

are acted upon as soon as possible and any jump they could get on the bid process would be helpful. He pointed out that introduction of such a bill is entirely up to the committee's discretion and A&E will support whatever decision they make.

Warehouse, Montana State Prison

Mr. Russell (34:B:582) gave a brief report on the new plan for the warehouse at the Montana State Prison. He said the warehouse was originally estimated to cost \$387,000, after the design phase the estimate was raised to \$753,800.

At the October 1984 bid letting for Phase 4 of the prison expansion the warehouse portion of this phase came in at \$830,704. He said the original warehouse plan was then cut back considerably and at the January 16, 1985 bid letting the warehouse bid came in at \$454,800. It was determined there still is not enought money in Phase 4 of the prison expansion for the warehouse and it currently is the only portion not being included in the original prison expansion plan. Mr. Russell said if the concrete slab is purchased and the steel for the metal building delivered on-site the prison inmates could construct the building for \$170,000. He said this building will be the same size as originally proposed but will be use for covered storage only. Chairman Thoft (34:B:690) asked if the department could get into any trouble by having the inmates erect the building. Mr. Russell said no. Thompson, Plant Superintendent, Montana State Prison said the inmates possess the skills needed to do the work and are supervised by the maintenance supervisor. Chairman Thoft (35:A:008) asked if there will be any security problems in letting the inmates do the labor. Henry Rissley, Wardon, Montana State Prison said the inmate labor does not pose a security problem. Russell said the warehouse will enable the prison to have better inventory storage capacity. Representative Bardanouve (35:A:054) asked if the warehouse will be subject to theft and if security measures will be taken. Mr. Rissley said theft problems exist now because so many things are being stored in numerous places. He also said the prison loses several hundred dollars worth of inventory a year to inmate pilferage.

There being no further business before the subcommittee the meeting was adjourned at 10:32 a.m.

ROBERT THOFT, Chairman

DAILY ROLL CALL

LONG RANGE PLANNING SUB COMMITTEE

49th LEGISLATIVE SESSION -- 1985

Date January 30, 1985

NAME	PRESENT	ABSENT	EXCUSED
Rep. Robert Thoft, Chairman	Х		
Sen. Fred Van Valkenburg, Vice Chair	Х		
Sen. Dave Fuller	Х		
Sen. Larry Tveit	Х		
Rep. Francis Bardanouve	Х		
Rep. Gene Ernst	Х		

"....1% to the state special revenue fund to the credit of the State Library Commission for the purpose of providing basic library services for the residents of all counties through library federations...."

1-30-85 Parker

Exhibit

LIBRARY FEDERATIONS AND THE COAL SEVERANCE TAX

Since 1956, Montana has had libraries join together in federations "to pool resources and information and avoid duplication of effort" (MCA 22-1-401). In 1979 the Legislature allotted coal severance taxes to enable federations to aid local libraries in providing basic service.

Last year (FY 1984) federations received \$352,849, or the equivalent of 45 cents per capita. The allocation ranged from \$33,311 in Golden Plains Federation (Northeastern Montana) to \$76,880 in Tamarack Federation (western part of the State).

These funds support several key services which are important to everyone who lives in Montana:

- o interlibrary loan of materials the ability to get a book or piece of material which the local library doesn't have - usually from another library in the State or Pacific Northwest
- reference and information services being able to go into a community library and have it be part of an information system that is regional and nationwide
- ° collection of books and other materials at one's own library and at the headquarters library
- a better local library through staff training, joint planning, participation in automation, help in serving children; a support system that helps in many ways.

The \$352,849 was used for 44,424 interlibrary loan requests for materials, 35 library meetings and workshops, and approximately 3,000 hours of assistance to local libraries by the staff of the Federations. \$69,477 was used to purchase books and materials.

Coal Severance Tax Revenues are used each year for services and operation of the Federations. They are not accumulated as a growth fund.

FEDERATION	FY 1980	FY 1981	FY 1982	FY 1983	FY 1984
Broad Valleys Golden Plains Pathfinder Sagebrush South Central Tamarack	\$ 78,022 41,879 71,668 47,687 69,714 74,598	\$ 73,121 33,579 62,776 41,096 66,027 75,435	\$ 73,175 33,365 62,228 41,152 66,649 77,065	\$ 67,205 31,524 57,394 38,504 61,357 70,692	\$ 73,001 33,311 62,087 41,075 66,495 76,880
State Library *			77,300	73,549	61,268
TOTALS	\$383,568	\$352,033	\$430,934	\$400,225	\$414,117

^{*} used to provide book and information location services

FEDERATIONS AND HEADQUARTERS LIBRARY LOCATIONS

BROAD VALLEYS FEDERATION OF LIBRARIES

Beaverhead County Dillon City

Broadwater County
Townsend, Broadwater Co.

Deer Lodge County
Anaconda, Hearst Free

Gallatin County
Belgrade Public
Bozeman Public****
Manhattan Community
Three Forks Community
West Yellowstone Public

Granite County
Drummond Public
Philipsburg Public

Jefferson County
Boulder Community
Whitehall, John Gregory

Lewis & Clark County Helena, Lewis & Clark

Madison County
Ennis, Clancy Memorial
Sheridan Public
Twin Bridges Public
Virginia City, Thompson
Hickman

Meagher County
White Sulpher Springs
Meagher County

Park County
Livingston Public

Powell County
Deer Lodge, Kohrs
Memorial

Silver Bow County
Butte-Silver Bow Public

GOLDEN PLAINS FEDERATION OF LIBRARIES

Daniels County Scobey, Daniels Co.

Phillips County Malta, Phillips Co.

Roosevelt County
Wolf Point, Roosevelt

Sheridan County
Plentywood, Sheridan
Valley County

PATHFINDER FEDERATION OF LIBRARIES

Blaine County Chinook, Blaine Co. Harlem Public

Cascade County
Belt Public
Cascade, Wedsworth
Memorial
Great Falls Public****

Chouteau County
Fort Benton, Chouteau Co.

Glacier County
Cut Bank, Glacier Co.

Hill County Havre, Havre-Hill Co.

Liberty County
Chester, Liberty Co.

Pondera County Conrad Public Valier Public

Teton County
Choteau Public
Dutton Public
Fairfield Public

Toole County Shelby, Toole Co.

SAGEBRUSH FEDERATION OF LIBRARIES

Carter County Ekalaka, Carter Co.

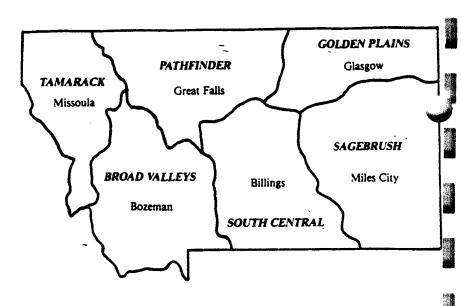
Custer County
Miles City Public****

Dawson County Glendive Public

Fallon County Baker, Fallon Co.

Garfield County Jordan, Garfield Co.

McCone County
Circle, McCone Co.



Powder River County Broadus, Malley Memorial

Prairie County _ Terry, Prairie Co.

Richland County Sidney Public

Rosebud County Forsyth, Rosebud Co.

Treasure County

Wibaux County Wibaux Public

SOUTH CENTRAL FEDERATION OF LIBRARIES

Big Horn County Hardin, Big Horn Co.

Carbon County
Bridger Public
Red Lodge Carnegie

Fergus County
Denton Public
Lewistown City
Moore Memorial

Golden Valley County

Judith Basin County Stanford, Judith Basin Co.

Musselshell County Roundup Community

Petroleum County
Winnett, Petroleum Co.
Community

Stillwater County
Columbus, Stillwater Co.

Sweet Grass County Big Timber, Carnegie

Wheatland County Harlowton Public

Yellowstone County
Billings, Parmly***
Laurel Public

TAMARACK FEDERATION OF LIBRARIES

Flathead County Kalispell, Flathead Co.

Lake County
Polson City
St. Ignatius Public
Swan Lake Library

Lincoln County
Libby, Luncoln Co.

Mineral County Superior, Mineral Co.

Missoula County
Missoula, City-Co.**

Ravalli County
Darby Public
Hamilton Public
Stevensville Public

Sanders County
Dixon Public
Hot Springs Public
Plains Public
Thompson Falls Pub

****Headquarters Library

LIBRARY CONSTRUCTION

projects in ten improve areas with high Projects were for funds general construction, energy conserabsence, construction vation remodeling, and to access for the handicapped. in 1984. ten years for communities in public library were available unemployment. was awarded

o Construction of the Troy branch of the Lincoln County Library

o Remodeling projects in Plains, Bigfork, Kalispell, and Superior

o Energy conservation remodeling in St. Ignatius, Missoula, Butte, Great Falls, and Glasgow

o Remodeling for handicapped access in Butte and Glasgow.

Additional construction projects estimated at \$166,000 will be funded in 1985. All construction projects are matched with 50% local funds.

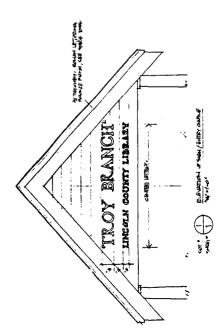


Exhibit 2 1-30-85

WHAT IS LSCA?

Federal funds for libraries began in 1956 with the Library Services Act. It provided support to public libraries, primarily in rural areas.

In 1964 library funding was broadened with the Library Services and Construction Act (LSCA). It provides grant funds under three titles:

o Title I - public library services:
- extension of library services
to citizens without services or inadequately served because of distance, physical handicaps, or other disadvantages.

o Title II - public library construction:

- construction of new facilities
- remodeling existing facilities
to improve energy conservation and
meet standards, particularly, access
for the handicapped.

o Title III - interlibrary cooperation: - coordination of resources of school, public, academic and special libraries

- the establishment and operation of local, regional and interstate cooperative networks.

THE LIBRARY SERVICES AND CONSTRUCTION ACT

IN MONTANA

GRANTS TO LIBRARIES 1983 to 1985



Innovative library and information services must meet the challenges of Montana's great distances, sparse population, and needs for up-to-date information in an ever-changing world. Grant funds from the federal Library Services and Construction Act (LSCA) provide the impetus to get such programs in motion.

Since 1956 Montana libraries have benefited from federal library grant programs. These funds helped begin Montana's six public library federations. Grant funds are now used for projects to:

o build or remodel public library facilities

o develop a computer data base identifying what materials libraries own

o train librarians in essential skills for a fast-changing profession

o bring services to Montanans presently underserved by libraries

o plan the future of library and information services in Montana.

MONCAT

AND RESOURCE SHARING



library system, the Washington Library Network. It is used to streamline library operations as well share shared Montana libraries. Moncat, the Montana union catalog, is being developed in the records computer other. allow libraries to development of Moncat, a Libraries are participating data base which contains each of materials owned by through a multi-state materials with as to

In 1983 and 1984 libraries received nearly \$190,000 in grant funds to participate in Moncat. These include:

- o Flathead County Library, Kalispell, and nine neighboring college , health science, public and school libraries in northwest Montana
- o City-County Library of Missoula o University of Montana Mansfield Library
- Mansfield Library
 o Butte-Silver Bow Public Library
 o Lewis and Clark Library along
 with two health science and one
- o Montana State University Renne Library.

State Library, currently 36%

of budgeted operating costs.

LSCA funds are also used to support services from the

STATE LIBRARY SERVICES

Federally funded operations primarily support statewide library development, refer-

Funds also supported the Pilot Moncat project to test the use of a shared catalog, the updating of magazine holdings in Moncat, and the production of the first edition of Moncat on microfiche.

ence and interlibrary loans for local libraries, library services to residents of the state's institutions, and ser-

vices for blind and physically

handicapped persons.

7

In 1985 an additional \$125,000 will support Moncat participation. Local level match is required for all Moncat grants.

PILOTS AND PLANNING

Grant funds support library planning and demonstration projects.

- o The Federation Review recommends a change to multi-type library governance for Montana's six federations participation by public, academic, school, and special libraries.
- o The draft Long Range Plan establishes visions for libraries in 1989, Montana's Centennial year, and charts ways of attaining them.
- o A public information project increases awareness of libraries through radio and television spots.
- o A project to demonstrate how a school library could provide public library services on the Rocky Boy Reservation will be conducted in 1985.
- o Planned for 1986 is a demonstration project on how to develop core collections of materials for public libraries in remote areas.

TRAINING

A variety of training workshops has been provided with LSCA funds.

- o Financial management work-shops were held in 5 communities. Topics were the budget process, audits and record keeping, and the political process.
- o Training in the use of Moncat for interlibrary loans was offered in 1984, to be repeated in ten communities in 1985.
- o Librarians serving residents of Montana's institutions attended a workshop designed to increase awareness of services for residents of correctional facilities, mental institutions, and geriatric programs.
- o Trustees and public librarians participated in training to define the roles of trustees in policy making and public relations, held in six communities.
- o Grant writing/fund raising workshops will be offered in spring

LSCA IN MONTANA

	Total Grant Award	Appropriated for State Library Services	ted Library	Grants to Libraries
1983	1983 \$440,909	\$376,445 (85%)	(85%)	\$126,888 ¹
1984	1984 \$469,556 ²	\$364,560 (78%)		\$104,996 ²
1985	1985 \$508,131 ³	\$359,560 (71%)		\$148,571 ³
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1) Included \$62,424 carried forward from FY82 grant award. 2) Does not include \$220,523 appropriated under Emergency Jobs Bill for public library construction. 3) Does not include \$165,656 appropriated under LSCA Title II for public library

construction.

WITNESS STATEMENT

NAME Jana farher	BILL NO.
ADDRESS 15-15 East fifth	DATE 1/30/83
ADDRESS 15/5 East fifth WHOM DO YOU REPRESENT? Montage State Like SUPPORT X OPPOSE	eref
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PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.	
Comments:	+
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TITLE I - LIBRARY SERVICES

GRANTS TO STATES FOR LIBRARY SERVICES

Sec. 101.

The Secretary shall carry out a program of making grants from sums appropriated pursuant to section 4(a)(1) to States which have approved basic State plans under section 6 and have submitted annual programs under section 103--

- (1) for the extension of public library services to areas and populations without such services and the improvement of such services to areas and populations to ensure that such services are adequate to meet user needs and to make library services accessible to individuals who, by reason of distance, residence, handicap, age, literacy level, or other disadvantage, are unable to receive the benefits of public library services regularly made available to the public;
- (2) for adapting public library services to meet particular needs of individuals within the States;
- (3) for assisting libraries to serve as community information referral centers;
- (4) for assisting libraries in providing literacy programs for adults and school dropouts in cooperation with other agencies and organizations, if appropriate;
- (5) for strengthening State library administrative agencies; and
- (6) for strengthening major urban resource libraries.

^{*} from Library Services and Construction Act, P.L. 98-480, as amended in 1984

FEDERAL LIBRARY FUNDS: INCREASING DIFFICULTIES IN THEIR USE BY THE STATE LIBRARY

Each year it becomes harder to satisfy the U.S. Department of Education on how Library Services and Construction Act (LSCA) money is used internally within the agency. These directives have required compliance and are now in effect:

- Funds cannot be used to fund any activity which serves state officials or employees.
- Personnel positions cannot be funded with 100% of LSCA when only a portion of time is spent on LSCA activities.
- Pay increases cannot be 100% LSCA only a percent based on the time spent on LSCA activities.
- ° No funds can be used to pay for any activities or expenses of the State Library Commission.
- Program I, Reference and Information Services, must be funded in a ratio between federal and state funds that is the same ratio of use by state government and public libraries.
- No activity or object of expenditures can be funded 100% with LSCA if statistics show only part of the use is for public libraries.
- Revision of the act will place a ceiling on the amount that can be used for administration.

STATE OF MONTANA

ATTORNEY GENERAL MIKE GREELY

JUSTICE BUILDING. 215 N. SANDERS, HELENA, MONTANA 59620 TELEPHONE (406) 444-2026

29 January 1985

Representative Bob Thoft House District 63 Montana House of Representatives State Capitol Helena MT 59620

Dear Representative Thoft:

I am writing to confirm that my staff has reviewed the trust documents and amendments to the documents prepared by Ward Shanahan on St. Mary's Mission. The documents, as amended by Mr. Shanahan pursuant to the suggestions of this office to require that any religious activities that occur specifically fall within an historical easement and to remove control from the office of the Bishop, will meet the requirements set forth in my formal opinion of October 25, 1978. That opinion, 37 Op. Att'y Gen. No. 165 at 683, establishes criteria which must be met before State funds may be used by religiously related organizations.

I find that this trust and the proposed use of \$7,500 in State monies in maintaining St. Mary's Mission is for a secular purpose: historic preservation. I further find the grant will be given to the St. Mary's Mission The trust is a secular Historic Preservation Trust. organization which is promoting the historic preservation of the Mission. The trust has no religious functions. I do recognize that, as a matter of historic significance, various citizens of the Stevensville community and of the Confederated Salish and Kootenai Tribes of the Flathead Reservation, will want to use the facility for cultural and liturgical purposes. activities, which may include weddings of couples who want to marry in the Mission as did their forbearers or ceremonies with both historic and religious significance occasionally performed by the Confederated Salish and Kootenai Tribes of the Flathead Reservation, may be permitted under the historical easement provided in the trust document amendments. That use will not violate the establishment clause since the funds will go to an organization whose functions are substantially secular and since the grant will be used for a secular rather than a religious function.

Representative Bob Thoft Page 2 29 January 1985

If you have any further questions on this matter, please don't hesitate to contact me.

cry cruity yours

Attorney Gener

cc: Ward Shanahan

STATE OF MONTANA

ATTORNEY GENERAL MIKE GREELY

JUSTICE BUILDING, 215 N. SANDERS, HELENA, MONTANA 59620 TELEPHONE (406) 444-2026

29 January 1985

Ward Shanahan
Gough, Shanahan, Johnson
& Waterman
301 First National Bank Building
P.O. Box 1715
Helena MT 59624

Dear Ward:

Enclosed please find a copy of the amendments to the St. Mary's Trust Document which you sent me. I am sending it back with minor revisions which clarify the amendments. The only major change is clause 6, which amends paragraph 10 of the Charter. I've simply reworded that clause to actually call the permitted use an historical easement.

I have also enclosed a copy of the Attorney General's letter to Representative Thoft on his matter. If the document is executed with the changes I've made, it should not violate the Establishment Clause.

If I can be of any further assistance on this matter, please don't hesitate to contact me.

Very truly yours,

KIMBERLY A. KRADOLFER

Assistant Attorney General

cc: Representative Bob Thoft

AMENDMENT TO THE HISTORIC PRESERVATION TRUST CHARTER

ST. MARY'S MISSION

Comes now the Roman Catholic Bishop of Helena, a corporation sole, hereinafter referred to as the Bishop and the Board of Directors of St. Mary's Mission, hereinafter referred to as the Board, and agree as follows:

WITNESSETH:

THAT WHEREAS, on January 24, 1984, Bishop, acting through its encumbent, Elden F. Curtiss, and the Board, acting through its members, Lucylle H. Evan, Martha Burke and Mary Vandehey, executed an Historic Preservation Trust Charter covering the following described real estate in Ravalli County, Montana:

Beginning at the SE corner of lot 5, section 27, T 9 N, R 20 W, P.M.M., also known as St. Mary's Cemetary, or the Indian Burial plat, thence along the South boundary of same, N 85° 56' 28" W, 105.44 feet; thence S 00° 05' 30" W, 129.39 feet; thence east, 105.20 feet to the west line of the St. Mary's Mission Reserve, townsite of Stevensville; thence along samd N 00° 05' 30" E, 71.73 feet; thence S 81° 46' 24" E, 323.50 feet to the east line of the St. Mary's Mission Reserve; thence along sme N 10° 19' 22" E, 194.95 feet; thence N 89° 39' 15" W, 354.46 feet to the west line of St. Mary's Mission Reserve; thence along same, S 00° 20' 06" W, 97.44 feet to the point of beginning, 1.628 acres more or less.

THAT WHEREAS, following the creation of the trust, the parties were advised by the Attorney General of Montana that St. Mary's Mission Trust could not qualify for a Seven Thousand Five Hundred Dollars (\$7,500.00) grant made by the Montana Legislature from the Coal Tax Trust Fund for Cultural and Esthetics Projects unless the trust amended so as to conform to the Attorney General's

opinions with respect to grants for religious organizations in that the Bishop retained audit responsibilities and certain powers over the Board pursuant to the terms of the trust:

NOW, THEREFORE, in order to satisfy the requirements of Montana law and allow the St. Mary's Mission Historic Preservation Trust to qualify for State funds including those appropriated under the Cultural and Esthetic Projects grants, the Historic Preservation Trust Charter of January 24, 1984, is amended as follows:

1. Paragraph 1 of the Charter is amended to read as
follows:

"That the Board is hereby given the authority to direct and manage St. Mary's Mission historic site as provided herein."

2. Paragraph 2 of the Charter is amended to read as follows:

"The Board is given the authority for maintenance and operation of St. Mary's Mission historic site pursuant to guidelines adopted by it in accordance with State law, as set forth on Exhibit "A" attached hereto which is incorporated herein by this raference."

3. Paragraph 7 of the Charter is amended to read as follows:

"The Diocese shall retain the present fire and liability insurance on the property at no cost to the Board so long as the Board obtains substitute coverage to protect its interest in twelve (12) months from the date of this agreement."

4. Paragraph 8 of the Charter is amended to read as follows:

"The Board has the power to adopt bylaws, a copy of which is attached hereto, marked Exhibit "C", and may amend the bylaws as it may see fit, by majority vote, with the exception that no power to convey the reversionary interest of the Bishop in the real estate described herein is granted, or may be construed from the terms of this instrument."

5. Paragraph 9 of the Charter is amended to read as follows:

"So long as the Board operates the Mission and grounds in a prudent and satisfactory manner, in accordance with the terms of this agreement and the bylaws governing its activities, and the law of the State of Montana, the present Board and its successors shall continue to manage and direct St. Mary's Mission as an historic site for an initial period of five (5) years, after January 24, 1984, which term may be extended for like periods upon mutual agreement of the parties."

6. Paragraph 10 of the Charter is amended to read as follows: If An historic passement is provided to allow the Board to found the found to the Mission Church will be allowed by the Board to the Confederated Salish-Kootenai Tribes of the Flathead Reservation and to the members of St. Mary's Parish of Stevensville in keeping with the historic tradition of the Mission. It is understood that the Mission Church building is not an active church and that regular religious services may not be conducted

Such services may be permetted by the Board

therein, except on the special occasions, allowed by
the Board. In this connection, the Board is respectfully requested to consult with the Paster of St.
Mary's Parish of Stevensville, Montana."

7. This document shall be executed in duplicate originals. This is original No. ____. It is intended that this document where it amends the St. Mary's Mission Historic Preservation Trust Charter of January 24, 1984, shall supercede that document, but where that document is not specifically amended hereby, the provisions of the original trust will prevail.

Dated this day of January, 1985.
ROMAN CATHOLIC BISHOP OF HELENA, a corporation sole
By: Elden F. Curtiss, Sole Officer
DIRECTORS OF ST. MARY'S MISSION
By: Lucylle H. Evans
By: Martha Burke
By:Mary Vandeney

ACKNOWLEDGEMENT

STATE OF MONTANA)
County of Lewis and Clark)
On this day of January, 1985, before me, the undersigned, a Notary Public in and for the state of Montana, personally appeared Elden F. Curtiss, known to me to be the Sole Officer of the Roman Catholic Bishop of Helena, a corporation sole, acknowledged to me that he executed the foregoing instrument. In witness whereof, I have hereunto set my hand and affixed my notarial seal on the day and year first-above written.
NOTARY PUBLIC FOR THE STATE OF MONTANA (Notarial Seal) Residing at: Helena, Montana My commission expires:
STATE OF MONTANA)
county of)
On this day of January, 1985, before me, the
undersigned, a Notary Public in and for the state of
Montana, personally appeared Lucylle H. Evans, known to me
to be the person whose name is subscribed to the foregoing
instrument and acknowledged to me that she executed the
same.
In witness whereof, I have hereunto set my hand and
affixed my notarial seal on the day and year first-above
written.
NOTARY PUBLIC FOR THE STATE OF MONTANA (Notarial Seal) Residing at: My commission expires:

STATE OF MONTANA)
County of	: ss.)
On this of undersigned, a Notar Montana, personally be the person whose instrument and acknows same. In witness when	day of January, 1985, before me, the ry Public in and for the state of appeared Martha Burke, known to me to name is subscribed to the foregoing owledged to me that she executed the reof, I have hereunto set my hand and seal on the day and year first-above
(Notarial Seal)	NOTARY PUBLIC FOR THE STATE OF MONTANA Residing at: My commission expires:
STATE OF MONTANA) : ss.
County of	
undersigned, a Notar Montana, personally be the person whose instrument and acknown same.	day of January, 1985, before me, the cy Public in and for the state of appeared Mary Vandehey, known to me to name is subscribed to the foregoing owledged to me that she executed the ceof, I have hereunto set my hand and seal on the day and year first-above
(Notarial Seal)	NOTARY PUBLIC FOR THE STATE OF MONTANA Residing at: My commission expires:

Orig. Rev. Estim. 1311000 Current Estimate 1260000

Revenue Reduction 51000 Percent Reduction 4 1-30-85 MT. ARTS Council

Exhibit 4A

		_		Percent Reduction
Appl. No.	Request	Recommend	Modification	r grants above \$5,000)
88	10484	0	0	
89 90	53000 7760	30000 3500	28800 3500	
91	5000	5000	5000	
92	79900	0	0	
93 94	45323 103900	17000 103900	16320 99744	
95	25000	25000	24000	
96	14770	14770	14179	
97 98	6000 33960	0 0	0 0	
99	22580	10000	9600	
100	40000	40000	38400	
101 102	0 35000	0 20000	0 19200	
103	78445	42000	40320	
104	13300	13300	12768	
105 106	5000 25000	5000 10800	5000 10368	•
107	47920	33920	32563	
108	3747	3747	3747	
109	35686	10000	9600	
110 111	35500 75841	35500 37000	34080 35520	
112	20788	15000	14400	
113	41420	35000	33600	
114 115	20930 25000	20930 7690	20093 7382	
116	21965	7690 21 965	21086	
117	54724	42000	40320	
118	3000	3000	2880	
119 120	11531 65474	0 0	0 0	
121	9600	2500	2500	
122	50770	7000	6720	
123 124	11600	0 15000	0 14400	
125	29733 166788	0	0	
126	34200	30000	28800	
127	15773	15773	15142	
128 129	49000 13620	0 13620	0 13075	
130	55000	42000	40320	
131	67250	42000	40320	
132 133	8968	8968	8609	
133	70807 4889	35000 0	33600 0	
135	49650	30000	28800	
136	33960	33960	32602	
137 138	15000 43258	0 40000	0 38400	
139	14800	7500	7200	
140	1000	1000	1000	
141 142	19000 2000	10000	9600	
142	82400	2000 824 00	2000 79104	
144	3900	3900	3900	
145	50000	0	0	
146 147	13000 25000	0 2 5000	0 24000	
148	1799	1000	1000	
149	10000	6000	5760	
150 151	27561 8172	20000 8172	19200 7845	
152	20677	10000	9600	
153	50000	0	0	
154 155	15000 26000	15000 0	14400 0	
156	18300	ŏ	ŏ	
157	50000	0	0	
158 159	42000 101292	42000 24680	40320 23693	
159 160	4150	24680 0	23693	
161	1617	0	0	
162	25600	25600	24576	
163 164	8400 10000	0	. 0	
165	8000	8000	7680	
166	24300	24300	23328	
167	21200	10000	9600	
TOTAL	2482982	1248395	1198459	
Differen.		1234587	49936	

Intake Unit Licensure A & E Recommendations

INTA	ΚE

Oxygen Storage ~ Firewalls, Vented to Outside [Intake "C"]	\$ 2,000
Replace three (3) Doors [grills, mail slots not allowed] [Intake "D"]	\$ 1,500
Fire rated walls on air supply fan room [Intake #3]	\$ 1,300
Change Location of Monameter [Intake #5]	\$ 100
GROUND FLOOR	
Repair door framer [Ground Floor #13]	\$ 300
(4) Corridor Doors - Change Swing [smoke barrier] [Ground Floor #18]	\$ 2,000
Emergency Generator [Ground Floor #20]	\$10,000
Privacy Curtains [patient bedrooms] [Ground Floor #23]	\$ 6,000
Two Tub rooms. [must be provided at ratio of one for each 4 beds] [Ground Floor #24]	\$ 5,800
Add light fixtures [meet requirements in nurse station] [Ground Floor #26]	\$ 1,000
Exhaust Fan [Ground Floor #28] Sub-Total	\$ 150 \$30,150

Remodeling

Remodeling #1

Doctor's Office

Visiting

890 sq. ft.

@ \$15.00 per sq.ft.

Admissions

Requirements met:

Waiting

- Food serving space

- Storage space outlets for food carts

- Corridors not to be used as a waiting room: no obstructions allowed

Remodeling #2

Lounge

Charting Consult

640 sq. ft.

9,600

\$ 13,350

@ \$15.00 per sq.ft.

Requirements met:

- lounge, toilet rooms for st. off.

- separate, enclosed charting area

- separate consultation rooms with minimum of 199 sq, ft. for each 24 beds.

Additions

Addition #1 [West]

Dining

Quiet Recreation

2080 sq. ft.

\$ 145,600

Multi Purpose

Noise Recreation

@ \$70.00 per sq. ft.

Requirements mets:

- minimum two (2) separate social spaces [one noisy, one quiet, not less than 40 sq.ft. per bed, & each room not less than 120 sq. ft.]
- special space for occupational therapy [15 sq. ft. per person, not less than 120 sq. ft. per room.

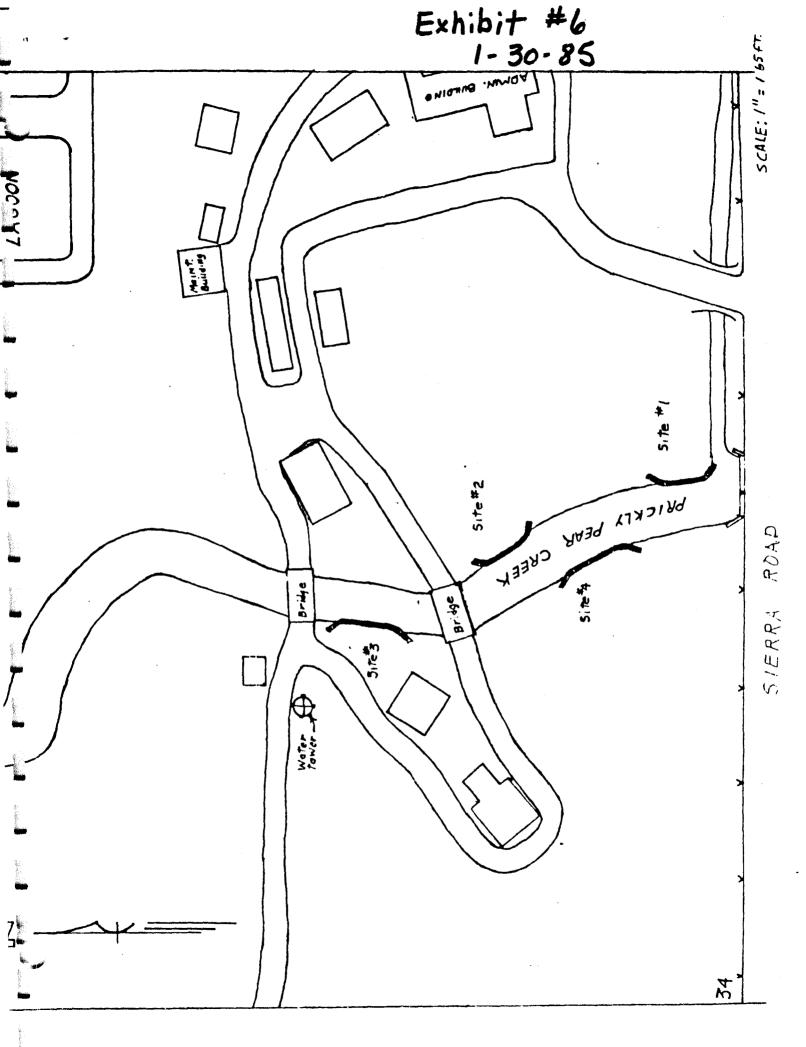
Addition #2

Intake Entry 80 sq. ft. \$ 10,400 Steps & Ramp @ \$130.00 per sq.ft.

Requirements Met:

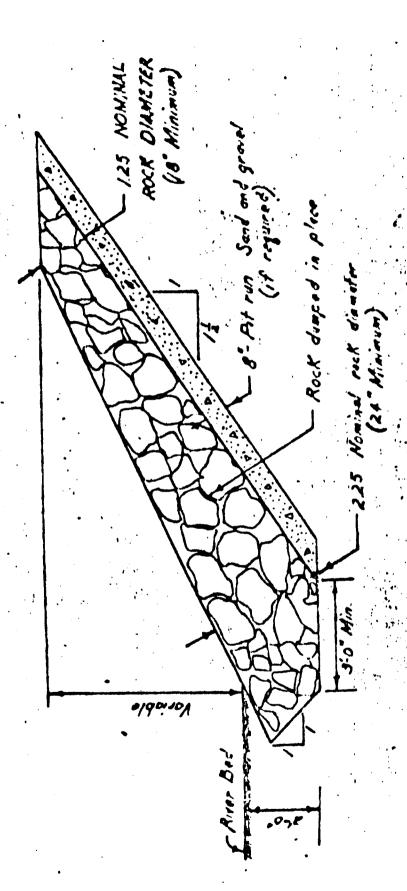
- Storage for wheel chairs and stretchers.

Construction	\$ 209,100
Architects Fee 13.4%] Inflation [5%, 10%, 10%]] Contingency 10%]	122,300
TOTAL PROJECT COST	\$ 331,400



MINIMUM DIMENSIONS

BOCK RIPRAD



If conditions make it improctical to escarate for too, drap rock to bose thekness over bose width

VISITORS' REGISTER

LONG-RANGE PLANNING SUB COMMITTEE

BILL NO. DATE JANUARY 30, 1985			
SPONSOR		-	
NAME (please print)	RESIDENCE	SUPPORT	OPPOSE
BUL PRATT	MT ATOS CNCC	-	
Jane Tarker	State Librarian	, ,	
Dave Nelson	MT. Kils		-
Susan Talkat	MT arts Council	<u></u>	
Culeur Barrie	MT arts Comil	/	
Bin Mayson	MSP	~	
Hanh Rule	MSP		
tom Carnell	Helma	V	
DAN Russell	Inst. / Holam	_	
Cust Chisholan	14 1 66		
FAIL HAUCK	Helena	7	

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR WITNESS STATEMENT FORM.

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.