

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 54th LEGISLATURE - REGULAR SESSION

FREE CONFERENCE COMMITTEE ON HB 5

Call to Order: By SEN. ETHEL HARDING, CHAIR, and REP. ERNEST BERGSAGEL, CHAIR, on April 11, 1995, at 5:00 p.m.

ROLL CALL

Members Present:

Sen. Ethel M. Harding, Chair (R)
Sen. B.F. "Chris" Christiaens (D)
Sen. Thomas A. "Tom" Beck (R)
Rep. Ernest Bergsagel, Chair (R)
Rep. Edward J. "Ed" Grady (R)
Rep. Matt McCann (D)

Members Excused: None.

Members Absent: None.

Staff Present: Nan LeFebvre, Fiscal Analyst
Marjorie Peterson, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing: HB 5
Executive Action: HB 5

EXECUTIVE ACTION ON HB 5**Opening Statement:**

SEN. ETHEL HARDING, SD 37, Polson, opened the Free Conference Committee hearing on HB 5.

REP. ERNEST BERGSAGEL, HD 95, Malta, chaired the Long-Range Building Program Subcommittee and offered most of the amendments in this Conference Committee. He asked **Nan LeFebvre, Fiscal Analyst**, to explain the amendments that were added in the Senate and House. The Senate amendments marked SEN, include: #9 for the Pharmacy/Psychology Building, UM, for \$8.4 million; #12 to Replace Primary Electrical System, MSU-Billings, for \$1.7 million; and #29 to the Department of Fish, Wildlife and Parks (DFWP) for the Bearpaw Dam Upgrade for \$210,000. The amendments that were added in the House marked HAC, include: #3 for the Montana Alternatives Youth Program, Boulder for \$560,000. **EXHIBIT 1.**

Motion: **REP. BERGSAGEL MOVED HB 5 AMENDMENT HB000510.A11 DO PASS.**

Discussion: **REP. BERGSAGEL** said this amendment was tied to HB 349 which is the River Restoration bill and, essentially, it moves \$500,000 in HB 5 to comply with monetary needs for HB 349. Money appropriated in HB 349 is for the Bluewater Hatchery and the Tongue River Dam Restoration. He offered a conceptual amendment that would take an additional \$250,000 from DFWP to use for whirling disease. If they identified projects or needed the additional \$250,000, they would be able to use it instead of taking the total amount of \$500,000 at this time. The conceptual amendment would essentially reduce the amount used for whirling disease from HB 349 by \$250,000 and take \$250,000 of the ending fund balance from DFWP.

REP. EDWARD GRADY, HD 55, Canyon Creek, asked for DFWP to address that issue.

Pat Graham, Director, Department of Fish, Wildlife and Parks, Helena, said that whirling disease was just discovered last December and over the last few months, they found it to be more dominant in the state than they had originally anticipated. Besides the upper Missouri River drainage, it is found in the Madison, Jefferson, Beaverhead and Ruby rivers. The department believes it could possibly be transmitted by sculpins, so the presence of the disease could be greater than first predicted. The money would be used for testing and identification, and also to contain, control or mitigate the disease. If \$250,000 is not sufficient, the other \$250,000 would come out of appropriations in HB 349.

REP. MATT McCANN, HD 92, Harlem, asked **Mr. Graham** what the department would do if the work exceeded \$500,000. **Mr. Graham** said they would be concentrating on three areas: (1) identification and testing, which is in HB 2; (2) identify procedures for containment in HB 5; and (3) try to raise private funds for research at UM and MSU. **REP. McCANN** asked how they arrived at \$500,000 as it seemed like a lot of money. **Mr. Graham** said the money was not only for studies, but for measures to stop the spread of the disease. He said they anticipate "on-the-ground" projects that may be somewhat costly and could include habitat protection and whatever it took to eliminate the epidemic.

SEN. HARDING asked about an update on the Bluewater Hatchery. **Mr. Graham** said some of the money would have been used for reconstruction of the Bluewater Fish Hatchery. \$2.5 million was originally projected and would be requested in the next biennium for Bluewater. The Bluewater fishery water supply is essential. If they are going to maintain the hatchery two years from now, they needed to maintain that water supply now. They will now phase the project over the next two bienniums.

SEN. TOM BECK, SD 29, Deer Lodge, asked if this amendment would take an additional \$250,000 from the \$2.5 million. The other \$250,000 would come from the department's ending fund balance.

Vote: Motion that HB 5 Amendment HB000510.A11 Do Pass carried unanimously.

Motion: **REP. BERGSAGEL** MOVED HB 5 AMENDMENT HB000511.A11 DO PASS.

Discussion: **REP. BERGSAGEL** said this amendment was coordinating language with HB 512 and asked someone from DFWP to explain that bill. **Dave Mott, DFWP,** told the committee that HB 512 reduces the amount of money that is earmarked for fishing access site (FAS) acquisition from 75% of fishing license fees to 50%. The difference would be spent to operate and maintain the existing FASs and has a four-year sunset date. They would use the authority in HB 5 and part of the money that is line-itemed for FAS acquisition and reduce that amount according to HB 512.

SEN. CHRISTIAENS asked how much money that would be. **Mr. Mott** said the appropriation in HB 5 is about \$800,000; the amendments in HB 512 lower that by \$210,000 and the remaining \$590,000 would be used for the acquisition bill.

Vote: Motion that HB 5 Amendment HB000511.A11 Do Pass carried unanimously.

Motion: REP. BERGSAGEL MOVED HB 5 AMENDMENT HB000513.A11 DO PASS.

Discussion: REP. BERGSAGEL said that this amendment reduces the funding for Replacement of Primary Electrical Distribution System project at MSU - Billings. This would be a loop-feed for the campus and \$300,000 should enable them to set up the substation and allow them to do work in some buildings. There is \$40,000 set aside in HB 5 for engineering studies associated with the electrical upgrade. The Havre campus has the same problem and will be a priority next session.

SEN. CHRISTIAENS asked how the amount of \$300,000 was determined, reducing the amount from \$1.4 million. REP. BERGSAGEL said the original number was based on a 10-year-old estimate and that Montana Power holds a certain level of responsibility for some of the major substation work.

Tom O'Connell, Architecture and Engineering Division, Department of Administration, Helena, said that this project was very low on the Board of Regent's priority list, so it was not in the original long-range building budget. The project was revised to \$412,000 and then reduced to \$300,000. Personnel from MSU-Bozeman have restudied the project and arrived at the current amount.

REP. McCANN asked what auxiliary money would be used. There were no auxiliary funds used for this project. Auxiliary funds are from student fees, dormitories, parking fees, etc.

{Tape: 1; Side: A; Approx. Counter: 27.7.}

SEN. CHRISTIAENS then asked someone from the university system to explain what the \$300,000 would fix. Ron Sexton, Chancellor, MSU-Billings, said their preliminary estimates allow them to repair part of the campus and to start work on one substation and not shut down the whole campus. Presently, when the system goes down, the electrical system for the whole campus shuts down, too.

Vote: Motion that HB 5 Amendment HB000513.A11 Do Pass carried unanimously.

Motion: REP. BERGSAGEL MOVED HB 5 AMENDMENT HB000512.A11 DO PASS.

Discussion: REP. BERGSAGEL said that this amendment would remove the roof replacement project at the Montana State Hospital at Warm Springs for \$70,000. Due to HB 594 passing, which authorizes construction of a new Montana State Hospital, it is no longer necessary to replace the roof at Warm Springs.

SEN. CHRISTIAENS wanted clarification that there is money in the current budget to do temporary repairs they might need before they move to the new hospital.

SEN. BECK asked if Warm Springs would be demolished. **REP. BERGSAGEL** said when the new facility is on-line that would probably eventually happen.

Vote: Motion that HB 5 Amendment HB000512.A11 Do Pass carried unanimously.

Motion: **REP. BERGSAGEL** MOVED HB 5 AMENDMENT HB000515.A11 DO PASS.

Discussion: **REP. BERGSAGEL** said this amendment relates to Pine Hills School which is going to a year-round educational system. Since Miles City is very hot in the summer, this would give the school \$80,000 for an air-conditioning system and leave \$100,000 for other miscellaneous improvement projects.

SEN. BECK asked if this amendment had been rejected before. **REP. BERGSAGEL** said it had been rejected in the Human Services subcommittee very early in the session because they did not know what the session would decide for state buildings.

Vote: Motion that HB 5 Amendment HB000515.A11 Do Pass carried 4 - 2, with **SEN. BECK** and **REP. McCANN** voting no.

Motion **REP. BERGSAGEL** MOVED HB 5 AMENDMENT HB000518.A11 DO PASS.

Discussion: **REP. BERGSAGEL** said this amendment provides authorization and funding for building demolition and asbestos removal at Warm Springs. The state is paying insurance premiums on these buildings and has a potential liability. This amendment also allows inmate labor to be used and inmates trained to perform asbestos removal. Representatives of organized labor unions are very willing to participate in this program and indicated they may be able to write grants for their employees to train inmates.

Vote: Motion that HB 5 Amendment HB000518.A11 Do Pass carried unanimously.

Motion: **REP. BERGSAGEL** MOVED HB 5 AMENDMENT HB000522.A11 DO PASS.

Discussion: **REP. BERGSAGEL** said this amendment would give \$350,000 to A&E (Architecture and Engineering Division, Department of Administration) for roof replacement projects on buildings across the state. A&E will identify a priority list.

This amendment does not limit them as to which buildings they fix, but does limit them to \$350,000.

SEN. CHRISTIAENS asked how many roofs this might repair. **Mr. O'Connell** said there were 3,200 buildings in the state so there are plenty of requests. They looked at previous agency requests in the original building program and took up where the funding ended. There were three major roof repairs and miscellaneous projects across the state. **SEN. CHRISTIAENS** asked if it was their intent to have A&E come to the next session with a maintenance plan. Next session there will be about \$10 million to allocate for maintenance programs statewide and there will be a standard evaluation for all state agencies.

Vote: Motion that HB 5 Amendment HB000522.A11 Do Pass carried 5 - 1, with **REP. McCANN** voting no.

SEN. HARDING asked **Nan LeFebvre** what the ending fund balance was after these amendments had been passed. **Ms. LeFebvre** calculated about \$1.2 million in the capital projects accounts.

{Tape: 1; Side: A; Approx. Counter: 49.4.}

Motion: **REP. BERGSAGEL** MOVED HB 5 AMENDMENT HB000523.A11 DO PASS.

Discussion: **REP. BERGSAGEL** indicated that this amendment would appropriate \$350,000 to be used for code compliance, and health and safety issues on a priority basis. This priority list would be established by A&E at the Department of Administration. There are many buildings across the state that need to comply with codes; some include emergency lighting and environmental controls for the Historical Society, such as smoke detectors and fire alarms, and fire suppression systems statewide.

SEN. CHRISTIAENS and **SEN. BECK** wanted to keep track of the amount being spent in the amendments so far. The balance at this point is \$800,000.

Vote: Motion that HB 5 Amendment HB000523.A11 Do Pass carried unanimously.

Motion: **REP. BERGSAGEL** MOVED HB 5 AMENDMENT HB000524.A11 DO PASS.

Discussion: **REP. BERGSAGEL** said this amendment would appropriate \$200,000 for upgrading electrical systems on the Capitol Complex and priority again would be determined by A&E. He said this would not include restoration or renovation of the Capitol Building. **Debbie Fulton, General Services, DOA**, said there were inadequate power supplies in several of the buildings in the Complex, including the Corrections and Human Services building

and the Mitchell building. They do not have enough power, and the power is not grounded. In some cases, the insulation doesn't even meet current codes.

Vote: Motion that HB 5 Amendment HB000524.A11 Do Pass carried unanimously.

Motion: REP. BERGSAGEL MOVED HB 5 AMENDMENT HB000517.A11 DO PASS.

Discussion: Nan LeFebvre updated the committee on the ending fund balance after the amendments so far, which was \$654,000. REP. BERGSAGEL said this amendment authorizes \$275,400 for Scagliola columns repair and restoration in the Capitol Building. The historical preservation of the Capital has not been funded very much this session and they will probably try to go with private funds.

SEN. CHRISTIAENS said there is an expert coming to Helena to work on the Scagliola columns in the Helena Cathedral. This would be an opportunity to use his talent without authorizing a separate trip to work on the Capitol project. This is a bargain and would save the state quite a lot of money.

SEN. HARDING said it would be a delight to vote "aye" on this motion.

Vote: Motion that HB 5 Amendment HB000517.A11 Do Pass carried unanimously.

Motion/Vote: REP. BERGSAGEL MOVED HB 5 CONCEPTUAL AMENDMENT TO AUTHORIZE USING THE BALANCE OF \$379,500 FOR EMERGENCY REPAIRS TO STATE BUILDINGS STATEWIDE AT THE DISCRETION OF A&E IN THE DEPARTMENT OF ADMINISTRATION. Motion carried unanimously.

Motion: REP. GRADY MOVED HB 5 DFWP AMENDMENT.

Discussion: REP. GRADY said this would authorize up to \$200,000 for fisheries enhancement at the ponds on the grounds of the Center for the Aged in Lewistown. He said the committee took \$250,000 from DFWP for whirling disease issue and this would take \$200,000 from the \$2.3 million in HB 349.

Dave Mott, DFWP, Helena, said there is currently \$2.3 million in HB 349, which is a combination of redirection and current river restoration programs. The committee took \$250,000 of that for whirling disease, if necessary. This amendment would make an additional \$200,000 available for the project in Lewistown; \$1.8 million would remain in HB 349.

SEN. CHRISTIAENS wanted to know what the enhancement project entailed, if they were working on habitat or stocking more fish in the pond. **Mr. Mott** said there were two wetland areas they would dredge and they would have two put-and-take fishing ponds stocked with fish accessible to the Center for the Aged.

REP. GRADY said it was up to the legislature how to spend the money and this is a good example. This pond needed additional attention and the Center for the Aged is a very good home and we should help support them. **REP. BERGSAGEL** said he would oppose this amendment. Rep. Raney had worked hard on HB 349 and he doesn't think it should be raided anymore. **REP. GRADY** said DFWP was reluctant to take more from their ending fund balance, since the problems with whirling disease may decrease fishing license sales tremendously.

{Tape: 1; Side: B; Approx. Counter: 0.1.}

SEN. CHRISTIAENS said that he would also oppose this amendment. He felt that this was the first time he's heard about this issue and if it was an important project, DFWP would probably have had it before the legislature earlier in the session. He did say that if it is important to them, they could come back in two years with it on their priority list.

Vote: Motion that HB 5 DFWP Amendment Do Pass failed on a tie vote 3 - 3, with REPS. BERGSAGEL, MCCANN AND SEN. CHRISTIAENS voting no.

Motion: REP. BERGSAGEL MOVED HB 5 OBPP AMENDMENT DO PASS.

Discussion: REP. BERGSAGEL asked Curt Nichols from the Office of Budget and Program Planning to explain this amendment. **Mr. Nichols** said that this appropriates \$3.5 million from general fund money for HB 416 for state aid for school district debt service. The money would be appropriated to the Office of Public Instruction to pay for state advances and reimbursements for school facilities. HB 416, which would be coordinated with SB 83, does three things: (1) it limits the bonds covered by equalization to those issued after 1991; (2) it ties the amount available for distribution of schools to the amount appropriated; and (3) it sets up a system for the schools to receive money the first year. **SEN. CHRISTIAENS** said this funding switch would not work very well as it spreads the money through all the school districts, rather than addressing the specific needs. **Kathy Fabiano, OPI**, said the risk could be that appropriations might pass in HB 5 but HB 416 may not pass. If so, they would have to spread the funding across 141 school districts as opposed to limiting the payment to those who have issued bonds since 1991. They are currently pro-rating entitlements at about 75% and this would further decrease that to about 15% of their entitlements and may be a risk of a lawsuit. She further stated that the risk would be passing this amendment without passing HB 416 since they are tied together.

Dave Lewis, OBPP, commented that leadership had asked for this amendment for construction money for the long-range building program. It is tied to HB 416 and if the committee would prefer, there could be a clause in this amendment to specify that it is contingent upon the passage of HB 416.

SEN. CHRISTIAENS asked **Mr. Lewis** if he agreed with **Ms. Fabiano's** remarks. **Mr. Lewis** said it was correct, and that they are assuming that HB 416 would pass. If HB 5 passed and HB 416 did not, he thought the Governor would have to consider a line-item veto.

SEN. BECK said he assumed the money for HB 416 was in HB 2. **Mr. Lewis** said they were taking the money out of HB 416 and putting it in HB 5 for construction.

Motion: **SEN. BECK** MOVED TO ADD A COORDINATING CLAUSE TO THIS AMENDMENT THAT IT IS CONTINGENT UPON THE PASSAGE OF HB 416.

Vote: Motion that HB 5 OBPP Amendment with Coordinating Clause Do Pass carried 5 - 1, with **SEN. CHRISTIAENS** voting no.

Motion: **SEN. CHRISTIAENS** MOVED HB 5 AMENDMENT HB000504.AGP DO PASS.

Discussion: **SEN. CHRISTIAENS** said this amendment authorizes a one-time bond issue for historical items at Nevada City which are going to be put up for auction. The bonds would be serviced by the bed tax revenue. It authorizes bonds up to the appraised value of Nevada City, which is \$3 million, and a grant up to \$1 million for the Lewis and Clark Interpretive Center in Great Falls. He thinks it is an appropriate way to fund these two projects. This is a bonding program and related to tourism projects, which are important to the state of Montana.

REP. WILLIAM WISEMAN, HD 41, Great Falls, supported the amendment. He said we need to complete restoration of the Capitol Building and would be wise to use these historical items from Nevada City. Great Falls has raised \$2 million from private donations and need another \$1 million to match \$3 million from the federal government to construct the Lewis and Clark Interpretive Center. Great Falls wants to be prepared for their 200th anniversary in 2004.

Gloria Hermanson, Helena, said Nevada City is about to be sold and all the historical items will leave Montana. There are buildings from all over the state that have been moved into Nevada City and some include the first schoolhouse in Montana, complete with desks, books, and other miscellaneous items.

SEN. BECK asked if it was the same amendment that was offered on the floor of the Senate. **SEN. CHRISTIAENS** said that amendment

had \$700,000 for the Lewis and Clark Interpretive Center. **SEN. BECK** said since this was from the bed tax, it could drop their base level back to 1994. He was concerned it would affect the amount of money for the tourism promotion bureau.

REP. KARL OHS, HD 33, Harrison, said he wasn't sure if the whole fund was from out-of-state advertising only or from the whole tax. The bed tax people are very supportive of this program.

REP. GRADY asked who would pick up the maintenance and on-going costs of Nevada City. **SEN. CHRISTIAENS** said it was his understanding the community would take up those costs once Nevada City is purchased. **REP. OHS** said that would be taken care of by the Preservation Alliance. **REP. BERGSAGEL** said that HB 5 was not a bonding bill, but this would not take a 2/3 vote since it is a revenue bond, so it wouldn't change the potential voting requirements for HB 5. **SEN. BECK** said that since HB 15 was the bonding bill, this would probably fit better there. **SEN. CHRISTIAENS** agreed that maybe this would fit better in HB 15, but it was put into this bill as it just takes a majority vote and HB 15 requires a 2/3 vote. He also suggested they could add a conceptual amendment to include the term and repayment schedule. **Mr. Lewis** said that it would be a 20-year bond to be repaid from the bed tax, but the question arises if it would be a debt of the state. Bond holders would want some guarantee from the state if the bed tax doesn't have enough money in it, and then it would become a 2/3 vote and would be more appropriate in HB 15.

REP. GRADY agreed that this is the wrong place and this amendment should be in HB 15. In past sessions, the legislature has tried to get money for the Parks Division and it has been difficult. He thinks purchasing Nevada City would be a burden to the state. He said they keep robbing from the general fund and it has been hard to get money for Parks from the bed tax. Nevada City is very important but they should try to get private donations for that. **REP. BERGSAGEL** calculated that it come to about \$365,000 a year debt service for this and he opposes the amendment. **REP. McCANN** would rather spend the money on structures like this rather than advertising for tourism. It was decided that the proper place for this amendment would be HB 15.

Vote: Motion that HB 5 Amendment HB000504.AGP Do Pass failed on a tie vote 3 - 3, with REPS. GRADY, BERGSAGEL and SEN. BECK voting no.

Motion/Vote: **SEN. CHRISTIAENS** MOVED HB 5 DO PASS AS AMENDED. Motion carried unanimously.

April 11, 1995

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ADJOURNMENT

Adjournment: 6:45 p.m.


SEN. ETHEL HARDING, Chair


REP. ERNEST BERGSAGEL, Chair


MARJORIE PETERSON, Secretary

EH/EB/mp

**HOUSE OF REPRESENTATIVES
54TH LEGISLATIVE SESSION - 1995**

ROLL CALL

FREE CONFERENCE COMMITTEE ON HB 5

NAME	PRESENT	ABSENT	EXCUSED
Sen. Ethel Harding, CHAIR	✓		
Sen. Chris Christiaens	✓		
Sen. Tom Beck	✓		
Rep. Ernest Bergsagel, CHAIR	✓		
Rep. Ed Grady	✓		
Rep. Matt McCann	✓		



FREE CONFERENCE COMMITTEE

on House Bill 5
Report No. 1, April 12, 1995

Page 1 of 4

Mr. Speaker and Mr. President:

We, your Free Conference Committee met and considered **House Bill 5** and recommend as following amendments:

1. Title, line 7.

Following line 6.

Insert: "APPROPRIATING \$3.5 MILLION IN GENERAL FUND MONEY FOR SCHOOL FACILITIES;"

2. Page 1, lines 13 and 16.

Strike: "12"

Insert: "13"

3. Page 2, following line 4.

Insert:

	<u>LRBP</u>
" Scagliola Repair and Restoration	275,400"

The purpose of this amendment is to provide authorization and \$275,400 in funding from the long-range building program account for the repair and restoration of the scagliola columns located in the Capitol Building. This restoration is to be executed as part of the overall Capitol Restoration Project.

4. Page 2, following line 4.

Insert:

	<u>LRBP</u>
"Roof Replacements, Statewide	350,000"

The purpose of this amendment is to appropriate \$350,000 to be used for roof replacement projects on a priority basis, as determined by the Architecture and Engineering staff.

5. Page 2, following line 4.

Insert:

	<u>LRBP</u>
"Code Compliance, Health and Safety Projects, Statewide	350,000"

The purpose of this amendment is to appropriate \$350,000 to be used for code compliance,

ADOPT

REJECT

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and health and safety projects on a priority basis, as determined by the Architecture and Engineering staff.

6. Page 2, following line 4.

LRBP

Insert: "Upgrade Electrical Systems, Capitol Complex 200,000"

This amendment appropriates \$200,000 to be used for the upgrade of electrical systems on the Capitol Complex, as determined by the Architecture and Engineering staff.

7. Page 2, following line 4.

LRBP

Insert: "Emergency Projects, Statewide 379,000"

This appropriation is to be used by the Architecture and Engineering Division to fund emergency maintenance and capital projects statewide.

8. Page 2, lines 8 and 9.

Strike: Lines 8 and 9 in their entirety.

The purpose of this amendment is to remove the roof replacement projects at the Montana State Hospital in Warm Springs, totalling \$70,000 in long-range building program funds. Due to the passage of House Bill No. 594, which authorizes the construction of a new Montana State Hospital, the roof replacements are no longer necessary.

9. Page 2, following line 18.

LRBP

Insert: "Building Demolition and Asbestos Removal,
Montana State Hospital 100,000"

The purpose of this amendment is to provide authorization and funding for projects on the Montana State Hospital campus in Warm Springs, that include building demolition and asbestos removal. It is intended that inmate labor be used in these projects, especially for the purpose of training inmates to perform asbestos removal.

10. Page 2, line 21.

Strike: "100,000"

Insert: "180,000"

The purpose of this amendment is to increase the funding for "Miscellaneous Improvement"

projects at the Pine Hills School.

11. Page 5, line 3.

Strike: "1,487,500

262,500

AUXILIARY"

Insert: "300,000"

This amendment reduces the funding for the Replacement of Primary Electrical Distribution System project at MSU - Billings. Although this project represents the next priority on the Board of Regents' priority listing for projects requiring funding from the long-range building program account, it does not represent the next overall priority for projects to be funded from the LRBP account as determined by the Architecture and Engineering Division staff. .

12. Page 9, following line 27.

Insert: "NEW SECTION. **Section 8. State advances and reimbursements for school facilities -- general fund appropriations.** There is appropriated to the office of public instruction from the general fund \$1.5 million for the school fiscal year ending June 30, 1996, and \$2 million for the school fiscal year ending June 30, 1997, to pay for state advances and reimbursements for school facilities in accordance with the provisions of House Bill No. 416. The appropriation and authorization provided in [this section] are contingent on passage and approval of House Bill No. 416."

Renumber: subsequent sections

13. Page 10, line 15.

Strike: "9" in two places

Insert: "10" in two places

14. Page 11, following line 4.

Insert: "NEW SECTION. **Section 14. Coordination instruction.** (1) If [this act] and House Bill No. 349 are both passed and approved, the amounts appropriated for the Bluewater hatchery in [section 2 of this act] and for the Tongue River restoration and river restoration in [section 4 of this act] are appropriated according to the provisions of House Bill No. 349, except that the department of fish, wildlife, and parks may spend up to \$250,000 of the funds identified in [section 3(2)] of House Bill No. 349 from the Bluewater hatchery, and an additional \$250,000 from the department's general license account, to contain, control, and mitigate whirling disease in Montana's waterways. [This act] controls as to any conflicts with the allocation of funds in [section 3(2)] of House Bill No. 349.

(2) If [this act] and House Bill No. 512 are both passed and approved, the amounts appropriated for fishing access site acquisition in [section 3] of [this act] are allocated

according to the provisions of House Bill No. 512."

Renumber: subsequent sections.

15. Page 11, lines 6 and 8.

Strike: "11"

Insert: "12"

We recommend that the amendments considered above to House Bill 5 be acceded to by the Senate.

And this FREE Conference Committee report be adopted.

For the House:

Bergsagel

Chair

Grady

McCann

For the Senate:

Harding

Chair

Christiaens

Beck

HOUSE BILL 5

As Passed by the Senate

EXHIBIT 1
 DATE 4-11-95
 HB 5

Agency/Project	LRBP Booklet Reference & Project Breakdown	Project Total
Department of Administration		
1. ADA Accessibility	Priority # 17, Page 93 - 94	\$100,000
2. Capitol Restoration	Priority # 66, Page 246 - 248 CTEP, Proprietary, Cap. Land Grant \$1,385,000 Private Donations - Authority Only <u>5,385,640</u>	\$6,770,640
Department of Transportation		
1. Repair, Maint., Minor Constr.	Priority # 59, Page 221 - 223 Repair & Maintenance \$550,000 Replacement Projects 650,000 Misc. Small Projects <u>280,000</u>	\$1,480,000
2. Equipment Buildings	Priority # 60, Page 224 - 227 Polson \$250,000 Miles City 850,000 Helena Motor Pool 350,000 Crick's Camp 150,000 Wilsall 140,000 Clinton <u>80,000</u>	\$1,820,000
3. Repair, Maint./Aeronautics	Priority # 61, Page 229 - 230	\$50,000
Department of Military Affairs		
1. Armory HVAC	Priority # 1, Page 47 - 49	\$258,500
2. Roof Replacements	Priority # 6, Page 61 - 63 Havre Armory \$17,000 STARC Armory <u>90,000</u>	\$107,000
3. Billings Armory	Priority # 52, Page 200 - 202	\$14,009,800
4. Federal Spending Authority	Priority # 53, Page 203 - 205	\$800,000
5. Veterans' Cemetery	Priority # 54, Page 206 - 208 Loop Access Roads \$75,000 Wells, Irrigation Main 59,000 Sprinkler System <u>16,000</u>	\$150,000
Department of Labor & Industry		
1. Repair/Maint., Job Service Offices	Priority # 49, Page 193 - 195 Carpet Replacement \$60,000 Ceiling <u>50,000</u>	\$110,000
2. Purchase Land, Job Service Offices	Priority # 51, Page 198 - 199	\$156,550

HOUSE BILL 5

As Passed by the Senate

Agency/Project	LRBP Booklet Reference & Project Breakdown	Project Total
Department of Family Services		
1. Pine Hills Improvements	Priority # 10, Page 72 – 74 Security Fence Shower	\$50,000 <u>50,000</u> \$100,000
2. Pine Hills Lodge	Priority # 12, Page 79 – 81	\$100,000
HAC 3. MT Alternatives Youth Program, Boulder		\$560,000
Department of State Lands		
1. Maintenance Statewide	Priority # 11, Page 75 – 78 Anaconda Garrison Greenough Helena Kalispell Libby Miles City Missoula Olney Architect Fees & Contingencies	\$15,000 21,000 35,000 18,000 8,500 5,000 16,000 200,400 2,500 <u>15,000</u> \$336,400
2. Plains Unit Office	Priority # 13, Page 82 – 84	\$300,000
Board of Education/MSDB		
1. Reshingle Cottage Complex	Priority # 16, Page 91 – 92	\$120,000
Department of Corrections & Human Services		
1. Improvements, Center for the Aged	Priority # 2, Page 50 – 51	\$330,000
2. Roof Replacements, Warm Springs	Priority # 5, Page 58 – 60 Commissary Heating Plant	\$35,000 <u>35,000</u> \$70,000
3. Improvements, MT Dev. Center	Priority # 9, Page 69 – 71	\$644,000
4. Maint., MT Veterans' Homes	Priority # 47, Page 189 – 190 Roofs Roads/Parking Cubicles/Door Sprinkler/Chapel	\$91,250 96,702 13,000 <u>15,000</u> \$215,952
5. Expansion, Correctional Boot Camp	Priority # 48, Page 191 – 192	\$560,000
6. Montana State Prison Expansion	House Bill 5 & 15	\$1,500,000
Department of Natural Resources & Conservation		
1. Tongue River Dam Rehabilitation	Priority # 55, Page 209 – 211	\$35,365,000
2. Petrolia Dam Rehabilitation	Priority # 56, Page 213 – 214	\$1,076,000

HOUSE BILL 5

As Passed by the Senate

EXHIBIT 1
DATE 4-11-95
HB 5

Agency/Project	LRBP Booklet Reference & Project Breakdown	Project Total
Montana University System		
1. Repair Steam Traps, UM - Western	Priority # 3, Page 52 - 54	\$55,000
2. Repair Brockmann, MSU - Northern	Priority # 4, Page 55 - 57	\$75,000
3. Museum Elevator, UM - MT Tech	Priority # 7, Page 64 - 65	\$350,000
4. Replace Roofs, University System	Priority # 8, Page 66 - 68	
	MSU-Bozeman, Sherrick Hall	\$90,000
	MSU-Bozeman, Reid Hall	200,000
	UM-WMC, Library Soffits	48,800
	UM-Missoula, N. Corbin Hall	15,000
	UMCT, Admin. Building	200,000
	UM-Missoula, Botany Annex	50,000
	UM-WMC, Auditorium	45,900
	UM-HCT, Airport Hangar	<u>65,000</u>
		\$714,700
5. Life Safety/Code, University System	Priority # 14, Page 85 - 87	
	UM-Missoula, Fine Arts	\$85,000
	UM-Missoula, Schreiber Gym	75,000
	UM-Missoula, Continuing Ed.	30,000
	UM-Missoula, Science Complex	30,000
	UM-Missoula, Physical Plant	25,000
	UM-Missoula, Botany Annex	10,000
	UM-Missoula, 724 Eddy	20,000
	UM-Missoula, Counseling	25,000
	UM-Missoula, Native American	25,000
	MSU-Billings, Campus Wide	<u>175,000</u>
	Note: See Page 87 for Priority List	\$500,000
6. ADA Accessibility, University System	Priority # 15, Page 88 - 89	
	Helena College of Tech.	\$50,000
	UM-MT Tech, Museum	<u>250,000</u>
	Note: See Page 90 for Priority List	\$300,000
7. MSU-Bozeman, Central Heating	House Bill 5 & 15	\$2,080,000
8. UM-MT Tech, Chemistry Building	House Bill 5 & 15	\$1,509,000
9. Authority Only, UM	Priority # 62, Page 231 - 234	
	Student Bldg. Fee Projects	\$400,000
	Grant Projects	500,000
	Relocate Human Resources	150,000
	Relocate Printing Services	300,000
SEN	Pharmacy/Psychology Bldg.	<u>8,400,000</u>
		\$9,750,000
11. Authority Only, MSU	Priority # 63, Page 235 - 238	
	Bozeman, Bioscience Facility	\$10,815,946
	Bozeman, Energy Conservation	200,000
	Northern, Hagenar Science Center	250,000
	Northern, Hagenar Lab	60,000
	Northern, Storage Facility	<u>250,000</u>
		\$11,575,946
SEN 12. MSU-Billings	Replace Primary Electrical System	\$1,750,000

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Agency/Project	LRBP Booklet Reference & Project Breakdown	Project Total
Department of Fish Wildlife & Parks		
1. Wildlife Habitat Maintenance	Priority # 18, Page 95 – 97	\$377,000
2. Bluewater Hatchery, Phase II	Priority # 19, Page 98 – 100	\$2,500,000
3. Ulm Pishkun, Phase I	Priority # 20, Page 101 – 104	\$1,063,000
4. Improve Admin. Facilities	Priority # 21, Page 105 – 107	\$569,520
5. Property Development & Maint.	Priority # 22, Page 108 – 110	\$165,000
6. Fishing Access Site Protection	Priority # 23, Page 111 – 113	\$1,000,000
7. Makoshika State Park	Priority # 24, Page 114 – 117	\$400,000
8. Waterfowl Stamp Program	Priority # 25, Page 118 – 120	\$185,000
9. Fish Health Lab	Priority # 26, Page 121 – 123	\$344,000
10. Habitat Montana	Priority # 27, Page 124 – 126	\$4,600,000
11. Tongue River Reservoir St. Park	Priority # 28, Page 127 – 131	\$1,150,000
12. Fish Hatchery Maintenance	Priority # 29, Page 131 – 133	\$192,000
13. Spring Meadow Wildlife & Ed. Center	Priority # 30, Page 134 – 136	\$625,000
14. Statewide Road Improvements	Priority # 31, Page 137 – 140	\$1,150,000
15. Fishing Access Site Acquisition	Priority # 32, Page 141 – 144	\$800,000
16. River Restoration	Priority # 33, Page 145 – 148	\$290,000
17. Big Horn Sheep Program	Priority # 34, Page 149 – 151	\$652,720
18. Miles City Hatchery Pond	Priority # 36, Page 155 – 157	\$110,000
19. Salmon & Placid Lakes St. Park	Priority # 37, Page 158 – 160	\$275,000
20. Whitefish Lake State Park	Priority # 38, Page 161 – 163	\$400,000
21. Thompson Chain of Lakes FAS	Priority # 39, Page 164 – 167	\$200,000
22. Lake Elmo, Phase III	Priority # 40, Page 168 – 170	\$150,000
23. Cooney Reservoir St. Park	Priority # 41, Page 171 – 173	\$290,000
24. Boat in Lieu Reg'l Projects	Priority # 42, Page 174 – 176	\$400,000
25. BPA Trust Mitigation	Priority # 43, Page 177 – 179	\$1,000,000
26. South Sandstone Dam Repair	Priority # 44, Page 180 – 182	\$254,000
27. Ringy Dingy Dam Repair	Priority # 45, Page 183 – 185	\$50,000
28. Tongue River Restoration	Priority # 46, Page 186 – 188	\$1,100,000
SEN 29. Bearpaw Dam Upgrade		<u>\$210,000</u>
Total HB 5:		<u>\$116,261,728</u>