

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 54th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN TOM ZOOK**, on March 15, 1995, at
8:00 a.m.

ROLL CALL

Members Present:

Rep. Tom Zook, Chairman (R)
Rep. Edward J. "Ed" Grady, Vice Chairman (Majority) (R)
Rep. Joe Quilici, Vice Chairman (Minority) (D)
Rep. Beverly Barnhart (D)
Rep. Ernest Bergsagel (R)
Rep. John Cobb (R)
Rep. Roger Debruycker (R)
Rep. Gary Feland (R)
Rep. Marjorie I. Fisher (R)
Rep. Don Holland (R)
Rep. Royal C. Johnson (R)
Rep. John Johnson (D)
Rep. Mike Kadas (D)
Rep. Betty Lou Kasten (R)
Rep. Matt McCann (D)
Rep. William T. "Red" Menahan (D)
Rep. Steve Vick (R)
Rep. William R. Wiseman (R)

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, HB 15, HB 19, HB 143, HB 579, HB
584, HB 585, HB 594, HB 595
Executive Action: DO PASS AS AMENDED: HB 3, HB 5, HB 15,
HB 584, HB 585, HB 594, HB 595;
HB 19 DO PASS, HB 395 DO PASS

HEARING ON HB 3(Continued from the March 13th hearing)

CHAIRMAN ZOOK asked to reconsider the committee's action on HB 3, which was heard on March 13, 1995. Some of the committee thought the additional FTEs were an expansion for the Department of Corrections and Human Services (DCHS). **Rick Day, Director, DCHS**, explained the supplemental and that the five positions were essentially correction officer positions needed to address the 24-hour security needs at Swan River and the ability to accommodate 60 trainees at the camp.

Motion: **CHAIRMAN ZOOK** reminded the committee that the motion on the floor from **REP. FISHER** was to delete those positions from HB 3. He noted she was not present yet at the hearing but since the committee had a lot of work to do that day they needed to get started.

REP. EDWARD GRADY, HD 55, Canyon Creek, stated he felt the positions were necessary in light of the recent incidents at Swan River and he would oppose the motion to delete them.

Vote: Motion to delete five FTEs from HB 3 failed 1 - 15 on a roll call vote, with **REP. FISHER** voting yes.

Motion: **REP. GRADY MOVED TO DELETE SECTION 7 FROM THE UNIVERSITY SYSTEM PORTION OF HB 3.**

Discussion: **CHAIRMAN ZOOK** informed everyone that this was reauthorization of federal funds from 1991 for the Life Sciences building along with authority to use private funds. **REP. MENAHAN** asked if it would take away their authority for both of those issues and **CHAIRMAN ZOOK** thought it would. **REP. KADAS** did not agree. His understanding was that authority had been granted in 1991 to use federal funds for the Life Sciences building. This amendment would only add the ability to use private funds as well and would not eliminate any existing authority. He said it would give the university system a little more flexibility to use private funds, if they become available. **REP. BERGSAGEL** said it was his understanding it would delete the authorization. **Jane Hamman, Budget Office**, explained that \$12 million of federal authority was approved by the 1991 Legislature. She stated that capital construction projects were continued from one biennium to the next. Because of the time involved in planning, designing and completing each project, the appropriations usually stand for six years and then are reviewed to see if the project is nearing completion. The amendment added "and private" to enable the university to use private donations as well as federal money. **CHAIRMAN ZOOK** thought if the motion carried to strike Section 7, it would also remove federal authority.

Vote: Motion that Section 7 be deleted carried 13 - 5 on a roll call vote, with REPS. BARNHART, JOHN JOHNSON, KADAS, MENAHAN and QUILICI voting no.

CHAIRMAN ZOOK asked Clayton Schenck, Legislative Fiscal Analyst, to clarify that the federal authority was still in the bill and only Section 7 was deleted.

Motion/Vote: REP. GRADY MOVED HB 3 DO PASS AS AMENDED. Motion carried unanimously.

HEARING ON HB 143

Opening Statement by Sponsor:

REP. BOB PAVLOVICH, HD 37, Butte, opened the hearing on HB 143 which requires counties to establish a fund for retention and preservation of district court records. A portion of increased district court fees would fund this bill. HB 143 has been heard in the House Taxation Committee where a surcharge was added from federal funds and it was then brought before the House Appropriations Committee. The original bill did not appropriate any money from the general fund.

Proponents' Testimony:

Nancy Sweeney, Lewis and Clark District Court, Helena, told the committee she thought the problem was simple. The courts are in dire need of preserving aging, fragile documents that are stored in basements and damp vaults around the state. They need money to microfilm these documents, repair books and registers and preserve records. She submitted her testimony. **EXHIBIT 1.**

Lori Maloney, Clerk, Butte Silver-Bow District Court, also supported the bill. She told the committee that the ink used on older records has started to fade. They need to microfilm these important papers for retention, preservation and technology. As a keeper of court records, it is important to keep these records for prosperity. She said they are very important documents and should be salvaged.

Kathryn Otto, State Archivist, agreed that records were an essential part of local government. There were volumes of important papers all over the state that needed to be preserved. This bill would also improve records retention and save people time when researching a piece of property, or a person's records in their respective counties.

Gary Spaeth, Montana Lawyers Association, stated he was here on behalf of the State Bar of Montana. They definitely support the bill as there are many problems with using local records that are

not legible. Records are an important part of the judicial system for lawyers and clients, as well.

Opponents' Testimony:

None.

Questions From Committee Members and Responses:

REP. ROYAL JOHNSON, HD 10, Billings, asked if it was necessary to have a law that tells the county they can raise fees. He thought each county had an option to do that on their own. Mr. Spaeth said it was not a judicial discretion, but a legislative mandate.

REP. EDWARD GRADY, HD 55, Canyon Creek, asked REP. PAVLOVICH if HB 176, which had already passed, had established fees for a court automation system and he wanted to know if this was the same issue. REP. PAVLOVICH said no, the other bill was overlooked in the 1993 session. REP. GRADY said he thought this was the same thing and they were already addressing the problem in that other bill. REP. FISHER explained that HB 176 was to put in computer systems statewide for law enforcement activities.

REP. JOE QUILICI, HD 36, Butte, agreed. The court automation system was more for law enforcement activities. This bill is for retaining records and these two issues are different.

Closing by Sponsor:

REP. PAVLOVICH said it was a good bill and hoped it would get the support it should have.

{Tape: 1; Side: A; Approx. Counter: 30.3.}

EXECUTIVE ACTION ON HB 19

Discussion: REP. ERNEST BERGSAGEL, HD 95, Malta, opened the discussion on HB 19 which allocates coal tax revenue to the Long-Range Building Program. The long-range building bills being considered today were heard in the Long-Range Building subcommittee. They are being introduced to House Appropriations Committee for executive action and funding. HB 19 would also terminate the allocation of coal tax revenue to highway reconstruction and transfer funds from the long-range building program account to the general fund. There would be appropriated \$5.3 million in FY 96 and \$5 million in FY 97 to long-range building rather than to the highway reconstruction trust fund.

In July 1, 1996, there would be a transfer of \$5.2 million from this account to the general fund.

REP. KADAS asked if the effective date was July 1, 1996 and if it would be possible to take \$10 million this biennium instead of \$5 million. **REP. KADAS** asked **Dave Lewis, OBPP**, if this bill moved money out of the highway account in fiscal 1996. **Mr. Lewis** answered yes, it would be effective in July 1995. The coal tax goes to the long-range building account and phases in \$5 million from general fund in fiscal 1996.

Motion/Vote: **REP. BERGSAGEL** MOVED HB 19 DO PASS. Motion carried unanimously.

EXECUTIVE ACTION ON HB 15

Discussion: **REP. BERGSAGEL** introduced amendments to HB 15 and submitted a chart showing the projects and costs. The subcommittee recommended approval of these costs associated with infrastructure and recommended leaving out historical preservation. One of the amendments deal with that recommendation -- after the money is spent, the excess balance can be prioritized and used for historical preservation. **REP. BERGSAGEL** explained each item on the chart: Capitol restoration will be \$19.3 million; prison expansion, \$5.8 million -- for operations for kitchen facilities, maintenance work at the dairy farm, some new construction and 30 new beds; heating plant at MSU, \$5.2 million -- replacing two old boilers, and problems maintaining the system; Chemistry building at Montana Tech in Butte, \$6 million -- the interior hasn't been touched since 1921 and they still have the original neon lights from 1921; MSU, \$6 million for considerable wiring upgrading and utility tunnels; and the Havre Job Service, \$350,000. The job service office currently has two sites with six employees and they would like a new facility so everyone can be located in one building. The total cost of HB 15 is \$42.7 million. Exhibit 3 is a summary of executive action taken by the Long-Range Building Planning subcommittee. **EXHIBITS 2 and 3.**

REP. KADAS showed some concern about the procedure they were using. If they were looking at the bill that was amended by the subcommittee, he wondered if they could put those amendments on and then work on the amended bill, the gray bill. **REP. ROYAL JOHNSON** couldn't understand how you could take them off the bill if you didn't like them. **CHAIRMAN ZOOK** stated the bill comes to the full committee with the amendments already included. **REP. KADAS** thought that the subcommittee could only make recommendations and essentially they would only be accepting those recommendations in the full committee. **CHAIRMAN ZOOK** said it would be a double action and doesn't think it is necessary. **REP. BERGSAGEL** said if **REP. KADAS** wanted, they could choose to go through the procedure of adopting the amendments. **REP. QUILICI**

noted that the subcommittee's amendments were not in the introduced copy of the bill and had not been reprinted for this committee. The subcommittee put amendments in the bill as we have it now. **CHAIRMAN ZOOK** told **REP. BERGSAGEL** he could move the bill as amended.

Motion/Vote: **REP. BERGSAGEL** MOVED HB 15 AS AMENDED BY THE SUBCOMMITTEE. Motion carried 17 - 1, with **REP. DEBRUYCKER** voting no.

Motion/Vote: **REP. BERGSAGEL** MOVED TO WITHDRAW THE AMENDMENTS BY THE SUBCOMMITTEE. Motion carried unanimously.

Discussion: **CHAIRMAN ZOOK** reminded everyone they were back on the original bill without any amendments. He asked **Nan LeFebvre, Fiscal Analyst**, to clear up the confusion. She stated this committee should consider the bill as amended by the subcommittee otherwise they would have to consider each amendment separately. She explained that the amendments were written to coordinate with each other and she recommended that the committee consider HB 15 as amended by the subcommittee. They could strike the Law Enforcement Academy and the regional correctional facilities from the bill, but leave in all other amendments of the subcommittee including the action on the capitol restoration and job service office. All items relating to the regional correctional facilities have been stricken from HB 15 and are in HB 585. All items dealing with the Law Enforcement Academy have been stricken from HB 15 and are in HB 584. **EXHIBITS 4 and 5.**

REP. BERGSAGEL said the amendments from the subcommittee should be acted on. **CHAIRMAN ZOOK** asked to have the amendments restored. Motion carried unanimously.

Motion: **REP. BERGSAGEL** MOVED HB 15 AMENDMENT HB001502.A11.

Discussion: **REP. KADAS** remarked that it seemed to him the rationale for taking those out of the main body of the bill was essentially to expand the number of bills that would require a 2/3 vote on the House floor. **REP. BERGSAGEL** said he just hoped to pass HB 15 as a maintenance bill. He was concerned that there were other sections that could be controversial if included in the maintenance part of the bill. He hoped to support maintenance for state facilities. **REP. KADAS** said he thought this process was more confusing. **REP. ROYAL JOHNSON** wanted to clarify that there are two building projects, one for prison expansion and one for the Havre job service and that all the others are maintenance projects.

Vote: Motion that HB 15 Amendment HB001502.A11 Do Pass carried 17 - 1, with **REP. KADAS** voting no.

Motion: **REP. DEBRUYCKER** MOVED TO ELIMINATE THE HAVRE JOB SERVICE FACILITY. He mentioned the office in Havre might lose part of their funding anyway, so he would like to take it out now. **REP.**

QUILICI asked what their needs were. **REP. BERGSAGEL** heard previous testimony that indicated there were six employees in two separate locations and they felt it would enhance their ability to provide services to the community if they were in one building. If this motion is accepted, the job service will still do their job but in two different locations. In 1993, Butte asked for authorization to either build or rent another facility for their job service and, so far, that has not been approved. **REP. KADAS** asked what the source of repayment would be. **REP. BERGSAGEL** said that if they default on their payments, which he thought was to the federal government, Montana would pick up the tab.

Jim Hill, Bureau Chief, Job Service, said there were 10 employees in Havre with eight being located in one building. There were only seven parking spaces and no room for client parking.

REP. MATT MCCANN, HD 92, Harlem, said it was in an awkward place and is a very small building and he supports the appropriation.

Vote: Motion that HB 15 Substitute Motion Do Pass carried 12 - 6, with **REPS. MENAHAN, ROYAL JOHNSON, KADAS, QUILICI, JOHN JOHNSON** and **MCCANN** voting no.

Motion/Vote: **REP. BERGSAGEL MOVED HB 15 DO PASS AS AMENDED.**
Motion carried unanimously.

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

HEARING ON HB 579

Opening Statement by Sponsor:

REP. KENNETH WENNEMAR, HD 71, Frenchtown, said HB 579 appropriates \$300,000 from the general fund to the Board of Regents for distribution to the Montana Geographical Alliance. The appropriation would be \$150,000 each year. The National Geographic Society would match funds up to \$50,000 per year. \$100,000 would go to a national geographic education foundation to be deposited into an endowment fund, the Montana National Geographic Education fund. **EXHIBIT 6.**

Proponents' Testimony:

Craig Cummings, Teacher, said geography education is just one of the many areas of education that teaches history of the state. Two years ago, he was chosen by the National Geographical Society to attend a conference in Washington, DC, where he was trained to be a teacher consultant for the Society and the Montana Geographic Alliance. He has traveled throughout Montana training

teachers and has 500 teachers on his mailing list. He said he is trying to improve geography education throughout Montana; that it should be a grassroots organization and not entirely directed from Washington, DC.

Susan Watne, Teacher, said she was also a member of the National Geographic Alliance. She said it is important to invest in our children's future. This bill would be backed by funding from the National Geographical Society. She has found that her students are interested in geography and any tools they can use to keep their interests would be very wise investments.

REP. RED MENAHAN, HD 57, Anaconda, supports the bill as a geography teacher.

Jay Driscoll also supports the bill.

Opponents' Testimony:

None.

Questions From Committee Members and Responses:

CHAIRMAN ZOOK asked **Mr. Cummings** if the 500 teachers he referred to all taught in Montana. **Mr. Cummings** said yes, he has given instructions and training on geography education throughout the state and has 500 teachers on his mailing list.

REP. ROYAL JOHNSON, HD 10, Billings, asked **Ms. Watne** how she teaches geography. She invited the committee to visit her classroom. She stated that geography was such an interesting subject, that her students love to study it.

Closing by Sponsor:

REP. WENNEMAR referred to Exhibit 6 which includes letters from Arizona, Colorado and Utah that show what the Alliance has done in those states. He said Montana has good students that are highly recognized as winners of geography awards. **CHAIRMAN ZOOK** said if they didn't come up with the requested \$150,000 for each year, he wondered if the Society would be willing to match \$50,000. **REP. WENNEMAR** said the Society would match any amount the state will fund up to \$50,000. **REP. MENAHAN** said three years ago, a student from Browning won the National Geographic Bee in Washington, DC.

{Tape: 1; Side: B; Approx. Counter: 15.0.}

EXECUTIVE ACTION ON 585

Discussion: REP. BERGSAGEL said that the effect of this bill is to fund the Great Falls regional correctional center and authorizes \$9 million of general obligation bonds for law enforcement facilities. The bill as written indicates the \$9 million can be used on as many facilities as possible. There is a technical amendment, inadvertently left out of the bill, which states the appropriation would go to the Department of Administration. He submitted the projected costs from Long-Range Building Program for HB 584, 585, 594 and 595 which include: \$1.4 million for HB 584, Law Enforcement Academy; \$9 million for HB 585, regional correctional centers; \$21 million for HB 594, Montana State Hospital redesign and construction; and \$62,000 in HB 595 for funding the prison site selection committee, for a total of \$31.5 million. EXHIBIT 7.

Motion/Vote: REP. BERGSAGEL MOVED HB 585 AMENDMENT DO PASS.
Motion carried unanimously.

Motion: REP. BERGSAGEL MOVED HB 585 DO PASS AS AMENDED.

Discussion: REP. COBB wanted to offer an amendment that HB 585 would fund no more than two regional jails. REP. BERGSAGEL said they could put the wording in the bill that would state only two regional centers could be constructed. Ms. LeFebvre said it could be added under Section 2, Planning and Design, or a new section could be added to include construction of no more than two regional centers. CHAIRMAN ZOOK said they should designate that one would be the Great Falls facility.

Motion: REP. COBB MOVED HB 585 CONCEPTUAL AMENDMENT TO DESIGNATE ONE FACILITY IN GREAT FALLS AND ONE IN ANOTHER AREA OF THE STATE.

Discussion: REP. GRADY asked Mr. Day to comment on the conceptual amendment. Mr. Day submitted a chart which showed available prison beds compared to demand. It projected, by the year 2005, there could be a shortage of over 1,000 beds. REP. BERGSAGEL said part of the Governor's proposal was based on anticipated revenue from the crime bill. In HB 5, \$4 million was to be set aside for construction of regional prisons. Previous testimony indicated this was not definite. The subcommittee would offer \$8.4 million to ensure that two jails would be built. He said Rep. Cobb's amendment essentially does the same thing. EXHIBIT 8.

REP. MARJORIE FISHER, HD 80, Whitefish, opposed this amendment. She thought there should be more flexibility in the bill. REP. GRADY wanted to know what flexibility there could be. REP. BERGSAGEL said this particular piece of legislation addresses facilities like the one proposed in Great Falls. He is also aware of three other communities that would be interested in having a regional jail -- Missoula, Billings and Glendive.

REP. JOHN JOHNSON, HD 2, Glendive, also opposes the conceptual amendment. His community has been very interested in developing a regional facility. If the funds were limited to two facilities, that would stop the flexibility of DCHS to decide the best locations. **REP. ROYAL JOHNSON** said he didn't think the amendment would do that. **REP. JOHN JOHNSON** said there were originally four sites being discussed and this amendment would limit them to two sites, with one already being located in Great Falls. **REP. BERGSAGEL** said the \$9 million is for regional jails.

CHAIRMAN ZOOK asked **Mr. Day** if all the bonds with the state designated the size of the facility. If Glendive wanted a 36-cell facility, he questioned if the state would build a pod of 70 beds. **Mr. Day** said no, there were no designated sizes. It could be worked out with what the community needed and wanted to support. **CHAIRMAN ZOOK** asked if the additional money could build more than just one other facility. **Mr. Day** replied he thought it could. **REP. QUILICI** then asked if the \$9 million could build more than two facilities, noting that once they are built, problems occur with operating money. He wondered if they had looked into costs to maintain and operate the facilities. **Mr. Day** said they had studied that aspect, and they would be the same or less than the costs at Montana State Prison.

REP. BEVERLY FARNHART, HD 29, Bozeman, asked why **REP. COBB** was offering the amendment. He answered that if there was money for two facilities, he wanted to make sure they are built. They shouldn't expand to more buildings if there is no money to maintain them. He didn't think they could build them that fast; two years ago they were going to downsize the prison system and now they are increasing it everywhere they can. If there is money for two facilities, he thought they should build the two and see where they will be located. They shouldn't be expanding if they won't have the money to operate them. **CHAIRMAN ZOOK** said they had the money for two, but **Mr. Day** said that wasn't necessarily so, since it depends on the size of the facility.

REP. GRADY said he opposes the motion. They should not be trying to make the department stretch their money. He likes the regional jail concept and they should let the department have flexibility to make the best decisions they can.

REP. BETTY LOU KASTEN, HD 99, Brockway, said she supports the amendment. The Great Falls jail will cost \$4.3 million and they really can't build more than one more pod like that. They all know that when the legislature makes promises, they come back to be funded. She hopes the department would save some of the money and build what the communities can use. They could bring money back to the next legislature and add it to what is available at that time. **CHAIRMAN ZOOK** reminded the committee that **Mr. Day** had said that all the pods don't have to be the same size as the one proposed for Great Falls.

REP. MENAHAN said the point is not the same size, but they don't have to be the same design. One thing to be considered is the security classification needed for inmates. One facility could have a medium classification and another one could have a lower security rating. There could be two completely different programs completely and they would not cost the same.

REP. WISEMAN also resisted the amendment. The Great Falls voters approved \$2 million for the regional jail, with the size of the court area designated by the state. If Missoula voters approved bonds for their jails they wouldn't have to support the same size as Great Falls. He liked the flexibility for the department because of the costs of transporting prisoners all over the state. He thought the figures on Exhibit 8 were optimistic and suggested that the state could be in big trouble in the future.

Vote: Motion that HB 585 Conceptual Amendment Do Pass failed 7 - 11 on a roll call vote, with REPS. BERGSAGEL, COBB, FELAND, HOLLAND, ROYAL JOHNSON, KASTEN and QUILICI voting yes.

Discussion: **REP. ROYAL JOHNSON** referred to page 1, line 23, where the department may use inter-account loans to pay planning and design costs incurred prior to receipt of other funding sources. He stated that if the Great Falls facility costs \$4.3 million, he was concerned the balance would be used by the Architectural and Engineering division of DOA for planning and design.

Tom O'Connell, Administrator, Architectural and Engineering Bureau (A&E), said they don't have any methods to pay for planning and design costs with bonds. Typically, they repay the loans when they sell the bonds. **REP. JOHNSON** asked if any town in the state asked for a jail, if it would be bonded. **Mr. O'Connell** said no, there would have to be a firm commitment from the community to locate a jail there before any money from the state would be authorized.

Vote: Motion that HB 585 Do Pass As Amended carried unanimously.

{Tape: 1; Side: B; Approx. Counter: 42.6.}

EXECUTIVE ACTION ON HB 584

Discussion: **REP. BERGSAGEL** said HB 584 is a proposal that resulted from the subcommittee hearings and issues general obligation bonds for construction of the Law Enforcement Academy. He said the Lewis and Clark County Commissioners indicated they would lend up to \$600,000 to assist in construction or remodeling at the Mountain View school location. The total cost would be about \$1.4 million. The OBPP amendment would appropriate \$950,000 from the balance of HB 19 money that was rolled into HB 5 and borrow \$500,000 from Lewis and Clark County with the

interest and principle paid from the operating budget of the Justice Department.

Motion: REP. BERGSAGEL MOVED HB 584 OBPP AMENDMENT DO PASS.

Discussion: Dave Lewis, OBPP, said Lewis and Clark County had offered \$500,000 to help renovate the Mountain View site for the Academy. The Academy would be able to expand dramatically and would also be able to start training federal law enforcement personnel. Over the next 10 years, they would be able to repay the county from the Justice Department's budget.

REP. MENAHAN said that, in support of the Galen project, he wondered if a loan would be considered from the tri-county area if they could come up with \$500,000 to \$800,000. Mr. Lewis stated he already had a letter committing Lewis and Clark County. REP. FISHER asked about the girls at Mountain View school and if this eliminated all other proposals. REP. BERGSAGEL said A&E and DFS had assessed the Boulder facility and found it to be adequate for the proposed Aspen program that the girls would be moving into. The Aspen project includes about \$560,000 and is included in HB 5. He thought that any community could amend the bill to have the facility in their respective towns. He also thought that Rep. Cobb had money set aside in DFS to fund juveniles not going into the Aspen program. They were told there would be less than five girls not recommended for Aspen.

REP. KADAS asked what the mechanics were for repayment of the county loan. Mr. Lewis said it would come from the department's budget, about \$60,000 a year for 10 years, and from a mixture of fees from the Academy and the general fund. REP. KADAS asked if the interest rate compared with other general obligation bonds. Mr. Lewis said the rates should be fairly close. Since it is such a small loan, it could be done with privatization money from local banks, or possibly intercap loans. REP. KADAS asked what the advantage was to the state if potentially there was a slightly higher interest rate. Mr. Lewis replied the advantage would be to have the county involved in such a large project. REP. VICK wanted a better explanation of where the \$950,000 would come from. REP. BERGSAGEL said when they passed HB 19, they had about \$5 million that was available right away. The bonding program has changed significantly and there was money left over. The bonding program this session was approximately \$42 million. REP. VICK asked if the Justice budget would be increased to pay for this. REP. BERGSAGEL said that the Academy would be saving on current operational costs, combined with fees and less rental properties, money would be transferred to debt service.

REP. QUILICI asked if they would consider the Galen proposal if Deer Lodge County came up with the same amount of money. REP. BERGSAGEL said he "wasn't married" to this bill and would look at any proposal if it met the criteria of the Academy and was cost-effective.

Mr. Mazurek said he hadn't personally seen the Galen facility, but **Mr. Moose**, Director of the Academy, had testified earlier that he had toured many of the sites. It seemed to everyone involved that the Mountain View site was the best location to meet their needs.

Mr. Moose said he had visited four sites that were considered and Mountain View is by far the most autonomous campus with many advantages, some of which would enable them to increase to 100 beds, if necessary. The site as a whole also meets the scale and size for the Academy's future. Mountain View has a location that has broad support from the police association as well as other groups he serves. The location in Helena is more suitable as Galen doesn't have some services suitable for sharing. Although Mountain View and Galen would be equal for a potential driving track and firing facility, the Helena site would essentially be a campus and Galen would only be one building. **REP. QUILICI** asked which would be the best site for a firing range and driving range. **Mr. Moose** said there were suitable tracks in Lewistown, but Fort Harrison could be one option for a firing range. Presently, he intends to stay within his current level of operation.

{Tape: 2; Side: A; Approx. Counter: 0.1.}

He would only use the driving range about 32 days a year and there was also one available in Great Falls. It was possible that they could all be consolidated into Helena in the future.

REP. GRADY asked where Lewis and Clark County had come up with the \$500,000. **REP. BERGSAGEL** said the goal was to reduce the bonding program and honor the Governor's proposal by utilizing the buildings they have. The Boulder facility worked out well and has the necessary criteria for that program. They had evaluated Galen for a medium security facility and that evaluation had an \$18 million price tag. These were the recommendations and the goal was to reduce the bonding program amount and still provide the Governor with his requests. **REP. GRADY** said DFS had testified that it probably wouldn't cost over \$300,000 to move the Aspen program. He doesn't know if they used A&E figures, but he agrees that the Boulder facility could handle the program. **REP. BERGSAGEL** said he had a lot of faith in the staff at A&E and has worked with them a lot. He demanded honest and true figures from them and that is what he has received.

REP. GRADY asked if he knew what the cost of the Galen proposal had been. It was about \$2.9 million at the onset, but then they came back with a second proposal that was significantly lower. **Lowell Springer** said the Galen proposal initially had 53,000 square feet with a cafeteria and gymnasium. They reevaluated the project to \$1.8 million. He thought the financing arrangements could be put in place very quickly.

REP. GRADY then asked **Mr. Noose** to explain the other facilities he could use in the Helena area. He said that there was a lot of room for a future expansion at the site, if it was necessary. They would also work with Helena Vo-Tech for higher education classes, video conferences, training instructors, testing services, and other educational opportunities. They are currently renting classroom spaces in Bozeman and they could use that money for other expenses.

CHAIRMAN ZOOK said one of the main assets at Galen was a facility large enough to meet future needs and expansions. **Mr. Noose** said he didn't mean to suggest that he would need over 100 beds in the next decade, but each year, there are over 160 new jobs in law enforcement. He usually has 50 students, with a possible increase to 70 students. **Mr. Noose** also didn't think that a pre-release center at Galen would work well with undercover training at the Academy and he thought it was incompatible with the Academy's functions. He noted that Galen is an isolated community and an inappropriate location for his officers.

REP. MENAHAN asked how the wood interior of Mountain View would meet safety codes. **Mr. Noose** said they could make it a safe, functional campus and would rely on A&E and their experience to develop necessary criteria. They have already developed criteria and a rating scale for these potential sites. **EXHIBIT 9.**

Mr. Noose submitted letters in support of the Mountain View School location from police departments all over the state. **EXHIBIT 10.**

REP. VICK asked what advantage Helena had over the Bozeman proposal. **Mr. Noose** reiterated that they would still have to use mobile homes in Bozeman and would probably have to replace them within 10 years. Also, private investors probably require higher investment returns on their money. At the end of 10 years, the Mountain View lease would be paid off. At the end of 10 years in Bozeman, they would have spent over \$1 million and still be in the same shape they are today. **REP. VICK** was concerned that the state was subsidizing the proposal in Helena for \$950,000. **Mr. Noose** said that since 1978, Montana has paid \$1.7 million for their current campus and if they had their own campus with low interest rates, they'd be better off in 10 years than they were today.

REP. ROYAL JOHNSON said they were still on the OBPP amendment which pertains primarily to funding. He is against using this particular facility for this use and thinks it could take care of those juveniles who are still on the streets but should be under some control. He also thinks they should take the county out of the proposal. To do the project correctly, he offered they should just bond the whole thing in the Long-Range building program. \$1.4 million in long-range bonds could finance \$105,000 a year from the general fund; \$30,000 a year from the Justice

Department's budget. **REP. JOHNSON** said he opposes the amendment and would only change the bill on page 1, line 13.

REP. QUILICI agreed with **REP. JOHNSON**. They have an existing, empty facility and the same thing could happen to Galen as happened at Twin Bridges. The facility has deteriorated. He questioned why everything should go to Helena.

REP. McCANN said he thinks they should establish a good relationship with the Aspen program. **Mr. Noose** said if they are situated on the Mountain View campus they would make their services available to them and offer positive reinforcement in rehabilitating the juveniles. In Bozeman, they have a good strong relationship with juvenile probation offices. **REP. McCANN** asked why the Galen proposal was reduced from \$2.9 million to \$1.4. **Mr. Springer** said the original proposal had 53,000 square feet and room for 155 officers. They reduced some of the costs by eliminating the final phase of the third floor. **REP. McCANN** said he supports utilizing buildings the state already has; however, he is aware that moving the program from Mountain View to Boulder could give it other advantages.

Al Davis, Administrator, Corrections Division, DCHS, said he made four trips to Boulder and looked at the campus relative to the Aspen program. There are major advantages: the Boulder school has single dwellings and is more appropriate for necessary supervision. The two-story wood structure at Mountain View was a concern to them and it wasn't a very secure site. The Boulder community pays more attention to the programs in their area and he would be able to utilize work projects in the area. With only 20 secure care beds at Mountain View, he has had as many as 70 juveniles in the past and there have been many problems. The Boulder site would allow them to expand to 34 beds, if necessary.

REP. GRADY said the program at Mountain View has changed drastically in the last few years. The direction has changed to youth alternative programs. He doesn't think people want to lock youth up in prison facilities. Years ago, that is what Mountain View was used for. Changes need to be made since new programs aren't for the same type of youth. He also doesn't think Helena gets everything and he would like to defend that statement. All the buildings have been here for some time. They've built university buildings all over the state and there are none in Helena. There are no prison buildings in Helena. There has not been one new project in Helena in years. He does agree with **REP. McCANN** in that they do need to use existing facilities. He suggested they could move the boot camp to Galen. He also stated that the Academy reviewed the Boulder and Galen sites and opted for Helena. They have to look at funding and Helena is the most feasible and cost-effective site.

REP. ROYAL JOHNSON reiterated that his point was not with where the Academy will be located, but how it will be financed. If the

Justice budget repays the state, the money still comes from the state -- he wants to fund this the best possible way.

{Tape: 2; Side: A; Approx. Counter: 42.7.}

Mr. Lewis suggested that Justice Department could lend the money instead of Lewis and Clark County. The bill that authorizes state agencies, SB 87, provides state agencies authority to borrow from Board of Investments as provided by law, and he isn't sure state agencies can use money from SB 87 without a 2/3 vote on the House floor. REP. JOHNSON asked if they could put that in SB 87 so the authority was there. Mr. Lewis said he wasn't sure where the bill was now and reminded them it would be a 2/3 vote. It is a very technical area, and he doubts whether they could make a statutory adjustment to authorize that loan in this appropriation bill.

CHAIRMAN ZOOK said if Lewis and Clark County is eligible to loan money, then other counties would also be eligible. Mr. Lewis agreed that if another county came in with a proposal that meets the criteria as Mountain View does, they would have the same agreement.

REP. GRADY asked Mr. Mazurek to offer his opinion. Mr. Mazurek said he is nervous that the Academy has spent 20 years in a temporary facility in mobile homes and basements of buildings in the Gallatin Valley and his fear is that the needs of the law enforcement community will become a political football. When all the proposals were considered, many people worked very hard to present good ideas. They tried to find a permanent long-term solution that is cost effective to the state and the Mountain View school meets all their needs. It is a perfect utilization of that facility and every organization they train supports that location. He said he remains cautious and urged the committee to act now and not let this issue lay around for another session.

Motion: REP. MENAHAN MOVED A SUBSTITUTE MOTION THAT HB058404.A11 AMENDMENT DO PASS. EXHIBIT 11.

Discussion: This amendment removes the reference to Mountain View School in Helena and inserts the Galen Campus in Deer Lodge County. He would also like to hear what obligations they would have in the future to make the Helena facility fire safe, flood safe and earthquake safe. He submitted a Galen Reuse Cost Evaluation. EXHIBIT 12.

Mr. Springer said he had looked at both facilities and acknowledged that A&E staff knows the facility in Helena better.

Ralph DeCunzo, A&E, said the Mountain View and Galen campuses were built at different times with different codes. He didn't want to compare apples to oranges. The occupancy that was used at Mountain View is one of detention and some are more secure than others, but it is still a juvenile detention facility. The

codes were different at Galen. The safety issues that needed to be addressed for the Academy have all been addressed at Mountain View. The exits will be code compliant when it is remodeled. He noted that the campus had already withstood the 1935 earthquake and a flood.

REP. GRADY said he opposes the substitute motion. Every law enforcement agency, from the sheriff and police to the highway patrol, has evaluated this and there was not one negative comment about the Helena site. It is a central location for the needs of the Academy and that should be the main factor. People who will work at the Academy as well as those who will use it all support the Helena site.

CHAIRMAN ZOOK reminded the committee that if this amendment passes today, it would require a 2/3 vote on the House floor.

Vote: Motion that Substitute Amendment HB058404.All Do Pass failed 7 - 11 on a roll call vote, with REPS. COBB, FISHER, JOHN JOHNSON, KASTEN, MENAHAN, QUILICI and CHAIRMAN ZOOK voting yes.

Discussion: **REP. KADAS** stated he agreed with **REP. ROYAL JOHNSON** in opposing the OBPP motion. The appropriate way to do this is by using general obligation bonding authority, otherwise they will be financing this with general fund dollars. They are increasing general fund expenditures in this biennium by \$800,000. He understands it would require a 2/3 vote and the best way to do this is through bonding. **REP. GRADY** said the Governor's original proposal was in the bonding program and many people were against it, because they wanted to keep bonding reduced. Now they want to go back to bonding. He wondered if they were going to bond everything or look at using some cash. He reminded them that bonds extend into the long-term. **REP. JOHNSON** agreed, but noted they should be careful about bonding. He still thinks the best way to finance this project, wherever it goes, is with money from the Justice Department. **REP. BERGSAGEL** doesn't object to doing a bonding proposal, it would just need a 2/3 vote and there would have to be language changes in the bill.

Motion: **REP. ROYAL JOHNSON** MOVED A SUBSTITUTE MOTION TO CHANGE THE FUNDING TO THE JUSTICE DEPARTMENT ACCOUNT AND \$105,000 FROM THE GENERAL FUND EACH YEAR FOR \$1.4 MILLION. Motion failed 9 - 9 on a roll call vote, with REPS. GRADY, BERGSAGEL, COBB, DEBRUYCKER, FELAND, KASTEN, MENAHAN, VICK and WISEMAN voting no.

{Tape: 2; Side: B; Approx. Counter: 0.1.}

CHAIRMAN ZOOK reminded the committee they were back on the original OBPP amendment.

Vote: Motion that HB 584 OBPP Amendment Do Pass carried 12 - 6 on a roll call vote, with REPS. FISHER, JOHN JOHNSON, ROYAL JOHNSON, KADAS, MENAHAN and QUILICI voting no.

Motion/Vote: REP. BERGSAGEL MOVED HB 584 DO PASS AS AMENDED. Motion carried 11 - 7 on a roll call vote, with REPS. FISHER, ROYAL JOHNSON, KADAS, KASTEN, MENAHAN, QUILICI and VICK voting no.

{Tape: 2; Side: B; Approx. Counter: 3.5.}

EXECUTIVE ACTION ON HB 594

Discussion: REP. BERGSAGEL stated that HB 594 provides financing for institutional facilities and authorizes the Department of Corrections to enter a loan agreement with the Montana Health Facility Authority for costs in constructing facilities for mentally-ill patients at Warm Springs Hospital.

Motion/Vote: REP. BERGSAGEL MOVED HB 594 AMENDMENT HB059401.A11 DO PASS. REP. BERGSAGEL said this was a technical amendment which appropriates the bond proceeds to the Department of Administration for construction at Warm Springs Hospital. Motion carried unanimously.

Discussion: REP. BERGSAGEL mentioned he would have another amendment dealing with page 5, section 7, authorization for inmate labor for construction. They discussed the issue with labor unions and the unions agreed to limit inmate labor to demolition of buildings. He said the state would never have enough money for all the necessary construction and the unions are making concessions to allow them to use inmate labor on the demolition projects.

Motion: REP. GRADY MOVED HB 594 DEPARTMENT OF CORRECTIONS AMENDMENT.

Discussion: REP. BERGSAGEL said this amendment takes out language that excess money should be deposited into the general fund and inserts language that it would be deposited in Department of Corrections account for their use.

Joe Williams, Fiscal Bureau Chief, DCHS, said this was a technical amendment. In the event SB 223 passes, it would ensure the revenues above and beyond those required to make the annual bond payment would be deposited in accordance with SB 223 provisions; if SB 223 fails, this amendment would still be workable and would reference the steps on how to deposit the revenue. The state hospital receives general funds for operating costs since they provide services and collect revenue. The money is then deposited into the general fund. If the managed care bill goes through, Mr. Williams said they would not deposit those revenues into the general fund. They would receive a state special appropriation and would receive money for their services from managed care, so that money would come under state special revenue. This amendment says after they make their bond payments

each year, the excess is deposited in accordance with SB 223 and the money would be deposited into an account for the operation of the state hospital. He submitted an explanation of the bond payment program for Montana State Hospital. **EXHIBIT 13.**

REP. ROYAL JOHNSON asked **Dan Anderson** if the managed care situation would be in effect July 1, 1995 and if the RFP (Request for Proposal) was out yet. **Mr. Anderson** said no, but early projections were about \$42 million to cover all mental health services for children and adults. The legislation seeks authority to sell bonds for the project at Montana State Hospital. He stated it had very little to do with managed care. The purpose of the amendment was to make sure there weren't two conflicting statutes. If managed care is not adopted, the bond bill is still okay. **REP. BERGSAGEL** offered that they could put contingency language on the amendment, "if SB 223 passes, ... **CHAIRMAN ZOOK** reminded them that this dealt with excess revenue and to be aware that the revenue could be less than debt service. **Mr. Williams** said they didn't anticipate less revenue to pay off bonds, they anticipated excess money. They also anticipate a savings of \$5 million per year when the state hospital is redesigned. The second year, the \$5 million would be used to make payments on the loan.

Vote: Motion that HB 594 DCHS Amendment Do Pass carried 13 - 5, with **REPS. ROYAL JOHNSON, COBB, BERGSAGEL, KASTEN and FELAND** voting no.

Motion: **REP. BERGSAGEL MOVED HB 594 AMENDMENT HB059401.A16 DO PASS.**

Discussion: This amendment dealt with using inmate labor for demolition projects. **REP. QUILICI** agreed with this amendment and gave his support. There have been hassles in the past when inmate labor was used for construction projects. He thinks this is a good compromise with the department and construction trades. **REP. MENAHAN** also supports this amendment. He said there were about eight buildings that could be torn down using this type of labor.

Vote: Motion carried unanimously.

Motion: **REP. BERGSAGEL MOVED HB 594 DO PASS AS AMENDED.**

Discussion: **REP. ROYAL JOHNSON** said they had spent two hours this morning discussing the Academy's move to Helena. He stated there were people who opposed it with other ideas. He questioned if there had been sufficient legislative input. He didn't think the people who were delivering health care services for the state of Montana had been asked for their opinions. He said he should have voted against the amendment and will vote against the bill. The cost has gone from \$18 million to \$21 million. He asked **Mr. Williams** to explain page 1, line 22, maximum principle amount may not exceed \$21 million. He wanted explanations about the

necessary amounts for capitalized interest, debt service reserves and financing costs. **Mr. Williams** said the total bond issue under revenue bonds is \$26 million, and \$21 million of that is for construction. The cost of issuing bonds is \$575,000, bond insurance is \$188,000, capital interest is \$2 million, debt service reserve is \$212,000 and contingency costs are \$1,300. **REP. JOHNSON** reminded him that the \$21 million project is now \$26.4 million and he thinks the bill was poorly written.

CHAIRMAN ZOOK reminded **REP. JOHNSON** that this bill had already been heard many times and there has been an incredible amount of discussion on these issues. There had been a lot of input from many different sources and they should be just dealing with executive action today.

REP. FISHER asked if someone had calculated the total cost of \$26.4 million at 5.7% interest for 22 years. **Mr. Williams** said the revenue bonds come to a total of \$39.5 million.

Mr. Day said there were also D.A. Davidson experts in the audience that could answer questions because they are involved with the bonding projects. He submitted a cost comparison of the long-range building program bonds versus health facility authority revenue bonds. **EXHIBIT 14.**

REP. BERGSAGEL said there was an insurance policy on the bonds. He had been opposed to the project at first and still has some reservations and concerns. He did remind the committee that they should take into consideration the fact that this is the only project of new construction that will save the state money. The unions have made major concessions in reductions of staff to build the facility. He knows there are inefficiencies that need to be fixed at the Warm Springs buildings in wiring, heating and other ways that will make the facility more efficient. They will pick up a portion of medicaid payments to save money. He is also concerned about managed care arguments. They will still save money and he wants the bill to have merit. He would like to give the \$5 million they will save back to the taxpayers but the Governor says it will go to community services.

Vote: Motion that HB 594 Do Pass As Amended carried 10 - 8 on a roll call vote, with REPS. BARNHART, COBB, FISHER, HOLLAND, ROYAL JOHNSON, KASTEN, VICK and WISEMAN voting no.

{Tape: 2; Side: B; Approx. Counter: 48.0.}

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HEARING ON HB 595

Opening Statement by Sponsor:

REP. ERNEST BERGSAGEL, HD 95, Malta, opened the hearing on HB 595 which creates a prison site policy development committee to assess future needs and alternatives for locations of prisons. The prison site selection committee will review if regional correctional facilities would be in the best interest of the state. The subcommittee has worked very hard to place the proper amendments on this bill. The amendment clarifies some of the many duties the committee will have, such as, developing siting criteria, writing a request for proposals (RFP), soliciting proposals from local government, requiring the committee to evaluate statements of qualification and developing a prioritized list of communities. The policy committee will report to the Governor and the next legislature with their findings.

Proponents' Testimony:

None.

Opponents' Testimony:

None.

Questions From Committee Members and Responses:

REP. FISHER asked why the study was going to cost as much as \$50,000. REP. BERGSAGEL replied the original amount was only \$12,000. The committee is made up of three members appointed by the Speaker of the House, one from each party and one member at large. The President of the Senate appointed members the same way and the Governor will have staff involved, also. There will also be staff from state agencies on the committee. The balance of the money is to address soil testing so they can prevent the same problems from happening that occurred at the women's prison. Conceivably, they will evaluate five or six sites for about \$10,000 each.

EXECUTIVE ACTION ON HB 595

Motion/Vote: REP. BERGSAGEL MOVED HB 595 AMENDMENT DO PASS.
Motion carried 16 - 2, with REPS. COBB and KASTEN voting no.

Motion/Vote: REP. BERGSAGEL MOVED HB 595 DO PASS AS AMENDED.
Motion carried 15 - 3, with REPS. COBB, KASTEN and McCANN voting no.

{Tape: 2; Side: B; Approx. Counter: 59.0.}

EXECUTIVE ACTION ON HB 5

Motion: REP. BERGSAGEL MOVED HB 5 AMENDMENT HB000501.A15 DO PASS.

Discussion: REP. BERGSAGEL summarized the bill and explained that the Long-Range Building subcommittee agreed on the following areas: ADA accessibility for \$100,000; Capitol restoration, authorized \$5.3 million for historical preservation; \$1.2 million for infrastructures associated with Capitol; maintenance and repair projects at the Department of Transportation for \$1.4 million; equipment and buildings around the state for \$1.8 million, i.e., fuel tank storage to comply with EPA and repair the Aeronautics building; roof repairs at various armories around the state for the Department of Military Affairs. The potential cost is about \$22 million. The big item in this bill will be funded by the federal government, but Montana will pay for maintenance costs. Other projects are a Veterans cemetery at Fort Harrison for \$150,000; various compliance jobs around the state for \$260,000 for the Department of Labor; improved security at Pine Hill for Department of Family Services; Department of State Lands buildings maintenance around the state for \$336,000; roof repair at the School for Deaf and Blind in Great Falls for \$120,000; improvements for the Center of the Aged in Lewistown for \$340,000. REP. BERGSAGEL reminded the committee that this bill will be heard again in conference committee and other amendments would probably be offered at that time.

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REP. BERGSAGEL continued with other items in this bill, which include: maintenance of veterans homes in Columbia Falls, \$215,000; expansion of the boot camp, \$560,000; Montana State Prison expansion, \$4.2 million (for bonding authority in HB 15); Tongue River Dam rehabilitation at DNRC, \$35 million -- this is a big item and will receive federal money; university system repairs at Western Montana College, \$55,000 and Northern Montana College, \$75,000; handicap accessibility at Montana Tech museum, \$350,000; university system building roof replacements, \$714,000; university system ADA accessibility, \$250,000. REP. BERGSAGEL noted that this amendment essentially clarifies technical language and adjusts amounts being appropriated.

Vote: Motion that HB 5 Amendment HB000501.A15 Do Pass carried unanimously.

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Motion: REP. BERGSAGEL MOVED HB 5 AMENDMENT HB000502.A11 DO PASS.

Discussion: Ms. LeFebvre explained the first item on the amendment raises the amount on page 1, line 28, from \$1.1 million to \$5.3 million; however, it also includes federal special revenue along with donations. Item 3, page 5, line 7, includes language in regards to the Capitol building project, dealing with CTEP and federal funds and allows the Department of Administration to use CTEP funds, if they become available above and beyond what is included in this bill. REP. KADAS asked if this were just spending authority or if they know the level of donations and federal special revenue they can expect. Ms. LeFebvre said in HB 15 the bonding authority was approved for the infrastructure part of the Capitol building so this amendment includes the historic restoration part and spending authority only. Tom O'Connell, A&E, said the Capitol restoration commission is charged with trying to raise private funds for this project. There are no certain expectations or levels that are available, so the amendment just allows the department to spend additional CTEP funds, if they become available. The authority gives them the ability to raise additional funds over the next biennium, with the possibility of raising an additional \$2 million.

REP. KADAS asked to put items 1 and 3 on the amendment in the same motion, but to separate item 2. REP. BERGSAGEL agreed to that. REP. VICK asked for an explanation of CTEP funds. CHAIRMAN ZOOK said those were funds from the Community Transportation Enhancement Program. They receive 10% federal match dollars on highways. The federal government guidelines say that 10% will go into a fund and be used in an enhancement program. He thought it was to be used for bikeways, etc., so he asked for an explanation.

Debbie Fulton, Administrator, General Services Division, remarked that historical projects and art projects qualified under CTEP guidelines. REP. ROYAL JOHNSON questioned the level of funds for this project. Ms. Fulton said they will receive about \$696,000 this year. EXHIBIT 15.

REP. VICK asked if this would affect CTEP money overall and if they were competing statewide for this money. If they use it for the Capitol, it would not be available for local communities. CHAIRMAN ZOOK said it was designed to go to communities, but if communities are willing to send it to the state to use on the Capitol restoration, they have that option.

Vote: Motion that HB 5 Amendment HB000502.A11, Items 1 and 3, Do Pass carried unanimously.

Motion: REP. BERGSAGEL MOVED HB 5 AMENDMENT HB000502.A11 ITEM 2 DO PASS.

Discussion: This item, for the Aspen program in Boulder, is \$560,000 to upgrade the facility to house this program. **REP. BERGSAGEL** said this amount would be sufficient for A&E to remodel the building for this program. **REP. KASTEN** asked if this was contingent on the passage of another bill or if it was a "done deal." She asked if they already knew if Helena would get the Academy and Boulder would get the Aspen Program. **REP. BERGSAGEL** stated there were no contingencies associated with this motion. The bill would be in conference committee, but a lot depends on what is done in this committee.

Vote: Motion that HB 5 Amendment HB000502.A11 Item 2 Do Pass carried 15 -3, with REPS. COBB, FISHER and KASTEN voting no.

Motion: **REP. BERGSAGEL** MOVED HB 5 AMENDMENT HB000501.AGP DO PASS.

Discussion: **REP. BERGSAGEL** said they were required to give up to 1% new construction money for Montana Art in new buildings. He did not agree with that, so this amendment requires they give up to 2% for maintenance for those buildings. He also made a correction on the amendment in the last line of item 2, to delete "of the project."

REP. KADAS asked if he was eliminating or just avoiding the "One-Percent-For-Art" issue. **REP. BERGSAGEL** said it was his intent to eliminate the 1% and charge 2% for maintenance. **REP. KADAS** said this bill is a general appropriations bill, that **REP. BERGSAGEL** couldn't change substantive law and it wouldn't work. **REP. BERGSAGEL** said he was just changing it for specific projects, not changing the substantive law. **REP. KADAS** again said he thought he was trying to avoid substantive law here and it shouldn't be done. **REP. BERGSAGEL** replied that he considered it workable as long as it was restricted to these projects and not projects in general.

REP. ROYAL JOHNSON asked why this amendment was being offered only for these projects. **REP. BERGSAGEL** said if he had known about this earlier in the session, he would have introduced a bill to change it. He said he was a "country boy" and thinks that maintenance money is a better way to spend money than putting a mural on the wall. **REP. JOHNSON** reminded him that state law specifies that they do that. In the past, the state has given them matching money for art projects. He thought this was a poor way to approach the whole program. If **REP. BERGSAGEL** didn't like the 1% that is already a law, he should do something about that first. He didn't think they could just pick out specific projects and change them.

REP. WISEMAN asked if they had been paying 1% of the total cost of state buildings for Montana art. **REP. BERGSAGEL** said the key word was "up to" 1%. The intent of this amendment is to divert money to long-range building and set up a revolving account to build a maintenance fund for the future.

Ralph DeCunzo, A&E, said the intent is that money would be diverted to an account and available to use for maintenance projects of all state facilities. He said it would accumulate until the next session and they would use that account as a way of presenting maintenance projects to the next legislature for appropriation. It would then be assessed against those projects where funding sources would allow an assessment. He reminded the committee that not every new project constructed by the state would be considered.

REP. KADAS maintained that the One-Percent-For-Art says up to 1% and, if so, the legislature could provide that be used for art. He didn't think they should override statute. **REP. BERGSAGEL** considered withdrawing his motion.

REP. ROYAL JOHNSON asked which buildings would be eligible for this amendment. **Mr. DeCunzo** said he couldn't address **REP. BERGSAGEL's** intent, but the desire was to provide money to take care of existing facilities. Buildings that are funded 100% with federal funds would not allow the state to assess a fee. **REP. JOHNSON** asked if, in the past, the state has added that to the total cost of the building. **Mr. DeCunzo** said yes, when a project analysis is completed, they request One-Percent-For-Art from the agency in charge of the construction. The money is then transferred to the Montana Arts Council to administer the program. They work with the agency and architects, as well as the local communities, to decide what kind of art presentation they would like. **REP. JOHNSON** asked if it would cause problems if the Montana Arts Council decided not to use the money. **Mr. DeCunzo** said no, normally the appropriation is from the legislature and they set up and transfer the money to the Arts Council, which is a state agency. The agencies know that this money will be taken off the top. He's never been involved in a project where the agency has refused to pay. **REP. JOHN JOHNSON** agrees with **REP. KADAS** in designating which buildings don't want to use art money. They could change the statutes in the next session. He said that would be the cleanest way to do it, not this way, and he opposed the amendment. **REP. BERGSAGEL** noted that Greg Petesch from the Legislative Council thought it could be done this way. He said this is the largest building program Montana has ever had and they should be spending money on future maintenance, not on art.

Vote: Motion that HB 5 Amendment HB000501.AGP Do Pass carried 14 - 4, with REPS. ROYAL JOHNSON, JOHN JOHNSON, BARNHART and KADAS voting no.

Motion: **REP. QUILICI** MOVED HB 5 AMENDMENT HB000502.A15 DO PASS.

Discussion: **REP. QUILICI** said this amendment concerns the request for spending authority of donations at Western Montana College. There would be no general fund nor state special fund involved. The money is needed to complete the floor of the physical education complex which still has a dirt floor. The

college has been unable to use the building because of safety codes. The estimated cost of the project is \$150,000. This amendment also includes restoration of the Vigilante Stadium which is also used for Dillon's high school stadium. There is \$300,000 for renovation and, in cooperation with the high school district, they proposed to generate funds from private sources to complete the project. The school district will consider having the Anaconda Job Corps help in this project. He submitted a letter from Sheila Stearns, Western Montana College, who supported the projects. **EXHIBIT 16.**

REP. BERGSAGEL said this amendment ranks with the Prescott House at Missoula and the football stadium at Bozeman. He opposed the amendment and suggested that the Board of Regents add it to their priority list. **REP. QUILICI** said he could see a need for this project.

Glen Levitt, Director, Fiscal Affairs, Western Montana College, said this amendment was the product of a master plan at the college. It's the first master plan at Western since it originated 100 years ago. They have also worked with people in the community on a future plan. These projects are important to the community and there is no state or general fund money involved.

{Tape: 3; Side: A; Approx. Counter: 54.2.}

REP. ROYAL JOHNSON asked why they needed legislative authority if they are going to use donations. **Mr. Levitt** said he had checked with people in Helena who thought the authority was needed as the college is a state-owned facility and part of the university system. **REP. JOHNSON** asked why they didn't just go to the Board of Regents. He then asked **Mike Malone, President of MSU,** if they were to get money to fix the stadium, if they would go to the Board of Regents to get authority. **Mr. Malone** said there were several issues involved: the facility stands on a state project, but major parts of the MSU donations are in-kind donations. Some of those services are not compatible with the state's bidding guidelines. If it is state-owned property, legislative authority is necessary to renovate the stadium.

REP. McCANN said they have "opened the door" with the Prescott House and the Bozeman stadium, so they should be fair and accept this project, also.

Vote: Motion that HB 5 Amendment HB000502.A15 Do Pass carried 13 - 5 on a roll call vote, with REPS. GRADY, BERGSAGEL, FELAND, KASTEN and VICK voting no.

Discussion: **REP. JOHN JOHNSON** referred to the previous amendment, HB000501.A15, Item 7, which dealt with page 2, striking line 13 in its entirety. **REP. JOHNSON** said the bill was originally written to allow the Department of Corrections to receive \$4 million in federal funds and if the amendment took

that out, it's the wrong way to do that. If there are federal funds available and the department can apply for them, they should be able to do so. He would like to restore line 13 on page 2 to collect that money. **REP. BERGSAGEL** said the subcommittee took out the \$4 million because they had some hesitation on actually receiving it. **REP. JOHNSON** said if the money is available, they should be able to use it.

REP. VICK asked if the money could be used to replace bonding money. The problem is they would have \$13 million to use to build regional prisons. If the crime bill money doesn't show up, they will only have \$9 million. If federal money is turned down, it goes to other states. Some questioned whether the policy of not accepting federal money was wise.

{Tape: 3; Side: B; Approx. Counter: 0.1.}

REP. BERGSAGEL said that the process of building regional prisons would require approval by the voters first. He wanted to clarify that there is only \$9 million available. **REP. JOHN JOHNSON** said he had been on the regional jail task force for over a year and didn't think they would start building any facilities unless the state funds were made available. If the \$4 million is deducted, the flexibility is gone.

Motion/Vote: **REP. JOHN JOHNSON MOVED HB 5 AMENDMENT HB000501.A15, ITEM 7, NOT BE STRICKEN FROM THE BILL.** Motion failed 7 - 11 on a roll call vote, with **REPS. BARNHART, FISHER, JOHN JOHNSON, KADAS, MENAHAN, QUILICI and WISEMAN** voting yes.

Motion: **REP. KADAS MOVED HB 5 AMENDMENT HB000504.A11 DO PASS.**

Discussion: **REP. KADAS** said this amendment would appropriate money to the University of Missoula for the Prescott House project and would prohibit the university system from altering or changing the configuration of the road. He wanted to add the word "substantially" before "prohibited." The issue has been brewing for a few years. He explained that the Prescott house is 100 years old and sits to the east of campus. The road goes around campus and then between the house and campus. The university wants to straighten out the road between the house and Mount Sentinel and cut a portion of Mount Sentinel out. The Missoula community has been through the survey process and is trying to preserve the house and grounds. There was a general agreement reached in 1991 that said the grounds would not be substantially changed, but the university is not honoring that agreement.

Jim Todd, Vice President, University of Montana, said the project involves preserving the Prescott house, but, he said, there have been 32 accidents on the road in the past two years and there is an access problem to the campus. They are concerned that without realignment it would cost more to fix the road. The amendment by **REP. KADAS** gives them some problems. **REP. KADAS** said that the

people in Missoula are mad that the university is not listening to their concerns and not sticking to their original agreement.

REP. BERGSAGEL said he wished they had gotten their "ducks in a row" at the beginning of the session. Here they are, passing amendments for Dillon, Bozeman and Missoula and he is also at fault with the One-Percent-For-Art issue. He stated he would have to support this amendment.

REP. GRADY said he couldn't believe they were getting in this kind of situation. If it appears to be a safety problem and they need to straighten the road, then the safety of people's lives should be more of a concern than a building. He doesn't understand why the legislature should even be involved in these issues.

Vote: Motion that HB 5 Amendment HB000504.A11 Do Pass failed 3 - 15, with REPS. MENAHAN, QUILICI and KADAS voting yes.

REP. MCCANN asked if it would be necessary to put additional money into the Swan River site for maintenance since they may be getting rid of the site. **REP. BERGSAGEL** replied it wasn't necessary as they aren't sure where the proposal is right now.

REP. KASTEN asked about the money for Makoshika State Park. **Doug Monger, FWP**, explained the money was for road repair, parking areas at the visitor center, additional trails and handicapped accessible trails. **REP. KASTEN** wanted to make sure there was no money in this amendment or bill for a shooting range.

REP. KADAS asked to strike the One-Percent-For-Art and insert wording that the Department of Administration shall minimize any expenditures for art within the scope of this bill. He is concerned that the amendment is using the long-range bill to repeal a substantive portion of the law without any public hearings. Referring to HB000501.AGP amendment, he said they owe it to the public to have fair and open hearings on the art issue. **REP. BERGSAGEL** said **REP. KADAS** was right.

Motion: **REP. KADAS** MOVED TO STRIKE THE REPEALER OF ONE-PERCENT-FOR-ART AND ADD LANGUAGE DIRECTING THE DEPARTMENT OF ADMINISTRATION TO MINIMIZE EXPENDITURES ON ART.

Vote: Motion that Kadas Substitute Motion Do Pass carried 13 - 5, with REPS. KASTEN, DEBRUYCKER, VICK, WISEMAN and GRADY voting no.

Discussion: **REP. BERGSAGEL** said he was still uncomfortable with the Prescott house controversy and the stadium in Bozeman. Both of these projects were contingent on a piece of legislation that would get them out of the bidding process.

Motion: REP. BERGSAGEL MOVED TO DELETE THE PRESCOTT HOUSE, BOZEMAN STADIUM AND WESTERN MONTANA COLLEGE PROJECTS FROM THE BILL.

Discussion: REP. KADAS said they should try to encourage the university system to get private donations and that would mean substantial savings for the state. Mr. O'Connell said if the amendment passes, these three projects would essentially be put on the shelf. REP. WISEMAN said he couldn't imagine anyone wanting to stand in the way of private donations. This is almost the 21st century, he said, and it is ridiculous to turn down alumni money. REP. QUILICI is concerned that the legislature is not backing up this facility. When that happens, he said, donations will start to dry up. It's tough enough to get donations and this would hurt the projects. REP. BERGSAGEL said he wants the university system to work more with the Board of Regents to put these projects on their priority list.

CHAIRMAN ZOOK said he was also guilty, because he had agreed with both situations at the major units, but he thought the Commissioner should approve them, also. He said he would reluctantly support the amendment. Jeff Baker, Commissioner, said he agreed with REP. WISEMAN and definitely did not want to stand in the way of alumni donations.

Vote: Motion to Delete the Prescott house, Bozeman stadium and Western Montana College projects carried 11 - 7 on a roll call vote, with REPS. BARNHART, HOLLAND, JOHN JOHNSON, KADAS, MENAHAN, QUILICI, and WISEMAN voting no.

Vote: Motion that HB 5 Do Pass As Amended carried 17 - 1, with REP. KASTEN voting no.

{Tape: 3; Side: B; Approx. Counter: 42.3.}

EXECUTIVE ACTION ON HB 595

Motion: REP. GRADY MOVED HB 595 BE RECONSIDERED.

Discussion: REP. GRADY said that this reconsideration was for a technical change advised by the LFA's office. Ms. LeFebvre said it concerns page 3, new section 6, where the original appropriation was \$12,000 and the amendment is for \$50,000. It does not say when or what year the appropriation should take place. They could consider adding the words: "There is a biennial appropriation for 1997 biennium" before the dollar amounts.

Vote: Motion that HB 595 Be Reconsidered carried unanimously.

Motion: REP. BERGSAGEL MOVED LFA TECHNICAL CHANGE. Motion carried unanimously.

Motion: REP. QUILICI MOVED HB 595 DO PASS AS AMENDED. Motion carried 17 - 1, with REP. KASTEN voting no.

EXECUTIVE ACTION ON HB 395

Motion: REP. ROGER DEBRUYCKER MOVED HB 395 DO PASS.

Discussion: REP. DEBRUYCKER said this bill concerned state agencies working to control noxious weeds and cooperating with those agencies that have money for weed control in their budgets.

Vote: Motion that HB 395 Do Pass carried 17 - 1, with REPS. KASTEN voting no.

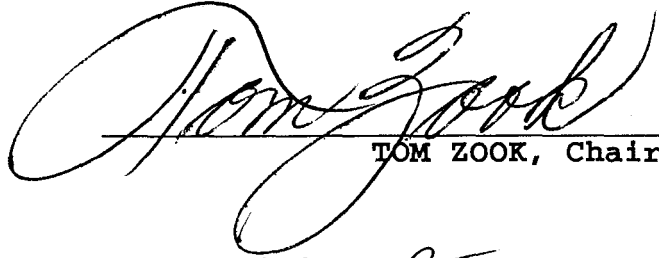
HOUSE APPROPRIATIONS COMMITTEE

March 15, 1995

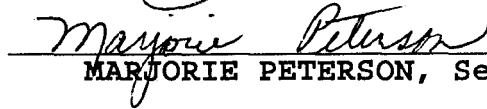
Page 31 of 31

ADJOURNMENT

Adjournment: 6:00 p.m.

A large, stylized handwritten signature in black ink, appearing to read "Tom Zook".

TOM ZOOK, Chairman

A handwritten signature in black ink, appearing to read "Marjorie Peterson".

MARJORIE PETERSON, Secretary

TZ/mp

HOUSE OF REPRESENTATIVES

Appropriations

ROLL CALL

DATE 3-15-95

NAME	PRESENT	ABSENT	EXCUSED
Rep. Tom Zook, Chairman	✓		
Rep. Ed Grady, Vice Chairman, Majority	✓		
Rep. Joe Quilici, Vice Chairman, Minority	✓		
Rep. Beverly Barnhart	✓		
Rep. Ernest Bergsagel	✓		
Rep. John Cobb	✓		
Rep. Roger DeBruycker	✓		
Rep. Gary Feland	✓		
Rep. Marj Fisher	✓		
Rep. Don Holland	✓		
Rep. John Johnson	✓		
Rep. Royal Johnson	✓		
Rep. Mike Kadas	✓		
Rep. Betty Lou Kasten	✓		
Rep. Matt McCann	✓		
Rep. Red Menahan	✓		
Rep. Steve Vick	✓		
Rep. Bill Wiseman	✓		

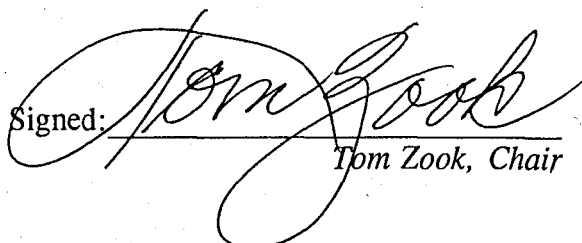


HOUSE STANDING COMMITTEE REPORT

March 17, 1995

Page 1 of 6

Mr. Speaker: We, the committee on Appropriations report that House Bill 5 (first reading copy -- white) do pass as amended.

Signed: 
Tom Zook, Chair

And, that such amendments read:

1. Title, line 7.

Following: line 6

Insert: "PROVIDING FOR AN ALLOWANCE FOR MAINTENANCE BASED UPON A
PERCENTAGE OF CONSTRUCTION COST; REPEALING SECTION 23,
CHAPTER 624, LAWS OF 1993;"

2. Page 1, lines 11 and 14.

Strike: "9"

Insert: "12"

3. Page 1, line 19.

Following: "appropriations."

Insert: "(1)"

4. Page 1, line 26.

Under: "LRBP"

Strike: "\$100,000"

Under: "Other Funding Sources"

Insert: "\$100,000 Proprietary"

5. Page 1, line 27.

Strike: "\$300,000"

Insert: "696,000"

6. Page 1, line 28.

Committee Vote:

Yes 17, No 1.

621042SC.Hdh

Strike: "1,100,000"
Insert: "5,385,640"

7. Page 2, line 10.
Strike: "Swan River Correctional Training Center"
Insert: "Correctional Boot Camp"

8. Page 2, line 13.
Strike: line 13 in its entirety.

9. Page 2, line 17.
Strike: "Lodge Replacement"
Insert: "Campus"

10. Page 2, following line 18.
Insert: "Montana Youth Alternatives Program
Boulder 560,000"

11. Page 2, line 21.
Strike: "843,000"
Insert: "818,000"

12. Page 2, following line 21.
Insert: "25,000 State Special Revenue*
220,000 Federal Special Revenue"

13. Page 2, line 24.
Strike: "300,000"
Insert: "275,000"

14. Page 2, following line 24.
Insert: "25,000 State Special Revenue*"

15. Page 3, line 4.
Strike: line 4 in its entirety.

16. Page 3, line 8.
Strike: "200,000"
Insert: "150,000"

17. Page 3, following line 8.
Insert: "50,000 State Special Revenue*"

18. Page 3, lines 18 and 19.
Strike: lines 18 and 19 in their entirety.

19. Page 3, line 26.

Strike: "12,009,800"
Insert: "14,009,800"

20. Page 4, line 4.
Following: "Construct"
Insert: "or Purchase"

21. Page 4, line 13.
Strike: "200,000"
Insert: "75,000"

22. Page 4, line 23.
Strike: "2,200,000"
Insert: "2,080,000"

23. Page 4, lines 26 and 27.
Strike: lines 26 and 27 in their entirety.

24. Page 4, line 29.
Strike: "11,375,946"
Insert: "560,000"

25. Page 4, following line 30.
Insert: "Bioscience Facility 10,815,946 Federal Special
Revenue"

26. Page 5, line 2.
Strike: "6,450,000"
Insert: "450,000"

27. Page 5, line 7.
Insert: "(2) For the capitol restoration project, the department of administration is authorized to expend private donations, up to \$5,385,640, for historic restoration projects and any Montana power company funding for approved energy retrofitting projects. If additional federal special revenue from CTEP funds becomes available, the department of administration is authorized to use those funds for capitol restoration projects. If CTEP funds are used for infrastructure projects, a matching amount of bonding authority in House Bill No. 15 may be used for historic restoration projects in order to reduce the spending authority for private donations. If any federal or bonded funding authorized for the restoration of the capitol building infrastructure is not needed because of a reduction in costs of the approved project, funding may be used for historic restoration projects."

(3) The funding provided to the projects in this section and identified by an asterisk (*) represents lodging facilities use tax that is allocated to the department of fish, wildlife, and parks and that is statutorily appropriated under 15-65-121 for maintenance of facilities in state parks. It is not intended for the project to be reduced by this amount.

(4) It is the intent of the long-range planning subcommittee that the \$625,000 appropriated for the Spring Meadow wildlife rehabilitation and education center project be used to transfer the animal shelter from its existing location to the Spring Meadow complex upon an agreement between the department of fish, wildlife, and parks and the donor group for the transfer of the Spring Meadow property and for the planning of additional phases of the project. It is not the intent of the subcommittee to encumber any future legislature regard to additional phases of the project. The project approved in [this act] is to be a stand-alone project."

28. Page 5, line 28.

Strike: "\$250,000"

Insert: "\$264,000"

29. Page 6, following line 1.

Insert: "(3) Funds appropriated for the South Sandstone dam are contingent upon the department of fish, wildlife, and parks disposing of its ownership and liability responsibility of the property on which the South Sandstone dam is located. The transfer of ownership should include continued public recreational access. The department is authorized to make the repairs or may pass the funds through to the new owner to reimburse project expenses. If funds remain after completion of the project, the department is authorized to establish an operations and maintenance account for the project."

30. Page 6, line 8.

Strike: "\$250,000"

Insert: "\$830,000"

31. Page 6, line 15.

Strike: "\$227,000"

Insert: "\$377,000"

32. Page 6, line 21.

Strike: "1,000,000"

Insert: "1,150,000"

33. Page 6, line 30.

Strike: "\$3,275,000"

Insert: "\$3,500,000"

34. Page 7, line 1.

Strike: "30,465,000"

Insert: "31,865,000"

35. Page 7, line 2.

Strike: line 2 in its entirety.

36. Page 7, lines 4 and 5.

Strike: lines 4 and 5 in their entirety.

37. Page 7, following line 5.

Insert: "(4) For the appropriation for the Petrolia dam rehabilitation, the legislature finds that the project is in need of costly repairs if operation of the project is to continue and that it is financially unsound for the state to continue to own the project. Any benefits to the public accruing from continued state ownership are outweighed by the cost of repairs and continued maintenance. The legislature finds that the useful life of the project as a state-owned water project is at an end. The department of natural resources and conservation is directed to enter into an agreement for the project's disposition to the Petrolia water users' association. The money appropriated in this section is contingent upon the Petrolia water users' association execution of a valid agreement to accept ownership of all property rights and liabilities associated with the project."

Renumber: subsequent subsections

38. Page 7, line 19.

Insert: "NEW SECTION. Section 7. Transfer of funds. The department of fish, wildlife, and parks is authorized to transfer money appropriated in [this act] among fund types."

Renumber: subsequent sections

39. Page 8, lines 4 and 5.

Strike: "8"

Insert: "9"

40. Page 8, line 7.

Insert: "NEW SECTION. Section 11. Maintenance for state buildings. (1) Subject to legislative determination as provided in subsection (2), a major capital project appropriation by the legislature may include an amount for maintenance as a part of the appropriation. The amount appropriated for maintenance must be deposited in the long-range building account for use in future maintenance.

(2) A state building recommended for construction in the report to the legislature required by 17-7-203 may also be recommended as appropriate for the inclusion of an amount for maintenance. For those buildings recommended for construction, the legislature may allocate an amount not to exceed 2% of the appropriated cost for use in maintenance.

(3) This section does not preclude additional funds, including separate appropriations, donations, grants, or other available funds, from being used for the construction or maintenance of state buildings.

NEW SECTION. Section 12. Percent-for-art. The architecture and engineering division of the department of administration is directed to minimize the allocation of funds for the acquisition of works of art, as provided in Title 22, chapter 2, part 4, for capital projects approved by the 1995 legislature.

NEW SECTION. Section 13. Codification instruction. [Section 11] is intended to be codified as an integral part of Title 17, chapter 7, part 2, and the provisions of Title 17, chapter 7, part 2, apply to [section 11].

NEW SECTION. Section 14. Repealer. Section 23, Chapter 624, Laws of 1993, is repealed."

Renumber: subsequent sections.

-END-



HOUSE STANDING COMMITTEE REPORT

March 17, 1995

Page 1 of 2

Mr. Speaker: We, the committee on Appropriations report that House Bill 15 (first reading copy -- white) do pass as amended.

Signed:

A handwritten signature in cursive script, reading "Tom Zook", is written over a horizontal line. Below the line, the name "Tom Zook, Chair" is printed in a serif font.

Tom Zook, Chair

And, that such amendments read:

1. Page 1, line 29.
Strike: "\$17,911,000"
Insert: "\$12,559,240"
2. Page 2, line 2.
Strike: line 2 in its entirety.
3. Page 2, lines 3 and 4.
Strike: lines 3 and 4 in their entirety.
4. Page 2, lines 5 through 7.
Strike: lines 5 through 7 in their entirety.
5. Page 2, line 10.
Strike: "3,000,000"
Insert: "3,120,000"
6. Page 2, lines 15 and 16.
Strike: lines 15 and 16 in their entirety.

Committee Vote:
Yes 18, No 0.

621046SC.Hdh

March 17, 1995
Page 2 of 2

7. Page 2, line 19.
Strike: "\$71,747,000"
Insert: "\$30,515,240"

-END-

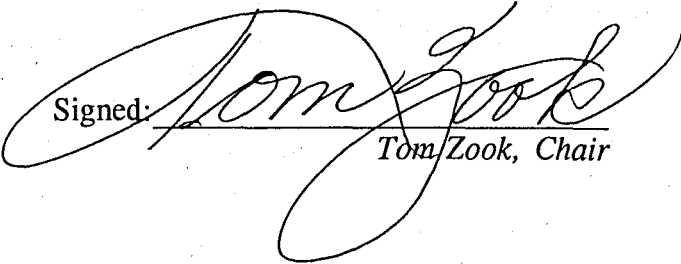


HOUSE STANDING COMMITTEE REPORT

March 17, 1995

Page 1. of 2

Mr. Speaker: We, the committee on Appropriations report that House Bill 584 (first reading copy -- white) do pass as amended.

Signed: 

Tom Zook, Chair

And, that such amendments read:

1. Title, lines 4, 5, and 6.
Strike: "AUTHORIZING" on line 4 through "ACADEMY;" on line 6.
2. Title, line 6.
Following: "APPROPRIATING"
Strike: "THE PROCEEDS OF THE BONDS"
Insert: "FUNDS"
3. Page 1, lines 12 through 18.
Following: "Section 1."
Strike: "Authorization" on line 12 through "project." on line 18.
Insert: "Appropriation. (1) There is appropriated to the department of administration for the law enforcement academy project a total of \$1,450,000, of which \$950,000 is from the long-range building program account and \$500,000 is from Lewis and Clark County."
4. Page 2, lines 1 through 4.
Strike: Section 4 in its entirety.
Insert: "NEW SECTION. Section 4. Department of justice. The department of justice shall repay the \$500,000 provided by Lewis and Clark County from its operating budget within 10 years, commencing in fiscal year 1998. The terms of the

Committee Vote:
Yes 11, No 7.

621050SC.Hdh

March 17, 1995

Page 2 of 2

repayment agreement must be finalized before the department of administration begins capital construction and may include utilization of fees charged for law enforcement training."

-END-

621050SC.Hdh



HOUSE STANDING COMMITTEE REPORT

March 17, 1995

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that House Bill 585 (first reading copy -- white) do pass as amended.

Signed: 

Tom Zook, Chair

And, that such amendments read:

1. Page 1, line 18.

Following: "appropriated"

Insert: "to the department of administration"

-END-

Committee Vote:
Yes 18, No 0.

621053SC.Hdh



HOUSE STANDING COMMITTEE REPORT

March 17, 1995

Page 1 of 2

Mr. Speaker: We, the committee on Appropriations report that House Bill 594 (first reading copy -- white) do pass as amended.

Signed: 

Tom Zook, Chair

And, that such amendments read:

1. Title, line 12.

Following: "APPROPRIATION"

Insert: "AND AN APPROPRIATION OF LOAN PROCEEDS"

2. Page 2, line 9.

Following: "excess"

Strike: "in the general fund"

Insert: "as provided in 53-1-413"

3. Page 5, line 26.

Strike: "construction, maintenance, and"

4. Page 5, lines 28 and 29.

Strike: "constructing" on line 28 through "Springs, and" on line 29

5. Page 6, line 1.

Following: "exempt the"

Insert: "demolition"

6. Page 6, following line 3.

Insert: "NEW SECTION. Section 8. Appropriation of loan proceeds. The proceeds of the loan authorized in [section 1] are appropriated to the department of administration to be used for

Committee Vote:

Yes 10, No 8.

621055SC.Hdh

March 17, 1995

Page 2 of 2

the construction of the Montana state hospital in Warm Springs."

Renumber: subsequent sections.

7. Page 6, line 14.

Strike: "9"

Insert: "10"

-END-

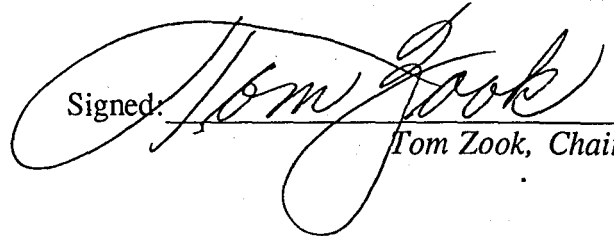


HOUSE STANDING COMMITTEE REPORT

March 17, 1995

Page 1 of 3

Mr. Speaker: We, the committee on Appropriations report that House Bill 595 (first reading copy -- white) do pass as amended.

Signed: 
Tom Zook, Chair

And, that such amendments read:

1. Title, line 4.

Following: "DEVELOPMENT"

Insert: "AND SELECTION"

2. Title, line 6.

Following: "MEN;"

Insert: "REQUIRING THE COMMITTEE TO DEVELOP SITING CRITERIA, DEVELOP A REQUEST FOR PROPOSALS, AND SOLICIT PROPOSALS FROM LOCAL GOVERNMENT UNITS, USING THE CRITERIA; REQUIRING THE COMMITTEE TO EVALUATE STATEMENTS OF QUALIFICATION AND DEVELOP A PRIORITIZED LIST OF COMMUNITIES; REQUIRING A REPORT TO THE GOVERNOR AND THE 55TH LEGISLATURE;"

3. Title, line 7.

Following: "DEVELOPMENT"

Insert: "AND SELECTION"

Following: "COMMITTEE"

Insert: "AND THE DEPARTMENT OF ADMINISTRATION"

4. Page 1, line 18.

Page 2, line 9.

Strike: "5"

Insert: "6"

5. Page 1, lines 26 and 27.

Committee Vote:

Yes 15, No 3.

621116SC.Hdh

March 17, 1995

Page 2 of 3

Following: "development"

Insert: "and selection"

6. Page 2, line 21.

Following: "plan"

Strike: remainder of line 21 in its entirety

Insert: "to accommodate projected population increases, with no site having a population of more than"

7. Page 2, line 27.

Following: "criteria"

Insert: "based on the proposed expansion plan"

8. Page 2, lines 29 and 30.

Following: "(8)" on line 29

Strike: remainder of line 29 through "qualify" on line 30

Insert: "evaluate community statements of qualification, using a weighted scale process, to arrive at a prioritized list of eligible communities"

9. Page 3, lines 1 and 2.

Following: the second "a" on line 1

Insert: "prioritized"

Following: "qualify" on line 1

Insert: "for any or all facility options"

Following: "." on line 1

Strike: remainder of line 1 through "." on line 2

10. Page 3, lines 5 and 6.

Strike: "determine minimum" on line 5

Insert: "establish"

Following: "standards" on line 5

Insert: ", including mandatory criteria"

Following: "facilities" on line 5

Strike: remainder of line 5 through "facility" on line 6

11. Page 3, lines 9, 14, 16, and 18.

Strike: "minimum"

12. Page 3, line 12.

Strike: "determine" through "standards"

Insert: "evaluate community statements of qualification using a weighted scale process, to arrive at a prioritized list"

13. Page 3, line 21.

Insert: "

621116SC.Hdh

NEW SECTION. Section 6. Report. Based on the recommendations of the committee and the determination of the department, the department shall develop site analysis and preliminary plans for three recommendations. The department shall use the services of the architecture and engineering division of the department of administration in developing the plans. The department shall present a report to the governor and the 55th legislature."

Renumber: subsequent sections

14. Page 3, line 22.

Strike: "Appropriation"

Insert: "Appropriations"

Following: "."

Insert: "(1)"

Strike: "appropriated"

Insert: "a biennial appropriation for the 1997 biennium"

Following: "fund"

Insert: "of"

15. Page 3, line 25.

Insert: "(2) There is appropriated from the general fund \$50,000 to the department of administration for the purposes of site analysis and other related costs."

-END-



HOUSE STANDING COMMITTEE REPORT

March 16, 1995

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that **House Bill 19** (first reading copy -- white) **do pass.**

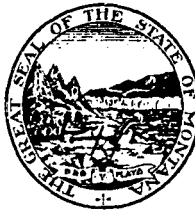
Signed: _____

A handwritten signature in cursive script, appearing to read "Tom Zook", is written over a horizontal line. Below the line, the name "Tom Zook, Chair" is printed in a serif font.

Tom Zook, Chair

Committee Vote:
Yes 18, No 0.

611612SC.Hbk



HOUSE STANDING COMMITTEE REPORT

March 17, 1995

Page 1 of 1

Mr. Speaker: We, the committee on Appropriations report that House Bill 395 (first reading copy -- white) do pass.

Signed.

A handwritten signature in cursive script, which appears to read "Tom Zook", is written over a horizontal line. Below the line, the text "Tom Zook, Chair" is printed.

Committee Vote:
Yes 12, No 1.

621058SC.Hdh

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. HB5

MOTION Rep. Bergsagel made substitute motion
to delete Prescott House, stadium at Boyeman &
Western Mt College projects from bill. motion carried 11-7.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher	✓	
Rep. Don Holland		✓
Rep. John Johnson		✓
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann	✓	
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. HB5

MOTION Rep. John Johnson moved Item 7, HB 0005 O.I.R.
Do Pass and be added to the bill. motion
failed 7-11.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN		✓

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. AB5

MOTION Rep. Quilici moved AB5 Amendment
HB000502. A15 Do Pass. motion carried
13-5.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN	✓	

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. HB 594

MOTION Rep. Bergsagel moved HB 594 Do Pass
As Amended. motion carried 10-8.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel	✓	
Rep. John Cobb		✓
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. HB 584

MOTION Rep. Bergsagel moved HB 584 Do Pass
As Amended. motion carried 11-7.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick		✓
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN	✓	

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. HB 584

MOTION Rep. Bergsagel moved OBPP Amendment
Do Pass. motion carried 12-6.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland	✓	
Rep. John Johnson		✓
Rep. Royal Johnson		✓
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann	✓	
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN	✓	

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95

BILL NO. HB 584

MOTION Rep. Royal Johnson moved to change funding
from bonds to the Justice Department and \$105,000
from general fund. motion failed 9-9.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart	✓	
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson	✓	
Rep. Royal Johnson	✓	
Rep. Mike Kadas	✓	
Rep. Betty Lou Kasten		✓
Rep. Matt McCann	✓	
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. HB 584

MOTION Rep. Menahan moved HB 058404. A11
Amendment Do Pass. motion failed 7-11.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel		✓
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland		✓
Rep. John Johnson	✓	
Rep. Royal Johnson		✓
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann		✓
Rep. Red Menahan	✓	
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN	✓	

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. HB 585

MOTION Rep. Cobb moved conceptual amendment to
only fund two regional jails with one in
Great Falls. motion failed 7-11.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker		✓
Rep. Gary Feland	✓	
Rep. Marjorie Fisher		✓
Rep. Don Holland	✓	
Rep. John Johnson		✓
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann		✓
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY	✓	
Rep. Steve Vick		✓
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. HB 3

MOTION Rep. Grady moved to delete Section 7
from HB 3 Amendment. Motion carried 13-5.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY	✓	
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel	✓	
Rep. John Cobb	✓	
Rep. Roger DeBruycker	✓	
Rep. Gary Feland	✓	
Rep. Marjorie Fisher	✓	
Rep. Don Holland	✓	
Rep. John Johnson		✓
Rep. Royal Johnson	✓	
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten	✓	
Rep. Matt McCann	✓	
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick	✓	
Rep. Bill Wiseman	✓	
Rep. Tom Zook, CHAIRMAN	✓	

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

ROLL CALL VOTE

APPROPRIATIONS COMMITTEE

DATE 3-15-95 BILL NO. HB 3

MOTION Rep. Fisher moved to delete five FTEs
from HB 3 - Corrections. motion failed 1-15.

NAME	AYE	NO
Rep. Ed Grady, VICE CHAIRMAN, MAJORITY		✓
Rep. Beverly Barnhart		✓
Rep. Ernest Bergsagel		✓
Rep. John Cobb		✓
Rep. Roger DeBruycker		✓
Rep. Gary Feland		✓
Rep. Marjorie Fisher	✓	
Rep. Don Holland		✓
Rep. John Johnson		✓
Rep. Royal Johnson		✓
Rep. Mike Kadas		✓
Rep. Betty Lou Kasten		
Rep. Matt McCann		✓
Rep. Red Menahan		✓
Rep. Joe Quilici, VICE CHAIRMAN, MINORITY		✓
Rep. Steve Vick		
Rep. Bill Wiseman		✓
Rep. Tom Zook, CHAIRMAN		✓

NANCY SWEENEY
CLERK OF DISTRICT COURT
Lewis and Clark County Courthouse
P. O. Box 158
Helena, MT 59624-0158
447-8216

EXHIBIT 1
DATE 3-15-95
HB 143

March 15, 1995

Rep. Tom Zook, Chairman
House Appropriations Committee
Capitol Station
Helena, MT 59620

RE: HB143

Dear Mr. Chairman and Committee Members,

The Clerks of Court Association is in dire need of a means to preserve the ever increasing numbers of aging and fragile original documents now stored in basements and dingy, damp vaults around the state. We are asking that the legislature for funding provide microfilming, repairs to books and registers and computer technology to preserve our records.

Some of the clerk of court's records originate from territorial days. In Helena our records begin in 1865 and record criminal and civil cases which have important historical value to the entire state. The demand for legible, accurate records by genealogical researchers, family members and historians are increasing every year and quite simply, the more these records are handled the faster the rate of deterioration.

The 1991 legislature recognized the need for records preservation in 7-4-2635, MCA when they established a records preservation fund for the county clerk and recorders. In addition to maintaining records of civil and criminal cases, we have records of marriages, adoptions, naturalization, inquests, probate and estate records, involuntary commitments to the state mental hospital and records of dependent and neglected children. We are requesting a fund similar to the county clerk and recorders records preservation fund be established for preservation of the equally important records maintained in our offices.

County governments are stretched to their limits and beyond to provide basic operating expenses and do not have the resources to invest in the important area of record preservation. Records preservation is an area that can no longer be neglected or the records will be beyond saving. I encourage this committee to recommend approval of this bill and help us maintain our records of Montana's history.

Sincerely,



Nancy Sweeney
Clerk of District Court

House Bill 15

Long – Range Building Program

(Amounts in Millions)

	As Proposed By The Executive		Long – Range Planning Subcommittee		Long – Range Planning – Excluding GF Regional Jail	
Project	Bonded Amount	Total Cost	Bonded Amount	Total Cost	Bonded Amount	Total Cost
Captiol Restoration	\$17.911	\$20.000	\$12.559	\$19.330	\$12.559	\$19.330
Prison Expansion	\$4.300	\$5.800	\$4.300	\$5.800	\$4.300	\$5.800
Regional Jails (All)	\$9.000	\$13.000	–	–	–	–
Regional Jail (Great Falls Only)	N/A	N/A	\$4.300	\$4.300	–	–
MSH – Warm Springs	\$18.000	\$18.000	–	–	–	–
Law Enforcement Academy	\$7.000	\$7.000	–	–	–	–
MSU – Heating Plant	\$3.000	\$5.200	\$3.120	\$5.200	\$3.120	\$5.200
UM – Chemistry Bldg.	\$4.536	\$6.045	\$4.536	\$6.045	\$4.536	\$6.045
MSU – Utility Tunnels	\$6.000	\$6.000	\$6.000	\$6.000	\$6.000	\$6.000
UM – Pharmacy Bldg.	\$2.000	\$4.000	–	–	–	–
DOLI – Job Service, Havre	N/A	N/A	<u>\$0.350</u>	<u>\$0.350</u>	<u>\$0.350</u>	<u>\$0.350</u>
TOTALS:	<u>\$71.747</u>	<u>\$85.045</u>	<u>\$35.165</u>	<u>\$47.025</u>	<u>\$30.865</u>	<u>\$42.725</u>

LONG-RANGE PLANNING SUBCOMMITTEE
House Bill 5
Executive Action

EXHIBIT 3
DATE 3-15-95
HB 15

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. Expand Job Service, Havre	Moved to House Bill 15	N/A
3. Purchase Land, Job Service Offices	Priority # 51, Page 198 - 199	\$156,550

LONG-RANGE PLANNING SUBCOMMITTEE
House Bill 5
Executive Action

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
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
7. Regional Correctional Facilities	House Bill 15 Only	N/A
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
3. Nevada Creek Dam Study	STRIKE	N/A
4. Ruby River Dam Study	STRIKE	N/A

LONG-RANGE PLANNING SUBCOMMITTEE
House Bill 5
Executive Action

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. UM-Missoula, Pharmacy	House Bill 5 & 15	\$0
10. 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 Prescott House <u>1,650,000</u>	\$3,000,000
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 Bozeman, Football Stadium <u>\$12,000,000</u>	\$23,575,946

LONG-RANGE PLANNING SUBCOMMITTEE

House Bill 5

Executive Action

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. Lone Pine Visitor Center	STRIKE	N/A
19. Miles City Hatchery Pond	Priority # 36, Page 155 – 157	\$110,000
20. Salmon & Placid Lakes St. Park	Priority # 37, Page 158 – 160	\$275,000
21. Whitefish Lake State Park	Priority # 38, Page 161 – 163	\$400,000
22. Thompson Chain of Lakes FAS	Priority # 39, Page 164 – 167	\$200,000
23. Lake Elmo, Phase III	Priority # 40, Page 168 – 170	\$150,000
24. Cooney Reservoir St. Park	Priority # 41, Page 171 – 173	\$290,000
25. Boat in Lieu Reg'l Projects	Priority # 42, Page 174 – 176	\$400,000
26. BPA Trust Mitigation	Priority # 43, Page 177 – 179	\$1,000,000
27. South Sandstone Dam Repair	Priority # 44, Page 180 – 182	\$264,000
28. Ringy Dingy Dam Repair	Priority # 45, Page 183 – 185	\$50,000
29. Tongue River Restoration	Priority # 46, Page 186 – 188	<u>\$1,100,000</u>
Total HB 5:		<u>\$118,991,728</u>

Amendments to House Bill No. 15
Introduced Copy

For the Committee on House Appropriations

Prepared by Nan LeFebvre
February 28, 1995

1. Page 1, lines 12 and 15.

Strike: "6"

Insert: "8"

2. Page 1, line 29.

Strike: "\$17,911,000"

Insert: "\$12,559,240"

3. Page 2, line 2.

Strike: "Facilities"

Insert: "Facility, Great Falls"

Strike: "9,000,000"

Insert: "4,300,000"

4. Page 2, lines 3 and 4.

Strike: lines 3 and 4 in their entirety.

5. Page 2, lines 6 and 7.

Following: "Complex" on line 6

Strike: remainder of line 6 through line 7 in their entirety.

Insert: "1"

6. Page 2, line 10.

Strike: "3,000,000"

Insert: "3,120,000"

7. Page 2, lines 15 and 16.

Strike: lines 15 and 16 in their entirety.

8. Page 2, line 17.

Following: line 16

Insert: "DEPARTMENT OF LABOR AND INDUSTRY

Expand Job Service Office, Havre 350,000"

9. Page 2, line 18.

Following: line 17

Amendments to House Bill No. 15
First Reading Copy

Requested by Representative Bergsagel
For the Committee on House Appropriations

Prepared by Nan LeFebvre
March 14, 1995

1. Page 2, line 2.
Strike line 2 in its entirety.

This amendment completely strikes "regional correctional facilities" from the introduced version of House Bill 15. Correspondingly, all amendments for HB 15 approved by the Long-Range Planning Subcommittee relating to regional correctional facilities, are to be stricken.

The construction of regional correctional facilities is authorized in House Bill 585.

2. Page 2, lines 5 through 7.
Strike lines 5 through 7 in their entirety.

This amendment completely strikes "law enforcement complex" from the introduced version of House Bill 15. Correspondingly, all amendments for HB 15 approved by the Long-Range Planning Subcommittee relating to a law enforcement complex, are to be stricken.

The construction of a law enforcement academy is authorized in House Bill 584.

EXHIBIT 6
DATE 3-15-9
579

GEOGRAPHY
EDUCATION
PROGRAM



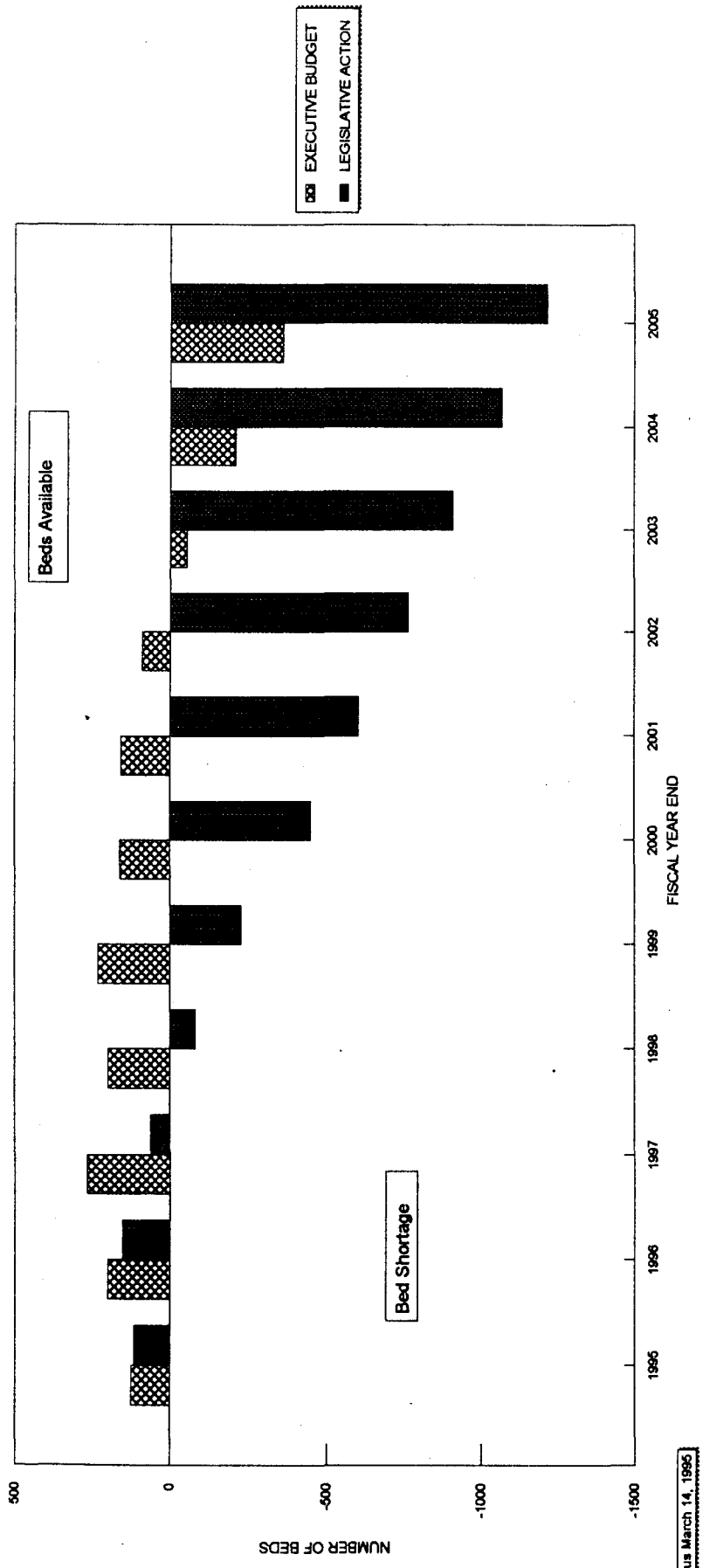
NATIONAL
GEOGRAPHIC
SOCIETY

Long-Range Building Program
1997 Biennium
House Bills 584, 585, 594 & 595

EXHIBIT 3-15-95
DATE 585
~~HB~~

Bill No.	Agency/Project	Bonded Debt	Project Total
<u>Justice</u>			
HB 584	Law Enforcement Center To be Funded With Coal Tax Money and Industrial Revenue Bonds.	\$1,450,000	
TOTAL:			\$1,450,000
<u>Corrections & Human Services</u>			
HB 585	Regional Detention Centers G.O. Bonds to be Paid With Coal Tax Money.	\$9,000,000	
TOTAL:			\$9,000,000
<u>MT State Hospital Redesign/Construction</u>			
HB 594	Loan with MT Health Facility Authority - To be Paid With Revenue.	<u>\$21,000,000</u>	
TOTAL:			\$21,000,000
TOTAL COST:		<u>\$31,450,000</u>	<u>\$31,450,000</u>
<u>Corrections & Human Services</u>			
HB 595	Prison Site Selection Committee Funded with general fund.		<u>\$62,000</u>
NEW TOTAL COST:			<u>\$31,512,000</u>

AVAILABLE PRISON BEDS COMPARED TO DEMAND
 FY1995 - FY2005



Status March 14, 1995

Criteria for the Selection of Facilities
at the

Montana Law Enforcement Academy

EXHIBIT 9
DATE 3-15-95
HB 584

EVALUATION AREAS

EACH AREA CAN BE RATED ON A SCALE OF ONE TO FIVE

Cost

Suitability of Buildings for Education and Residency; Original Design and Building Configuration (internal)

Suitability of Buildings for Education and Residency; Campus Atmosphere and Law Enforcement Identity (external)

Collocation, Cotenancy

Long Term Site Availability

Condition of Buildings for Long Term Use

Infrastructure; Essential Facilities, Heating, Water, Sewer

Maintenance Costs; Utilities, Buildings, Grounds

Site Administration Costs

Location

Community Support Services

Partnership Potential; Firearms Range, Driving Track, Detention

Support from User Groups

Staff Support

Additional Amenities

RATING SCALE

5 = VERY GOOD

4 = GOOD

3 = AVERAGE

2 = POOR

1 = VERY POOR

MAXIMUM POINT TOTAL IS 75 POINTS

EXHIBIT 10DATE 3-15-95HB 584

City of Havre, Montana 59501

POLICE DEPARTMENT

Michael F. Shortell, Chief of Police

406/268-4362

March 14, 1995

The Honorable Mr. Tom Zook, Chairman
Montana House Appropriations Committee
Montana House of Representatives
Helena, MT 59620

Dear Mr. Zook:

I write this letter to inform you of my full support of the Montana Law Enforcement Academy proposed move to the site of Mountain View in Helena, Montana. This support is conditional upon the original proposal including the full appropriation as originally requested in order that this transition can be done adequately and correctly.

As I am sure you are well aware, the current facility which houses the Montana Law Enforcement Academy is grossly inadequate. The living conditions have continued to deteriorate to a point of being uninhabitable. The space available for training as well as the offices for administration no longer serve the many peace officers and staff which in turn make the task of adequately training of peace officers extremely difficult.

I would like to thank you for your attention to this matter and have the utmost of confidence that you will take action that is conducive to accomplishing the task of upgrading the Montana Law Enforcement Academy.

Respectfully,

A handwritten signature in cursive script, appearing to read "Michael F. Shortell".

Michael F. Shortell
CHIEF OF POLICE

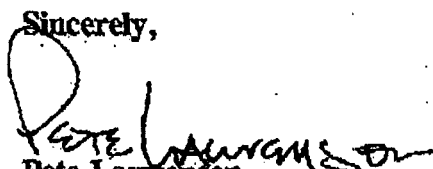
**CITY OF MISSOULA
POLICE DEPARTMENT***"Professionalism With Pride"***PETE LAWRENSON, Chief of Police****BOB WEAVER, Assistant Chief****March 14, 1995****Rep. Tom Zook
Chairman, House Appropriations Committee
Helena, Montana 59601****RE: Montana Law Enforcement Academy****Dear Representative Zook,**

As the Chief Administrator for the Missoula Police Department and its seventy (70) officers, I am writing to express this agency support pertaining to a possible move of the Montana Law Enforcement Academy to the Mountain View facilities in Helena, Montana.

The Academy's location has been a political ping pong ball for too many years, too many people or cities all desiring the facility for none of the right reasons. To locate the Academy in Helena, Montana is a simple and logical decision which will have positive impact on all Montana Law Enforcement agencies far above just the training of their officers.

As stated, this Department, the second largest user of the Academy facilities in the state, endorses and recommends the Academy be moved to Helena, Montana.

Thank you for your consideration in this most serious matter.

Sincerely,
**Pete Lawrenson
Chief of Police**

CURTIS C. MOWLEY
Commissioner

ARTHUR KLEINJAN
Commissioner

KEITH BENSON
Commissioner

SANDRA L. BOARDMAN
Clerk and Recorder/Assessor

SHIRLEY GRUBB
Treasurer

PERRY W. MILLER
Justice of Peace



JOHN C. MC KEON
District Judge

KAY O'BRIEN JOHNSON
Clerk of Court District #17

MARK MARSHMAN
County Attorney

JOHN W. HARRINGTON
Sheriff and Public Administrator

CAROL L. ELLIOT
Superintendent of Schools

MARVIN A. EDWARDS
Coroner

B.W. MC GUIRE
Justice of Peace

BLAINE COUNTY

Chinook, Montana 59523

March 13, 1995

House Appropriations Committee
Tom Zook, Chairman

Dear Mr. Zook:

This letter is in reference to the Montana Law Enforcement Academy move. We have heard the other proposals and we still support the proposal as proposed with out cuts. Mountain View is still the best proposal we've heard.

The current facility in Bozeman is substandard and something needs to be done this session.

The Montana Law Enforcement Academy has some of the best training sessions as far as instructors and courses, but no one wants to go because of the facilities. We understand that this is our loss because of less training, but it also costs our department and the tax payers more when officers go to regional trainings instead.

If you spent 2 weeks at this facility you would really understand our feelings. Every officer has to stay there 10 weeks for the basic course and that's really tough.

Helena is a lot closer to Blaine County, which would save us time and money, and would be a better learning environment.

Thank you for your time and consideration.

Sincerely,

Brenda Murdock
Blaine County Undersheriff

cc: Matt McCann



MONTANA CHAPTER

ASSOCIATED PUBLIC SAFETY COMMUNICATIONS OFFICERS

Honorable Tom Zook
House Appropriation Committee
Montana House of Representatives
Capitol Station
Helena, Mt. 59620

March 14, 1995

Dear Mr. Zook:

Earlier in the session the Montana Chapter of the Associated Public Safety Communications Officers enthusiastically endorsed moving the Montana Law Enforcement Academy from its present site in Bozeman to the Mountain View School in Helena. Our reasons were many and varied but primarily concerned safety and Helena's central location.

Please be advised that we still feel that something must be done about the academy situation and honestly do not feel that this issue can or should be put off until another session. It has been a problem for so long now that it has become not only a serious issue in our eyes but also an indicator of whether the public appreciates and understands public safety's part in their lives and how you are going to treat those people who perform those tasks.

I would like to relay that the association still supports the move to the Mountain View School as proposed and hope that the best interests of our association members as well as those of other law enforcement groups be considered above anything else.

Thank you in advance for your thoughtful consideration on this matter and if you should need any further information please do not hesitate to contact me.

Sincerely,

Douglas F. Williams
President

Peer-to-peer brand

Fax Transmittal Memo 7672

To Jack Wiseman

Company MLEA

Location Bozeman, MT

Fax # 585-9847

Telephone #

Comments

No. of Pages 1

Today's Date

3/14/95

Time

1145

From

Mori Woods

Company

Columbus P.D.

Location

Columbus, MT

Dept. Charge

Fax #

Telephone #

322-5313

Original Disposition:

☐ Destroy☐ Return☐ Call for pickup

Jack: Hope this helps ... if I forgot something, let me know I'll write a new one ☺

COLUMBUS POLICE DEPARTMENT

P.O. Box 549

Columbus, Montana 59019

(406) 322-5313

March 14, 1995

House Appropriations Committee

ATTN: Tom Zook, Chairman

Helena, Montana

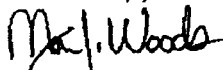
Dear Chairman Zook:

Since the February 16, 1995 hearing in regards to the Montana Law Enforcement Academy facility, I have had the opportunity to look at all of the proposals concerning the Academy. Having all of this information, I still support the Mountain View facility for the Montana Law Enforcement Academy. I urge you to support this facility as it was originally proposed on February 16, 1995.

As you are aware, every law enforcement agency in the State of Montana must use the law enforcement academy. The present facilities are totally inadequate to train our officers in the manner that they should be trained and educated. Officers from the Columbus Police Department find attending the current Academy facilities a great hardship because of the lack of proper space to train.

I am a female law enforcement officer and have found the present facilities degrading and inappropriate. While attending the Academy, I shared a dorm with 16 male Officers as well as bathroom facilities in that dorm. These arrangements were every bit as uncomfortable for my fellow male Officers that shared the dorm with me. I urge you to act on this matter during this session and not let this matter be shuffled aside for consideration at a later date. It is important and affects every law enforcement agency in Montana. Thank you for your consideration.

Sincerely,



Mori J. Woods
Chief

Carter County Sheriff

Rusty Jardee
Phone: (406) 775-8743

P.O. Box 323
Ekalaka, MT 59324

March 14, 1995

Tom Zook
House Appropriations Chairman
and Committee

RE: Montana Law Enforcement Academy.

Carter County Sheriff, Rusty Jardee, of Ekalaka, Montana wishes to go on record again in support of moving the academy from Bozemen to Mt. View at Helena, Montana.

Mt. View is the ideal location for an academy for law enforcement. It would be professional in stature that not only law enforcement could be proud of, but all taxpayers of Montana.

Law enforcement of Montana needs a training facility for only law enforcement. Mt. View would give this. Taxpayer cost of making this our academy would be well spent.

I urge you to consider Mt. View and only Mt. View as the choice for the Montana Law Enforcement Academy.

Sincerely,



Rusty Jardee,
Carter County Sheriff
M.L.E.A. Advisory Council
M.S.P.O.A. Board Member

RJ:cs

PRESIDENT MACOP
Chief William LaBrie
Whitefish Police Department
131 Baker Avenue
Whitefish, Montana 59937
(406) 862-2521



SEC./TREAS. MACOP
Chief Robert Jones
Great Falls Police Department
P.O. Box 5021
Great Falls, Montana 59403
(406) 771-1180

March 14, 1995

Representative Tom Zook
Chairman Montana House Appropriations Committee
Montana 54th Legislative Assembly
Capitol Station
Helena, Montana 59620

Re: House Bill 584

Dear Chairman Zook and Committee Members,

As President of the Montana Association of Chiefs of Police, I want to request that you and your Committee support the passage of House Bill 584, Moving the Montana Law Enforcement Academy from Bozeman to Mountain View School in Helena.

There is overwhelming support on the part of the membership of the Montana Association of Chiefs of Police for the move from Bozeman to the Mountain View Facility. Many of the Chiefs have toured the facility and find that it would meet the needs of Montana Law Enforcement. It will be necessary to do some remodeling, however, it will be much cheaper than building a new facility or remodeling other facilities that have been proposed.

Montana Law Enforcement desperately needs this facility. Thank you for your support on this House Bill.

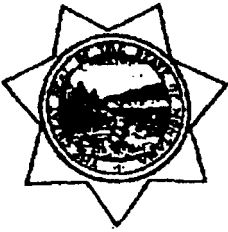
Sincerely,

A handwritten signature in cursive script that reads "William J. LaBrie".

William J. LaBrie, President
Montana Association of Chiefs of Police

cc: files





STILLWATER COUNTY OFFICE OF SHERIFF/CORONER

Phone 322-5326

P.O. Box 729
Columbus, MT 59019

• Clifford Brophy, Sheriff/Coroner •
March 14, 1995

• Danny Ames, Undersheriff •

Tom Zook, Chairman
House Appropriations Committee
Helena, Mt 59620

RE: Location of Montana Law Enforcement Academy

Dear Committee Members:

It is my desire to extend to you my full support of the proposal to move the Montana Law Enforcement Academy to Mountainview located in Helena. As indicated during the February 16, 1995, hearing, it is imperative that complete restoration be allowed for during this legislative session.

Law enforcement has waited many years for a permanent facility that will generate the air of professionalism everyone desires and expects from this profession. I strongly believe that an appropriate restoration and subsequent move to the proposed location would build that desired level of professionalism.

Thank you for your consideration of this matter and for your continued support of law enforcement in general.

Respectfully,


Clifford Brophy
Sheriff

jb

DEPARTMENT of POLICE
CITY of GLENDIVE

GLEN (ED) WILLIAMSON
CHIEF of POLICE
BUS: (406) 365-2384
RES: (406) 365-2994

STATE of MONTANA
P.O. BOX 1372
Glendive, MT 59330
(FAX) 406-365-2596

MICHAEL J. GAUB
ASSISTANT CHIEF
BUS: (406) 365-2364
RES: (406) 365-3270

March 14, 1995

Jack Wiseman,
Professional Program Bureau Chief
Montana Law Enforcement Academy
620 South 16th Avenue
Bozeman, Montana 59715

House Appropriations Committee
Tom Zook, Chairman
Helena, Montana 59620

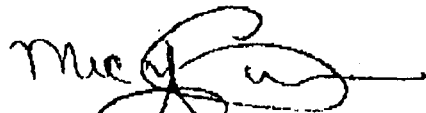
Dear Sirs:

In regard to the future placement of the Montana Law Enforcement Academy, the Glendive Police Department has reviewed the proposed locations of such facility. Following the February 16, 1995 hearings and after consideration of the alternative proposals, the Glendive Police Department feels that the Mountain View School, as proposed is the most viable option.

The current conditions of the present academy site are not conducive to training, housing and do not offer permanent structures. Additionally, Bozeman does not offer all the necessary training facilities for proper law enforcement instruction. It is felt that moving the academy to Helena, Montana, specifically Mountain View, would provide a centralized location and alleviate the current problems that now plague the current academy.

Thank you for taking the time to consider our department's concerns.

Sincerely,



Captain Michael Gaub
Assistant Chief of Police
Glendive Police Department

FERGUS COUNTY SHERIFF'S DEPARTMENT

P.O. BOX 180

LEWISTOWN MT 59457

PHONE (406) 538-3415

FAX (406) 538-3860

March 14, 1995

House of Representatives
House Appropriations Committee
Helena Montana

Attn: Tom Zook

Dear Sir,

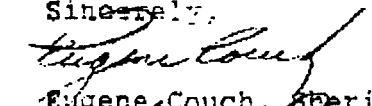
For a number of years the Montana Law Enforcement Academy has been looking for a permanent home. This project has been "back burnered" to many years and a lot of good proposals have fell through.

We feel that at this time a proposal that makes sense to the Law Enforcement community and the taxpayer is ready at hand.

The Mountain View School at Helena is a good facility. This complex will suit the needs of MLEA now and in the future. Lets not dump any more money into temporary facilities that have short term lives. Its time to spend some money on a facility that all of us can be proud of and serve the taxpayer well.

Please look at this proposal closely. The Academy needs a new home and the Mountain View School suit the needs.

Sincerely,


Eugene Couch, Sheriff
Thomas L. Killham, Undersheriff

Fergus County Sheriff's Department
Lewistown Montana

March 14, 1995

Mr. Tom Zook

Chairman House Appropriations Comm.

Dear Chairman Zook:

After listening to and evaluating all the testimony for the various potential sites, and or locations for the Law Enforcement Academy, I believe the Mtn.View School location offers the most potential, and would be the most convenient to this agency, as well as most all others.

Currently the Bozeman facility is critically sub-standard, and not at all representative of the quality of the training or the people using the facility.

We urge your acceptance of this proposal.

Sincerely;

Lt. Col. Bob Winfield

Chief of Operations

Mt. Dept. of Fish, Wildlife and Parks

Amendments to House Bill No. 584
First Reading Copy

Requested by Representative Menahan
For the Committee on House Appropriations

Prepared by Nan LeFebvre
March 14, 1995

1. Page 1, line 13.

Following: "not exceeding"

Strike: "\$2,193,617"

Insert: "\$1,850,000"

2. Page 1, line 20.

Strike: "Mountain View school in Helena, Montana"

Insert: "Terrill Crocket building and other buildings on the Galen Campus in Deer
Lodge County, Montana"



GALEN REUSE COST EVALUATION

BUDGET SUMMARY

EXHIBIT 12
DATE 3-15-95
HB 584

Main Building

Architectural	657,730
Plumbing	87,940
HVAC	253,370
Electrical	225,000
Fire Systems	110,195
Abatement	<u>55,000</u>

SUBTOTAL 1,462,635

Gymnasium

Structural	-0-
Architectural	24,500
Plumbing	22,000
HVAC	14,794
Electrical	24,500
Fire Systems	-0-

Subtotal 85,794

Site Work \ Utilities

Treatment Plant\Sewer	56,622
Water System	278,245

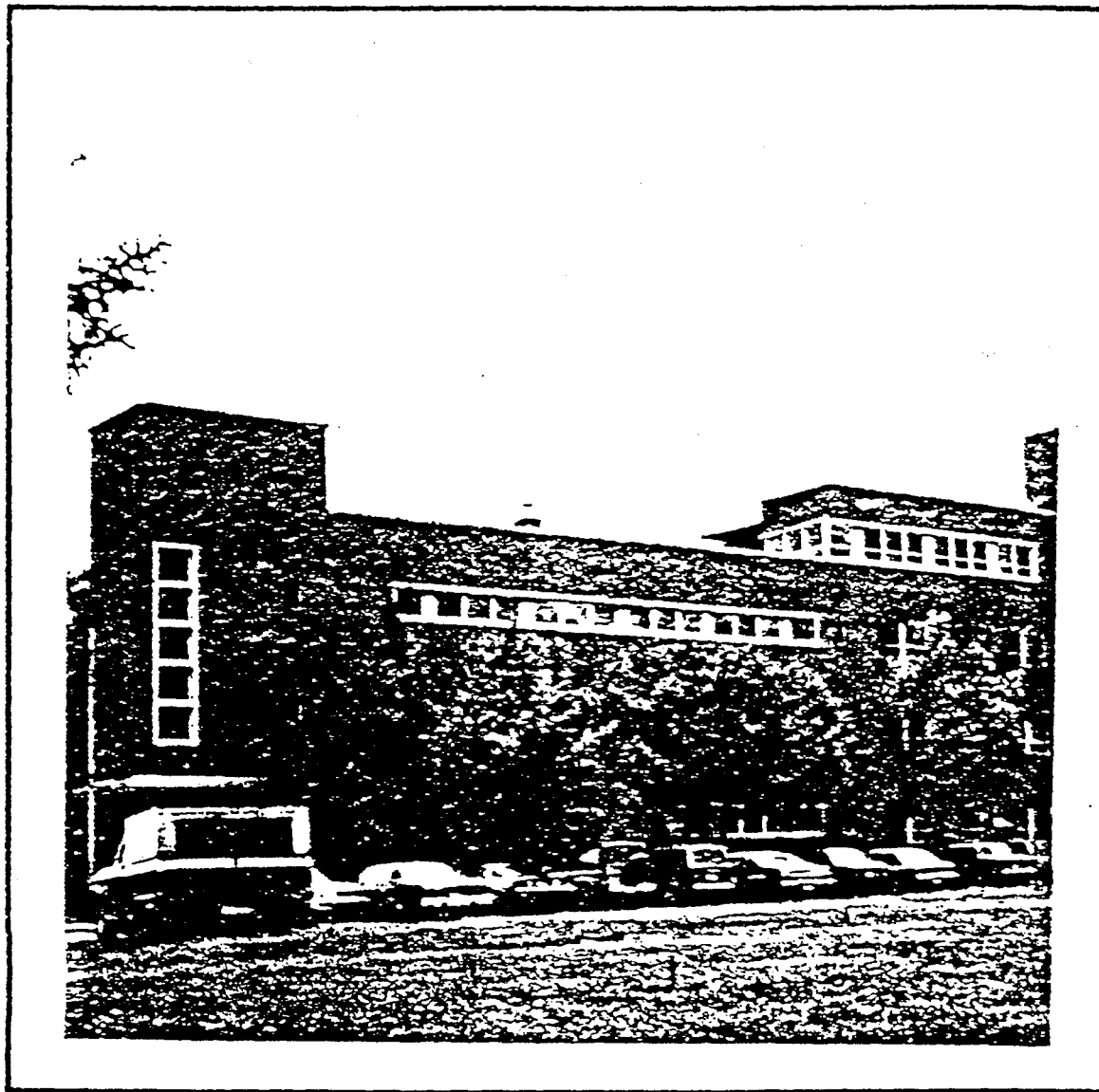
Subtotal 334,867

TOTAL PROJECT CONSTRUCTION COST \$1,883,296



GALEN REUSE COST EVALUATION

BUDGET SUMMARY



TERRELL-CROCKETTE BUILDING



GALEN REUSE COST EVALUATION

BUDGET SUMMARY

NAME: TERRILL/CROCKETT WINGS
FORMER NAME: NONE

BUILDING DESCRIPTION - A RECAP

The Terrill/Crockett Building is an "addition" to the Receiving Hospital and the Annex. This is a concrete structural frame building, with unreinforced brick veneer over clay tile exterior wall infill, concrete floor and roof slabs, asphalt built-up roof and single pane metal windows. The interior non-load bearing partition walls are steel studs and metal lath and plaster. The doors are wood. The ceilings are lath and plaster in certain areas and hung acoustic in others. The floors are sheet vinyl in the corridors, original composition tile in the patient rooms, ceramic tile in the toilet and shower rooms and linoleum in utility rooms.

YEAR BUILT: CIRCA 1950
FLOOR AREA: 52,767 S.F. 4,828 S.F. B'MENT
NO. OF STORIES: 3 + PENT. + PART. B'MENT
ARCH. STYLE: INTERNATIONAL STYLE



GALEN REUSE COST EVALUATION

ARCHITECTURAL SYSTEMS REPORT

BUDGET SUMMARY

BUILDING NAME: TERRILL / CROCKETT

FLOOR AREA (S.F.): 52,767

4,828 S.F. Basement

SYSTEM

COMMENTS

UNIT

COST

UPGRADE

COST

DEMOLITION

\$20,000 lump sum

\$20,000

Provide miscellaneous demolition work as required to remodel structure.

SITEWORK

\$5,000 lump sum

\$5,000

Perform restorative sitework as required.

FOUNDATION

\$0

Work on the foundation is not required at this time.

FLOOR NEW CARPET

\$30,000

The flooring is in fair condition. Replace approximately 50% of the sheet vinyl in the corridors as the seams have failed. Level the subfloor in deteriorated areas.

WALLS / PARTITION

\$0

The existing lath and plaster walls are in good condition and do not require any work at this time.

CEILING

\$0

The existing ceilings are in good condition and do not require any work at this time.

DOORS / WINDOWS / HARDWARE

TWO FLOORS

\$5.37

\$187,016

Existing single pane windows should be replaced with insulating units to improve energy efficiency. Replace doors and frames with fire rated units.

THERMAL / MOISTURE / ROOF

\$7.36

\$130,714

Replace the built-up roof in the very near future to avoid damage to the structure and interior finishes. Install additional rigid insulation.

FINISHES

\$50,000 lump sum

\$50,000

Repair finishes following upgrade.

SPECIAL OR OTHER TWO FLOORS

lump sum

\$235,000

Upgrade 2 bathing facilities per floor to meet A.D.A. Standards (4 total)

Construct elevator enclosures.

RECOMMENDATION: Perform recommended repairs and continue to utilize.



GALEN REUSE COST EVALUATION

BUDGET SUMMARY

SYSTEM	GRADE/COMMENTS	COST
PIPING	B + Domestic water piping and sanitary systems are in good condition, with the exception of the valving and some of the fittings.	
INSULATION	C- Piping above the basement is not insulated. Piping in the basement and tunnel areas contains asbestos. Some of the insulation was ripped and should be sealed in places.	\$ 36,480
FIXTURES	A- The fixtures and trim are old but in great condition.	
CODE ITEMS REQUIRED		
SPECIAL OR OTHER	Handicapped fixtures should be provided. See Architectural Systems Report for cost estimate.	
RECOMMENDATION		
		Plumbing Systems Cost: \$ 36,480



GALEN REUSE COST EVALUATION

BUDGET SUMMARY

SYSTEM	GRADE/COMMENTS	COST
DUCTWORK	B+	
No ductwork to the patient rooms at this time. Ventilation is by means of operable windows. The solariums and adjacent rooms are on an air handler system, which is in good condition.		
INSULATION	C-	
The steam piping above the basement area is not insulated. Insulated piping in the basement contains asbestos. There are places in the basement where the insulation is ripped or ends are not sealed.		\$ 30,000
EQUIPMENT	B	
The cast-iron steam radiators are in good condition. The steam traps are in need of repair. Water cooled condensor in the basement is somewhat corroded.		
PIPING	B+	
The steam pipes are in good condition. The return piping is leaking in places. A few steam valves need to be repacked in the boiler room area.		
CONTROLS	C-	
Pneumatic room valves controlled by a thermostat. Some of the controls were not functioning properly.		\$ 15,000
ENERGY CONSERVATION MEASURES		
Convert to a hydronic system and provide new controls. Provide outdoor air reset for system temperature regulation. This would be more energy efficient, but it is not required. The cost for this ECM is approximately \$49,000.		
SPECIAL OR OTHER		
The 2nd and 3rd floors are unoccupied at this time and there are no steam isolation valves for these areas. Building, in general, needs isolation valves on steam mains for servability. No elevator shaft ventilation. Code requires six air changes of ventilation air and this air must be filtered through a minimum 80% efficient filters.		\$ 68,000
RECOMMENDATION		
		HVAC Systems Cost: \$113,000



GALEN REUSE COST EVALUATION

BUDGET SUMMARY

SYSTEM	GRADE/COMMENTS	COST
PIPING	B+	
Domestic water piping and sanitary systems are in good operating condition.		
INSULATION	C-	
Piping above the basement is not insulated. Pipes in the basement and tunnel areas contain asbestos. Several areas of insulated pipes were in need of repair (ripped insulation and non-sealed ends).		
		\$ 51,460
FIXTURES	A-	
Fixtures were old but in great operating condition.		
CODE ITEMS REQUIRED		
SPECIAL OR OTHER		
RECOMMENDATION		
		Plumbing Systems Cost: \$ 51,460



GALEN REUSE COST EVALUATION

BUDGET SUMMARY

SYSTEM	GRADE/COMMENTS	COST
--------	----------------	------

DUCTWORK	B+	
----------	----	--

No ductwork to the patient rooms at this time. Ventilation is by operable windows. The solariums and adjacent rooms are on an air handler system.

INSULATION	C-	
------------	----	--

The steam piping above the basement area is not insulated. Insulated piping in the basement contains asbestos. There are places in the basement where the insulation is ripped or ends are not sealed.

\$ 52,000

EQUIPMENT	B	
-----------	---	--

The cast-iron steam radiators are in good shape. The steam traps are in need of repair.

PIPING	B+	
--------	----	--

The steam piping is in good condition. The return piping is in need of repair, especially the steam traps. More isolation valves are required on the steam mains.

CONTROLS		
----------	--	--

Pneumatic room valves.

ENERGY CONSERVATION MEASURES		
------------------------------	--	--

Convert to a hydronic heating system and provide new controls. This would be more energy efficient but it is not required. Cost for ECM approximately \$90,000.

SPECIAL OR OTHER		
------------------	--	--

Code requires six air changes of ventilation air and this air must be filtered through a minimum of 80% efficient filters.

\$ 88,370

RECOMMENDATION		
----------------	--	--

HVAC Systems Cost: \$140,370



GALEN REUSE COST EVALUATION

BUDGET SUMMARY

SYSTEM	GRADE/COMMENTS	COST
SERVICE/PANELS	B O.H. ___ U.G. <u>X</u> ; Mains: Fused ___ CktBrkr <u>X</u> ; Panels: Fused ___ CktBrkr <u>X</u> 4160V feed from Annex. Locked transformer vault in basement, with some exposed conductors. This is a safety hazard to maintenance personnel. Oil filled transformers may contain PCB's, based on age. See recommendation below.	\$ 50,000
DISTRIBUTION	B Typical conduit.	
RECEPTACLES	B GFCI's: Yes ___ No <u>X</u> ; Receptacles: 2 wire ___ grounded <u>X</u> Current code requires GFCI type receptacles in baths, kitchens, laundry, and exterior. (Receptacles do not meet current code for hospitals for grounding.) Cost estimate does not bring up to hospital standards. See recommendation below.	\$ 5,000
GEN. LIGHTING	C- Interior: Incan. <u>Mostly</u> Fluor <u>Minimal</u> Controls: Manual <u>X</u> ; Exterior: Incan. ___ HID ___ Controls: Photo Call ___ Mostly inefficient incandescent lighting which requires high maintenance for relamping. See recommendation below and recommended ECM's below.	\$ 50,000
EGRESS LIGHTING	B- Exit: Battery B/U ___ Down light ___; Egress, w/battery ___; Emerg. <u>On emerg. generator circuit</u> AC powered exit lights (incandescent), some exit and egress lights on emergency generator circuit. See recommendation below.	\$ 5,000
ELEVATORS	B Typical electro-mechanical controls and AC motor - DC generator - DC motor in average condition for age.	
HVAC	N/A Local disconnects ___; Control: Manual steam	
RECOMMENDED ECM'S	Upgrade selected fixtures to T-8 fluorescent lamps and electronic ballasts. Install occupancy sensor light switches in selected areas.	Incl. above
SPECIAL OR OTHER	Has old nurse call system. (Appropriation reported to exist for new system.) (Estimated \$20,000 for new.)	Not in total
RECOMMENDATION	Test oil filled transformers for PCB's. Based on age, may require replacement. Improve insulation and safety in transformer vault and install warning signs on door. Upgrade receptacles to GFCI type in baths, kitchens, laundry, exterior and patient rooms (where patient occupied). Upgrade lighting to modern fluorescent. Add additional egress lighting with battery backup.	Incl. above
Electrical Systems Cost: \$110,000		



GALEN REUSE COST EVALUATION

SYSTEM	GRADE/COMMENTS	COST
SERVICE/PANELS	B O.H. ___ U.G. <u>X</u> ; Mains: Fused ___ CktBrkr <u>X</u> ; Panels: Fused ___ CktBrkrs <u>X</u> Fed from Annex.	
DISTRIBUTION	B Typical concealed conduit in average condition.	
RECEPTACLES	B GFCI's: Yes ___ No <u>X</u> ; Receptacles: 2 wire ___ grounded <u>X</u> Receptacles do not meet current code for grounding in hospitals. Current code requires GFCI type receptacles in baths, kitchens, laundry, and exterior. Cost estimate is not to bring to hospital standards. See recommendation below.	\$ 10,000
GEN. LIGHTING	C- Interior: Incan. <u>Mostly Fluor Some Controls: Manual X</u> ; Exterior: Incan. ___ HID <u>MV bldg mtg street lights</u> Controls: Photo Cell <u>X</u> Inefficient and high maintenance incandescent lighting. See recommendation below and recommended ECM's below.	\$ 70,000
EGRESS LIGHTING	C Exit: Battery B/U ___ Down light ___; Egress, w/battery ___; Emerg. <u>Some on emergency generator circuit</u> AC powered exit lighting. See recommendation below.	\$ 10,000
ELEVATORS	N/A In Terril Wing.	
HVAC	B Local disconnects ___; Control: Electric thermostats for steam heat.	
RECOMMENDED ECM'S	Upgrade selected fixtures to T-8 fluorescent lamps and electronic ballasts. Install occupancy sensor light switches in selected areas.	Incl. above
SPECIAL OR OTHER	C 1-40KW and 1-15KW natural gas fired emergency generators in basement. Provide limited emergency lighting and power to selected hall receptacles for life support systems. (Also, previously to surgery, which is no longer used.) 15KW is undersized. Autostart and auto-transfer and auto-exercise. Has nurse call system.	\$ 25,000
RECOMMENDATION	Upgrade exit lighting. Upgrade receptacles to GFCI type in baths, kitchens, laundry, exterior and patient rooms. Upgrade incandescent lighting to modern fluorescent. Upgrade emergency generators and fuel source.	Incl. above
Electrical Systems Cost:		\$ 115,000



GALEN REUSE COST EVALUATION

BUDGET SUMMARY

SYSTEM	GRADE/COMMENTS	COST
--------	----------------	------

FIRE ALARMS

B

Smoke Det. X Heat/Rate of Rise X Local Pull Stn. X Annunciator Panel X Local Alarm X
Remote Alarm X

Smoke detectors in halls only. Smoke detectors are required in all patient rooms.

Cost of complete fire alarm system:
\$ 20,000

SPRINKLER RISER

D-

None Installed.

Cost of complete fire sprinkler system:
\$ 61,520

SPRINKLER PIPING

D-

None Installed.

SPRINKLER HEADS

D-

None Installed.

SPECIAL OR OTHER

Building is provided with fire extinguishers and fire hose stations.

RECOMMENDATION

Code requires patient occupied buildings to be fully sprinklered. All patient sleeping rooms must have smoke detectors per code.

Fire Systems Cost: \$ 81,520



GALEN REUSE COST EVALUATION

BUDGET SUMMARY

SYSTEM	GRADE/COMMENTS	COST
--------	----------------	------

FIRE ALARMS

B

Smoke Det. X Heat/Rate of Rise X Local Pull Stn. X Annunciator Panel X Local Alarm X
Remote Alarm X

Main annunciator for campus is on Crockett 3 at nurse's station.

SPRINKLER RISER

D-

None Installed.

Cost of complete fire sprinkler system:
\$102,075

SPRINKLER PIPING

D-

None Installed.

SPRINKLER HEADS

D-

None Installed.

SPECIAL OR OTHER

Building is provided with fire extinguishers and fire hose stations.

RECOMMENDATION

Code requires patient occupied buildings to be sprinklered.

Fire Systems Cost: \$102,075

Montana State Hospital Bonding and Correctional Expansion Project

HB 594

Funds are borrowed from the Montana Health Facility Authority which sells bonds to finance the project. The bonds are not considered a general obligation of the State. The obligation is payable solely from revenues received for services provided at Montana State Hospital and Montana Center for the Aged. .

The bonds are repaid from revenue received by the Department from patients, insurers, and government sources for services provided at Montana State Hospital (MSH) and at the Montana Center for the Aged. The total debt service over the term of the loan is almost identical to the total cost of financing under the long range building program.

Total project cost of \$21 million.

New facilities will be completed by 1999. The project can be done without the need to relocate patients during construction.

The anticipated average daily population of 135 by 1999 incorporates the impact of managed care. Managed care should keep the population at or below this level on a long-term basis.

Due to consolidation of campus and reduction in patient population, FTE level at the State Hospital will be reduced by at least 150 by 1999.

Through consolidation of campus and patient reduction there will be an annual cost reduction at MSH of \$7.5 million, starting the year construction is completed. These savings more than offset the cost of financing the project and allow for substantial transfer of funding to community programs in order to keep the MSH population at 135. Even after paying for the loan and transferring savings to community services, there is a net savings of over \$3 million in costs over the term of the loan.

The project will result in a 166-bed State Hospital which meets all licensure, certification, accreditation, and safety standards. In addition, when the project is completed, the Xanthopoulos Treatment Facility building can be turned over to the correctional system and used to house up to 196 inmates. These 196 beds plus the 80 beds converted to correctional use in the old maximum security building at Warm Springs yields 276 correctional beds in addition to the State Hospital improvements at no additional construction cost and only an estimated \$500,000 in enhanced security features.

The correctional and mental health programs can be separately operated to prevent interaction of inmates with patients. However, services such as laundry, food service, maintenance, and mental health can be shared by the programs and thereby reduce costs for both programs.

The alternative to the conversion of Warm Springs beds to correctional use as part of the State Hospital Redesign project is to construct a 224-cell freestanding prison facility at a cost of over \$37 million, or two regional jail pods.

STATE OF MONTANA
STATE HOSPITAL PROJECT

EXHIBIT 14
DATE 3-15-95
HB 594

**COMPARISON OF
LONG RANGE BUILDING PROGRAM BONDS
VERSUS
HEALTH FACILITY AUTHORITY REVENUE BONDS**

FISCAL YEAR	LONG RANGE BLDG. PROGRAM BONDS NET DEBT SERVICE (1)	HEALTH CARE REVENUE BONDS NET DEBT SERVICE (2)	ANNUAL DIFFERENCE
1998	\$0	\$0	\$0
1999	0	0	0
2000	1,991,610	2,082,283	(90,673)
2001	1,992,758	2,084,593	(91,835)
2002	1,991,495	2,084,158	(92,663)
2003	1,992,628	2,085,771	(93,144)
2004	1,991,166	2,084,456	(93,290)
2005	1,992,135	2,085,250	(93,115)
2006	1,995,235	2,082,976	(87,741)
2007	1,995,290	2,082,454	(87,164)
2008	1,992,250	2,083,366	(91,116)
2009	1,995,800	2,085,390	(89,590)
2010	1,995,330	2,083,329	(87,999)
2011	1,995,323	2,081,644	(86,321)
2012	1,995,375	2,084,479	(89,104)
2013	1,995,413	2,081,404	(85,991)
2014	1,995,385	2,082,369	(86,984)
2015	1,994,929	2,082,214	(87,285)
2016	1,993,673	2,085,409	(91,736)
2017	1,991,238	2,081,561	(90,324)
2018	1,992,546	2,080,774	(88,228)
2019 (3)	<u>1,992,083</u>	<u>0</u>	<u>1,992,083</u>
	<u>\$39,871,659</u>	<u>\$39,583,881</u>	<u>\$287,778 4)</u>

- 1) a. NET OF CAPITALIZED INTEREST DURING CONSTRUCTION.
b. FIRST PRINCIPAL PAYMENT JULY 1, 1999.
- 2) a. NET OF CAPITALIZED INTEREST DURING CONSTRUCTION AND INTEREST
EARNED ON DEBT SERVICE RESERVE.
b. FIRST PRINCIPAL PAYMENT JULY 1, 1999.
- 3) DEBT SERVICE RESERVE APPLIED TO FINAL YEAR OF DEBT SERVICE OF REVENUE BONDS.
- 4) PRESENT VALUE SAVINGS OF LRBP ISSUE IS \$348,177.96

MONTANA'S CAPITOL

EXHIBIT 15

DATE 3-15-95

HB 5



Department of Commerce

The Montana State Capitol, Helena

... THE PEOPLE'S PRIDE

The *right* reasons to fully
restore the Capitol *now*
and *save* for the future.

The University of Montana
Western
Montana College

EXHIBIT 16
DATE 3-15-95
HB 5

DATE: March 13, 1995

MEMO TO: Jeff Baker, Commissioner of Higher Education
George M. Dennison, President
The University of Montana

FROM: Sheila M. Stearns, Chancellor *ms*

SUBJECT: Building Projects for HB 5

I would like to propose an amendment to HB 5 that would add two "spending authority only" projects to the Montana University System list. The two projects are:

1. Completion of a floor in the arena of the Physical Education Complex. This large section of our P.E. Complex has been unavailable for most uses, including our crowded physical education classes, because the dirt floor has never been finished. We have an opportunity to combine fundraising with donated labor from the Trapper Creek Job Corps Center. This opportunity may not be available in two years. The estimated cost of the project is \$150,000. This involves removal of the dirt, installation of concrete for the sub-surface, and an overlay of a composition floor that would be suitable for most activities in physical education classes.
2. Renovation of Vigilante Stadium: The College owns this stadium but shares it with the high school and the community of Dillon. It is very primitive without restrooms, changing rooms, or adequate seating. In cooperation with the high school district, we propose to generate the funds within the community and other private sources to complete this project. There is a possibility that the Anaconda Job Corps will assist, as it did with the Montana Tech stadium several years ago. The estimated cost of the project is \$300,000.

If the needed funds are not raised, the projects will be deferred until such time as funds are fully raised or pledged. Thank you for your support of these projects.



Western Montana College
710 S. Atlantic
Dillon, Montana 59725-35

(406) 683-7151
1-800-WMC-MONT

HOUSE OF REPRESENTATIVES

VISITOR'S REGISTER

HB 5
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Appropriations

COMMITTEE

BILL NO.

HB 584

DATE 3-15-95 SPONSOR(S) _____

585

594
595

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PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	BILL	OPPOSE	SUPPORT
JOHN FORKAN	MONTANA STATE BLDG. TRADES COUNCIL	HB 594	✓	
Ron Van Diest	Int'l Brother. of Elec. WORKS	HB 594	✓	
Lori Maloney	Clerks of Dist. Court	143		✓
Nancy Severny	Clerk of Court Lewis & Clark Co	143		✓
Tom Connell	ASE Division			
Bob Lashaway	MSU			
GREG NOOSE	Law Enforcement Acad	HB 584		✓
Richard Reid	MLEA	HB 584		✓
Kathryn Otto	State Archivist	143		✓
Linda Peterson	Helen	579		✓
Susan Watne	Helen	579		✓
Helen Kellicott	Deer Lodge Co.			
Gary Spaeth	St Bar	143		✓

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HOUSE OF REPRESENTATIVES

VISITOR'S REGISTER

Appropriations

COMMITTEE

BILL NO. _____

DATE 3-15-95 SPONSOR(S) _____

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NAME AND ADDRESS	REPRESENTING	BILL	OPPOSE	SUPPORT
Jay Driscoll	MFT	579		X
Bob Olsen	MT HOSPITAL ASSOC.	594		X
Troy McGee	Montana Police Assoc.	584		X
William J. Ware, Chief	CITY OF HELENA Mt Assoc. of Chiefs of Police	584		X
KATHLEEN BREUER	MSA Co. Mktg. Ctr. Phone	143		X
Bill FLEINER	MONT SHERIFFS & PEACE OFFICERS ASSOC	584		X
Jim Smith	MS POA	584		X
Don Keil Boy 1426 Conrad	Self (MSH Bldg BIOSCIENCE)	5		X
Mike Green	ASMBU	5		X w/o Amend
Chris Johnson	ASWMC	5		X
Andrée Lanza	Montana Advocacy Program	594	✓	

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