

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 54th LEGISLATURE - REGULAR SESSION

#### JOINT SUBCOMMITTEE ON LONG-RANGE PLANNING

**Call to Order:** By CHAIRMAN ERNEST BERGSAGEL, on February 16, 1995, at 7:00 P.M.

#### ROLL CALL

**Members Present:**

Rep. Ernest Bergsagel, Chairman (R)  
Sen. Ethel M. Harding, Vice Chairman (R)  
Sen. B.F. "Chris" Christiaens (D)  
Rep. Matt McCann (D)  
Rep. Tom Zook (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Nan LeFebvre, Office of the Legislative Fiscal Analyst  
Jane Hamman, Office of Budget & Program Planning  
Tracy Bartosik, Committee Secretary

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

**Committee Business Summary:**

Hearing: NONE  
Executive Action: HB 15: DEPARTMENT OF ADMINISTRATION,  
DEPARTMENT OF CORRECTIONS AND HUMAN  
SERVICES, DEPARTMENT OF JUSTICE,  
UNIVERSITY SYSTEM

**Ms. Nan LeFebvre, Office of the Legislative Fiscal Analyst,** provided copies of HB 5 and HB 15 to the committee. **EXHIBITS 1 and 2**

#### EXECUTIVE ACTION ON DEPARTMENT OF ADMINISTRATION

**Motion:** SEN. CHRIS CHRISTIAENS moved to approve the Capitol Restoration project for \$20 million.

**Discussion:** SEN. CHRISTIAENS stated that the reason for his motion was that the Capitol Building, as well as being a historical site, is also a working office building used year

around. The building has electrical and telecommunication needs in order to make the computer and other systems perform to their capacity. **SEN. CHRISTIAENS** also mentioned that the Department of Administration has received CTEP funding which may be gone in the next few years if not taken advantage of.

**Substitute Motion:** **SEN. ETHEL HARDING** moved to approve bonding in the amount of \$12,559,240 from HB 15, and \$1,385,000 in CTEP and other spending authorization from HB 5, for a total expenditure of \$13,944,240, for all of those portions of the Capitol Restoration project which can be classified as repairs and maintenance. These portions include Capitol envelop repair/reconstruction, space study and analysis, life safety/security, building rewiring, mechanical upgrading, and the driveway repair. **EXHIBIT 3**

**Discussion:** **SEN. CHRISTIAENS** stated that he felt the Scagliola column repair/restoration is a necessary item for repairs and maintenance rather than as historic preservation. **Ms. Debra Fulton, Department of Administration**, stated that the Department believes that it is both, although it is not as high of a priority for repairs and maintenance as the other needs mentioned.

**Vote:** The substitute motion carried with **SEN. CHRISTIAENS** voting no.

*{Tape: 1; Side: A; Approx. Counter: 300;}*

#### EXECUTIVE ACTION ON DEPARTMENT OF CORRECTIONS AND HUMAN SERVICES

##### REGIONAL DETENTION CENTERS

**Motion:** **SEN. CHRISTIAENS** moved to authorize \$8.4 million, allowing the building of the Great Falls regional facility and one other regional detention center. Should federal funding be available, that amount should be backed out of bonding.

**Discussion:** **SEN. CHRISTIAENS** stated that the reason for his motion is not that he doesn't believe in regional jails, but because he doesn't believe in a regional prison policy, and would like to have a few years to see how they are going to work out in communities and counties.

In response to a question by **REP. ZOOK, CHAIRMAN BERGSAGEL** stated that the figure for the Great Falls facility is \$4.3 million. **REP. ZOOK** stated the reason for his question was that **SEN. CHRISTIAENS'** motion is limited to two regional prisons, and he wanted to know what happens if there are two communities which both have a different rate or cost structure.

**SEN. CHRISTIAENS** stated he felt no community should come in with a contract that is going to vary greatly from one facility to the next in the way that it is set up. **SEN. CHRISTIAENS** commented that facilities should function at the per diem rate. He stated he also felt there is enough time in the next two years for the Department of Corrections and Human Services to work on this.

**Ms. Jane Hamman, Office of Budget and Program Planning**, informed the committee that the Sheriff of Glendive indicated to her that they are moving ahead and have selected their site. They are also making plans for a special vote this November.

**SEN. HARDING** stated that the Montana State Prison is already full to capacity, and to build a totally new prison would be extremely expensive. She stated that she feels that the regional detention centers are the best route to take.

**Substitute Motion:** **SEN. HARDING** moved to approve \$9 million of bonded debt, and authorize the expenditure of \$4 million of federal special revenue funds for the Department of Corrections and Human Services for the regional detention centers.

**Discussion:** **SEN. CHRISTIAENS** stated that he felt the motion relied on federal funds which may or may not be there, and that if the state were to build all four of the proposed regional detention centers, at approximately the same cost (\$4.3 million) as the proposed Great Falls center, they may just as well build a new prison at the site of the Montana State Prison.

**REP. ZOOK** questioned how the bonding would be addressed by the state if during this period of time only the Great Falls facility were to be completed. **Mr. Tom O'Connell, Architecture and Engineering**, stated that the state doesn't usually sell bonds for a facility unless they are ready to bid it; therefore, if only the Great Falls facility "takes off," those would be the only bonds the state would sell.

**REP. McCANN** asked how the state will choose the next sites for the regional detention centers. **Mr. Rick Day, Director of the Department of Corrections and Human Services**, stated that they would be chosen on the same criteria and in the same way they have been up to this point, based on HB 304. He also stated that the facilities need to be a certain distance from one another in order to ensure they are not all in the same regions.

**Vote:** The substitute motion failed with **REP. ZOOK** and **SEN. HARDING** voting yes.

{Tape: 1; Side: A; Approx. Counter: 845;}

**Motion/Vote:** **REP. McCANN** moved to fund the proposed Great Falls regional detention center in the amount of \$4.3 million in bonding. The motion carried with **SEN. HARDING** voting no.

{Tape: 1; Side: B;}

**CHAIRMAN BERGSAGEL** asked the committee to consider an amendment to HB 15, which addresses HB 15's relationship to HB 304, and would add a new section. **EXHIBIT 4**

**Motion/Vote:** **SEN. CHRISTIAENS** moved that should federal funds become available to the Department of Corrections and Human Services for the construction of regional prisons, those funds be used to assist in the payment of the regional prisons to the extent that they are available. The federal funding must also be used to decrease the bonding to the state of Montana. The intent of the motion is such that if, for example, a dollar of federal funds comes in for the construction of the facility, a dollar will be reduced in the amount of bonding required. **The motion carried unanimously.**

{Tape: 1; Side: B; Approx. Counter: 155;}

#### MONTANA STATE HOSPITAL REDESIGN AND CONSTRUCTION

**SEN. CHRISTIAENS** requested information from Architecture and Engineering regarding operations and maintenance of the buildings that would still remain in use. **Mr. Ralph DeCunzo, Architecture and Engineering**, stated that the patient contact buildings that would remain in use are the small administration building, the multipurpose building, the medical treatment building, the geriatrics building, and the forensics building. There is also a fire station, a garage, a post office, and a warehouse, none of which are considered patient contact buildings. The current expenditures on utilities for the first four buildings mentioned are between \$81,000 and \$82,000. It is anticipated that the utility costs for those same buildings under the redesign would be approximately \$71,000.

**Motion:** **SEN. CHRISTIAENS** moved not to fund or build a new Montana State Hospital, in effect striking it from HB 15.

**Discussion:** **CHAIRMAN BERGSAGEL** pointed out that the Governor's proposal was for \$18 million and the cost has gone up to \$20,900,000.

**REP. McCANN** questioned the reason the price escalated from \$18 million to approximately \$21 million. **Mr. DeCunzo** stated that the \$18 million was purely an estimate that was used when the Long-Range Building Program book was created.

**REP. McCANN** stated that it was indicated there would be a \$7 million savings annually, and of that \$7 million, \$2 million saved would be directed toward debt service. He then questioned where the remaining \$5 million would be directed. **Mr. Dan Anderson, Administrator of the Mental Health Division of the Department of Corrections and Human Services**, indicated that the remaining \$5 million would be directed toward funding community

mental health services that would no longer be based at the hospital.

**REP. ZOOK** stated that this was an opportunity to build a facility for a group of people who are, most likely, always going to need it because of their inability to be treated elsewhere. He also stated that using the forensics unit for the Montana State Prison is a good idea and an inexpensive way to provide beds for that facility.

**SEN. CHRISTIAENS** said that he doesn't in any way intend to state by his motion that the state doesn't need a state mental health hospital. He stated that the reason for his motion is because of a "managed care" bill currently in the Senate. He would like to "buy some time" and see the effects of managed care before investing in a new or revised Montana State Hospital.

{Tape: 1; Side: B; Approx. Counter:710; Comments: .}

**CHAIRMAN BERGSAGEL** stated that this issue was going to be a "tough call," and that both sides of the issue had many valid points.

**SEN. HARDING** stated that she agreed with **REP. ZOOK** in regard to using the forensics unit for the prison. She also said she believes that a place is needed for that group of mentally ill individuals who are not ready or able to be placed back into the communities. **SEN. HARDING** stated the ideal place for the state hospital is at Warm Springs.

{Tape: 2; Side: A; Comments: .}

**Vote:** The motion carried 3-2 with **SEN. HARDING** and **REP. ZOOK** voting no.

**EXECUTIVE ACTION ON**  
**DEPARTMENT OF JUSTICE**

**MONTANA LAW ENFORCEMENT ACADEMY**

**SEN. CHRISTIAENS** stated that he felt it was important to find a permanent place for the Law Enforcement Academy wherever that may be. He also asked for clarification on the amount of bonding involved with the proposal.

**CHAIRMAN BERGSAGEL** stated if it is the decision of this committee to approve moving the Law Enforcement Academy to Helena and approve the Governor's proposal, the amount bonded would be \$3.9 million. Roughly \$2 million would be for the Law Enforcement Academy, and roughly \$1.7 million would be for the Department of Family Services, Youth Alternatives Program. He also stated that the proposal in HB 15 is for \$7 million. **CHAIRMAN BERGSAGEL**

questioned whether the committee actually wants to determine where the Law Enforcement Academy should be located.

**SEN. CHRISTIAENS** stated that he didn't want to decide where it would be, but he would be prepared to put a set dollar amount in place and let this process go forward. This would allow communities some time to appropriately design and submit proposals.

**Motion:** **SEN. CHRISTIAENS** moved to authorize \$2.5 million in bonding authority to the Department of Justice for the Law Enforcement Academy in the state of Montana.

**Discussion:** **REP. ZOOK** stated he didn't see any reason to put a dollar figure in place if the committee is not ready to decide the whereabouts of the Law Enforcement Academy.

**CHAIRMAN BERGSAGEL** stated he would prefer the committee base their decision on the criteria necessary for the Law Enforcement Academy. He also stated that rather than placing a dollar amount in HB 15, he would like to state that the committee is still interested in a Law Enforcement Academy, but communities would have to meet the criteria that have been laid out by the Department of Justice.

**Substitute Motion:** **REP. ZOOK** moved to continue to look at the planning process and proposals for the Law Enforcement Academy. It is not the intent of this committee to indicate not building a Law Enforcement Academy, but to allow the legislature to make that decision. The amount offered in HB 15 will be \$1 of bonding authority. This motion would also strike the reference to Mountain View School in Helena, indicating that any community interested in making a proposal can make one.

**Discussion:** **SEN. CHRISTIANS** questioned what would occur should the legislature choose not to fund the Law Enforcement Academy, in light of the current situation at Bozeman.

**CHAIRMAN BERGSAGEL** stated the Law Enforcement Academy has a lease in Bozeman that is good until 1999, and they would remain in those facilities until then.

**Vote:** The motion carried unanimously.

**CHAIRMAN BERGSAGEL** stated there are a number of House and Senate bills that state that the Law Enforcement Academy will be located at a particular location. These do not have an appropriation in them.

**Motion/Vote:** **REP. ZOOK** moved to table HB 213, HB 500, SB 314, SB 342, and SB 369. The motion carried unanimously.

{Tape: 2; Side: A; Approx. Counter: 365;}

**EXECUTIVE ACTION ON**  
**THE UNIVERSITY SYSTEM**

**PHARMACY ADDITION/RENOVATION, UNIVERSITY OF MONTANA - MISSOULA**

**CHAIRMAN BERGSAGEL** asked the committee members to reconsider their previous action on the Pharmacy Addition/Renovation. He stated that he had difficulty with this proposal because the Governor's proposal was for \$4 million and the current proposal is now \$10 million. Although the state's portion of that cost remains \$2 million, the present proposal is not as it was presented to the Governor or to A & E. He stated that the other difficulty he has with the project is it does not particularly comply with the Board of Regents' priority list. **CHAIRMAN BERGSAGEL** stated that he feels the committee needs to show a certain amount of respect to the Board of Regents' prioritization list.

**Motion/Vote:** **SEN. HARDING** moved to reconsider the committee's action on the Pharmacy Addition/Renovation at the University of Montana - Missoula. **The motion carried unanimously.**

In response to a question by **SEN. CHRISTIAENS, Mr. Tom O'Connell, Architecture and Engineering**, stated that the proposal they received was for a \$4 million facility, which included \$2 million from Long-Range Building Program bonds and \$2 million from private funds.

**Mr. Jim Todd, Vice President of Administration and Finance for the University of Montana - Missoula**, stated this project was actually a marriage of an authorization from 1991, and this session's request.

**CHAIRMAN BERGSAGEL** offered **Mr. Todd** the opportunity to explain and clarify the amounts and the funding sources to the committee.

**Mr. Todd** provided the committee with a handout explaining the funding. **EXHIBIT 5**

**SEN. CHRISTIAENS** asked if the private donations are secured. **Mr. Todd** stated that **Dr. Dennison, University of Montana President**, mentioned in his previous testimony that they were not secured at this point and the University is waiting for funding from the state to use as leverage.

*{Tape: 2; Side: B;}*

**REP. ZOOK** asked rather than cancel the \$12 million authorization for the Life Sciences addition from the 1991 session, why not just continue and change the direction. **Mr. Todd** stated that if the Life Sciences/ Pharmacy project as now proposed was not to proceed, he would urge the committee not to eliminate the 1991 authorization. He also mentioned that the 1991 authorization is limited to federal funds.

**CHAIRMAN BERGSAGEL** stated that he was not going to "pass judgment" on the facility. The difficulty he is having is the project was proposed and approved by the Governor at \$4 million, but came before the committee as \$10 million. He also stated that from his perspective this is a totally different project than the Governor approved. The Board of Regents does have a priority list from which they make recommendations to the legislature for the construction of their facilities, and he feels the committee should consider honoring that to the extent possible. **CHAIRMAN BERGSAGEL** also said he has to believe that what the University is proposing is a project of merit, but he will continue to vote against it.

**SEN. CHRISTIAENS** asked where the project ranked on the Board of Regents' priority list, and in particular in view of the fact that it was previously authorized in 1991. **Mr. O'Connell, A & E**, stated he believes the addition to the Life Sciences/Pharmacy Building ranked 15th at \$4 million.

**SEN. CHRISTIAENS** asked if there are other projects before the committee which have received authorization in a previous session. **Mr. O'Connell** stated that he was sure there was, but he doesn't believe that this particular project had previous approval in other sessions. The Life Science Building has previous approval from 1991, but he doesn't believe that approval included the Pharmacy/Psychology Building project.

*{Tape:2; Side: B; Approx. Counter: 275}*

**Mr. Todd** stated that if the 1991 authorization is modified, they would ask that it be modified to include private donations as well as federal funds.

**Motion:** **SEN. CHRISTIAENS** moved to authorize \$2 million in bonding in HB 15, \$2 million in federal spending authority and \$6.4 million in private funds.

**Discussion:** **SEN. CHRISTIAENS** stated that the reason for his motion was the growth occurring in the pharmacy and physical therapy fields of study, and the fact that they are becoming much more competitive.

**REP. ZOOK** stated that he agreed with what **SEN. CHRISTIAENS** said, and could probably support a lower figure, but at this point he cannot support the motion.

**SEN. HARDING** said she understands where the University is coming from, but she also has a problem supporting the increase in the proposal, and the fact that it has so totally changed.

**Substitute Motion:** **SEN. HARDING** moved to approve \$1 million in bonding in HB 15, and authorize spending authority of \$2 million in federal funds in HB 5, and \$7.4 million in private funds.



**Discussion:** In response to a question by **SEN. CHRISTIAENS, Mr. Todd** stated that the University would make every effort to maximize their return on the \$1 million from the state should this motion pass.

**REP. ZOOK** asked if the decrease in approved funding would be passed on to the students. **Mr. Todd** responded that there would be no student building fees in this project whatsoever. **REP. ZOOK** stated that he would like the substitute motion to include language restricting the University from passing any costs due to decreases in funding for the project to the students.

**SEN. HARDING** suggested adding that intent to her substitute motion. **CHAIRMAN BERGSAGEL** stated that it was the intent of **SEN. HARDING'S** motion that language is included which would restrict the University from using student fees in the construction of this particular facility.

The motion was withdrawn.

**Motion:** **SEN. HARDING** moved to approve \$1 million in bonding authority in HB 15, \$2 million in federal spending authority in HB 5, and \$7.4 million in private spending authority. This motion would also restrict the University System from using student fees for any part of the construction for the Life Sciences/Pharmacy facility at the University of Montana - Missoula.

**Discussion:** **CHAIRMAN BERGSAGEL** reiterated that this is a completely different project than what was presented to the Governor, and had the Governor seen this project as it is presented now, he may not have looked on it so favorably. **CHAIRMAN BERGSAGEL** stated he can't speak for the Governor, but he would at least like to make that point. He said the other point he would like to make is that the University of Montana is also building a Business Administration Building and a large dorm on that campus.

**REP. McCANN** stated that he doesn't want to see this project fail, however, he is uncomfortable where it is at. He also stated that he was uncomfortable at this point justifying even \$1 million worth of bonding.

**CHAIRMAN BERGSAGEL** stated that he feels the University would indicate that if there is no contribution from the state, the project would not move forward.

{Tape: 3; Side: A;}

**Vote:** The motion failed 3-2 with **SEN. HARDING** and **SEN. CHRISTIAENS** voting yes.

**Motion:** **REP. ZOOK** moved that the University System's 1991 authorization of \$12 million for the Life Sciences Building at

the University of Montana be reauthorized and changed to include private spending authority as well as federal.

**Discussion:** CHAIRMAN BERGSAGEL stated it was his understanding that if this project were not to be approved, the desire of the University system would be to reinstate the previous 1991 authorization of \$12 of spending authority for the Life Sciences Building, including both federal and private funds.

Mr. O'Connell, in response to a question asked by CHAIRMAN BERGSAGEL, stated that the 1991 authorization of spending authority for the Life Sciences building was brought in after the session had already started as an authority-only project.

Mr. Todd, stated that in 1993 there was \$250,000 made available for the planning stages of the Life Sciences Building project, which was withdrawn in the special session.

Ms. Jane Hamman, Office of Budget and Program Planning, stated that including private donations in the 1991 spending authorization would require an amendment to HB 3 to change something in HB 5 from a prior session. HB 3 is currently in the House Appropriations Committee; therefore, this committee could recommend that amendment.

SEN. CHRISTIAENS said he was concerned that, because there is no funding from the state for this project, it is virtually impossible for the University System to raise the private donations.

CHAIRMAN BERGSAGEL stated that by giving them spending authorization, the University System has "permission" to go forward with a project which is not required to be prioritized by the Board of Regents. Although the Legislature can choose to do what it wants to, CHAIRMAN BERGSAGEL stated that he feels there should be consideration taken for the recommendations of the Board of Regents.

Mr. Todd, University of Montana - Missoula, said that the reason the Life Sciences Building is not on the Board of Regents' priority list is that the project had already been authorized. Those projects on the priority list are requests, and none of them have been previously authorized.

CHAIRMAN BERGSAGEL stated that it was the intent of the committee to recommend to the House Appropriations Committee an amendment to HB 3 to include the authorization of private funds with the 1991 \$12 million authorization for federal funds for the Life Sciences Building at the University of Montana - Missoula.

The motion was withdrawn.

**Motion/Vote:** REP. ZOOK moved to remove references to the Pharmacy Building at the University of Montana - Missoula in HB 15, and to

also eliminate the \$2 million in bonding authority from the state in HB 15. **The motion carried unanimously.**

**SEN. CHRISTIAENS** stated that he wished to address general obligation bonds, because of a concern he has regarding operations and maintenance of state-owned buildings. He stated that he hoped this committee would have the opportunity to discuss issuing general obligation bonds to do much needed maintenance on other state buildings. He also stated that he didn't feel action on this topic was required during this meeting, but perhaps at the next meeting.

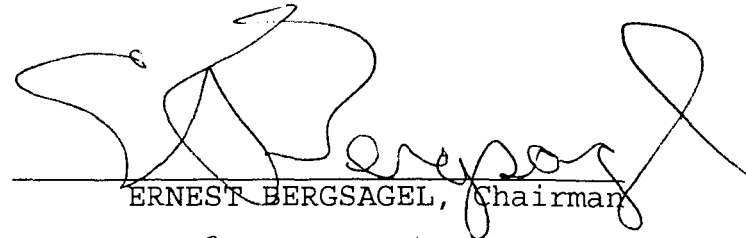
**CHAIRMAN BERGSAGEL** stated he shared **SEN. CHRISTIAENS'** concern on maintenance for state buildings and is working on that issue, but he's not sure in what time frame those discussions will take place.

**Ms. LeFevbre, Office of the Legislative Fiscal Analyst,** mentioned to the committee that the amount approved in bonding during this meeting is approximately \$34.8 million. On a twenty-year debt service schedule, that would result in approximately \$3.1 million in debt service payments annually. With HB 19 in place, not taking into consideration capitol land grant money, that would make approximately \$4 million/biennium available for maintenance.

**Motion/Vote:** **SEN. CHRISTIAENS** moved to approve HB 15 as amended and making all changes according to committee action. **The motion carried unanimously.**

ADJOURNMENT

Adjournment: 10:00 P.M.



ERNEST BERGSAGEL, Chairman



TRACY BARTOSIK, Secretary

EB/tb

# LONG RANGE PLANNING

## Joint Appropriations Subcommittee

ROLL CALL

DATE 2-16-95 (meeting #2)

NAME	PRESENT	ABSENT	EXCUSED
Rep. Ernest Bergsagel, Chairman	X		
Rep. Matt McCann	X		
Rep. Tom Zook	X		
Sen. Ethel Harding, Vice Chairman	X		
Sen. Chris Christiaens	X		

EXHIBIT 1  
 DATE 2-16-95 (Hm2)  
 BB 5

## HOUSE BILL NO. 5

INTRODUCED BY BERGSAGEL

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY FOR CAPITAL PROJECTS FOR THE BIENNIIUM ENDING JUNE 30, 1997; PROVIDING FOR MATTERS RELATING TO THE APPROPRIATIONS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

NEW SECTION. Section 1. Definitions. For the purposes of [sections 1 through 9], unless otherwise stated, the following definitions apply:

(1) "Capital project" means the acquisition of land or improvements or the planning, capital construction, renovation, furnishing, or major repair projects authorized in [sections 1 through 9].

(2) "LRBP" means the long-range building program account in the capital projects fund type.

(3) "Other funding sources" means money other than LRBP money, including special revenue fund money, that accrues to an agency under the provisions of the law.

NEW SECTION. Section 2. Capital projects appropriations. The following money is appropriated for the indicated capital projects from the indicated sources to the department of administration, which is authorized to transfer the appropriated money among the necessary fund types for these projects:

<u>Agency/Project</u>	<u>LRBP</u>	<u>Other Funding Sources</u>
DEPARTMENT OF ADMINISTRATION		
ADA Accessibility Modifications,		
Capitol Complex	\$100,000	
Capitol Restoration, Capitol Complex	\$ 300,000	Federal Special Revenue
	1,100,000	Donations
	439,000	Proprietary
	250,000	Capitol Land Grant Revenue

1	Spring Meadow Wildlife Rehabilitation		
2	and Education Center	600,000	State Special Revenue
3		25,000	Federal Special Revenue
4	Lone Pine Visitor Center	150,000	State Special Revenue
5	Salmon and Placid Lakes		
6	State Park	140,000	State Special Revenue
7		135,000	Federal Special Revenue
8	Whitefish Lake State Park	200,000	State Special Revenue
9		200,000	Federal Special Revenue
10	Lake Elmo State Park,		
11	Phase III	150,000	State Special Revenue
12	Cooney Reservoir State Park	250,000	State Special Revenue
13		40,000	Federal Special Revenue
14			
15	DEPARTMENT OF LABOR & INDUSTRY		
16	Repair and Maintenance		
17	Local Job Services, Statewide	110,000	Federal Special Revenue
18	Expand Job Service,		
19	Havre	350,000	Federal Special Revenue
20	Purchase Land for Job Service		
21	Parking, Statewide	156,550	Federal Special Revenue
22	DEPARTMENT OF MILITARY AFFAIRS		
23	Repair STARC Armory HVAC		
24	System, Helena	258,500	
25	Roof Replacements, Statewide	107,000	
26	Construct Billings Armory	12,009,800	Federal Special Revenue
27	Federal Spending Authority	800,000	Federal Special Revenue
28	State Veterans' Cemetery		
29	Phase IV	75,000	State Special Revenue
30		75,000	Federal Special Revenue

Authority Only Projects,

University of Montana

6,450,000

Federal, Trust, Higher Education  
Funds, and Donations

STATE BOARD OF EDUCATION

Reshingle Cottage Complex, Montana

School for the Deaf and Blind

120,000

NEW SECTION. Section 3. Land acquisition appropriation. The following money is appropriated to the department of fish, wildlife, and parks in the indicated amounts for purposes of land acquisition, land leasing, easement purchase, or development agreement:

Agency/Project

LRBP

Other Funding Sources

Habitat Montana

\$4,600,000

State Special Revenue

Fishing Access Site

800,000

State Special Revenue

Bighorn Sheep Program

652,720

State Special Revenue

BPA Mitigation

1,000,000

Federal Special Revenue

NEW SECTION. Section 4. River restoration. The following money is appropriated to the department of fish, wildlife, and parks in the indicated amounts for river restoration:

Agency/Project

LRBP

Other Funding Sources

River Restoration

\$ 290,000

State Special Revenue

Tongue River Restoration

1,100,000

State Special Revenue

NEW SECTION. Section 5. Dams. (1) The following money is appropriated to the department of fish, wildlife, and parks in the indicated amounts for the following dams:

Agency/Project

LRBP

Other Funding Sources

South Sandstone Dam Repair

\$ 250,000

State Special Revenue

Ringy Dingy Dam Repair

50,000

State Special Revenue

(2) In accordance with 85-1-101, the department of natural resources and conservation shall coordinate and



1		30,465,000	Federal Special Revenue
2		11,001,000	Tribal Loan
3	Petrolia Dam Rehabilitation	1,076,000	State Special Revenue
4	Nevada Creek Dam Study	360,000	State Special Revenue
5	Ruby River Dam Study	480,000	State Special Revenue

6 (4) The following money is appropriated to Montana state university in the indicated amount for the purpose  
7 of making capital improvements to campus facilities:

9	<u>Agency/Project</u>	<u>LRBP</u>	<u>Other Funding Sources</u>
10	Authority Only Projects,		
11	Montana State University	\$ 200,000	Federal, Trust, Higher Education
12			Funds, and Donations

13 (5) The following money is appropriated to the university of Montana in the indicated amount for the purpose  
14 of making capital improvements to campus facilities:

15	<u>Agency/Project</u>	<u>LRBP</u>	<u>Other Funding Sources</u>
16	Authority Only Projects,		
17	University of Montana	\$ 900,000	Federal, Trust, Higher Education
18			Funds, and Donations

19  
20 NEW SECTION. Section 7. Planning and design. The department of administration may proceed with the  
21 planning and design of capital projects prior to the receipt of other funding sources. The department may use  
22 interaccount loans in accordance with 17-2-107 to pay planning and design costs incurred prior to the receipt of other  
23 funding sources.

24  
25 NEW SECTION. Section 8. Capital projects -- contingent funds. If a capital project is financed in whole or in  
26 part with appropriations contingent upon the receipt of other funding sources, the department of administration may  
27 not let the projects for bid until the agency has submitted a financial plan for approval by the director of the department  
28 of administration. A financial plan may not be approved by the director if:

29 (1) the level of funding provided under the financial plan deviates substantially from the funding level provided  
30 in [sections 1 through 6] for that project; or

EXHIBIT 2  
 DATE 2-16-95(Hm2)  
 #3 15

## HOUSE BILL NO. 15

INTRODUCED BY BERGSAGEL

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE CREATION OF STATE DEBT THROUGH THE  
 ISSUANCE OF GENERAL OBLIGATION BONDS; APPROPRIATING THE PROCEEDS OF THE BONDS FOR  
 CAPITAL PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 1997; PROVIDING FOR MATTERS RELATING  
 TO THE APPROPRIATIONS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

NEW SECTION. Section 1. Definitions. For the purposes of [sections 1 through 6], unless  
 otherwise stated, the following definitions apply:

(1) "Capital project" means the acquisition of land or improvements or the planning, capital  
 construction, renovation, furnishing, or major repair projects authorized in [sections 1 through 6].

(2) "CPF" means the capital projects fund.

(3) "Other funding sources" means money other than CPF money, including special revenue fund  
 money, that accrues to an agency under the provisions of the law.

NEW SECTION. Section 2. Appropriation of bond proceeds and other funds. The following money  
 is appropriated from the CPF and other funding sources to the department of administration for the capital  
 projects described in this section, contingent upon the respective authorization of general obligation  
 long-range building program bonds by the 54th legislature and the sale of the bonds by the board of  
 examiners:

<u>Agency/Project</u>	<u>CPF</u>	<u>Other Appropriated Funds</u>
DEPARTMENT OF ADMINISTRATION		
Capitol Restoration,		
Capitol Complex	\$17,911,000	
DEPARTMENT OF CORRECTIONS AND HUMAN SERVICES		

1 in part with appropriations contingent upon the receipt of other funding sources, the department of administration may  
2 not let the projects for bid until the agency has submitted a financial plan for approval by the director of the department  
3 of administration. A financial plan may not be approved by the director if:

4 (1) the level of funding provided under the financial plan deviates substantially from the funding level provided  
5 in [section 2] for that project; or

6 (2) the scope of the project is substantially altered or revised from the preliminary plans presented for that  
7 project in the 1996-97 long-range building program presented to the 54th legislature.

8  
9 NEW SECTION. Section 6. Legislative consent. The appropriations authorized in [section 2] constitute  
10 legislative consent for the capital projects contained in [section 2] within the meaning of 18-2-102.

11  
12 NEW SECTION. Section 7. Requirements for approval of state debt. Because [section 3] authorizes the  
13 creation of a state debt, a vote of two-thirds of the members of each house is required for enactment of [section 3].  
14 If [section 3] is not approved by the required vote, [this act] is void.

15  
16 NEW SECTION. Section 8. Severability. If a part of [this act] is invalid, all valid parts that are severable from  
17 the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in  
18 effect in all valid applications that are severable from the invalid applications.

19  
20 NEW SECTION. Section 9. Effective date. [This act] is effective on passage and approval.

21 -END-

**TESTIMONY ON CAPITOL RESTORATION**  
**A Proposal Before the Long-Range Building Subcommittee**

Submitted by Lois Menzies, Director, Department of Administration  
February 16, 1995

**Major Features**

- ▶ Dual goal:
  - Maintain structure as a working, vibrant center of government
  - Preserve building as a monument to the people of Montana and their heritage
- ▶ Integrated approach: combines infrastructure repair with historic preservation
- ▶ Proposal developed through extensive study and discussion
- ▶ Conservative proposal: infrastructure upgrade with selective restoration

**Projects**

Capitol envelop repair/reconstruction	\$4,413,960
Space study and analysis	50,000
Life safety/security	523,800
Building rewire	4,565,160
Mechanical upgrade	4,486,920
(If done with rewire:	4,141,320)
Driveway repair	250,000
Scagliola repair/restoration	275,400
Barrel vault reconstruction	1,021,680
Decorative paint/plaster repair	367,200
Senate skylight	88,560
Law library	332,800
General remodelling/stained glass repair	3,300,000
<b>TOTAL COSTS</b>	<b>\$19,329,880</b>

EXHIBIT 4  
DATE 2-16-95 (Hma)  
HB 15

PROPOSED AMENDMENTS FOR HB 15

1. Page 2, line 4.  
**STRIKE:** "18,000,000"  
**INSERT:** "20,900,000"

# LONG RANGE BUILDING COMMITTEE

## The University of Montana, Missoula

### Proposed Amendments

EXHIBIT 5DATE 3/16/95

SB \_\_\_\_\_

CURRENT STATUS	State	Federal, Trust, Higher Education Funds & Donations	Total
1991 Authorization (Life Sciences Addition)	-	\$12,000,000	\$12,000,000
Governors Recommendation			
HB 5			
Section 2			
Pharmacy Addition/Renovation	-	\$2,000,000	\$2,000,000
Authority Only Projects	-	\$6,450,000	\$6,450,000
Section 6			
Authority Only Projects	-	\$900,000	\$900,000
HB 15			
Section 2			
Pharmacy Addition/Renovation	\$2,000,000	-	\$2,000,000
<b>TOTAL</b>	<u>\$2,000,000</u>	<u>\$21,350,000</u>	<u>\$23,350,000</u>

### PROPOSED

HB 3			
Section 5			
Delete 1991 Authorization	-	-	-
HB 5			
Section 2			
Pharmacy Addition/Renovation	-	\$8,400,000	\$8,400,000
Authority Only Projects	-	\$450,000	\$450,000
Section 6			
Authority Only Projects	-	\$2,550,000	\$2,550,000
HB 15			
Section 2			
Pharmacy Addition/Renovation	\$2,000,000	-	\$2,000,000
<b>TOTAL</b>	<u>\$2,000,000</u>	<u>\$11,400,000</u>	<u>\$13,400,000</u>

EXHIBIT

5

DATE

2/16/95

SB

## Amendment 3

## Amend House Bill 5, Introduced Reading Copy

Long Range Building Committee  
February 17, 1995

## 1. Page 4, lines 26 and 27

Delete: lines 26 and 27 in their entirety

Insert: "Life Sciences/Pharmacy Addition/Renovation  
UM- Missoula \$8,400,000 Federal and Donations"

## Explanation:

The University of Montana, Missoula proposes to combine a 1991 authorization for a Life Sciences Building (Federal Funds entirely) with the Pharmacy Addition/Renovation project. The combined project would be financed by \$2,000,000 from state bond proceeds, \$2,000,000 from federal sources and \$6,400,000 from private donations.

Amendment 4

EXHIBIT 5  
DATE 2/16/95  
SB                     

## Amend House Bill 15, Introduced Bill

Long Range Building Committee  
February 17, 1995

## 1. Page 2, line 15

Delete: "Pharmacy Addition/Renovation," and

Insert: "Life Sciences/Pharmacy Addition/Renovation,"

## Explanations:

The University of Montana, Missoula proposes to combine a 1991 authorization for a Life Sciences Building with the Pharmacy Addition/Renovation project. The combined project would be financed by \$2,000,000 from state bond proceeds, \$2,000,000 from federal sources and \$6,400,000 from private donations.



EXHIBIT 5DATE 2/16/95SB                     

## Amendment 2

## Amend House Bill 3, Introduced Bill

House Appropriations Committee  
February 16, 1995

## 1. Title, page 1, line 6

Following: "1995;"

Insert: "AMENDING CHAPTER 774, LAWS OF 1991;"

## 2. Page 2, line 15

Following: Line 14

Insert:

"New Section. Section 5. Chapter 774, Laws of 1991, Section 6, subsection 1, appropriations for the Montana University System, on page 2875, Laws of Montana, 1991, is amended to read:

~~Life Science Building, University of Montana, \$12,000,000 Federal Special Revenue~~

## Explanation:

In the 1991 session, Section 6 of HB 5 contained an appropriation of \$12,000,000 for a Life Science Building at The University of Montana, Missoula. Federal Special Revenue was the sole source of funding for the project. It is proposed to combine the 1991 authorization for the Life Science Building with the Pharmacy Addition/Renovation project contained in HB 5 and HB 15.

AMENDMENTS TO HOUSE BILL 15 AS INTRODUCED

1. Page 2, line 29.  
Following: line 28

Insert: "NEW SECTION. Section 5. Regional correctional facilities. The \$9,000,000 authorized in [section 2] and the ~~\$4,000,000 federal special revenue appropriated in [House Bill no. 34]~~ is for regional correctional facilities to be developed pursuant to [House Bill No. 304]. The board of examiners shall not issue any bonds for regional correctional facilities authorized in [this act and House Bill No. 304] unless the department of corrections and human services has entered into an agreement for the provision of the regional correctional facilities, in accordance with [House Bill No. 304].

Renumber: subsequent sections