

House Bill 532

In The House

January 28, 1981

Introduced and referred
to Committee on Appropriations.

April 23, 1981

Died in Committee.

HOUSE BILL NO. 532

INTRODUCED BY *Northeast Mike Ludwig Boyle*
Ed VINCENT Warren - Ed

1 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE FUNDS TO
2 THE DEPARTMENT OF ADMINISTRATION FOR PLANNING, SITE
3 PREPARATION, AND CONSTRUCTION OF LANDFILL TRANSFER STATIONS
4 IN BOZEMAN, LOGAN, AND ENNIS AND FOR PLANNING AND SITE
5 PREPARATION OF A REFUSE DISPOSAL AND COGENERATION FACILITY
6 AT MONTANA STATE UNIVERSITY FOR ENERGY SUPPLIES; TO
7 AUTHORIZE THE BOARD OF EXAMINERS TO ISSUE AND SELL
8 LONG-RANGE BUILDING BONDS; AND TO APPROPRIATE THE PROCEEDS
9 FROM THE BONDS FOR THE CONSTRUCTION OF THE COGENERATION
10 FACILITY."

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

12 Section 1. Appropriation for landfill transfer
13 stations and planning for cogeneration facility. There is
14 appropriated \$1,000,000 to the department of administration
15 from the general fund for planning, site preparation, and
16 construction of landfill transfer stations in Bozeman,
17 Logan, and Ennis and for planning and site preparation of a
18 refuse disposal and cogeneration facility at Montana state
19 university for production of electricity and steam heat. The
20 money is appropriated contingent upon the sale of the bonds
21 authorized in section 2 by the state board of examiners. The

1 money appropriated in this section is in addition to the
2 money appropriated in section 2.

3 Section 2. Bond authorization and appropriation for
4 cogeneration facility. (1) The board of examiners is
5 authorized to issue and sell long-range building program
6 bonds upon the conditions and in the manner stated in
7 17-5-402 and 17-5-403, in an amount not exceeding
8 \$6,000,000, over and above the amount of the long-range
9 building program bonds outstanding on January 1, 1981, for
10 the purpose of paying costs of constructing and equipping a
11 refuse disposal and cogeneration facility for and to be
12 located at Montana state university for the production of
13 electricity and steam heat. The issuance and sale of the
14 bonds shall be subject to an undertaking by the board of
15 regents to pay to the state treasurer for deposit in the
16 sinking fund account established pursuant to 17-5-405, from
17 the sources listed in this subsection, amounts sufficient to
18 pay as due the principal of and interest on the bonds. This
19 undertaking is enforceable only by the state treasurer and
20 is not enforceable by the holders of such bonds. The
21 payments by the board of regents shall be made from
22 available revenues derived from the proceeds of the sale to
23 Montana state university of the electricity and heat output
24 from the facility for consumption at the university and sale
25 of excess electricity to Montana power company or other

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1 persons.

2 (2) The university shall include in its appropriation
3 request funds necessary for purchase of the electricity and
4 steam heat, using a conversion factor and prevailing utility
5 rates to determine the value to the university of the
6 electricity and steam heat and pay those funds to the
7 sinking fund account. The sale to Montana power company of
8 the electricity must be at prevailing rates for comparable
9 sales of electricity.

10 (3) The proceeds of the bonds authorized by subsection
11 (1) shall be deposited in the clearance fund account created
12 by section 17-5-403. There is appropriated to the department
13 of administration from the clearance fund account the sum of
14 \$6,000,000 for the purpose of paying costs of constructing
15 and equipping the facility described in subsection (1).

16 Section 3. Other sources of funding. If funding is
17 available from other sources, the funds provided by this
18 appropriation shall be decreased by the amount of the funds
19 received from the other sources if the decrease does not
20 jeopardize the receipt of the funds to be received from
21 other sources. The amount shall revert to the fund or
22 account from which it was appropriated.

23 Section 4. Severability. If a part of this act is
24 invalid, all valid parts that are severable from the invalid
25 part remain in effect. If a part of this act is invalid in

1 one or more of its applications, the part remains in effect
2 in all valid applications that are severable from the
3 invalid applications.

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