

SENATE BILL NO. 385

INTRODUCED BY CRIPPEN, VAN VALKENBURG, NORMAN,
PINSONEAULT, HAFFEY, HALLIGAN, FRITZ, HARBIN,
FARRELL, REAM, HANSEN, LORY

IN THE SENATE

February 12, 1985	Introduced and referred to Committee on Education and Cultural Resources.
February 22, 1985	Committee recommend bill do pass as amended. Report adopted.
February 23, 1985	Bill printed and placed on members' desks.
February 25, 1985	Second reading, do pass.
February 26, 1985	Considered correctly engrossed.
February 27, 1985	Third reading, passed. Ayes, 50; Noes, 0.
	Transmitted to House.

IN THE HOUSE

March 7, 1985	Introduced and referred to Committee on State Administration.
March 27, 1985	Committee recommend bill be concurrent in. Report adopted.
March 30, 1985	Second reading, concurrent in.
April 1, 1985	Third reading, concurrent in. Returned to Senate.

IN THE SENATE

April 1, 1985

Received from House.

Sent to enrolling.

Reported correctly enrolled.

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INTRODUCED BY *Senate* BILL NO. 385
Casper Van Vleet Norman
Roy Rowland *Hoffay* *Walt* *Harlan* *James* *Regan*
State Representative

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE BOARD OF REGENTS TO LEASE LAND TO A PRIVATE NONPROFIT FOUNDATION FOR THE CONSTRUCTION OF A STADIUM AT THE UNIVERSITY OF MONTANA AND EXEMPTING THE CONSTRUCTION FROM CERTAIN LAWS GOVERNING PUBLIC CONSTRUCTION CONTRACTS."

WHEREAS, the Legislature consented to the Board of Regents' authorization to the University of Montana to renovate Dornblaser Stadium or construct a new stadium complex at the University of Montana through adoption by the 48th Legislature of Senate Joint Resolution No. 14; and

WHEREAS, private funding for the construction of the project is available through the University of Montana Foundation, a private nonprofit foundation organized to solicit, manage, and administer gift revenues on behalf of the University of Montana; and

WHEREAS, some of the funding is available in the form of in-kind donations of goods and services; and

WHEREAS, the laws of the State of Montana governing public contracts for the construction of public facilities are not compatible with the provision of in-kind goods and services; and

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WHEREAS, the best interests of the people of the State of Montana would be served by allowing the University of Montana Foundation to help in any way it can to provide an improved stadium at the University; and

WHEREAS, the Legislature wishes to facilitate the project while protecting vital state interests in life/safety and long-term maintenance responsibilities.

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

Section 1. Lease of university of Montana property authorized. The board of regents may lease land or land and facilities to a private nonprofit foundation organized to solicit, manage, and administer gift revenues on behalf of the university of Montana for the purpose of renovation or construction by the foundation of a football stadium for the university of Montana. The terms of the lease must be advantageous to the state and must include a guarantee that no commitment of funds to any portion of the initial construction, other than as approved in Senate Joint Resolution No. 14 of the 48th Legislature, is expressed or implied.

Section 2. Construction on leased land. The construction of stadium facilities on land leased under [section 1] is not subject to the requirements of Title 18, chapter 2, except that the department of administration



LC 1596/01

1 shall execute the provisions of 18-2-103(1)(a) and (1)(e)
2 and such other provisions of law as may be required to
3 protect the interests of the state of Montana.

-End-

APPROVED BY COMM. ON EDUCATION
AND CULTURAL RESOURCES

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9 MONTANA AND EXEMPTING THE CONSTRUCTION FROM CERTAIN LAWS
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11 IMMEDIATE EFFECTIVE DATE."

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13 WHEREAS, the Legislature consented to the Board of
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25 Section 2. Construction on leased land. The



1 construction of stadium facilities on land leased under
2 [section 1] is not subject to the requirements of Title 18,
3 chapter 2, except that:

4 (A) the department of administration shall execute the
5 provisions of 18-2-103(1)(a) and (1)(e);

6 (B) THE PROVISIONS OF TITLE 18, CHAPTER 2, PART 4,
7 APPLY TO ALL LABOR EXCEPT DONATED LABOR; and

8 (C) such other provisions of law as may be required to
9 protect the interests of the state of Montana.

10 SECTION 3. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON
11 PASSAGE AND APPROVAL.

-End-

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