

HB 894 INTRODUCED BY THOFT, ET AL.
LOCATE THE LAW ENFORCEMENT ACADEMY AT WESTERN
MONTANA COLLEGE IN DILLON
BY REQUEST OF JOINT INTERIM SUBCOMMITTEE ON
THE LAW ENFORCEMENT ACADEMY

3/24	INTRODUCED	
3/24	REFERRED TO APPROPRIATIONS	
3/24	FISCAL NOTE REQUESTED	
3/28	FISCAL NOTE RECEIVED	
3/30	HEARING	
3/30	TAKEN FROM COMMITTEE	52 44
4/01	2ND READING PASSED AS AMENDED	55 45
4/01	3RD READING PASSED	51 45
	TRANSMITTED TO SENATE	
4/03	REFERRED TO STATE ADMINISTRATION	
4/06	REFERRED TO LONG-RANGE PLANNING	
4/10	HEARING	
4/14	ADVERSE COMMITTEE REPORT ADOPTED AS AMENDED	34 14
4/15	RETURNED TO HOUSE NOT CONCURRED AS AMENDED	

1 House BILL NO. 894
 2 INTRODUCED BY Monty Hall, James J. Leary, Alan
 3 Smygajal, Robert J. Hoffmann, Campbell Owen,
 4 Daryl Merrihan, Lillian Harriman
 5 Kenney
 6 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE

7 ON THE LAW ENFORCEMENT ACADEMY.
 8 A BILL FOR AN ACT ENTITLED: "AN ACT TO LOCATE THE MONTANA
 9 LAW ENFORCEMENT ACADEMY AT WESTERN MONTANA COLLEGE IN
 10 DILLON; TO AUTHORIZE AND CONSENT TO A CAPITAL BUILDING
 11 PROJECT AT WESTERN MONTANA COLLEGE FOR THE CONSTRUCTION,
 12 RENOVATION, EQUIPPING, AND FURNISHING OF FACILITIES TO SERVE
 13 THE ACADEMY; TO REQUIRE LEASE OF COLLEGE FACILITIES FOR USE
 14 BY THE MONTANA LAW ENFORCEMENT ACADEMY; TO APPROPRIATE
 15 MONEY; AMENDING SECTIONS 44-10-102, 44-10-103, AND
 16 44-10-202, MCA; AND PROVIDING EFFECTIVE DATES."

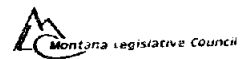
17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 18 Section 1. Section 44-10-102, MCA, is amended to read:
 19 "44-10-102. Purpose Declaration of purpose and intent.
 20 (1) The purpose of this chapter shall be to establish a
 21 Montana law enforcement academy to provide programs for the
 22 education and training of Montana law enforcement officers
 23 with a means of securing additional training in the field of
 24 law enforcement.
 25 (2) It is the intent of the legislature in
establishing the academy to:

1 (a) upgrade law enforcement to a professional status;
 2 (b) promote and develop improved law enforcement
 3 personnel and procedures; and
 4 (c) maximize training opportunities for law
 5 enforcement officers in this state."

6 Section 2. Section 44-10-103, MCA, is amended to read:
 7 "44-10-103. Establishment of academy. There is hereby
 8 established a Montana law enforcement academy located at
 9 western Montana college in Dillon, Montana."

10 Section 3. Section 44-10-202, MCA, is amended to read:
 11 "44-10-202. Powers and duties of department. The
 12 department of justice shall have the power and it shall be
 13 its duty to:

- 14 (1) contract or otherwise cooperate with western
 15 Montana college for the procurement of facilities and
 16 services for the benefit of the academy;
- 17 (2) consult and cooperate with western Montana college
 18 and the Montana university system for the development of
 19 courses or subjects for law enforcement officers, such as in
 20 the fields of criminal justice, police science, and police
 21 administration;
- 22 (3) coordinate training at the academy to meet the
 23 needs of the Montana highway patrol and other agencies that
 24 use the academy as the primary training facility for law
 25 enforcement officers;



-2-
 INTRODUCED BILL
 HB-894

1 (4) provide regional training programs and other
 2 specialized training programs in cooperation with state and
 3 local law enforcement agencies;

4 {1}(5) establish qualifications for admission to the
 5 academy;

6 {2}(6) select from among the qualified applicants
 7 those officers who are to attend the academy each year;

8 {3}(7) determine the curriculum and methods of
 9 training for the officers attending the academy;

10 {4}(8) select and hire such staff as it deems
 11 necessary to implement this chapter;

12 {5}(9) establish rules for the conduct of the officers
 13 at the academy;

14 {6}(10) award appropriate certificates to the officers
 15 who successfully complete their training;

16 {7}(11) provide for the keeping of permanent records of
 17 enrollment, attendance, and graduation and such other
 18 records as the department may deem necessary;

19 {8}(12) make a yearly report in writing of the
 20 activities of the academy. Copies of this report shall be
 21 sent to the governor, attorney general, and secretary of
 22 state.

23 {9}(13) do all other things necessary and desirable for
 24 the establishment and operation of the academy not
 25 inconsistent with this chapter or the constitution and

1 statutes of the state of Montana;

2 {10}(14) accept and expend grants from federal, state,
 3 county, and city governments or private persons,
 4 associations, or corporations."

5 NEW SECTION. Section 4. Construction of law
 6 enforcement academy at western Montana college. (1) Pursuant
 7 to the provisions of 18-2-102, the legislature hereby
 8 authorizes and consents to a capital construction project at
 9 western Montana college consisting of the construction,
 10 renovation, equipping, and furnishing of buildings to serve
 11 as the Montana law enforcement academy. Such buildings must
 12 provide for:

- 13 (a) administrative offices;
 14 (b) dormitory rooms;
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 16 (d) a crime scene laboratory;
 17 (e) a film and print room;
 18 (f) an indoor firing range;
 19 (g) an indoor physical training area; and
 20 (h) other facilities to meet the needs of the law
 21 enforcement academy.

22 (2) The legislature further consents to the financing
 23 of the project by the board of regents from:

- 24 (a) available gifts and grants;
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1 facilities; and

2 (c) the issuance of bonds by the board of regents in
3 accordance with 20-25-402 and [section 5].

4 NEW SECTION. Section 5. Bonds for academy
5 construction project -- limits. The board of regents is
6 authorized to issue and sell bonds in a principal amount not
7 to exceed \$993,000 for the purpose of financing the costs of
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9 buildings for a law enforcement academy at western Montana
10 college.

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12 project -- supervision by the department of administration.
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14 administration, the department of justice and western
15 Montana college shall cause plans, working drawings, and
16 specifications to be prepared for the planning,
17 construction, renovation, equipping, and furnishing of
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19 (2) The department of administration shall supervise
20 and approve all planning and work in connection with the
21 construction of buildings for the Montana law enforcement
22 academy, as provided in 18-2-103.

23 NEW SECTION. Section 7. Lease agreement. The
24 department of justice shall enter into a lease agreement
25 with western Montana college for the purpose of obtaining

1 facilities and services for the Montana law enforcement
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3 conditions as are necessary to carry out the provisions of
4 [this act].

5 NEW SECTION. Section 8. Appropriation. There is
6 appropriated to the department of justice from the general
7 fund \$266,000 for the fiscal year ending June 30, 1989, for
8 the purpose of leasing facilities at western Montana college
9 to serve the Montana law enforcement academy.

10 NEW SECTION. Section 9. Extension of authority. Any
11 existing authority of the department of administration and
12 the department of justice to make rules on the subject of
13 the provisions of this act is extended to the provisions of
14 this act.

15 NEW SECTION. Section 10. Codification instruction.
16 Sections 4 through 7 are intended to be codified as an
17 integral part of Title 44, chapter 10, and the provisions of
18 Title 44, chapter 10, apply to sections 4 through 7.

19 NEW SECTION. Section 11. Severability. If a part of
20 this act is invalid, all valid parts that are severable from
21 the invalid part remain in effect. If a part of this act is
22 invalid in one or more of its applications, the part remains
23 in effect in all valid applications that are severable from
24 the invalid applications.

25 NEW SECTION. Section 12. Effective dates. (1)

LC 0279/01

1 Sections 4 through 7, 9 through 11, and this section are
2 effective on passage and approval.

3 (2) Sections 1 through 3 and 8 are effective July 1,
4 1988.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB894, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to locate the Montana Law Enforcement Academy at Western Montana College in Dillon; to authorize and consent to a Capital Building Project at Western Montana College for the construction, renovation, equipping, and furnishing of facilities to serve the Academy; to require lease of college facilities for use by the Montana Law Enforcement Academy; to appropriate money; amending sections 44-10-102, 44-10-103, and 44-10-202, MCA; and providing effective dates.

ASSUMPTIONS:

1. The construction, renovation, equipping and furnishing of buildings at Dillon will occur in FY88.
2. The Board of Regents will finance the project with the sale of bonds in a principal amount not to exceed \$993,000.
3. The Department of Justice lease payment of \$266,000 per year paid to Western Montana College will pay all principal, interest and financing costs associated with the bond sale. In addition, it will pay all costs of utilities, maintenance, custodial services, laundry services, classroom and training facilities.

FISCAL IMPACT:

	<u>FY89</u>		
<u>Expenditures:</u>	Current Law <u>Bozeman</u>	Proposed Law <u>Dillon</u>	<u>Difference</u>
Basic Rent	\$151,000	\$266,000	\$115,000
Rent (Aux.)	500	0	(500)
Food Service	43,000	39,300	(3,700)
Relocation	0	36,700	36,700
TOTAL	<u>\$194,500</u>	<u>\$342,000</u>	<u>\$147,500</u>

Funding:

Motor Vehicle Account	\$194,500	\$ 0
General Fund	0	342,000

HB2 authorizes the Department of Justice to purchase the buildings at Bozeman. If this occurs the cost of the Bozeman facility is reduced by \$96,000. \$55,000 is still required to pay for maintenance and utilities.

UNOFFICIAL NOTE -
REFERENCE ONLY 3-31-87

David L. Hunter

DATE 3/28/87

DAVID L. HUNTER, BUDGET DIRECTOR
Office of Budget and Program Planning

DATE

BOB THOFT, PRIMARY SPONSOR

Fiscal Note for HB894, as introduced.

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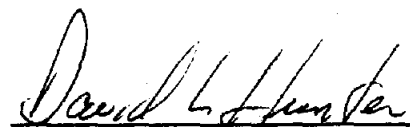
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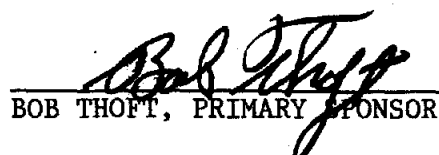
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DATE 3/28/87

DAVID L. HUNTER, BUDGET DIRECTOR
Office of Budget and Program Planning



DATE

BOB THOFT, PRIMARY SPONSOR

Fiscal Note for HB894, as introduced.

WITHOUT RECOMMENDATION
MOTION TO MOVE FROM
COMMITTEE TO 2ND READING

1 House BILL NO. 894
2 INTRODUCED BY Thad Kelly, James Cochran, Clarke
3 Smygajal, Anderson, Hoffmann, Campbell, Dave Brown
4 Daily, Meghan, Larkin, HARP, Hanington
5 Kenya, Bush
6 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE

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 3 SWYSGOOD, ANDERSON, HOFFMAN, CAMPBELL, D. BROWN, EUDAILY,
 4 DAILY, KEENAN, MENAHAN, BECK, QUILICI, HARP, HARRINGTON
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21 NEW SECTION. SECTION 11. COORDINATION INSTRUCTION. IF
 22 EITHER HOUSE BILL NO. 895 OR HOUSE BILL NO. 903 FAILS TO BE
 23 PASSED AND APPROVED, THEN THIS ACT IS VOID.

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