

HOUSE BILL NO. 5

INTRODUCED BY J. FITZPATRICK

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY FOR MAJOR REPAIR AND CAPITAL DEVELOPMENT PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2027; PROVIDING FOR OTHER MATTERS RELATING TO THE APPROPRIATIONS; PROVIDING FOR A TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT; PROVIDING FOR A MODIFICATION TO THE LONG-RANGE BUILDING PROGRAM; INCREASING CERTAIN VALUE THRESHOLDS FROM \$150,000 TO \$300,000; AMENDING SECTIONS 17-7-201, 17-7-202, 17-7-210, AND 17-7-223, MCA; AMENDING SECTION 3, CHAPTER 763, LAWS OF 2023; 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 10], unless otherwise stated, the following definitions apply:

(1) "Authority only" means approval provided by the legislature to expend money that does not require an appropriation, including grants, donations, auxiliary funds, proprietary funds, nonstate funds, and university funds.

(2) "Capital development" has the same meaning as provided in 17-7-201(2).

(3) "Capital project" means the planning, design, renovation, construction, alteration, replacement, furnishing, repair, improvement, site, utility, or land acquisition project provided for in [sections 1 through 10].

(4) "LRBP capital development" means the long-range building program capital developments account in the capital projects fund type provided for in 17-7-209.

(5) "LRBP major repair" means the long-range building program major repair account in the capital projects fund type provided for in 17-7-221.

(6) "Major repair" means capital projects provided for in 17-7-201(7).

Amendment - 1st Reading-white - Requested by: Bill Mercer - (H) Appropriations

- 2025

69th Legislature 2025

Drafter: Julie Johnson,

HB0005.001.017

1 Maintenance, Repair, and Small Projects, Statewide

2 3,000,000 3,000,000

3 (4) The following money is appropriated to the department of military affairs in the indicated
4 amount for the purpose of making capital improvements to statewide facilities. The capital improvements are
5 subject to the provisions of 18-2-103. All costs for the operation and maintenance of any improvements
6 constructed with these funds must be paid by the department of military affairs from nonstate sources:

7 Agency/Project LRBP	State	Federal	Authority	Total
8 Fund	Special	Special	Only	
9 Revenue	Revenue	Sources		
10 Federal Spending Authority		3,000,000		3,000,000

11
12 **NEW SECTION. Section 5. Land acquisition appropriations.** The following money is appropriated
13 to the department of fish, wildlife, and parks in the indicated amounts for the purposes of land acquisition, land
14 leasing, easement purchase, or development agreements. The department of fish, wildlife, and parks is
15 authorized to transfer the appropriations, authority, or both among the necessary fund types for these projects:

16 Agency/Project	State	Federal	Authority	Total
17 Special	Special	Only		
18 Revenue	Revenue	Sources		
19 FWP Habitat Montana				
20	12,000,000			12,000,000
21 FWP Fishing Access Site Acquisition				
22	500,000			500,000
23 FWP Habitat Montana Enhanced 701 Funding				
24	18,000,000			18,000,000

25
26 **NEW SECTION. Section 6. Planning and design.** The department of administration may proceed
27 with the planning and design of capital projects in either or both [sections 2 and 3] prior to the receipt of other
28 funding sources. The department may use interentity loans in accordance with 17-2-107 to pay planning and