

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 14(1), CHAPTER 762, LAWS OF 2023, AND 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: John Fitzpatrick - (H) Appropriations

- 2025

69th Legislature 2025

Drafter: Julie Johnson,

HB0005.001.004

1 County for this portion of the project at the department's discretion."

2

3 NEW SECTION. Section 16. Transfer of funds. By June 30, 2027, the department of administration
4 shall transfer \$150 million from the general fund to the capital developments long-range building program
5 account established in 17-7-209.

6

7 COORDINATION SECTION. Section 17. Coordination instruction. If both [LC0544] and [this act]
8 are passed and approved, then the reference to the department of environmental quality in [section 8 of this
9 act] must be changed to "the department of administration architecture and engineering division".

10

11 **Section 18.** Section 14(1), Chapter 762, Laws of 2023, is amended to read:

12 **"Section 14. Appropriations.** (1) There is appropriated 12.5 million from the account established in
13 [section 11] to the legislative branch for the biennium beginning July 1, 2023, for the purposes set forth in
14 subsections (2) and (3). This appropriation is reappropriated for the purposes of the original appropriation until
15 the funds are fully expended."

16

17 NEW SECTION. Section 19. Severability. If a part of [this act] is invalid, all valid parts that are
18 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,
19 the part remains in effect in all valid applications that are severable from the invalid applications.

20

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

22

- END -