

SENATE BILL NO. 420

INTRODUCED BY B. HAMLETT

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4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING LEGISLATIVE CONSENT FOR THE MONTANA
5 HERITAGE CENTER; DIRECTING THE DEPARTMENT OF ADMINISTRATION TO ENTER INTO A LEASE
6 WITH AN OPTION FOR PURCHASE; AMENDING SECTION 22-3-111, MCA; AND PROVIDING A DELAYED
7 EFFECTIVE DATE."

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

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11 NEW SECTION. **Section 1. Legislative consent -- approval of project -- intent.** (1) This section
12 constitutes legislative consent for the capital project of the Montana heritage center to include up to three floors.
13 The department of administration must enter into a lease contract for the new building and must provide for the
14 option to purchase the building under the lease purchase provisions of Title 18, chapter 3, part 1.

15 (2) Three-fourths of the cost of this facility is intended to be recovered from the operating budget of the
16 agencies occupying the building on a pro rata basis determined by the amount of square feet each entity occupies
17 in the building. One-fourth of the cost will be due as a lump-sum payment made by the tenants of the building if
18 the purchase option is exercised at the end of the leasing period, not to exceed 30 years.

19 (3) There is intended to be a legislative hearing room for use during the session as a part of the Montana
20 heritage center, which may be a dual-purpose room during the interim.

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22 **Section 2.** Section 22-3-111, MCA, is amended to read:

23 **"22-3-111. Financing of society.** (1) The society may engage in ~~such~~ fundraising drives and public
24 contribution campaigns ~~as will~~ to contribute to its continued development and support. It may produce, reproduce,
25 sell, or exchange art objects, film, books, photographs, magazines, pamphlets, and museum objects ~~which that~~
26 are appropriate and will bring credit to the society and to Montana. It may also receive fees, commissions, and
27 royalties on the display and sale of arts and crafts. All profits, revenues, royalties, or fees received ~~in any such~~
28 ~~manner shall~~ must be deposited in the state treasury and may not be used for any purposes other than the
29 improvement, development, and operation of the society.

30 (2) (a) The society may charge a surcharge on the admittance fee for the purposes of defraying the

1 operating budget of the Montana heritage center, not to exceed \$1 for each adult or family.

2 (b) The provisions of 17-2-108 that require the expenditure of nongeneral fund money prior to the
3 expenditure of general fund money do not apply to the expenditure of revenue from the fee in subsection (2)(a)."

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5 **NEW SECTION. Section 3. Two-thirds vote required.** Because [section 1] is legislative consent to
6 authorize the department of administration to enter into a lease contract that provides an option to purchase a
7 building to be used by the Montana heritage center, a two-thirds vote of the members of each house of the
8 legislature is required pursuant to 18-3-101.

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10 **NEW SECTION. Section 4. Contingent voidness.** If Senate Bill No. 416 is passed and approved,
11 includes authorization to the department of administration for the Montana heritage center, and the trigger is
12 reached by January 15, 2016, to fund the project in [section 1] in the amount of \$25 million or more, then [this act]
13 is void.

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15 **NEW SECTION. Section 5. Effective date.** [This act] is effective January 15, 2016.

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