

HOUSE BILL NO. 12

INTRODUCED BY J. FITZPATRICK

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY FROM THE HISTORIC PRESERVATION GRANT PROGRAM ACCOUNT TO THE DEPARTMENT OF COMMERCE FOR HISTORIC PRESERVATION PROJECTS; AUTHORIZING GRANTS FROM THE HISTORIC PRESERVATION GRANT PROGRAM ACCOUNT; PLACING CONDITIONS ON GRANTS AND FUNDS; AMENDING SECTION 4(1), CHAPTER 710, LAWS OF 2023; AND PROVIDING AN EFFECTIVE DATE."

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

NEW SECTION. **Section 1. Appropriation for Montana historic preservation grant program. (1)**

There is appropriated ~~\$6,229,375~~ \$5,052,600 from the historic preservation grant program account established in 22-3-1307 to the department of commerce for the biennium beginning July 1, 2025, to finance projects authorized in subsection (2).

(2) The following projects and applicants are authorized for grants in their order of priority:

Rank	Project/Applicant	Grant Amount
1	Carter County Museum	
	Carter County Geological Society	\$500,000 <u>\$300,000</u>
2	Yaak Community Hall	
	Lincoln County	\$168,000
2	John Engen Building	
	Missoula Local Government Building Special District	\$498,800 <u>\$350,000</u>
4	Paris Gibson Square Museum of Art	
	Paris Gibson Square Museum of Art	\$356,377
5	Lincoln School	
	Lincoln School Foundation	\$364,980 <u>\$300,000</u>

1	6	KPRK Building	
2		Moleo Media Group, LLC	\$500,000 <u>\$250,000</u>
3	7	Historic Lavina School	
4		Lavina Public Schools	\$398,128 <u>\$250,000</u>
5	8	Cooper Village Museum and Arts Center	
6		Cooper Village Museum and Arts Center	\$233,000
7	8	Red Lodge Pea Cannery and Brewery Building	
8		Metagabbro LLC	\$500,000
9	8	Yellowstone Art Museum Main Building	
10		Yellowstone Art Museum	\$328,000 <u>\$210,000</u>
11	11	Fountain Terrace Condominiums	
12		Fountain Terrace Condominiums, Inc.	\$500,000
13	11	Octagonal Pavilion	
14		Madison County	\$500,000 <u>\$200,000</u>
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16	13	St. Michael's Church	
17		Friends of the Historical Museum at Fort Missoula	\$114,492
18	13	Historic Hamilton Town Hall	
19		Hamilton, City of	\$305,607 <u>\$150,000</u>
20	15	Boulder Hot Springs Bathhouse	
21		Peace Valley Partnership, LLC	\$500,000
22	16	Building 27	
23		Northern Rockies Heritage Center	\$300,971
24			
25	16	W.A. Clark Jr., Prison Theater at the Old Montana Prison in Deer Lodge	
26		Powell County Museum and Arts Foundation, Inc.	\$161,200
27	18	Apsáalooke Center for Culture and History	
28		Little Big Horn College	\$500,000 <u>\$250,000</u>

1	19	Hill County Courthouse	
2		Hill County	\$500,000 <u>\$350,000</u>
3	20	Historic Hotel Libby	
4		Friends of Historic Hotel Libby	\$500,000
5	20	Thompson-Hickman Memorial Building	
6		Madison County	\$500,000
7	20	Historic Shelby High	
8		Shelby, City of	\$500,000
9	23	Glendive Public Library	
10		Dawson County	\$79,011
11	23	Sandstone and Cobblestone Schools Complex	
12		Sandstone Preservation Community	\$500,000
13	25	The Recording Center	
14		Mathson Design, LLC	\$50,000 <u>\$24,600</u>
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16	26	State School for the Deaf and Blind "Cottage 5"/Jefferson County Health Department	
17		Jefferson County	\$500,000
18	26	Yucca Theatre	
19		Treasure County 89ers, Inc.	\$145,000
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21	26	St. Peter's Episcopal Cathedral	
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23		St. Peter's Episcopal Cathedral of Helena	\$250,000
24	29	Anaconda-Deer Lodge County Courthouse	
25		Anaconda-Deer Lodge County	\$400,000
26	29	Phoenix Building	
27		National Affordable Housing Network	\$500,000
28	31	Kalispell Community Thrift/Scandinavian Methodist Church	

1		Community Thrift LLC	\$240,000 <u>\$50,000</u>
2	32	Granite County Museum & Cultural Center	
3		Granite County Museum & Cultural Center	\$500,000 <u>\$200,000</u>
4	32	Kalispell Train Depot Building	
5		Kalispell, City of	\$286,337 <u>\$150,000</u>
6	34	Mountain States Telephone Building	
7		MSTB, LLC	\$500,000
8	35	Miles City Convent Keepers Community Center	
9		Miles City Convent Keepers	\$434,226
10	36	Fortin Ranch House	
11		Blarney Ranch, LLC	\$500,000
12	36	Butte Steam Plant Event Center	
13			
14		Headwaters RC&D Area, Inc., on behalf of S-Team LLC	\$500,000
15	36	Livingston Elks Lodge	
16		Livingston Benevolent and Protective Order of Elks Lodge 246	\$500,000
17	39	Shrine Auditorium	
18		Native American Development Corporation	\$500,000 <u>\$350,000</u>
19	39	Maclean Icehouse	
20		Seeley Lake Historical Society	\$10,000
21	41	Adams Hotel	
22		Friends of the Historic Adams Hotel	\$200,000
23	42	Lewis & Clark County Courthouse	
24		Lewis & Clark County	\$500,000 <u>\$300,000</u>
25	42	St. Patrick's Mission	
26		World Museum of Mining	\$173,040 <u>\$155,000</u>
27	44	The Montana Hotel	
28		Anaconda Restoration Association	\$100,746

1	45	Pi Chapter Delta Gamma House	
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3		Pi House Corporation of Delta Gamma	\$ 240,000
4	46	The Montana Building	
5		Montana Building Condominium Association (MBCA)	\$481,920
6	47	Penwell Building	
7		Urban Renewal Associates, LLC	\$500,000
8	48	Anaconda Elks Club	
9		Anaconda Benevolent Protective Order of Elks Lodge 239	\$429,000 <u>\$250,000</u>
10	49	Yellowstone Perc	
11		Sidney Yellowstone Merc, LLC	\$500,000
12	50	Superior Schoolhouse	
13		West Valley Property, LLC	\$500,000
14	51	Historic Libby High School/Libby Lofts	
15		Libby Lofts, LLC	\$500,000
16	52	Historic Montgomery Ward Building	
17		333 Skyline LLC	\$500,000
18	53	Billings Depot Caboose	
19		Billings Depot, Inc.	\$236,000
20	53	Union Pacific Dining Lodge	
21		West Yellowstone, Town of	\$500,000 <u>\$300,000</u>
22	55	Prairie County Museum & Evelyn Cameron Gallery	
23		Prairie County Museum & Evelyn Cameron Gallery, Inc.	\$72,478 <u>\$50,000</u>
24	56	Downtowner Building	
25		Downtowner Group, LLC	\$273,000
26	57	The Red Barn at Hagerman Ranch	
27		Basin, Inc.	\$228,800
28	58	Project 400	

1	_____	Golden Triangle Development, LLC	_____	\$378,167
2	59	Villa Theatre		
3		Villa Theatre Foundation		\$500,000 <u>\$100,000</u>
4	60	RB Drive-In		
5	_____	Brooks Adventures, LLC DBA RB Drive-In	_____	\$109,035
6	61	Lenox Flats, LLC		
7	_____	Homeword Inc.	_____	\$188,330
8	61	Yellowstone Gateway Museum of Park County		
9		Yellowstone Gateway Museum Foundation		\$499,620 <u>\$200,000</u>
10	63	Main Street Building	_____	
11	_____	Lonesome Prairie Properties, LLC	_____	\$232,000

(3) Funding for the projects in subsection (2) is provided in the order of priority as long as there are sufficient funds available from the amount that was deposited in the historic preservation grant program account during the biennium beginning July 1, 2025. The funds in this subsection (3) must be awarded for the projects and in amounts not to exceed the amounts set out in subsection (2) subject to the conditions set forth in [section 3]. However, any of the projects listed in subsection (2) that do not complete the conditions described in [section 3(1)] by September 1, 2026, must be reviewed by the next regular legislature to determine if the authorized grant should be withdrawn.

(4) If sufficient funds are available, this section constitutes a valid obligation of funds to the grant projects listed in subsection (2) for the purposes of encumbering the funds in the historic preservation grant program account established in 22-3-1307 for the biennium beginning July 1, 2025, pursuant to 17-7-302. A grant recipient's entitlement to receive funds is dependent on the grant recipient's compliance with the conditions described in [section 3] and on the availability of funds.

(5) The legislature, pursuant to 22-3-1305, authorizes the grants for the projects specified in subsection (2).

(6) (a) Except as provided in subsection (6)(b), a grant recipient shall enter into a definitive, binding contract with a qualified contractor to construct the project prior to September 30 of the even-numbered year preceding the next regularly scheduled legislative session. If the grant recipient fails to meet the deadline, any

obligation to the grant recipient ceases, and the funds revert to the historic preservation grant program account established in 22-3-1307 for use in the next biennium.

(b) A grant recipient who fails to meet the contract deadline for either of the following reasons may request one 2-year extension, during which the project must be placed under contract or any obligation to the grant ceases:

- (i) the project is damaged by fire or another form of casualty; or
- (ii) the grant recipient fails to find a qualified contractor to construct the project and diligently pursued all reasonable avenues to find a qualified contractor.

(7) Grant recipients shall complete all of the conditions described in [section 3(1)] by September 30, 2026, or any obligation to the grant recipient ceases.

NEW SECTION. Section 2. Approval of grants -- completion of biennial appropriation. (1) The legislature, pursuant to 22-3-1305, authorizes grants for the projects specified in [section 1(2)].

(2) The authorization of these grants completes a biennial appropriation from the historic preservation grant program account established in 22-3-1307.

(3) Grants to entities from prior biennia are reauthorized for the completion of contract work.

NEW SECTION. Section 3. Condition of grants -- disbursement of funds. (1) The disbursement of grant funds for the projects specified in [section 1(2)] is subject to the completion of the following conditions:

(a) The grant recipient shall document that other matching funds required for the completion of the project are firmly committed.

(b) The grant recipient must have a project management plan that is approved by the department of commerce.

(c) The grant recipient must be in compliance with the auditing and reporting requirements provided for in 2-7-503 and establish a financial accounting system that the department can reasonably ensure conforms to generally accepted accounting principles. Tribal governments shall comply with the auditing and reporting requirements provided for in 2 CFR 200.

(d) The grant recipient shall satisfactorily comply with any conditions described in the application or

project summaries section of the Montana historic preservation grant program 2025 biennium report to the 69th legislature.

(e) The grant recipient shall satisfy other specific requirements considered necessary by the department of commerce to accomplish the purpose of the project as evidenced by the application to the department.

(f) The grant recipient shall execute a grant agreement with the department of commerce.

(2) Recipients of Montana historic preservation grant program funds are subject to the requirements of the department of commerce as described in the most recent edition of the Montana Historic Preservation Grant Program Project Administration Manual adopted by the department through the administrative rulemaking process.

NEW SECTION. Section 4. Supplemental appropriations. In the event that the total cost of a project exceeds the amount of the grant and matching funds, the grant recipient is fully responsible for funding the cost overrun. A supplemental appropriation may not be granted to complete the project.

NEW SECTION. Section 5. Other powers and duties of department of commerce. (1) The department of commerce shall disburse grant funds on a reimbursement basis as grant recipients incur eligible project expenses.

(2) If actual project expenses are lower than the projected expense of the project, the department may, at its discretion, reduce the amount of grant funds provided to grant recipients in proportion to all other project funding sources.

SECTION 6. SECTION 4(1), CHAPTER 710, LAWS OF 2023, IS AMENDED TO READ:

(1) The portion of section 4(1), Chapter 710, Laws of 2023, appropriating money from the historic preservation grant program account to the department of commerce for the indicated project is amended to read:

"15—Rocky Mountain Building

2 (2) The portion of section 4(1), Chapter 710, Laws of 2023, appropriating money from the historic
3 preservation grant program account to the department of commerce for the indicated project is amended to
4 read:

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**Legislative
Services
Division**