

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~~ \$4,852,600 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>
15	13	St. Michael's Church	
16		Friends of the Historical Museum at Fort Missoula	\$114,492
17	13	Historic Hamilton Town Hall	
18		Hamilton, City of	\$305,607 <u>\$150,000</u>
19	15	Boulder Hot Springs Bathhouse	
20		Peace Valley Partnership, LLC	\$500,000
21	16	Building 27	
22		Northern Rockies Heritage Center	\$300,971
23	16	W.A. Clark Jr., Prison Theater at the Old Montana Prison in Deer Lodge	
24		Powell County Museum and Arts Foundation, Inc.	\$161,200
25	18	Apsáalooke Center for Culture and History	
26		Little Big Horn College	\$500,000 <u>\$250,000</u>
27	19	Hill County Courthouse	
28		Hill County	\$500,000 <u>\$350,000</u>

1	20	Historic Hotel Libby		
2		Friends of Historic Hotel Libby	\$500,000	
3	20	Thompson-Hickman Memorial Building		
4		Madison County	\$500,000	
5	20	Historic Shelby High		
6		Shelby, City of	\$500,000	
7	23	Glendive Public Library		
8		Dawson County	\$79,011	
9	23	Sandstone and Cobblestone Schools Complex		
10		Sandstone Preservation Community	\$500,000	
11	25	The Recording Center		
12		Mathson Design, LLC	\$50,000	<u>\$24,600</u>
13	26	State School for the Deaf and Blind "Cottage 5"/Jefferson County Health Department		
14		Jefferson County	\$500,000	
15	26	Yucca Theatre		
16		Treasure County 89ers, Inc.	\$145,000	
17	26	St. Peter's Episcopal Cathedral		
18		St. Peter's Episcopal Cathedral of Helena	\$250,000	
19	29	Anaconda-Deer Lodge County Courthouse		
20		Anaconda-Deer Lodge County	\$400,000	
21	29	Phoenix Building		
22		National Affordable Housing Network	\$500,000	
23	31	Kalispell Community Thrift/Scandinavian Methodist Church		
24		Community Thrift LLC	\$240,000	<u>\$50,000</u>
25	32	Granite County Museum & Cultural Center		
26		Granite County Museum & Cultural Center	\$500,000	<u>\$200,000</u>
27	32	Kalispell Train Depot Building		
28		Kalispell, City of	\$286,337	<u>\$150,000</u>

1	34	Mountain States Telephone Building	
2		MSTB, LLC	\$500,000
3	35	Miles City Convent Keepers Community Center	
4		Miles City Convent Keepers	\$434,226
5	36	Fortin Ranch House	
6		Blarney Ranch, LLC	\$500,000
7	36	Butte Steam Plant Event Center	
8		Headwaters RC&D Area, Inc., on behalf of S-Team LLC	\$500,000
9	36	Livingston Elks Lodge	
10		Livingston Benevolent and Protective Order of Elks Lodge 246	\$500,000
11	39	Shrine Auditorium	
12		Native American Development Corporation	\$500,000 <u>\$350,000</u>
13	39	Maclean Icehouse	
14		Seeley Lake Historical Society	\$10,000
15	41	Adams Hotel	
16		Friends of the Historic Adams Hotel	\$200,000
17	42	Lewis & Clark County Courthouse	
18		Lewis & Clark County	\$500,000 <u>\$300,000</u>
19	42	St. Patrick's Mission	
20		World Museum of Mining	\$173,040 <u>\$155,000</u>
21	44	The Montana Hotel	
22		Anaconda Restoration Association	\$100,746
23	45	Pi Chapter Delta Gamma House	
24		Pi House Corporation of Delta Gamma	\$ 240,000
25	46	The Montana Building	
26		Montana Building Condominium Association (MBCA)	\$481,920
27	47	Penwell Building	
28		Urban Renewal Associates, LLC	\$500,000

1	48	Anaconda Elks Club	
2		Anaconda Benevolent Protective Order of Elks Lodge 239	\$429,000 <u>\$250,000</u>
3	49	Yellowstone Perc	
4		Sidney Yellowstone Merc, LLC	\$500,000
5	50	Superior Schoolhouse	
6		West Valley Property, LLC	\$500,000
7	51	Historic Libby High School/Libby Lofts	
8		Libby Lofts, LLC	\$500,000
9	52	Historic Montgomery Ward Building	
10		333 Skyline LLC	\$500,000
11	53	Billings Depot Caboose	
12		Billings Depot, Inc.	\$236,000
13	53	Union Pacific Dining Lodge	
14		West Yellowstone, Town of	\$500,000 <u>\$300,000</u>
15	55	Prairie County Museum & Evelyn Cameron Gallery	
16		Prairie County Museum & Evelyn Cameron Gallery, Inc.	\$72,478 <u>\$50,000</u>
17	56	Downtowner Building	
18		Downtowner Group, LLC	\$273,000
19	57	The Red Barn at Hagerman Ranch	
20		Basin, Inc.	\$228,800
21	58	Project 400	
22		Golden Triangle Development, LLC	\$378,167
23	59	Villa Theatre	
24		Villa Theatre Foundation	\$500,000 <u>\$100,000</u>
25	60	RB Drive-In	
26		Brooks Adventures, LLC DBA RB Drive-In	\$109,035
27	61	Lenox Flats, LLC	
28		Homeword Inc.	\$188,330

1	61	Yellowstone Gateway Museum of Park County	
2		Yellowstone Gateway Museum Foundation	\$499,620 <u>\$200,000</u>
3	63	Main Street Building	
4		Lonesome Prairie Properties, LLC	\$232,000

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

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

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

19 (6) (a) Except as provided in subsection (6)(b), a grant recipient shall enter into a definitive, binding
20 contract with a qualified contractor to construct the project prior to September 30 of the even-numbered year
21 preceding the next regularly scheduled legislative session. If the grant recipient fails to meet the deadline, any
22 obligation to the grant recipient ceases, and the funds revert to the historic preservation grant program account
23 established in 22-3-1307 for use in the next biennium.

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

- 27 (i) the project is damaged by fire or another form of casualty; or
28 (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~~
~~Community Health Care Center, Inc. dba Alluvion Health~~ ~~\$400,000~~"

(2) 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:

"~~20~~ Montana Club
~~Original Montana Club Cooperative Association Rathskeller, LLC~~ ~~\$90,040~~"

NEW SECTION. Section 7. Notification to tribal governments. The secretary of state shall send a

1 copy of [this act] to each federally recognized tribal government in Montana.

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3 NEW SECTION. **Section 8. Effective date.** [This act] is effective July 1, 2025.

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