

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~~ ~~\$5,818,092~~ \$5,918,092 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	<u>8</u>	<u>RED LODGE PEA CANNERY AND BREWERY BUILDING</u>	
10		<u>METAGABBRO LLC</u>	<u>\$50,000</u>
11	8	Yellowstone Art Museum Main Building	
12		Yellowstone Art Museum	\$328,000 <u>\$210,000</u>
13	11	Fountain Terrace Condominiums	
14		Fountain Terrace Condominiums, Inc.	\$500,000
15	11	Octagonal Pavilion	
16		Madison County	\$500,000 <u>\$200,000</u>
17	13	St. Michael's Church	
18		Friends of the Historical Museum at Fort Missoula	\$114,492
19	<u>13</u>	<u>ST. MICHAEL'S CHURCH</u>	
20		<u>FRIENDS OF THE HISTORICAL MUSEUM AT FORT MISSOULA</u>	<u>\$114,492</u>
21	13	Historic Hamilton Town Hall	
22		Hamilton, City of	\$305,607 <u>\$150,000</u>
23	15	Boulder Hot Springs Bathhouse	
24		Peace Valley Partnership, LLC	\$500,000
25	16	Building 27	
26		Northern Rockies Heritage Center	\$300,971
27	16	W.A. Clark Jr., Prison Theater at the Old Montana Prison in Deer Lodge	
28		Powell County Museum and Arts Foundation, Inc.	\$161,200

1	18	Apsáalooke Center for Culture and History	
2		Little Big Horn College	\$500,000 <u>\$250,000</u>
3	19	Hill County Courthouse	
4		Hill County	\$500,000 <u>\$350,000</u>
5	20	Historic Hotel Libby	
6		Friends of Historic Hotel Libby	\$500,000
7	20	Thompson-Hickman Memorial Building	
8		Madison County	\$500,000
9	20	Historic Shelby High	
10		Shelby, City of	\$500,000
11	23	Glendive Public Library	
12		Dawson County	\$79,011
13	23	Sandstone and Cobblestone Schools Complex	
14		Sandstone Preservation Community	\$500,000
15	<u>23</u>	<u>SANDSTONE AND COBBLESTONE SCHOOLS COMPLEX</u>	
16		<u>SANDSTONE PRESERVATION COMMUNITY</u>	<u>\$150,000</u>
17	25	The Recording Center	
18		Mathson Design, LLC	\$50,000 <u>\$24,600</u>
19	26	State School for the Deaf and Blind "Cottage 5"/Jefferson County Health Department	
20		Jefferson County	\$500,000
21	26	Yucca Theatre	
22		Treasure County 89ers, Inc.	\$145,000
23	26	St. Peter's Episcopal Cathedral	
24		St. Peter's Episcopal Cathedral of Helena	\$250,000
25	29	Anaconda-Deer Lodge County Courthouse	
26		Anaconda-Deer Lodge County	\$400,000
27	29	Phoenix Building	
28		National Affordable Housing Network	\$500,000

1	29	<u>ANACONDA DEER LODGE COUNTY COURTHOUSE</u>	
2		<u>ANACONDA DEER LODGE COUNTY</u>	<u>\$200,000</u>
3	31	Kalispell Community Thrift/Scandinavian Methodist Church	
4		Community Thrift LLC	<u>\$240,000</u> <u>\$50,000</u>
5	32	Granite County Museum & Cultural Center	
6		Granite County Museum & Cultural Center	\$500,000 \$200,000
7	32	Kalispell Train Depot Building	
8		Kalispell, City of	<u>\$286,337</u> <u>\$150,000</u>
9	34	<u>MOUNTAIN STATES TELEPHONE BUILDING</u>	
10		<u>MSTB, LLC</u>	<u>\$150,000</u>
11	35	<u>BUTTE STEAM PLANT EVENT CENTER</u>	
12		<u>HEADWATERS RC&D AREA, INC., ON BEHALF OF S TEAM LLC</u>	<u>\$200,000</u>
13	34	Mountain States Telephone Building	
14		MSTB, LLC	\$500,000
15	35	Miles City Convent Keepers Community Center	
16		Miles City Convent Keepers	\$434,226
17	36	Fortin Ranch House	
18		Blarney Ranch, LLC	\$500,000
19	36	Butte Steam Plant Event Center	
20		Headwaters RC&D Area, Inc., on behalf of S Team LLC	\$500,000
21	36	Livingston Elks Lodge	
22		Livingston Benevolent and Protective Order of Elks Lodge 246	\$500,000
23	39	Shrine Auditorium	
24		Native American Development Corporation	<u>\$500,000</u> <u>\$350,000</u>
25	39	Maclean Icehouse	
26		Seeley Lake Historical Society	\$10,000
27	41	Adams Hotel	
28		Friends of the Historic Adams Hotel	<u>\$200,000</u>

1	42	Lewis & Clark County Courthouse	
2		Lewis & Clark County	\$500,000 <u>\$300,000</u>
3	42	St. Patrick's Mission	
4		World Museum of Mining	\$173,040 <u>\$155,000</u>
5	<u>44</u>	<u>ANACONDA MONTANA HOTEL</u>	
6		<u>ANACONDA RESTORATION ASSOCIATION</u>	<u>\$51,000</u>
7	44	The Montana Hotel	
8		Anaconda Restoration Association	\$100,746
9	45	Pi Chapter Delta Gamma House	
10		Pi House Corporation of Delta Gamma	\$ 240,000
11	46	The Montana Building	
12		Montana Building Condominium Association (MBCA)	\$481,920
13	47	Penwell Building	
14		Urban Renewal Associates, LLC	\$500,000
15	48	Anaconda Elks Club	
16		Anaconda Benevolent Protective Order of Elks Lodge 239	\$429,000 <u>\$250,000</u>
17	49	Yellowstone Perc	
18		Sidney Yellowstone Merc, LLC	\$500,000
19	50	Superior Schoolhouse	
20		West Valley Property, LLC	\$500,000
21	51	Historic Libby High School/Libby Lofts	
22		Libby Lofts, LLC	\$500,000
23	52	Historic Montgomery Ward Building	
24		333 Skyline LLC	\$500,000
25	53	Billings Depot Caboose	
26		Billings Depot, Inc.	\$236,000
27	<u>53</u>	<u>BILLINGS DEPOT CABOOSE</u>	
28		<u>BILLINGS DEPOT, INC.</u>	<u>\$150,000</u>

1	53	Union Pacific Dining Lodge	
2		West Yellowstone, Town of	\$500,000 <u>\$300,000</u>
3	55	Prairie County Museum & Evelyn Cameron Gallery	
4		Prairie County Museum & Evelyn Cameron Gallery, Inc.	\$72,478 <u>\$50,000</u>
5	56	Downtowner Building	
6		Downtowner Group, LLC	\$273,000
7	57	The Red Barn at Hagerman Ranch	
8		Basin, Inc.	\$228,800
9	58	Project 400	
10		Golden Triangle Development, LLC	\$378,167
11	59	Villa Theatre	
12		Villa Theatre Foundation	\$500,000 <u>\$100,000</u>
13	60	RB Drive-In	
14		Brooks Adventures, LLC DBA RB Drive-In	\$109,035
15	61	Lenox Flats, LLC	
16		Homeword Inc.	\$188,330
17	61	Yellowstone Gateway Museum of Park County	
18		Yellowstone Gateway Museum Foundation	\$499,620 <u>\$200,000</u>
19	63	Main Street Building	
20		Lonesome Prairie Properties, LLC	\$232,000

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

28 (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~~
~~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 copy of [this act] to each federally recognized tribal government in Montana.

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

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