

Amendment - 2nd Reading-yellow - Requested by: John Fitzpatrick - (H) Committee of the Whole

- 2025

69th Legislature 2025

Drafter: Julie Johnson,

HB0012.002.001

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	

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1		Lincoln School Foundation	\$364,980 <u>\$300,000</u>
2	6	KPRK Building	
3		Moleo Media Group, LLC	\$500,000 <u>\$250,000</u>
4	7	Historic Lavina School	
5		Lavina Public Schools	\$398,128 <u>\$250,000</u>
6	8	Cooper Village Museum and Arts Center	
7		Cooper Village Museum and Arts Center	\$233,000
8	8	Red Lodge Pea Cannery and Brewery Building	
9		Metagabbro LLC	\$500,000
10	8	Yellowstone Art Museum Main Building	
11		Yellowstone Art Museum	\$328,000 <u>\$210,000</u>
12	11	Fountain Terrace Condominiums	
13		Fountain Terrace Condominiums, Inc.	\$500,000
14	11	Octagonal Pavilion	
15		Madison County	\$500,000 <u>\$200,000</u>
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	16	W.A. Clark Jr., Prison Theater at the Old Montana Prison in Deer Lodge	
25		Powell County Museum and Arts Foundation, Inc.	\$161,200
26	18	Apsáalooke Center for Culture and History	
27		Little Big Horn College	\$500,000 <u>\$250,000</u>

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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>
15	26	State School for the Deaf and Blind "Cottage 5"/Jefferson County Health Department	
16		Jefferson County	\$500,000
17	26	Yucca Theatre	
18		Treasure County 89ers, Inc.	\$145,000
19	26	St. Peter's Episcopal Cathedral	
20		St. Peter's Episcopal Cathedral of Helena	\$250,000
21	29	Anaconda-Deer Lodge County Courthouse	
22		Anaconda-Deer Lodge County	\$400,000
23	29	Phoenix Building	
24		National Affordable Housing Network	\$500,000
25	31	Kalispell Community Thrift/Scandinavian Methodist Church	
26		Community Thrift LLC	\$240,000 <u>\$50,000</u>
27	32	Granite County Museum & Cultural Center	

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1	Granite County Museum & Cultural Center	\$500,000 <u>\$200,000</u>
2	32 Kalispell Train Depot Building	
3	Kalispell, City of	\$286,337 <u>\$150,000</u>
4	34 Mountain States Telephone Building	
5	MSTB, LLC	\$500,000
6	35 Miles City Convent Keepers Community Center	
7	Miles City Convent Keepers	\$434,226
8	36 Fortin Ranch House	
9	Blarney Ranch, LLC	\$500,000
10	36 Butte Steam Plant Event Center	
11	Headwaters RC&D Area, Inc., on behalf of S-Team LLC	\$500,000
12	36 Livingston Elks Lodge	
13	Livingston Benevolent and Protective Order of Elks Lodge 246	\$500,000
14	39 Shrine Auditorium	
15	Native American Development Corporation	\$500,000 <u>\$350,000</u>
16	39 Macleam Icehouse	
17	Seeley Lake Historical Society	\$10,000
18	41 Adams Hotel	
19	Friends of the Historic Adams Hotel	\$200,000
20	42 Lewis & Clark County Courthouse	
21	Lewis & Clark County	\$500,000 <u>\$300,000</u>
22	42 St. Patrick's Mission	
23	World Museum of Mining	\$173,040 <u>\$155,000</u>
24	44 The Montana Hotel	
25	Anaconda Restoration Association	\$100,746
26	45 Pi Chapter Delta Gamma House	
27	Pi House Corporation of Delta Gamma	\$ 240,000

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1	46	The Montana Building	
2		Montana Building Condominium Association (MBCA)	\$481,920
3	47	Penwell Building	
4		Urban Renewal Associates, LLC	\$500,000
5	48	Anaconda Elks Club	
6		Anaconda Benevolent Protective Order of Elks Lodge 239	\$429,000 <u>\$250,000</u>
7	49	Yellowstone Perc	
8		Sidney Yellowstone Merc, LLC	\$500,000
9	50	Superior Schoolhouse	
10		West Valley Property, LLC	\$500,000
11	51	Historic Libby High School/Libby Lofts	
12		Libby Lofts, LLC	\$500,000
13	52	Historic Montgomery Ward Building	
14		333 Skyline LLC	\$500,000
15	53	Billings Depot Caboose	
16		Billings Depot, Inc.	\$236,000
17	53	Union Pacific Dining Lodge	
18		West Yellowstone, Town of	\$500,000 <u>\$300,000</u>
19	55	Prairie County Museum & Evelyn Cameron Gallery	
20		Prairie County Museum & Evelyn Cameron Gallery, Inc.	\$72,478 <u>\$50,000</u>
21	56	Downtowner Building	
22		Downtowner Group, LLC	\$273,000
23	57	The Red Barn at Hagerman Ranch	
24		Basin, Inc.	\$228,800
25	58	Project 400	
26		Golden Triangle Development, LLC	\$378,167
27	59	Villa Theatre	

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1 Villa Theatre Foundation \$500,000 \$100,000

2 60 ~~RB Drive-In~~

3 ~~Brooks Adventures, LLC DBA RB Drive-In~~ \$109,035

4 61 ~~Lenox Flats, LLC~~

5 ~~Homeward Inc.~~ \$188,330

6 61 Yellowstone Gateway Museum of Park County

7 Yellowstone Gateway Museum Foundation \$499,620 \$200,000

8 63 ~~Main Street Building~~

9 ~~Lonesome Prairie Properties, LLC~~ \$232,000

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

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

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

24 (6) (a) Except as provided in subsection (6)(b), a grant recipient shall enter into a definitive, binding
25 contract with a qualified contractor to construct the project prior to September 30 of the even-numbered year
26 preceding the next regularly scheduled legislative session. If the grant recipient fails to meet the deadline, any
27 obligation to the grant recipient ceases, and the funds revert to the historic preservation grant program account

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1 established in 22-3-1307 for use in the next biennium.

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

5 (i) the project is damaged by fire or another form of casualty; or

6 (ii) the grant recipient fails to find a qualified contractor to construct the project and diligently
7 pursued all reasonable avenues to find a qualified contractor.

8 (7) Grant recipients shall complete all of the conditions described in [section 3(1)] by September
9 30, 2026, or any obligation to the grant recipient ceases.

10

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

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

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

16

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

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

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

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

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

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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

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1 ~~Community Health Care Center, Inc. dba Alluvion Health~~ ~~\$400,000"~~

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:

5 "20 Montana Club

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

7
8 NEW SECTION. **Section 7. Notification to tribal governments.** The secretary of state shall send a
9 copy of [this act] to each federally recognized tribal government in Montana.

10
11 NEW SECTION. **Section 8. Effective date.** [This act] is effective July 1, 2025.

12 - END -