

# Amendment - 1st Reading-white - Requested by: (H) Appropriations

- 2025

69th Legislature 2025

Drafter: Julie Johnson,

HB0012.001.004

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                    | <del>\$500,000</del> <u>\$300,000</u> |
| 2            | Yaak Community Hall                                 |                                       |
|              | Lincoln County                                      | \$168,000                             |
| 2            | John Engen Building                                 |                                       |
|              | Missoula Local Government Building Special District | <del>\$498,800</del> <u>\$350,000</u> |
| <del>4</del> | <del>Paris Gibson Square Museum of Art</del>        |                                       |
|              | <del>Paris Gibson Square Museum of Art</del>        | <del>\$356,377</del>                  |
| 5            | Lincoln School                                      |                                       |
|              | Lincoln School Foundation                           | <del>\$364,980</del> <u>\$300,000</u> |

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|    |               |   |                                       |
|----|---------------|---|---------------------------------------|
| 1  | 6             | KPRK Building   |                                       |
| 2  |               | Moleo Media Group, LLC  | <del>\$500,000</del> <u>\$250,000</u> |
| 3  | 7             | Historic Lavina School  |                                       |
| 4  |               | Lavina Public Schools   | <del>\$398,128</del> <u>\$250,000</u> |
| 5  | <del>8</del>  | <del>Cooper Village Museum and Arts Center</del>                                  |                                       |
| 6  |               | <del>Cooper Village Museum and Arts Center</del>                                  | <del>\$233,000</del>                  |
| 7  | <del>8</del>  | <del>Red Lodge Pea Cannery and Brewery Building</del>                             |                                       |
| 8  |               | <del>Metagabbro LLC</del>   | <del>\$500,000</del>                  |
| 9  | 8             | Yellowstone Art Museum Main Building  |                                       |
| 10 |               | Yellowstone Art Museum  | <del>\$328,000</del> <u>\$210,000</u> |
| 11 | <del>11</del> | <del>Fountain Terrace Condominiums</del>  |                                       |
| 12 |               | <del>Fountain Terrace Condominiums, Inc.</del>                                    | <del>\$500,000</del>                  |
| 13 | 11            | Octagonal Pavilion  |                                       |
| 14 |               | Madison County  | <del>\$500,000</del> <u>\$200,000</u> |
| 15 | <del>13</del> | <del>St. Michael's Church</del>   |                                       |
| 16 |               | <del>Friends of the Historical Museum at Fort Missoula</del>                      | <del>\$114,492</del>                  |
| 17 | 13            | Historic Hamilton Town Hall   |                                       |
| 18 |               | Hamilton, City of   | <del>\$305,607</del> <u>\$150,000</u> |
| 19 | <del>15</del> | <del>Boulder Hot Springs Bathhouse</del>  |                                       |
| 20 |               | <del>Peace Valley Partnership, LLC</del>  | <del>\$500,000</del>                  |
| 21 | <del>16</del> | <del>Building 27</del>  |                                       |
| 22 |               | <del>Northern Rockies Heritage Center</del>                                       | <del>\$300,971</del>                  |
| 23 | <del>16</del> | <del>W.A. Clark Jr., Prison Theater at the Old Montana Prison in Deer Lodge</del> |                                       |
| 24 |               | <del>Powell County Museum and Arts Foundation, Inc.</del>                         | <del>\$161,200</del>                  |
| 25 | 18            | Apsáalooke Center for Culture and History   |                                       |
| 26 |               | Little Big Horn College   | <del>\$500,000</del> <u>\$250,000</u> |
| 27 | 19            | Hill County Courthouse  |                                       |
| 28 |               | Hill County   | <del>\$500,000</del> <u>\$350,000</u> |

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

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|    |    |  |                            |
|----|----|--|----------------------------|
| 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                  |

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

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1           61     Yellowstone Gateway Museum of Park County

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

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

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69th Legislature 2025

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HB0012.001.004

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

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69th Legislature 2025

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HB0012.001.004

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



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

2

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

4 - END -

AMENDED