

1 HOUSE BILL NO. 6  
2 INTRODUCED BY M. MCCANN  
3 BY REQUEST OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION AND THE  
4 OFFICE OF BUDGET AND PROGRAM PLANNING  
5  
6 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL  
7 RESOURCES AND CONSERVATION FOR GRANTS UNDER THE RENEWABLE RESOURCE GRANT AND  
8 LOAN PROGRAM; PRIORITIZING GRANTS AND AMOUNTS; ESTABLISHING CONDITIONS FOR GRANTS;  
9 AND PROVIDING EFFECTIVE DATES."

10  
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12

13 NEW SECTION. **Section 1. Appropriations from renewable resource grant and loan state special**  
14 **revenue account.** (1) There is appropriated to the department of natural resources and conservation up  
15 to \$125,000 to be used for emergency projects and \$100,000 to be used for private grants from the  
16 money available in the renewable resource account administered by the department.

17 (2) There is appropriated to the department of natural resources and conservation ~~\$590,741~~  
18 \$600,741 THAT IS AVAILABLE IN THE RECLAMATION AND DEVELOPMENT GRANTS STATE SPECIAL REVENUE ACCOUNT AND  
19 \$4 million that is available in the renewable resource grant and loan state special revenue account for  
20 grants to political subdivisions and local government entities during the 2003 biennium. The department  
21 shall allocate \$300,000 of these funds for project planning grants to be awarded over the course of the  
22 biennium. The remaining funds appropriated in this section must be awarded by the department to the  
23 named entities for the described purposes and in the described grant amounts set out in subsection (3),  
24 subject to the conditions set forth in [sections 1 through 4] and the contingencies described in the  
25 renewable resource grant and loan program January 2001 report to the 57th legislature. The legislature,  
26 pursuant to 85-1-605, approves the grants listed in subsection (3), with grants to be made in the order  
27 indicated in the prioritized list of projects and activities. Grants must be awarded up to the amounts  
28 approved in this section in order of priority until available funds are expended. Funds not accepted or used  
29 by higher-ranked projects must be provided for projects further down the priority list that would not  
30 otherwise receive funding. Any projects that are funded by the reclamation and development grants

1 programs may not be funded under [sections 1 through 4].

2 (3) The following are the prioritized grant projects:

3 RENEWABLE RESOURCE GRANT	Recommended Funding
4 AND LOAN PROGRAM	
5 Applicant/Project	Grant Amount
6 Department of Natural Resources and Conservation	\$100,000
7 (Bair Dam Rehabilitation Proposal)	
8 Department of Natural Resources and Conservation	100,000
9 (Nevada Creek Dam Rehabilitation)	
10 Department of Corrections Correctional Enterprises Ranch	<del>100,000</del> <u>94,300</u>
11 (Rehabilitation of Prison Ranch Dams)	
12 Canyon Creek Irrigation District	100,000
13 (Wyant Lake Dam Rehabilitation)	
14 Canyon Creek Irrigation District	100,000
15 (Canyon Lake Dam Rehabilitation)	
16 Alder Water and Sewer District	100,000
17 (Wastewater Collection and Treatment System)	
18 Flathead Basin Commission*	99,697
19 (Implementation of the Flathead Basin Voluntary Nutrient Reduction)	
20 Cascade County Conservation District	99,230
21 (Sun River Valley Ditch Company's Water Conservation and Quality Improvement Project)	
22 Virginia City, Town of	100,000
23 (Wastewater Treatment System)	
24 Whitefish County Water and Sewer District*	<del>100,000</del> <u>75,000</u>
25 (Revisit to the Limnology of Whitefish Lake)	
26 Florence County Water and Sewer District	100,000
27 (Wastewater System Improvements)	
28 Bitterroot Irrigation District*	100,000
29 (BRID - Water Use and Water Quality Improvement Project - Phase II)	
30 Manhattan, Town of	100,000

1	(Wastewater Systems Improvements)	
2	Glen Lake Irrigation District*	94,500
3	(Therriault Creek Point of Diversion Infrastructure and Fish Habitat Improvement Project)	
4	Whitefish, City of	100,000
5	(Wastewater Aeration System Improvements and Lagoon Solids Removal Project)	
6	Ruby Valley Conservation District*	<del>98,352</del> <u>73,764</u>
7	(Lower Ruby Valley Ground Water Management Plan)	
8	Charlo Sewer District	100,000
9	(Wastewater System Improvements)	
10	Whitewater Water and Sewer District	100,000
11	(Wastewater Systems Improvements)	
12	Glasgow Irrigation District	100,000
13	(Vandalia Diversion Dam Rehabilitation Phase II North Bridge Pier)	
14	Geraldine, Town of	100,000
15	(Water System Improvements Phase I)	
16	Ashland Water and Sewer District	100,000
17	(Wastewater Systems Improvements)	
18	Milk River Project Joint Board of Control	100,000
19	(Saint Mary River Siphon Repair Phase II)	
20	Stanford, Town of	100,000
21	(Wastewater System Improvements)	
22	LaCasa Grande Water and Sewer District	100,000
23	(Water Supply and Distribution System)	
24	Clyde Park, Town of	100,000
25	(Water Systems Improvements Project)	
26	Nashua, Town of	100,000
27	(Wastewater System Improvements)	
28	Park City/County Water and Sewer District	100,000
29	(Wastewater System Improvements)	
30	Lower Willow Creek Drainage District	100,000

1	(Lower Willow Creek Dam Rehabilitation)	
2	Deer Lodge, City of	100,000
3	(Clark Fork River Water Quality Protection Project)	
4	Lewis and Clark Conservation District*	98,636
5	(Willow Creek Erosion/Water Quality Improvement Project)	
6	Hot Springs, Town of	100,000
7	(Water System Improvements)	
8	Wisdom Sewer District	100,000
9	(Wastewater System Improvements)	
10	Teton County*	<del>99,014</del> <u>74,261</u>
11	(Burton Bench Aquifer Evaluation)	
12	Elk Meadows Ranchettes County Water District	100,000
13	(Water Systems Improvements)	
14	Carbon Conservation District	57,200
15	(Whitehorse Ditch Reorganization)	
16	Choteau, City of	100,000
17	(Water System Improvements)	
18	Beaverhead County*	<del>100,000</del> <u>75,000</u>
19	(Big Hole Watershed Management Project)	
20	Hobson, Town of	<del>40,000</del> <u>50,000</u>
21	(Water Exploration)	
22	<u>CIRCLE, TOWN OF</u>	<u>60,000</u>
23	<u>(WELL REPAIR)</u>	
24	<u>STILLWATER COUNTY COMMISSIONERS</u>	<u>74,153</u>
25	<u>(IMPROVING SOIL PRODUCTIVITY AND WATER QUALITY IN SOUTH CENTRAL MONTANA THROUGH LAND USE</u>	
26	<u>CHANGES)</u>	
27	Missoula, City of	100,000
28	(Rattlesnake Stream Restoration and Flood Control Project)	
29	<u>HELENA VALLEY IRRIGATION DISTRICT</u>	<u>100,000</u>
30	<u>(FIXED WHEEL GATE AND HYDRAULIC CYLINDER REPAIR)</u>	

1	<del>Lockwood Water and Sewer District</del>	<del>100,000</del>
2	<del>(Wastewater Collection System)</del>	
3	<del>Stillwater County Commissioners</del>	<del>98,870</del>
4	<del>(Improving Soil Productivity and Water Quality in South Central Montana Through Land Use Changes)</del>	
6	Whitefish, City of	58,650
7	(Whitefish City Beach)	
8	Hill County	<del>100,000</del> <u>75,000</u>
9	(Beaver Creek Dam Rehabilitation)	
10	<del>Helena Valley Irrigation District</del>	<del>100,000</del>
11	<del>(Fixed Wheel Gate and Hydraulic Cylinder Repair)</del>	
12	Hinsdale Water and Sewer District	100,000
13	(Wastewater System Improvements)	
14	Richey, Town of	100,000
15	(Water System Improvements)	
16	Charlo Water District	100,000
17	(New Water Well)	
18	<del>Department of Natural Resources and Conservation</del>	<del>100,000</del>
19	<del>(Seepage Monitoring Program, DNRC Dams)</del>	
20	<del>Department of Natural Resources and Conservation</del>	<del>100,000</del>
21	<del>(Seepage Monitoring Program, DFWP Dams)</del>	
22	Laurel, City of	<del>99,991</del> <u>74,993</u> <u>100,000</u>
23	(City of Laurel Ground Water and Salinity Management, Feasibility Project)	
24	<del>Montana State University</del>	<del>100,000</del>
25	<del>(Married Student Housing Irrigation Project)</del>	
26	<u>MALTA IRRIGATION DISTRICT</u>	<u>68,290</u>
27	<u>(REPLACEMENT AND MODIFICATION OF CHECK STRUCTURES)</u>	
28	Glen Lake Irrigation District	100,000
29	(Costich Drop Improvements Project)	
30	<del>Malta Irrigation District</del>	<del>68,290</del>

1	<del>————(Replacement and Modification of Check Structures)</del>	
2	<u>MONTANA STATE UNIVERSITY</u>	<u>100,000</u>
3	<u>(MARRIED STUDENT HOUSING IRRIGATION PROJECT)</u>	
4	Scobey, City of	<del>67,605</del> <u>50,704</u>
5	(Wellfield Rehabilitation Study)	
6	Power-Teton County Water and Sewer District	100,000
7	(Water System Improvements)	
8	Butte-Silver Bow	<del>88,463</del> <u>27,919</u>
9	(Elimination of Combined Sewers)	
10	Great Falls, City of	100,000
11	(Yard Waste Management Facility)	
12	Lambert County Sewer and Water District	100,000
13	(Water System Improvement Project)	
14	Park Conservation District	<del>100,000</del> <u>75,000</u>
15	(Wildlife Assessment: Governor's Upper Yellowstone River Task Force Cumulative Effects	
16	Investigation)	
17	Troy, City of	99,970
18	(Water System Improvements)	
19	Butte-Silver Bow Local Government	100,000
20	(Basin Creek Dam #1 and #2 Site Improvements Projects)	
21	<u>WHITEFISH, CITY OF</u>	<u>58,650</u>
22	<u>(WHITEFISH CITY BEACH)</u>	
23	<u>LOCKWOOD WATER AND SEWER DISTRICT</u>	<u>100,000</u>
24	<u>(WASTEWATER COLLECTION SYSTEM)</u>	
25	<u>DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION</u>	<u>75,000</u>
26	<u>(SEEPAGE MONITORING PROGRAM, DNRC DAMS)</u>	
27	<u>DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION</u>	<u>75,000</u>
28	<u>(SEEPAGE MONITORING PROGRAM, DFWP DAMS)</u>	
29	(4) For grant projects for which the department of natural resources and conservation also has	
30	recommended a loan, the authorization for the loan is contained in House Bill No. 8.	

1 (5) The funding provided to the projects approved in this section and identified with an asterisk  
2 (\*) following the applicant's name is eligible for and may be designated for use as a nonfederal match for  
3 the federal funding acquired for the nonpoint source pollution control program administered by the  
4 department of environmental quality.

5 (6) To the entities listed in this section, this appropriation constitutes a valid obligation of these  
6 funds for purposes of encumbering the funds within the 2003 biennium pursuant to 17-7-302.

7

8 **NEW SECTION. Section 2. Conditions of grants.** Disbursement of funds under [sections 1 through  
9 4] for grants is subject to the following conditions that must be met by project sponsors:

10 (1) approval of a scope of work and budget for the project by the department of natural resources  
11 and conservation. Changes in the project scope of work or budget that reduce the public or natural  
12 resource benefits as presented in department reports and applicant testimony to the 57th legislature will  
13 result in the proportional reduction in grant amount.

14 (2) documented commitment of other funds required for project completion;

15 (3) satisfactory completion of conditions described in the recommendation section of the project  
16 narrative in the renewable resource grant and loan program project recommendations and biennium report  
17 submitted to the 57th legislature for the 2003 biennium or, in the case of emergency applications,  
18 conditions specified at the time of written notification of approved grant authority;

19 (4) execution of a grant agreement with the department; and

20 (5) accomplishment of other specific requirements considered necessary by the department to  
21 accomplish the purpose of the grant as evidenced from the application to the department or from the  
22 proposal to the legislature.

23

24 **NEW SECTION. Section 3. Conditions for grants.** Notwithstanding the conditions described in  
25 [section 2], grant funds are disbursed in the order of priority listed in [section 1] as resource indemnity  
26 trust account interest income revenue is received. A project approved by [section 1] is not entitled to  
27 receive grant funds that are not collected and allocated to the renewable resource grant and loan program  
28 state special revenue account.

29

30 **NEW SECTION. Section 4. Appropriations established.** (1) For any entity of state government that

1 receives a grant under [sections 1 through 3], an appropriation is established for the amount of the grant  
2 listed in [section 1(3)]. Grants to state entities from prior biennia are reauthorized for completion of  
3 contract work.

4 (2) Any funds in excess of the amount appropriated for grants under [sections 1 through 3] are  
5 available for appropriation for authorized purposes from the renewable resource grant and loan state  
6 special revenue account.

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8 NEW SECTION. SECTION 5. REVIEW OF PREVIOUSLY AUTHORIZED GRANTS. RECIPIENTS OF RENEWABLE  
9 RESOURCE GRANTS AUTHORIZED BY PREVIOUS LEGISLATURES THAT HAVE NOT COMPLETED STARTUP CONDITIONS MUST  
10 BE NOTIFIED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION THAT THE LEGISLATURE, AT THE NEXT  
11 REGULAR SESSION, WILL REVIEW RENEWABLE RESOURCE GRANTS TO DETERMINE IF THE COMMITMENT OF THE RENEWABLE  
12 RESOURCE GRANT SHOULD BE WITHDRAWN.

13

14 NEW SECTION. Section 6. Severability. If a part of [this act] is invalid, all valid parts that are  
15 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its  
16 applications, the part remains in effect in all valid applications that are severable from the invalid  
17 applications.

18

19 NEW SECTION. Section 7. Effective dates. (1) [Sections 2 through 5 (6) and this section] are  
20 effective on passage and approval.

21 (2) [Section 1] is effective July 1, 2001.

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- END -