

HOUSE BILL NO. 6

INTRODUCED BY J. KEANE

BY REQUEST OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION AND THE OFFICE OF BUDGET AND PROGRAM PLANNING

A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING THE RENEWABLE RESOURCE GRANT AND LOAN PROGRAM; APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR GRANTS UNDER THE RENEWABLE RESOURCE GRANT AND LOAN PROGRAM; PRIORITIZING PROJECT GRANTS AND AMOUNTS; ESTABLISHING CONDITIONS FOR GRANTS; AND PROVIDING AN EFFECTIVE DATE."

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

NEW SECTION. Section 1. Appropriations for renewable resource grants. (1) For the biennium

beginning July 1, 2019, there is appropriated to the department of natural resources and conservation from the natural resources projects state special revenue account established in 15-38-302 up to:

(a) \$100,000 for emergency projects grants to be awarded by the department over the course of the biennium;

(b) \$800,000 for planning grants to be awarded by the department over the course of the biennium;

(c) \$300,000 for irrigation development grants to be awarded by the department over the course of the biennium;

(d) \$300,000 for watershed grants to be awarded by the department over the course of the biennium;

(e) \$75,000 for private grants to be awarded by the department over the course of the biennium;

and

(f) \$500,000 for grants to the following four entities for the described purposes, amounts, and contingencies described in the renewable resource grant and loan program report to the 66th legislature entitled "Governor's Executive Budget Fiscal Years 2019-2021 Volume 6":

Applicant/Project	Amount
Broadwater Conservation District	
Big Springs Ditch Water Conservation, Phase 2	



1		\$125,000
2	Malta Irrigation District	
3	(Exeter Siphon Replacement)	\$125,000
4	Sidney Water Sewer Irrigation District	
5	(Main Canal Pipeline Conversion)	\$125,000
6	Buffalo Rapids Irrigation District 2	
7	(Shirley Main Canal Rehabilitation)	\$125,000

8 (2) The amount of ~~\$3,965,000~~ \$3,990,000 is appropriated to the department of natural resources and
 9 conservation from the natural resources projects state special revenue account established in 15-38-302 for
 10 grants to political subdivisions and local governments for the biennium beginning July 1, 2019. The funds referred
 11 to in this subsection must be awarded by the department to the named entities for the described purposes and
 12 in the grant amounts listed in subsection (4), subject to the conditions set forth in [sections 2 and 3] and the
 13 contingencies described in the renewable resource grant and loan program January 2019 report to the 66th
 14 legislature.

15 (3) Funds must be awarded up to the amounts approved in subsection (4) in the following listed order
 16 of priority until available funds are expended. Funds not accepted or used by higher-ranked projects must be
 17 provided for projects farther down the priority list that would not otherwise receive funding. If at any time a grant
 18 sponsor determines that a project will not begin before June 30, 2021, the sponsor shall notify the department
 19 of natural resources and conservation. After all eligible projects are funded, remaining funds may be used for any
 20 renewable resource project authorized under this section.

21 (4) The following are the prioritized grant projects:

22 RENEWABLE RESOURCE GRANT AND LOAN PROGRAM

23 Applicant/Project	Amount
24 Seeley Lake - Missoula County Sewer District	
25 (Wastewater Improvements, Phase 2)	\$125,000
26 Granite County	
27 (Flint Creek Dam Rehabilitation)	\$125,000
28 Whitefish, City of	
29 (Wastewater Treatment System Improvements)	\$125,000
30 Missoula, City of	

1	(Rattlesnake Creek Dam Removal)	\$125,000
2	Montana Department of Natural Resources and Conservation	
3	Water Resources Division	
4	(Douglas Canal Rehabilitation)	\$125,000
5	Flathead Conservation District	
6	(Trumbull Creek Restoration and Aquifer Protection)	\$125,000
7	Canyon Creek Irrigation District	
8	(Canyon Lake Dam Rehabilitation)	\$125,000
9	Harlowton, City of	
10	(Roundhouse Wetland Restoration)	\$125,000
11	Thompson Falls, City of	
12	(Wastewater System Improvements, Phase 1)	\$125,000
13	Montana Department of Natural Resources and Conservation	
14	Water Resources Division	
15	(Broadwater Missouri Canal System Master Plan)	\$125,000
16	Winnett, Town of	
17	(Wastewater System Retrofit)	\$125,000
18	Bitter Root Irrigation District	
19	(Como Dam Water Resource Enhancement)	\$125,000
20	Harlowton, City of	
21	(Wastewater Improvements)	\$125,000
22	Milk River Joint Board of Control	
23	(St. Mary Canal Drop 2 Replacement)	\$125,000
24	Whitehall, Town of	
25	(Water Treatment Plant Improvements)	\$125,000
26	Lewis and Clark Conservation District	
27	(Willow Creek Feeder Canal Rehabilitation)	\$125,000
28	Fort Belknap Indian Community	
29	(Three Mile Creek Pump Station Rehabilitation)	\$125,000
30	Roundup, City of	

1	(Water System Improvements)	\$125,000
2	Glasgow Irrigation District	
3	(V-63 Lateral Conversion)	\$125,000
4	Pondera County Conservation District	
5	(Swift Dam Rehabilitation)	\$125,000
6	Simms County Sewer District	
7	(Wastewater System Improvements, Phase 2)	\$125,000
8	Malta Irrigation District	
9	(Costin Lateral Pipeline Conversion)	\$125,000
10	Power-Teton County Water and Sewer District	
11	(Water System Improvements, Phase 1)	\$125,000
12	Scobey, City of	
13	(Water System Improvements, Phase 2)	\$125,000
14	Bigfork County Water and Sewer District	
15	(Wastewater System Improvements)	\$125,000
16	Buffalo Rapids Irrigation Project District 2	
17	(Lateral 1.6 Pipeline Conversion)	\$125,000
18	Hill County	
19	(Beaver Creek Dam Spillway Improvements)	\$100,000 <u>\$125,000</u>
20	Sidney Water Users Irrigation, District 3	
21	(Main Canal Pipeline Conversion, Phase 2)	\$125,000
22	Flathead Conservation District	
23	(Krause Creek Restoration)	\$125,000
24	Alfalfa Valley Irrigation District	
25	(East Flynn Canal Rehabilitation)	\$125,000
26	Lower Musselshell Conservation District	
27	(Delphia Melstone WUA Irrigation Efficiency and Pump Station Rehabilitation)	
28		\$117,050
29	Columbia Falls, City of	
30	(Water System Improvements)	\$122,950

1	<u>BUFFALO RAPIDS IRRIGATION PROJECT DISTRICT 1</u>	
2	<u>(IRRIGATION PROJECT 1 - LATERAL 1.7 PIPELINE CONVERSION)</u>	<u>\$125,000</u>
3	<u>HARDIN, CITY OF</u>	
4	<u>(WASTEWATER TREATMENT PLANT IMPROVEMENTS)</u>	<u>\$125,000</u>
5	<u>DILLON, CITY OF</u>	
6	<u>(WATER TRANSMISSION AND DISTRIBUTION MAIN REPLACEMENT)</u>	<u>\$125,000</u>
7	<u>HELENA VALLEY IRRIGATION DISTRICT</u>	
8	<u>(LATERAL 14.8 HEADGATE REHABILITATION, PHASE 2)</u>	<u>\$125,000</u>
9	<u>POLSON, CITY OF</u>	
10	<u>(WASTEWATER SYSTEM IMPROVEMENT, PHASE 2)</u>	<u>\$125,000</u>
11	<u>CARBON COUNTY CONSERVATION DISTRICT</u>	
12	<u>(GOLDEN DITCH COMPANY CLARK FORK DIVERSION REHABILITATION)</u>	
13		<u>\$125,000</u>
14	<u>SAVAGE IRRIGATION DISTRICT</u>	
15	<u>(INFRASTRUCTURE REHABILITATION)</u>	<u>\$125,000</u>
16	<u>PETROLEUM COUNTY CONSERVATION DISTRICT</u>	
17	<u>(HORSE CREEK COULEE WATER STORAGE)</u>	<u>\$125,000</u>
18	<u>WIBAUX, TOWN OF</u>	
19	<u>(WASTEWATER TREATMENT SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
20	<u>ALBERTON, TOWN OF</u>	
21	<u>(WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
22	<u>GERALDINE, TOWN OF</u>	
23	<u>(WASTEWATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
24	<u>MISSOULA, CITY OF</u>	
25	<u>(CARAS PARK OUTFALL STORM WATER TREATMENT RETROFIT, PHASE 2)</u>	
26		<u>\$125,000</u>
27	<u>BLACK EAGLE-CASCADE COUNTY WATER/SEWER DISTRICT</u>	
28	<u>(WATER & SEWER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
29	<u>EAST HELENA, CITY OF</u>	
30	<u>(WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>

1	<u>PLENTYWOOD, CITY OF</u>	
2	<u>(WASTEWATER COLLECTION IMPROVEMENT, PHASE 2)</u>	<u>\$125,000</u>
3	<u>MISSOULA COUNTY</u>	
4	<u>(LEWIS & CLARK SUBDIVISION WASTEWATER IMPROVEMENTS)</u>	<u>\$125,000</u>
5	<u>WILLSALL WATER DISTRICT</u>	
6	<u>(WATER DISTRICT WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
7	<u>LOWER YELLOWSTONE IRRIGATION PROJECT</u>	
8	<u>(CRANE WASTEWAY & PUMP STATION REHABILITATION)</u>	<u>\$125,000</u>
9	<u>MISSOULA COUNTY CONSERVATION DISTRICT</u>	
10	<u>(GRASS VALLEY FRENCH DITCH CLARK FORK DIVERSION REHABILITATION)</u>	
11		<u>\$125,000</u>
12	<u>MONTANA BUREAU OF MINES AND GEOLOGY</u>	
13	<u>(REDUCING MOBILIZATION OF OIL-BRINE SALT TO STREAMS)</u>	<u>\$125,000</u>
14	<u>WINIFRED, TOWN OF</u>	
15	<u>(WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
16	<u>HYSHAM, TOWN OF</u>	
17	<u>(WASTEWATER SYSTEM REHABILITATION, PHASE 1)</u>	<u>\$125,000</u>
18	<u>VAUGHN CASCADE COUNTY WATER/SEWER DISTRICT</u>	
19	<u>(WATER IMPROVEMENTS)</u>	<u>\$125,000</u>
20	<u>STILLWATER CONSERVATION DISTRICT</u>	
21	<u>(YANZICK/BREY, RIDDLE DITCHES IRRIGATION SYSTEM IMPROVEMENTS, PHASE 2)</u>	
22		<u>\$125,000</u>
23	<u>LOCKWOOD WATER/SEWER DISTRICT</u>	
24	<u>(DRINKING WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
25	<u>CIRCLE, TOWN OF</u>	
26	<u>(WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
27	<u>YELLOWSTONE COUNTY DES</u>	
28	<u>(BILLINGS BENCH WATER USERS ASSOCIATION MAIN CANAL REHABILITATION, PHASE 1)</u>	
29		<u>\$125,000</u>
30	<u>HYSHAM IRRIGATION DISTRICT</u>	

1	<u>(RE-LIFT CANAL IMPROVEMENT)</u>	<u>\$125,000</u>
2	<u>CLYDE PARK, TOWN OF</u>	
3	<u>(WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
4	<u>LIBBY, CITY OF</u>	
5	<u>(WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
6	<u>CHINOOK, CITY OF</u>	
7	<u>(WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
8	<u>CUT BANK, CITY OF</u>	
9	<u>(WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
10	<u>NORTH HAVRE COUNTY WATER DISTRICT</u>	
11	<u>(WATER DISTRICT WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
12	<u>PLAINS, TOWN OF</u>	
13	<u>(WASTEWATER SYSTEM PROTECTION)</u>	<u>\$125,000</u>
14	<u>MONTANA BUREAU OF MINES AND GEOLOGY</u>	
15	<u>(MEASURING GROUNDWATER RECHARGE IN FLOOD TO PIVOT IRRIGATION CONVERSIONS)</u>	
16		<u>\$125,000</u>
17	<u>CASCADE, TOWN OF</u>	
18	<u>(WATER SYSTEM IMPROVEMENTS)</u>	<u>\$125,000</u>
19	<u>FALLON COUNTY</u>	
20	<u>(BAKER LAKE RESTORATION)</u>	<u>\$100,000</u>
21	<u>PONDERA COUNTY CONSERVATION DISTRICT</u>	
22	<u>(KINGSBURY TURNOUT AUTOMATION)</u>	<u>\$125,000</u>
23	<u>TIN CUP COUNTY WATER/SEWER DISTRICT</u>	
24	<u>(WATER CONSERVATION)</u>	<u>\$125,000</u>
25	<u>CLANCY WATER/SEWER DISTRICT</u>	
26	<u>(WATER IMPROVEMENTS)</u>	<u>\$125,000</u>

27

28 NEW SECTION. Section 2. Coordination of fund sources for grants to political subdivisions and
 29 **local governments.** A project sponsor listed under [section 1(4)] may not receive funds from both the reclamation
 30 and development grants program and the renewable resource grant and loan program for the same project during

1 the same biennium.

2

3 **NEW SECTION. Section 3. Condition of grants.** Disbursement of funds under [section 1] is subject
4 to the following conditions that must be met by the project sponsor:

5 (1) A scope of work and budget for the project must be approved by the department of natural resources
6 and conservation. Any changes in scope of work or budget subsequent to legislative approval may not change
7 project goals and objectives. Changes in activities that would reduce the public or natural resource benefits as
8 presented in department of natural resources and conservation reports and applicant testimony to the 66th
9 legislature may result in a proportional reduction in the grant amount.

10 (2) The project sponsor shall show satisfactory completion of conditions described in the recommendation
11 section of the project narrative of the program report to the legislature for the biennium ending June 30, 2021,
12 or, in the case of planning grants issued under [section 1(1)], completion of conditions specified at the time of
13 written notification of approved grant authority.

14 (3) The project sponsor must have a fully executed grant agreement with the department.

15 (4) Any other specific requirements considered necessary by the department must be met to accomplish
16 the purpose of the grant as evidenced from the application to the department or from the proposal as presented
17 to the legislature.

18

19 **NEW SECTION. Section 4. Appropriations established.** There is appropriated to any entity of state
20 government that receives a grant under [section 1] the amount of the grant upon award of the grant by the
21 department of natural resources and conservation. Grants to entities from prior bienniums are reauthorized for
22 completion of contract work.

23

24 **NEW SECTION. Section 5. Approval of grants -- completion of biennial appropriation.** The
25 legislature, pursuant to 85-1-605, approves the renewable resource programs grants listed in [section 1]. The
26 authorization of these grants constitutes a biennial appropriation from the natural resources projects state special
27 revenue account established in 15-38-302.

28

29 **NEW SECTION. Section 6. Notification to tribal governments.** The secretary of state shall send a
30 copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell

1 Chippewa tribe.

2

3 COORDINATION SECTION. Section 7. Coordination instruction. (1) If [this act], House Bill 7, and
4 an act that provides funding from a source other than natural resources projects state special revenue account
5 established in 15-38-302 of at least \$400,000 for aquatic invasive species grants to be administered by the
6 department of natural resources and conservation are passed and approved, then [section 1(1) of this act] is
7 amended to include:

8 "(g) \$300,000 for any grant programs listed under [section 1(1)(b) through (1)(f)]".

9 (2) IF BOTH [THIS ACT] AND AN ACT THAT PROVIDES ADDITIONAL FUNDING FOR RENEWABLE RESOURCE GRANT
10 AND LOAN PROGRAM GRANTS FROM BOND PROCEEDS ARE PASSED AND APPROVED, THE PROJECTS LISTED IN [SECTION
11 1(4) OF THIS ACT] THAT DO NOT RECEIVE FUNDING FROM THE APPROPRIATIONS IN [SECTION 1(2) OF THIS ACT] MAY
12 RECEIVE FUNDING FROM THE APPROPRIATION IN THE OTHER ACT DESIGNATED FOR RENEWABLE RESOURCE GRANT AND
13 LOAN PROGRAM GRANTS IN THE ORDER OF COMPLETION OF THE CONDITIONS OF [SECTION 3 OF THIS ACT] AND TO THE
14 EXTENT THAT THERE IS APPROPRIATION AUTHORITY AVAILABLE.

15

16 NEW SECTION. Section 8. Severability. If a part of [this act] is invalid, all valid parts that are severable
17 from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part
18 remains in effect in all valid applications that are severable from the invalid applications.

19

20 NEW SECTION. Section 9. Effective date. [This act] is effective July 1, 2019.

21

- END -