

******Amendment - 1st Reading-white - Requested by: John Fitzpatrick - (H) Joint Appropriations Subcommittee on Long Range Planning**

- 2023

68th Legislature 2023

Drafter: ~~Julie Johnson~~Katy Callon, 406-444-4024/406-444-4421

HB0012.001.001

1 HOUSE BILL NO. 12
2 INTRODUCED BY M. HOPKINS
3 BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING
4
5 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY FROM THE HISTORIC
6 PRESERVATION GRANT PROGRAM ACCOUNT TO THE DEPARTMENT OF COMMERCE FOR HISTORIC
7 PRESERVATION PROJECTS; AUTHORIZING GRANTS FROM THE HISTORIC PRESERVATION GRANT
8 PROGRAM ACCOUNT; PLACING CONDITIONS ON GRANTS AND FUNDS; PROVIDING AN
9 APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE."

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

12
13 **NEW SECTION. Section 1. Appropriation for Montana historic grant program.** (1) There is
14 appropriated to the department of commerce \$8,501,314 for the biennium beginning July 1, 2023, from the
15 historic preservation grant program account established in 22-3-1307 to finance projects authorized in
16 subsection (2).

17 (2) The following projects and applicants are authorized for grants in their order of priority:

18 Rank	Project/Applicant	Grant Amount
19 1	Harlowton Roundhouse	
20	Harlowton, City of	\$500,000
21 2	Fort Peck Theatre	
22	Fort Peck Fine Arts Council	\$500,000
23 3	Baker State Bank Building	
24	Southeastern Montana Area Revitalization Team (SMART)	\$160,000
25 4	Petroleum County Courthouse	
26	Petroleum County	\$498,720
27 5	Milligan Building	

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1		Bighorn Valley Health Center, Inc. dba One Health	\$500,000
2	6	Ringling Church	
3		The Ringling Commons, LLC	\$141,773
4	7	National Museum of Forest Service History	
5		National Museum of Forest Service History	\$300,000
6	8	Historic Teslow Grain Elevator	
7		Project49	\$486,102
8	8	A.D. Whitcomb Garage	
9		Buses of Yellowstone Preservation Trust, Inc.	\$136,366
10	10	Havre Beneath the Streets	
11		Havre Beneath the Streets	\$359,672
12	11	Hockaday Museum of Art	
13		Hockaday Museum of Art	\$31,000
14	11	Historical Museum at Fort Missoula	
15		Friends of the Historical Museum at Fort Missoula	\$272,000
16	13	Shelby Town Hall	
17		Shelby, City of	\$5,600
18	14	Coggswell-Taylor House	
19		Montana Heritage Commission – Coggswell/Taylor House	\$176,562
20	15	Rocky Mountain Building	
21		Community Health Care Center, Inc. dba Alluvion Health	\$500,000
22	15	The History Museum	
23		Cascade County Historical Society dba The History Museum	\$340,000
24	15	Copper Village Museum and Arts Center	
25		Copper Village Museum and Arts Center	\$235,000
26	18	Historic Hotel Libby	
27		Friends of Historic Hotel Libby	\$173,659

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1	18	Roosevelt Center	
2		Red Lodge Area Community Foundation	\$367,578
3	20	Kelly Block Building	
4		75 Park Street LLC	\$500,000
5	20	Montana Club	
6		Original Montana Club Cooperative Association	\$90,040
7	20	Charles Krug House	
8		Sonja Maxwell	\$145,000
9	23	Glendive Greenhouse at Bloom Coffeehouse and Eatery	
10		Bloom Coffeehouse and Eatery	\$250,000
11	23	Edwards & McLellan Block	
12		SGS Properties, LLC	\$221,590
13	25	Hickman House	
14		Montana Heritage Commission – Hickman House	\$166,073
15	25	Paris Gibson Square Museum of Art	
16		Paris Gibson Square Museum of Art	\$300,979
17	25	Billings Depot	
18		Billings Depot, Inc.	\$414,400
19	28	Babcock Theatre	
20		Cine Billings dba Art House Cinema	\$236,000
21	29	Wheeler Cabin	
22		Glacier National Park Conservancy	\$493,200
23	30	Gilbert House	
24		Montana Heritage Commission – Gilbert House	\$297,000
25	30	Stillwater County Courthouse	
26		Stillwater County	\$500,000
27	30	Waite House	

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1		Yogo Mansion LLC	\$390,000
2	33	Moss Manion	
3		Billings Preservation Society	\$500,000
4	34	Ouellette Place	
5		Homeword, Inc. (Ouellette Place)	\$287,300
6	34	Acme Building	
7		Homeword, Inc. (Acme Historic Hotel)	\$321,100
8	36	Great Falls Civic Center	
9		Great Falls, City of	\$500,000
10	37	Miles City Convent Keepers Community Center	
11		Miles City Convent Keepers	\$119,688
12	38	Lenox Flats Building	
13		Homeword, Inc. (Lenox Flats)	\$288,330
14	38	Miles City Elks Lodge #537	
15		Miles City Elks Lodge #537	\$200,000
16	40	Daly Mansion	
17		Daly Mansion Preservation Trust	\$266,400
18	40	Fountain Terrace Condominiums	
19		Fountain Terrace Condominiums Inc.	\$500,000
20	40	Garfield County Museum	
21		Garfield County	\$500,000
22	43	Deer Lodge City Hall	
23		Deer Lodge, City of	\$283,500
24	44	Pollard Hotel	
25		Spofford Hotel Company	\$118,720
26	45	Joliet Town Hall and Courthouse	
27		Joliet, Town of	\$83,000

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1	46	Lakeside Distillery	
2		Lakeside Distillery	\$65,000
3	47	Miracle of America Museum	
4		Miracle of America Museum	\$92,623
5	48	Legal Tender Bar and Hotel Building	
6		Mountana Consulting, LLC	\$255,938

7 (3) Funding for the projects in subsection (2) will be provided in the order of priority as long as
8 there are sufficient funds available from the amount that was deposited into the historic preservation grant
9 program account during the biennium beginning July 1, 2023. The funds in this subsection must be awarded for
10 the projects and in amounts not to exceed the amounts set out in subsection (2) subject to the conditions set
11 forth in [section 3]. However, any of the projects listed in subsection (2) that have not completed the conditions
12 described in [section 3(1)] by September 1, 2024, must be reviewed by the next regular legislature to determine
13 if the authorized grant should be withdrawn.

14 (4) If sufficient funds are available, this section constitutes a valid obligation of funds to the grant
15 projects listed in subsection (2) for purposes of encumbering the funds in the historic preservation grant
16 program account established in 22-3-1307 for the biennium beginning July 1, 2023, pursuant to 17-7-302. A
17 grant recipient's entitlement to receive funds is dependent on the grant recipient's compliance with the
18 conditions described in [section 3] and on the availability of funds.

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

21 (6) Grant recipients must complete all of the conditions described in [section 3(1)] by September
22 30, 2026, or any obligation to the grant recipient will cease.

23

24 **NEW SECTION. Section 2. Contract Deadline.**

25 Except as provided in subsections (1) and (2), a grantee must enter into a definitive, binding contract
26 with a qualified contractor to construct the project before September 30 of the even numbered year preceding
27 the next regularly scheduled legislature. If the grantee fails to meet the deadline, the grant is cancelled, and the

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1 funds revert to the historic preservation grant program account established in 22-3-1307 for use in the next
2 biennium.

3 (1) A grantee who fails to meet the statutory deadline because the project was damaged by fire or
4 other form of casualty, the grantee may request one, two-year extension during which time, the project must be
5 placed under contract, or the grant will be terminated.

6 (2) A grantee who fails to meet the statutory deadline due to failure to find a qualified contractor to
7 construct the project may request one, two-year extension of the grant. To be granted the extension, the
8 grantee must show that it diligently pursued all reasonable avenues to find a qualified contractor and was
9 unsuccessful.

10
11 **NEW SECTION. Section 3.~~Section 2.~~ Approval of grants -- completion of biennial appropriation.**

12 (1) The legislature, pursuant to 22-3-1305, authorizes grants for the projects identified 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 bienniums are reauthorized for completion of contract work.

16
17 **NEW SECTION. Section 4.~~Section 3.~~ Condition of grants -- disbursement of funds.** (1) The
18 disbursement of grant funds for the projects specified in [section 1(2)] is subject to completion of the following
19 conditions:

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

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

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

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1 (d) The grant recipient shall satisfactorily comply with any conditions described in the application
2 (project) summaries section of the Montana historic preservation grant program 2025 biennium report to the
3 68th legislature.

4 (e) The grant recipient shall satisfy other specific requirements considered necessary by the
5 department of commerce to accomplish the purpose of the project as evidenced by the application to the
6 department.

7 (f) The grant recipient shall execute a grant agreement with the department of commerce.

8 (2) Recipients of Montana historic preservation grant program funds are subject to the
9 requirements of the department of commerce as described in the most recent edition of the Montana Historic
10 Preservation Grant Program Project Administration Manual adopted by the department through the
11 administrative rulemaking process.

12
13 **NEW SECTION. Section 5. Section 4. Other powers and duties of the department of commerce.**

14 (1) The department of commerce must disburse grant funds on a reimbursement basis as grant recipients incur
15 eligible project expenses.

16 (2) If actual project expenses are lower than the projected expense of the project, the department
17 may, at its discretion, reduce the amount of grant funds provided to grant recipients in proportion to all other
18 project funding sources.

19
20 **NEW SECTION. Section 6. Section 5. Notification to tribal governments.** The secretary of state
21 shall send a copy of [this act] to each federally recognized tribal government in Montana.

22
23 **NEW SECTION. Section 7. Section 6. Effective date.** [This act] is effective July 1, 2023.

24 - END -