

1 HOUSE BILL NO. 6
 2 INTRODUCED BY M. HOPKINS
 3 BY REQUEST OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION, OFFICE OF
 4 BUDGET AND PROGRAM PLANNING

5
 6 A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING THE RENEWABLE RESOURCE GRANT AND
 7 LOAN PROGRAM; APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND
 8 CONSERVATION FOR GRANTS UNDER THE RENEWABLE RESOURCE GRANT AND LOAN PROGRAM;
 9 PRIORITIZING PROJECT GRANTS AND AMOUNTS; ESTABLISHING CONDITIONS FOR GRANTS; AND
 10 PROVIDING AN EFFECTIVE DATE."

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

13
 14 **NEW SECTION. Section 1. Appropriations for renewable resource grants.** (1) For the biennium
 15 beginning July 1, 2021, there is appropriated to the department of natural resources and conservation from the
 16 natural resources projects state special revenue account established in 15-38-302 up to:

- 17 (a) \$100,000 for emergency projects grants to be awarded by the department over the course of the
- 18 biennium;
- 19 (b) \$1,000,000 for planning grants to be awarded by the department over the course of the biennium;
- 20 (c) \$300,000 for irrigation development grants to be awarded by the department over the course of the
- 21 biennium;
- 22 (d) \$300,000 for watershed grants to be awarded by the department over the course of the biennium;
- 23 and
- 24 (e) \$100,000 for private grants to be awarded by the department over the course of the biennium.

25 (2) The amount of ~~\$4,500,000~~\$2,699,213 is appropriated to the department of natural resources and
 26 conservation from the natural resources projects state special revenue account established in 15-38-302 for the
 27 biennium beginning July 1, 2021. The funds referred to in this subsection must be awarded by the department
 28 to the named entities for the described purposes and in the grant amounts listed in subsection (4), subject to

Amendment - 1st Reading - Requested by: Mike Hopkins

1 the conditions set forth in [sections 2 and 3] and the contingencies described in the renewable resource grant
2 and loan program January 2021 report to the 67th legislature titled: Governor’s Executive Budget Fiscal Years
3 2021-2023 Volume 6.

4 (3) Funds must be awarded up to the amounts approved in subsection (4) ~~in the following listed order~~
5 ~~of priority as conditions set forth in [section 3] are satisfied and~~ until available funds are expended. ~~Funds not~~
6 ~~accepted or used by higher-ranked projects must be provided for projects farther down the priority list that~~
7 ~~would not otherwise receive funding.~~ If at any time a grant sponsor determines that a project will not begin
8 before June 30, 2023, the sponsor shall notify the department of natural resources and conservation. After all
9 eligible projects are funded, remaining funds may be used for any renewable resource project authorized under
10 this section.

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

12 RENEWABLE RESOURCE GRANT AND LOAN PROGRAM

13 Applicant/Project	Amount
14 Milk River Joint Board of Control	
15 (St. Mary Diversion Dam and Headworks Design Completion)	\$125,000
16 Gardiner Park County Water and Sewer District	
17 (Wastewater System Improvements)	\$125,000
18 Greenfields Irrigation District	
19 (Arnold Coulee Hydroelectric Project)	\$125,000
20 Cooke City Water and Sewer District	
21 (Wastewater Collection and Treatment System Project)	\$125,000
22 Fort Smith Water and Sewer District	
23 (Wastewater System Improvements)	\$125,000
24 Montana Department of Corrections	
25 (Powell Dam Rehabilitation)	\$125,000
26 Lewis and Clark Conservation District	
27 (Beaver Creek Restoration, Phase 2)	\$125,000
28 Lockwood Water and Sewer District	

Amendment - 1st Reading - Requested by: Mike Hopkins

67th Legislature

Drafter: Julie Johnson, 406-444-4024

HB 6.1.2

1	(CS3-1 Collection System Improvements, Phase 3)	\$125,000
2	Manhattan, Town of	
3	(Water Reclamation Facility Improvements, Phase 1)	\$125,000
4	Helena Valley Irrigation District	
5	(Terminal Wasteway and Lateral Automation and Measurement)	\$125,000
6	Thompson Falls, City of	
7	(Wastewater System Improvements, Phase 3)	\$125,000
8	Butte-Silver Bow Government	
9	(Basin Creek Dam #1 Rehabilitation)	\$125,000
10	Deer Lodge, City of	
11	(Wastewater Collection System Improvement)	\$125,000
12	Pondera County Conservation District	
13	(Dupuyer Creek Diversion Automation)	\$125,000
14	Teton Conservation District	
15	(Eureka Dam Safety Improvements)	\$125,000
16	Darby, Town of	
17	(Wastewater System Improvements)	\$125,000
18	Libby, City of	
19	(Wastewater System Improvements)	\$125,000
20	Montana Department of Natural Resources and Conservation – Water Resources Division	
21	(Ackley Lake Outlet Canal Rehabilitation)	\$125,000
22	Greenfields Irrigation District	
23	(SRS-71 Headworks and SRS Re-Regulation)	\$125,000
24	Valier, Town of	
25	(Wastewater System Improvements, Phase 3)	\$125,000
26	Greenfields Irrigation District	
27	(Spring Coulee Headworks Replacement)	\$125,000
28	Helena Valley Irrigation District	

Amendment - 1st Reading - Requested by: Mike Hopkins

67th Legislature

Drafter: Julie Johnson, 406-444-4024

HB 6.1.2

1	(Lateral 11.9 Canal Conversion and Gate Rehabilitation)	\$125,000
2	Big Mountain County Sewer District	
3	(Wastewater Collection System Improvements)	\$125,000
4	Lower Musselshell County Conservation District	
5	(DMWUA Main Canal Diversion Gate Automation)	\$125,000
6	Bitterroot Conservation District	
7	(Bitterroot River Irrigation Management Study)	\$125,000
8	Wolf Point, City of	
9	(Wastewater Collection System Improvements)	\$125,000
10	Havre, City of	
11	(Clear Creek Court-Sanitary Sewer System Improvements)	\$125,000
12	Missoula, City of	
13	(Rattlesnake Creek Wilderness Dams Project)	\$125,000
14	Missoula County	
15	(Buena Vista Wastewater System Improvements, Phase 2)	\$125,000
16	Fort Belknap Indian Community	
17	(Milk River Diversion Gate Automation)	\$125,000
18	Shelby, City of	
19	(Water Infrastructure System Improvements)	\$125,000
20	Fort Peck Tribes	
21	(Frazer and Wiota Pump Automation and Monitoring)	\$125,000
22	Lower Willow Creek Irrigation District	
23	(Lower Willow Creek Reservoir Toe Drain Repair)	\$125,000
24	Hill County	
25	(Beaver Creek Dam Improvements)	\$125,000
26	East Helena, City of	
27	(Wastewater System Improvements)	\$125,000
28	Bitter Root Irrigation District	

Amendment - 1st Reading - Requested by: Mike Hopkins

67th Legislature

Drafter: Julie Johnson, 406-444-4024

HB 6.1.2

1	(Water Efficiency, Modernization and Planning Study)	\$125,000
2	Beaverhead Conservation District	
3	(Irrigation Efficiency and Water Measurement)	\$125,000
4	Stillwater Conservation District	
5	(Mendenhall Ditch Intake and Drop Structure Rehabilitation)	\$125,000
6	Montana Department of Natural Resources and Conservation – Water Resources Division	
7	(Deadman’s Supply Canal Rehabilitation, Phase 2)	\$125,000
8	Lower Yellowstone Irrigation Project	
9	(Later V Check Structure and Lateral W Headgate Rehabilitation)	\$125,000
10	Montana Department of Natural Resources and Conservation – Water Resources Division	
11	(Two Dot Canal Rehabilitation)	\$125,000
12	Circle, Town of	
13	(Water System Improvements, Phase 3)	\$125,000
14	Roundup, City of	
15	(Water Main Improvements, Phase 6)	\$125,000
16	Clinton Irrigation District	
17	(Schoolhouse Lateral Pipeline Conversion)	\$125,000
18	Tenmile Creek Estates/Pleasant Valley Water and Sewer District	
19	(Wastewater System Improvements)	\$125,000
20	Carbon County Conservation District	
21	(Mutual Ditch Siphon Replacement)	\$125,000
22	Ekalaka, Town of	
23	(Water System Improvements)	\$125,000
24	Glen Lake Irrigation District	
25	(Rolling Hills Canal Rehabilitation)	\$125,000
26	Buffalo Rapids Irrigation Project District 1	
27	(BRIPD1 Irrigation System Automation)	\$125,000
28	Flaxville, Town of	

Amendment - 1st Reading - Requested by: Mike Hopkins

67th Legislature

Drafter: Julie Johnson, 406-444-4024

HB 6.1.2

1	(Water System Improvements)	\$125,000
2	North Valley County Water and Sewer District	
3	(Water System Improvements, Phase 1)	\$125,000
4	Buffalo Rapids Irrigation Project District 2	
5	(BRIPD2 Lateral 1.6 Pipeline Conversion, Phase 2)	\$125,000
6	Petroleum County Conservation District	
7	(Petrolia Dam Outlet Works Headgate Replacement)	\$105,742
8	Harlowton, City of	
9	(Water System Improvements, Phase 5)	\$125,000
10	Alfalfa Valley Irrigation District	
11	(East Flynn Canal Rehabilitation, Phase 2)	\$125,000
12	Malta Irrigation District	
13	(Main Canal Lining – Wagner Ranch)	\$125,000
14	Glasgow Irrigation District	
15	(Spaniard Check Structure)	\$125,000
16	Lewistown, City of	
17	(Water System Improvements)	\$125,000
18	Glen Lake Irrigation District	
19	(Infrastructure Modernization Study)	\$125,000
20	Big Timber, City of	
21	(Water System Improvements)	\$125,000
22	Alberton, Town of	
23	(Water System Improvements)	\$125,000
24	Hysham Irrigation District	
25	(Intake Improvements)	\$125,000
26	Three Forks, City of	
27	(Water System Improvements)	\$125,000
28	Choteau, City of	

Amendment - 1st Reading - Requested by: Mike Hopkins

67th Legislature

Drafter: Julie Johnson, 406-444-4024

HB 6.1.2

1	(Water System Improvements)	\$125,000
2	Fairfield, Town of	
3	(Water System Improvements)	\$125,000
4	Huntley Project Irrigation District	
5	(Yellowstone River Bank Stabilization)	\$125,000
6	Sweet Grass County Conservation District	
7	(Post-Kellogg Ditch Headworks Improvement)	\$125,000
8	Lewistown, City of	
9	(Ditch Rehabilitation)	\$125,000
10	Joliet, Town of	
11	(Water System Improvements)	\$125,000
12	Richey, Town of	
13	(Water System Improvements, Phase 1)	\$125,000
14	Fort Benton, City of	
15	(Water System Improvements)	\$125,000
16	Big Sandy, Town of	
17	(Stormwater System Improvements)	\$125,000
18	Belgrade School District	
19	(Ridge View Elementary Solar Project)	\$115,046
20	Paradise Valley Irrigation District	
21	(Milk Riverbank Stabilization)	\$125,000

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

28 **NEW SECTION. Section 3. Condition of grants.** Disbursement of funds under [section 1] is subject

1 to the following conditions that must be met by the project sponsor:

2 (1) A scope of work and budget for the project must be approved by the department of natural
3 resources and conservation. Any changes in scope of work or budget subsequent to legislative approval may
4 not change project goals and objectives. Changes in activities that would reduce the public or natural resource
5 benefits as presented in department of natural resources and conservation reports and applicant testimony to
6 the 67th legislature may result in a proportional reduction in the grant amount.

7 (2) The project sponsor shall show satisfactory completion of conditions described in the
8 recommendation section of the project narrative of the program report to the legislature for the biennium ending
9 June 30, 2023, or, in the case of planning grants issued under [section 1(1)], completion of conditions specified
10 at the time of written notification of approved grant authority.

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

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

15
16 **NEW SECTION. Section 4. Appropriations established.** There is appropriated to any entity of state
17 government that receives a grant under [section 1] the amount of the grant upon award of the grant by the
18 department of natural resources and conservation. Grants to entities from prior bienniums are reauthorized for
19 completion of contract work.

20
21 **NEW SECTION. Section 5. Approval of grants -- completion of biennial appropriation.** The
22 legislature, pursuant to 85-1-605, approves the renewable resource programs grants listed in [section 1]. The
23 authorization of these grants constitutes a biennial appropriation from the natural resources projects state
24 special revenue account established in 15-38-302.

25
26 **NEW SECTION. Section 6. Notification to tribal governments.** The secretary of state shall send a
27 copy of [this act] to each federally recognized tribal government in Montana.

28

1 **COORDINATION SECTION. Section 7. Coordination instruction.** If both [this act] and an act that
2 provides additional funding for renewable resource grant and loan program grants from a source other than the
3 natural resources projects state special revenue account established in 15-38-302 are passed and approved,
4 the projects listed in [section 1(4) of this act] that do not receive funding from the appropriations in [section 1(2)
5 of this act] may receive funding from the appropriation in the other act designated for renewable resource grant
6 and loan program grants in the order of completion of the conditions of [section 3 of this act] and to the extent
7 that there is appropriation authority available.

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

12
13 **NEW SECTION. Section 9. Effective date.** [This act] is effective July 1, 2021.

14 - END -

DRAFT