

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~~ \$4,852,600 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>
4	<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>

1	6	KPRK Building	
2		Moleo Media Group, LLC	\$500,000 <u>\$250,000</u>
3	7	Historic Lavina School	
4		Lavina Public Schools	\$398,128 <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	\$328,000 <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	\$500,000 <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	\$305,607 <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	\$500,000 <u>\$250,000</u>
27	19	Hill County Courthouse	
28		Hill County	\$500,000 <u>\$350,000</u>

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

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	

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

1	61	Yellowstone Gateway Museum of Park County	
2		Yellowstone Gateway Museum Foundation	\$499,620 <u>\$200,000</u>
3	<del>63</del>	<del>Main Street Building</del>	
4		<del>Lonesome Prairie Properties, LLC</del>	<del>\$232,000</del>

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

1 pursued all reasonable avenues to find a qualified contractor.

2 (7) Grant recipients shall complete all of the conditions described in [section 3(1)] by September  
3 30, 2026, or any obligation to the grant recipient ceases.

4  
5 **NEW SECTION. Section 2. Approval of grants -- completion of biennial appropriation.** (1) The  
6 legislature, pursuant to 22-3-1305, authorizes grants for the projects specified in [section 1(2)].

7 (2) The authorization of these grants completes a biennial appropriation from the historic  
8 preservation grant program account established in 22-3-1307.

9 (3) Grants to entities from prior biennia are reauthorized for the completion of contract work.

10  
11 **NEW SECTION. Section 3. Condition of grants -- disbursement of funds.** (1) The disbursement of  
12 grant funds for the projects specified in [section 1(2)] is subject to the completion of the following conditions:

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

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

17 (c) The grant recipient must be in compliance with the auditing and reporting requirements  
18 provided for in 2-7-503 and establish a financial accounting system that the department can reasonably ensure  
19 conforms to generally accepted accounting principles. Tribal governments shall comply with the auditing and  
20 reporting requirements provided for in 2 CFR 200.

21 (d) The grant recipient shall satisfactorily comply with any conditions described in the application or  
22 project summaries section of the Montana historic preservation grant program 2025 biennium report to the 69th  
23 legislature.

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

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

28 (2) Recipients of Montana historic preservation grant program funds are subject to the

1 requirements of the department of commerce as described in the most recent edition of the Montana Historic  
2 Preservation Grant Program Project Administration Manual adopted by the department through the  
3 administrative rulemaking process.

4  
5 NEW SECTION. Section 4. Supplemental appropriations. In the event that the total cost of a  
6 project exceeds the amount of the grant and matching funds, the grant recipient is fully responsible for funding  
7 the cost overrun. A supplemental appropriation may not be granted to complete the project.

8  
9 NEW SECTION. Section 5. Other powers and duties of department of commerce. (1) The  
10 department of commerce shall disburse grant funds on a reimbursement basis as grant recipients incur eligible  
11 project expenses.

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

15

16 SECTION 6. SECTION 4(1), CHAPTER 710, LAWS OF 2023, IS AMENDED TO READ:

17 (1) The portion of section 4(1), Chapter 710, Laws of 2023, appropriating money from the historic  
18 preservation grant program account to the department of commerce for the indicated project is amended to  
19 read:

20 "15 ~~Rocky Mountain Building~~  
21 ~~Community Health Care Center, Inc. dba Alluvion Health~~ \$400,000"

22 (2) The portion of section 4(1), Chapter 710, Laws of 2023, appropriating money from the historic  
23 preservation grant program account to the department of commerce for the indicated project is amended to  
24 read:

25 "20 Montana Club  
26 ~~Original Montana Club Cooperative Association~~ Rathskeller, LLC \$90,040"

27

28 NEW SECTION. Section 7. Notification to tribal governments. The secretary of state shall send a

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

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

4 - END -