



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; APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION TO IMPLEMENT COMPACTS FOR THE BLACKFEET TRIBE AND THE FORT BELKNAP INDIAN COMMUNITY OF THE FORT BELKNAP RESERVATION; PRIORITIZING PROJECT GRANTS AND AMOUNTS; ESTABLISHING CONDITIONS FOR GRANTS; PROVIDING FOR A GENERAL FUND TRANSFER; PROVIDING A TRANSFER FROM THE ORPHAN SHARE ACCOUNT; AND PROVIDING AN EFFECTIVE DATE.

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

**Section 1. Appropriations for renewable resource grants.** (1) There is appropriated from the natural resources projects state special revenue account established in 15-38-302 to the department of natural resources and conservation up to:

- (a) \$350,000 to be used for emergency projects as follows:
  - (i) \$100,000 for emergency projects to be awarded by the department over the course of the biennium;and
  - (ii) \$250,000 for the Ten Mile/Pleasant Valley Sewer District;
- (b) \$1,062,000 to be used for planning grants to be awarded by the department over the course of the biennium;
- (c) \$300,000 to be used for irrigation development grants to be awarded by the department over the course of the biennium;
- (d) \$100,000 to be used for water project private grants to be awarded by the department over the course of the biennium;
- (e) \$200,000 to be used for development of the state water plan;
- (f) \$200,000 to be used for grants to build organizational capacity;

(g) \$1,273,686 to be used for five grants to Jefferson County for the following Big Pipestone/Jefferson River Slough Watershed Restoration projects:

- (i) Landowner #24 Ranch Channel Restoration, \$760,500;
- (ii) Riparian Management Plan Development, \$15,500;
- (iii) Beaver Management Planning, \$21,240;
- (iv) Landowner #7 Channel Restoration, \$299,596; and
- (v) Jefferson Slough Hydrology and Sedimentology Stations, \$176,850;

(h) \$3 million to be deposited in the Peoples Creek minimum flow account provided for in 85-20-1007 for implementation of the Fort Belknap Indian Community-Montana water rights compact; and

(i) \$14 million to be deposited in the Blackfeet Tribe water rights compact infrastructure account provided for in 85-20-1505 for water-related infrastructure projects within the exterior boundaries of the Blackfeet Indian reservation as provided for in 85-20-1505.

(2) There is appropriated from the natural resources projects state special revenue account established in 15-38-302 to the department of natural resources and conservation \$8,967,632 for grants to political subdivisions and local governments during the biennium ending June 30, 2015. The funds referred to in this subsection must be awarded by the department to the named entities for the described purposes and in the grant amounts listed in subsection (4), subject to the conditions set forth in [sections 1 through 4] and the contingencies described in the renewable resource grant and loan program January 2013 report to the 63rd legislature. The legislature, pursuant to 85-1-605, approves the grants listed in subsection (4).

(3) Funds must be awarded up to the amounts approved in subsection (4) in the following order of priority. Funds not accepted or used by these projects may be provided for any renewable resource programs projects authorized under this section or for reclamation and development program projects authorized by the 63rd legislature in House Bill No. 7. If at any time a grant sponsor determines that a project will not begin before June 30, 2015, the sponsor shall notify the department of natural resources and conservation.

(4) The following are the prioritized grant projects:

**RENEWABLE RESOURCE GRANT AND LOAN PROGRAM**

Applicant/Project	Amount
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Deer Lodge Valley Conservation District

(Racetrack Water Users Association:

	HB0006
Water Efficiency and Energy Conservation Project - Phase 1)	\$100,000
South Wind Water and Sewer District	
(South Wind Water and Sewer District Improvements)	\$100,000
Craig County Water and Sewer District	
(Craig Wastewater System Improvements)	\$100,000
Forsyth, City of	
(Forsyth Wastewater System Improvements)	\$100,000
Clinton Irrigation District	
(Clark Fork Diversion Rehabilitation Project)	\$100,000
Beaverhead County Conservation District	
(Swamp Creek Siphon Project)	\$100,000
Miles City, City of	
(Miles City Wastewater System Improvements, Phase 2)	\$100,000
Alberton, Town of	
(Alberton Wastewater Project)	\$100,000
Richland County	
(Richland County-Savage Wastewater System Improvements)	\$100,000
Dawson County	
(Dawson County-West Glendive Wastewater System Improvements)	\$100,000
Fort Benton, City of	
(Fort Benton Wastewater System Improvements)	\$100,000
Belt, Town of	
(Belt Wastewater System Improvements)	\$100,000
Vaughn Cascade County Water and Sewer District	
(Vaughn Wastewater System Improvements)	\$100,000
Malta Irrigation District	
(Dodson South Canal Head Gate Replacement Project)	\$100,000
Park County	
(Park County Fairgrounds Wastewater System Improvements)	\$100,000

Bitter Root Irrigation District	
(BRID Siphon 1 - Phase 4 Improvements Project)	\$100,000
Cut Bank, City of	
(Cut Bank Wastewater System Improvements)	\$100,000
Ward Irrigation District	
(Ward Irrigation District Lost Horse Creek/Ward Canal Improvements)	\$100,000
Glendive, City of	
(Glendive Wastewater System Improvements)	\$100,000
Harlowton, City of	
(Harlowton Wastewater System Improvements)	\$100,000
Lockwood Irrigation District	
(Lockwood ID Intake Canal Headgate Replacement Project)	\$100,000
Sweet Grass County Conservation District	
(Pioneer Ditch Company Irrigation Diversion Rehabilitation Project)	\$100,000
Glen Lake Irrigation District	
(Glen Lake Irrigation District Rolling Hills Section of the Main Canal Rehabilitation Project)	\$100,000
Hill County	
(Beaver Creek Dam Outlet Works Rehabilitation)	\$98,321
Winnett, Town of	
(Winnett Wastewater)	\$100,000
DNRC Water Resources Division	
(East Fork Rock Creek Main Canal Lining Project)	\$99,939
Boulder, City of	
(Boulder Wastewater System Improvements)	\$100,000
White Sulphur Springs, City of	
(White Sulphur Springs Wastewater Improvements Project - Phase 1)	\$100,000
Helena Valley Irrigation District	
(Helena Valley ID Pump Automation Project)	\$100,000
Buffalo Rapids Irrigation Project District 1	

	HB0006
(Buffalo Rapids 1 Lateral 20.6 Conversion Project)	\$100,000
Whitefish, City of	
(City of Whitefish Nutrient Reduction Plan)	\$100,000
Fort Peck Tribes	
(Fort Peck Tribes Phase 2 Lateral L-2M Rehabilitation Project)	\$100,000
Flathead County	
(Bigfork Stormwater Project - Phase IV)	\$100,000
Three Forks, City of	
(Three Forks Wastewater System Improvements)	\$100,000
Libby, City of	
(Libby Flower Creek Dam Water System Improvements)	\$100,000
Frenchtown Irrigation District	
(Frenchtown Irrigation District: Main Canal Lining Project)	\$99,978
DNRC Water Resources Division	
(Replacement Headgates for the Deadman's Basin Supply Canal Project)	\$100,000
DNRC Water Resources Division	
(Cooney Dam Outlet Canal Weir Replacement and Automated Instrumentation Project)	\$100,000
Deer Lodge Valley Conservation District	
(Kohrs and Manning Ditch Company Infrastructure Improvements)	\$100,000
DNRC Flathead Basin Commission	
(Aquatic Invasive Species Prevention Project, Aquatic Invasive Species Prevention Project)	\$100,000
Dutton, Town of	
(Dutton Water System Improvements)	\$100,000
Fairfield, Town of	
(Fairfield Wastewater System Improvements)	\$100,000
Buffalo Rapids Irrigation Project District 2	
(Buffalo Rapids 2 Terry Pump Station Discharge Line)	\$100,000
Choteau, City of	
(Choteau Wastewater System Improvements, Phase 2)	\$100,000

Daly Ditches Irrigation District	
(Daly Ditches Irrigation District Preservation and Conservation of Resources)	\$100,000
Toston Irrigation District	
(Toston ID Toston Canal Rehabilitation Project)	\$100,000
Gallatin County Conservation District	
(Darlington Creek Enhancement Project at Cobblestone Fishing Access)	\$100,000
Missoula County Conservation District	
(Missoula Conservation District Orchard Homes Ditch Company Intake Improvements Project)	\$100,000
Missoula Irrigation District	
(Missoula Irrigation District Water Conservation Project)	\$100,000
Valier, Town of	
(Valier Wastewater System Improvements)	\$100,000
Fort Belknap Indian Community	
(Fort Belknap Main Canal A Underdrain Rehabilitation Project)	\$100,000
Bozeman, City of	
(Bozeman Creek at Bogert Park Enhancement Project)	\$100,000
Hamilton, City of	
(Hamilton Wastewater System Improvements, Phase 2)	\$100,000
Lodge Grass, Town of	
(Lodge Grass Wastewater System Improvements)	\$100,000
Pondera County Conservation District	
(Pondera County Canal and Reservoir Company KB2 Canal Rehabilitation Project)	\$100,000
Manhattan, Town of	
(Manhattan Water System Improvements)	\$100,000
Greenfields Irrigation District	
(Muddy Creek Wastewater and Erosion Reduction)	\$100,000
University of Montana	
(An Algae Bioremediation System for Acidic Industrial Wastewaters)	\$99,882

Black Eagle-Cascade County Water & Sewer District (Black Eagle Wastewater System Improvements)	\$99,407
Stevensville, City of (Stevensville Wastewater System Improvements, Phase 2)	\$100,000
Havre, City of (City of Havre Wastewater System Improvements)	\$100,000
Elk Meadows County Water District (Elk Meadows Ranchettes County Water District Water System Improvements)	\$100,000
Cascade, Town of (Cascade Water System Improvements)	\$100,000
Moore, Town of (Moore Wastewater System Improvements)	\$100,000
Sweet Grass County Conservation District (Big Timber Creek Channel Stabilization Project - Phase II)	\$100,000
Roundup, City of (Roundup Water System Improvements)	\$100,000
Garfield County Conservation District (CMR Range Monitoring Pilot Project)	\$99,994
Jefferson Valley Conservation District (Jefferson Canal Headgate Improvements)	\$100,000
Philipsburg, Town of (Philipsburg Water System Improvements)	\$100,000
Carbon County Conservation District (Phase 2, Ground Water Surface Water Interaction, Phase 2, Ground Water and Surface Water Interaction in the Rock Creek Watershed)	\$100,000
Sunny Hills Suburban County Water District (Sunny Hills WSD Water System Improvements)	\$100,000
Drummond, Town of (Drummond Wastewater System Improvements)	\$100,000

Big Horn County Conservation District (Evaluating the Influence of Irrigation on Ground Water Quality and Quantity in Northern Big Horn County)	\$100,000
Joliet, Town of (Joliet Wastewater System Improvements)	\$100,000
Malta, City of (Malta Water System Improvements)	\$100,000
Gallatin County (Grayling Creek Stream and Riparian Restoration and Parade Rest Guest Ranch Irrigation Project)	\$75,000
Lower Musselshell County Conservation District (East Brewer Irrigation Check Structure Rehabilitation and Southside Canal Lining)	\$100,000
Madison County (Moore's Creek Culvert Replacement)	\$100,000
DNRC Water Resources Division (2012 Infill Drilling and Piezometer Installation Project: East Fork, Fred Burr, Martinsdale, Middle Creek, and Tongue River Dams)	\$95,580
Hamilton, City of (Hamilton Water System Improvements, Well 5)	\$100,000
Plevna, Town of (Plevna Water System Improvements)	\$100,000
Stillwater Conservation District (Assessing the Ground Water Resources of the Bedrock Aquifers in Stillwater County)	\$100,000
Sweet Grass County (Greycliff Reach Yellowstone River Stabilization Project)	\$100,000
EmKayan County Water and Sewer District (EmKayan WSD Water System Improvements, Phase 2)	\$100,000
Chinook, City of	

	HB0006
(Chinook Water System Improvements)	\$100,000
Eureka, Town of	
(Eureka Water Treatment Improvement Project)	\$100,000
Broadwater County Conservation District	
(Big Springs Ditch Water Conservation and Spawning Bed Project)	\$100,000
Pinesdale, Town of	
(Pinesdale Water System Improvements)	\$100,000
Jefferson County	
(Big Pipestone Creek Remediation)	\$99,531
Fort Shaw Irrigation District	
(Fort Shaw ID A-System Modification)	\$100,000

(5) To the entities listed in this section, this appropriation constitutes a valid obligation of these funds for purposes of encumbering the funds during the biennium ending June 30, 2015, pursuant to 17-7-302.

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

**Section 3. Condition of grants.** Disbursement of funds under [sections 1 through 4] for grants is subject to the following conditions that must be met by project sponsors:

(1) approval of a scope of work and budget for the project by the department of natural resources and conservation. Changes in the project scope of work or budget that reduce the public or natural resource benefits as presented in department reports and applicant testimony to the 63rd legislature may result in a proportional reduction in the grant amount.

(2) satisfactory completion of conditions described in the recommendation section of the project narrative of the renewable resource grant and loan program report to the legislature for the biennium ending June 30, 2015, or, in the case of grants issued under [section 1(1)], completion of conditions specified at the time of written notification of approved grant authority;

- (3) execution of a grant agreement with the department; and
- (4) accomplishment of other specific requirements considered necessary by the department to meet the purpose of the grant as evidenced from the application to the department or from the proposal to the legislature.

**Section 4. Appropriations established.** For any entity of state government that receives a grant under [sections 1 through 3], an appropriation is established for the amount of the grant listed in [section 1(4)]. Grants to entities from prior bienniums are reauthorized for completion of contract work.

**Section 5. Transfer of funds.** By July 15, 2013, the state treasurer shall transfer to the natural resources projects state special revenue account established in 15-38-302:

- (1) \$20,473,686 from the general fund; and
- (2) \$250,000 from the orphan share state special revenue account established in 75-10-743.

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

**Section 7. Coordination instruction.** If House Bill No. 14 is passed and approved and provides for funding for the projects outlined in [section 1(1)(h) or (1)(i) of this act], the appropriations made in [section 1(1)(h) or (1)(i) of this act] must be reduced by the amounts appropriated in House Bill No. 14 and the difference must revert to the general fund.

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

**Section 9. Effective date.** [This act] is effective July 1, 2013.

- END -

I hereby certify that the within bill,  
HB 0006, originated in the House.

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Chief Clerk of the House

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Speaker of the House

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2013.

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President of the Senate

Signed this \_\_\_\_\_ day  
of \_\_\_\_\_, 2013.

HOUSE BILL NO. 6

INTRODUCED BY R. COOK

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

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; APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION TO IMPLEMENT COMPACTS FOR THE BLACKFEET TRIBE AND THE FORT BELKNAP INDIAN COMMUNITY OF THE FORT BELKNAP RESERVATION; PRIORITIZING PROJECT GRANTS AND AMOUNTS; ESTABLISHING CONDITIONS FOR GRANTS; PROVIDING FOR A GENERAL FUND TRANSFER; PROVIDING A TRANSFER FROM THE ORPHAN SHARE ACCOUNT; AND PROVIDING AN EFFECTIVE DATE.