

HOUSE BILL NO. 7

INTRODUCED BY M. CUFFE

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A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING THE RECLAMATION AND DEVELOPMENT GRANTS PROGRAM; APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION FOR GRANTS UNDER THE RECLAMATION AND DEVELOPMENT GRANTS 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 reclamation and development grants. (1) 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) \$800,000 for planning reclamation and development projects to be awarded by the department over the course of the biennium;
- (b) \$500,000 to implement measures to control invasive aquatic species in state waters; and
- (c) \$214,000 for the Montana salinity control association.

(2) The amount of \$4,370,620 is appropriated to the department of natural resources and conservation from the natural resources projects state special revenue account for grants to political subdivisions and local governments during the biennium ending June 30, 2017. The funds in this subsection must be awarded by the department to the named entities for the described purposes and in the grant amounts set out in subsection (4) subject to the conditions set forth in [sections 2 and 3] and the contingencies described in the reclamation and development grant program January 2015 report to the 64th legislature.

(3) Funds must be awarded up to the amounts approved in this section in the order of priority listed in subsection (4) until available funds are expended. Funds not accepted or used by higher-ranked projects must be provided for projects farther down the priority list that would not otherwise receive funding.

(4) The following are the prioritized grant projects:

Applicant/Project	Amount
Montana Board of Oil & Gas Conservation	



1	(2015 Southern District)	\$300,000
2	Montana Board of Oil & Gas Conservation	
3	(2015 Northeast District)	\$300,000
4	Montana Department of Environmental Quality	
5	(Belt Water Treatment Project)	\$500,000
6	Montana Department of Environmental Quality	
7	(Black Pine Mine - South Fork Lower Willow Creek	
8	Fluvially Deposited Mill Tailings)	\$500,000
9	Missoula County	
10	(Martina Creek & Ninemile Creek Reclamation)	\$484,000
11	Deer Lodge Conservation District	
12	(French Gulch Placer Mining Restoration)	\$500,000
13	Montana Department of Environmental Quality	
14	(Landusky Bioreactor Rehabilitation)	\$500,000
15	Montana Department of Environmental Quality	
16	(Basin Creek Mine - Site Stability Project)	\$500,000
17	Montana Department of Environmental Quality	
18	(Sand Coulee Acid Mine Drainage Source Control)	\$332,443
19	Deer Lodge Conservation District	
20	(Moose-French Creek Placer Mining Restoration)	\$85,000
21	Montana Department of Environmental Quality	
22	(Mitigation of Threat to Harlowton	
23	Public Drinking Water)	\$82,440
24	Madison County	
25	(North Willow Creek Reclamation)	\$499,828
26	Cascade County	
27	(Identifying the Fate of Acid Mine Drainage and	
28	Potential Impacts to Madison Aquifer)	\$327,322
29	Montana Bureau of Mines & Geology	
30	(Enhance Monitoring Fox Hills - Hell Creek Aquifer)	\$499,109

1	Montana Bureau of Mines & Geology	
2	(Enhance Montana's Manufacturing Growth Through	
3	Production of Commodities from Remediation)	\$498,171
4	Roosevelt County	
5	(Kenco Refinery Highest Priority Cleanup)	\$150,000
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7 **NEW SECTION. Section 2. Coordination of fund sources for grants to political subdivisions and**
8 **local governments.** A project sponsor listed under [section 1] may not receive funds from both the reclamation
9 and development grants program and the renewable resource grant and loan program for the same project during
10 the same biennium.

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

14 (1) A scope of work and budget for the project must be approved by the department of natural resources
15 and conservation. Any changes in scope of work or budget subsequent to legislative approval may not change
16 project goals and objectives. Changes in activities that would reduce the public or natural resource benefits as
17 presented in department of natural resources and conservation reports and applicant testimony to the 64th
18 legislature may result in a proportional reduction in the grant amount.

19 (2) The project sponsor shall show satisfactory completion of conditions described in the
20 recommendation section of the project narrative of the program report to the legislature for the biennium ending
21 June 30, 2017, or, in the case of planning grants issued under [section 1], completion of conditions specified at
22 the time of written notification of approved grant authority.

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

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

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28 **NEW SECTION. Section 4. Other appropriations.** There is appropriated to any entity of state
29 government that receives a grant under [section 1] the amount of the grant upon award of the grant by the
30 department of natural resources and conservation. Grants to entities from prior biennia are reauthorized for

1 completion of contract work.

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3 **NEW SECTION. Section 5. Approval of grants -- completion of biennial appropriation.** The
4 legislature, pursuant to 90-2-1111, approves the reclamation and development grants listed in [section 1]. The
5 authorization of these grants completes a biennial appropriation from the natural resources projects state special
6 revenue account established in 15-38-302.

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

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12 **NEW SECTION. Section 7. Severability.** If a part of [this act] is invalid, all valid parts that are severable
13 from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part
14 remains in effect in all valid applications that are severable from the invalid applications.

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16 **NEW SECTION. Section 8. Effective date.** [This act] is effective July 1, 2015.

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