

EMERGENCY RESPONSE FUNDING

2023 FIRST SPECIAL SESSION

STATE OF UTAH

Chief Sponsor: Val L. Peterson

Senate Sponsor: Jerry W. Stevenson

LONG TITLE

General Description:

This bill supplements or reduces appropriations otherwise provided for the support and operation of state government for the fiscal year beginning July 1, 2022 and ending June 30, 2023 and for the fiscal year beginning July 1, 2023 and ending June 30, 2024.

Highlighted Provisions:

This bill:

- ▶ provides funding for flood related expenses;
- ▶ provides funding for other purposes, as indicated; and
- ▶ provides intent language.

Money Appropriated in this Bill:

This bill appropriates \$5,000,000 in operating and capital budgets for fiscal year 2023, all of which is from the General Fund.

This bill appropriates (\$5,000,000) in expendable funds and accounts for fiscal year 2023, all of which is from the General Fund.

This bill appropriates \$8,000,000 in operating and capital budgets for fiscal year 2024, including:

- ▶ \$5,000,000 from the General Fund; and
- ▶ \$3,000,000 from various sources as detailed in this bill.

This bill appropriates (\$5,000,000) in expendable funds and accounts for fiscal year 2024, all of which is from the General Fund.

Other Special Clauses:

Section 1 of this bill takes effect immediately. Section 2 of this bill takes effect on July 1, 2023.

Utah Code Sections Affected:



32 ENACTS UNCODIFIED MATERIAL

33

34 *Be it enacted by the Legislature of the state of Utah:*

35 Section 1. **FY 2023 Appropriations.** The following sums of money are appropriated for the
36 fiscal year beginning July 1, 2022 and ending June 30, 2023. These are additions to amounts
37 otherwise appropriated for fiscal year 2023.

38 Subsection 1(a). **Operating and Capital Budgets.** Under the terms and conditions of
39 Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of
40 money from the funds or accounts indicated for the use and support of the government of the state of
41 Utah.

42 EXECUTIVE OFFICES AND CRIMINAL JUSTICE

43 DEPARTMENT OF PUBLIC SAFETY

44 ITEM 1 To Department of Public Safety - Division of Homeland Security -
45 Emergency and Disaster Management

46 From General Fund, One-Time 5,000,000

47 Schedule of Programs:

48 Emergency and Disaster Management 5,000,000

49 The Legislature intends that:

50 1. the funds provided by this item only be used for
51 reimbursement of infrastructure improvement costs associated
52 with spring/summer 2023 flooding;

53 2. the funds provided by this item not be used for response,
54 protective action, or maintenance costs;

55 3. the funds provided by this item not be used to reimburse
56 private parties or governments for financial losses;

57 4. the Department of Public Safety report to the Legislative
58 Fiscal Analyst proposed uses of the funds provided by this item
59 before expending or committing to expend the funds;

60 5. under Section 63J-1-603 of the Utah Code, the
61 appropriation provided by this item not lapse at the close of
62 fiscal year 2023; and

63 6. any nonlapsing funds be restricted to the uses identified
64 in paragraphs 1 through 3 above.

65 INFRASTRUCTURE AND GENERAL GOVERNMENT

66 TRANSPORTATION

67 ITEM 2 To Transportation - Highway System Construction

68 From Transportation Fund, One-Time (20,000,000)

69 Schedule of Programs:

70	Rehabilitation/Preservation	(20,000,000)
71	ITEM 3 To Transportation - Operations/Maintenance Management	
72	From Transportation Fund, One-Time	20,000,000
73	Schedule of Programs:	
74	Maintenance Administration	20,000,000
75	Under Section 63J-1-603 of the Utah Code, the Legislature	
76	intends that up to \$20,000,000 provided by this item not lapse	
77	at the close of fiscal year 2023 and may be used for costs	
78	associated with snow removal, avalanche control, slide	
79	mitigation, and other flood emergency impacts.	
80	Subsection 1(b). Expendable Funds and Accounts. The Legislature has reviewed the	
81	following expendable funds. The Legislature authorizes the State Division of Finance to transfer	
82	amounts between funds and accounts as indicated. Outlays and expenditures from the funds or	
83	accounts to which the money is transferred may be made without further legislative action, in	
84	accordance with statutory provisions relating to the funds or accounts.	
85	NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY	
86	DEPARTMENT OF NATURAL RESOURCES	
87	ITEM 4 To Department of Natural Resources - Wildland Fire Suppression	
88	Fund	
89	From General Fund, One-Time	(5,000,000)
90	Schedule of Programs:	
91	Wildland Fire Suppression Fund	(5,000,000)
92	Section 2. FY 2024 Appropriations. The following sums of money are appropriated for the	
93	fiscal year beginning July 1, 2023 and ending June 30, 2024. These are additions to amounts	
94	otherwise appropriated for fiscal year 2024.	
95	Subsection 2(a). Operating and Capital Budgets. Under the terms and conditions of	
96	Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of	
97	money from the funds or accounts indicated for the use and support of the government of the state of	
98	Utah.	
99	EXECUTIVE OFFICES AND CRIMINAL JUSTICE	
100	DEPARTMENT OF PUBLIC SAFETY	
101	ITEM 5 To Department of Public Safety - Division of Homeland Security -	
102	Emergency and Disaster Management	
103	From General Fund Restricted - State Disaster Recovery Restr Acct, One-Time	
104		3,000,000
105	Schedule of Programs:	
106	Emergency and Disaster Management	3,000,000
107	In accordance with Section 53-6a-606 of the Utah Code,	

108 the Legislature intends that the Department of Public Safety
109 report to the Executive Appropriations Committee before
110 expending or committing to expend the funds provided by this
111 item.

112 INFRASTRUCTURE AND GENERAL GOVERNMENT

113 DEPARTMENT OF GOVERNMENT OPERATIONS

114 ITEM 6 To Department of Government Operations - Finance - Mandated
115 From General Fund, One-Time 5,000,000

116 Schedule of Programs:

117 Emergency Response 5,000,000

118 The Legislature intends that:

- 119 1. the funds provided by this item be used to address
- 120 infrastructure improvement costs associated with the
- 121 spring/summer 2023 flood emergency, if necessary; and
- 122 2. if the Governor's Office of Planning and Budget (GOPB)
- 123 and Department of Public Safety (DPS) identify a need for this
- 124 appropriation, before expending or committing to expend the
- 125 funds provided by this item, and prior to November 30, 2023,
- 126 GOPB and DPS submit to the Executive Appropriations
- 127 Committee a report that includes proposed uses as well as
- 128 recommendations for reallocating funds provided by this item
- 129 to impacted budget line items as a fiscal year 2024
- 130 supplemental appropriation.

131 Subsection 2(b). **Expendable Funds and Accounts.** The Legislature has reviewed the
132 following expendable funds. The Legislature authorizes the State Division of Finance to transfer
133 amounts between funds and accounts as indicated. Outlays and expenditures from the funds or
134 accounts to which the money is transferred may be made without further legislative action, in
135 accordance with statutory provisions relating to the funds or accounts.

136 NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY

137 DEPARTMENT OF NATURAL RESOURCES

138 ITEM 7 To Department of Natural Resources - Wildland Fire Suppression
139 Fund
140 From General Fund, One-Time (5,000,000)

141 Schedule of Programs:

142 Wildland Fire Suppression Fund (5,000,000)

143 Section 3. **Effective Date.**

144 If approved by two-thirds of all the members elected to each house, Section 1 of this bill
145 takes effect upon approval by the Governor, or the day following the constitutional time limit of

146 Utah Constitution Article VII, Section 8 without the Governor's signature, or in the case of a veto,
147 the date of override. Section 2 of this bill takes effect on July 1, 2023.