

Senator Jacob L. Anderegg proposes the following substitute bill:

HOMELESS SHELTER AND SERVICES SHARING

AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jacob L. Anderegg

House Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions of Title 35A, Chapter 8, Housing and Community Development Division.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ describes duties of the director of the Housing and Community Development Division, including the oversight of a Homeless Management Information System; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

35A-8-101, as renumbered and amended by Laws of Utah 2012, Chapter 212



26 ENACTS:

27 **35A-8-203**, Utah Code Annotated 1953



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

30 Section 1. Section **35A-8-101** is amended to read:

31 **35A-8-101. Definitions.**

32 As used in this chapter:

33 (1) "Accessible housing" means housing which has been constructed or modified to be
34 accessible, as described in the State Construction Code or an approved code under Title 15A,
35 State Construction and Fire Codes Act.

36 (2) "Director" means the director of the division.

37 (3) "Division" means the Housing and Community Development Division.

38 (4) "Homeless Management Information System" or "HMIS" means an information
39 technology system that:

40 (a) is used to collect client-level data and data on the provision of housing and services
41 to homeless individuals and families and individuals at risk of homelessness in the state; and

42 (b) meets the requirements of the United States Department of Housing and Urban
43 Development.

44 Section 2. Section **35A-8-203** is enacted to read:

45 **35A-8-203. Duties of director.**

46 (1) The director shall:

47 (a) coordinate, with the concurrence of the Homeless Coordinating Committee, the
48 provision of homeless services in the state; and

49 (b) oversee a Homeless Management Information System for the state that:

50 (i) shares client-level data between state agencies, local governments, and private
51 organizations that provide services to homeless individuals and families and individuals at risk
52 of homelessness in the state;

53 (ii) is effective as a case management system;

54 (iii) except for individuals receiving services who are victims of domestic violence,
55 includes an effective authorization protocol for encouraging individuals who are provided with
56 any homeless services in the state to provide accurate information to providers for inclusion in

57 the HMIS as a condition of receiving homeless services; and

58 (iv) meets the requirements of the United States Department of Housing and Urban
59 Development and other federal requirements.

60 (2) In overseeing the provision of homeless services in the state, the director:

61 (a) shall encourage the coordination of the provision of services to homeless
62 individuals among state agencies, local governments, and private organizations;

63 (b) except for a program or provider providing services to victims of domestic
64 violence, may not approve funding to a program or provider that does not enter into a written
65 agreement with the division to collect and share HMIS data regarding the provision of services
66 to homeless individuals; and

67 (c) may deny funding to a program or provider that fails to demonstrate the effective
68 collection and sharing of HMIS data regarding the provision of services to homeless
69 individuals.