

APPROPRIATION FOR DOMESTIC VIOLENCE SHELTERS

1999 GENERAL SESSION

STATE OF UTAH

Sponsor: R. Mont Evans

Leonard M. Blackham

Mike Dmitrich

Lyle W. Hillyard

AN ACT RELATING TO DOMESTIC VIOLENCE; AUTHORIZING THE DIVISION OF COMMUNITY DEVELOPMENT WITHIN THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO ASSIST IN THE DEVELOPMENT, CONSTRUCTION, AND IMPROVEMENT OF SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE; AND PROVIDING RULEMAKING AUTHORITY.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

9-4-202, as renumbered and amended by Chapter 241, Laws of Utah 1992

ENACTS:

9-4-1301, Utah Code Annotated 1953

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

Section 1. Section **9-4-202** is amended to read:

9-4-202. Powers and duties of division.

(1) The division shall:

(a) assist local governments and citizens in the planning, development, and maintenance of necessary public infrastructure and services;

(b) cooperate with, and provide technical assistance to, counties, cities, towns, regional planning commissions, area-wide clearinghouses, zoning commissions, parks or recreation boards, community development groups, community action agencies, and other agencies created for the purpose of aiding and encouraging an orderly, productive, and coordinated development of the state and its political subdivisions;

(c) assist the governor in coordinating the activities of state agencies which have an impact on the solution of community development problems and the implementation of community plans;

(d) provide assistance to communities in preparing applications to the Four Corners

Regional Commission;

(e) serve as a clearinghouse for information, data, and other materials which may be helpful to local governments in discharging their responsibilities and provide information on available federal and state financial and technical assistance;

(f) carry out continuing studies and analyses of the problems faced by communities within the state and develop such recommendations for administrative or legislative action as appear necessary;

(g) assist in funding adequate housing;

(h) support economic development activities through grants, loans, and direct programs financial assistance;

(i) certify project funding at the local level in conformance with federal, state, and other requirements; and

(j) utilize the capabilities and facilities of public and private universities and colleges within the state in carrying out its functions.

(2) The division may:

(a) accept for and on behalf of, and bind the state to, any federal program in which the state is invited, permitted, or authorized to participate in the distribution, disbursement, or administration of any fund or service advanced, offered, or contributed in whole or in part, by the federal government for purposes consistent with the powers and duties of the department; [and]

(b) if any federal program requires the expenditure of state funds as a condition to participation by the state in any fund, property, or service, with the governor's approval, expend whatever funds are necessary out of the money provided by the Legislature for the use of the department[-]; and

(c) in accordance with Part 13, Domestic Violence Shelters, assist in developing, constructing, and improving shelters for victims of domestic violence, as described in Section 77-36-1, through loans and grants to nonprofit and governmental entities.

Section 2. Section **9-4-1301** is enacted to read:

Part 13. Domestic Violence Shelters

9-4-1301. Assistance to domestic violence shelters -- Rulemaking authority.

(1) The division may assist in the development, construction, and improvement of shelters for victims of domestic violence, as described in Section 77-36-1, through loans and grants to nonprofit and governmental entities.

(2) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the division shall make rules establishing:

(a) procedures for applying for loans and grants;

(b) criteria for awarding loans and grants; and

(c) requirements for the repayment of loans.

(3) The division may appoint an advisory panel to:

(a) assist the division in developing rules under Subsection (2); and

(b) recommend how available funds should be disbursed.

(4) The division shall make loans and grants with monies specifically appropriated for that purpose.