



Memorandum

To: Executive Appropriations Committee

From: Steven Allred and Gary Syphus

Date: May 16, 2023

Re: **Consideration of Expenditures from the State Disaster Recovery Restricted Account**

UCA 53-2a-603 creates the State Disaster Recovery Restricted Account, a restricted account in the General Fund. According to subsection 2, money in the account may only be expended by the Division of Emergency Management in any fiscal year as follows:

1. The division may expend up to \$500,000 at its discretion in response to a declared disaster.
2. The division may expend more than \$500,000 but less than \$3,000,000 in response to a declared disaster if it first obtains the governor's approval and provides written notice to certain legislative and executive officials within 72 hours of the making the commitment.
3. The division may expend more than \$3,000,000 but not more than \$5,000,000 in response to a declared disaster if it first obtains the governor's approval and submits the commitment to the Executive Appropriations Committee in accordance with UCA 53-2a-606(3).

UCA 53-21-606(3) requires the Executive Appropriations Committee, when receiving a submission under item 3 above, to either:

1. Recommend that the division make the expenditure or commitment;
2. Recommend that the division not make the expenditure or commitment; or
3. Recommend that the governor call a special session of the Legislature to review and approve or reject the expenditure or commitment.

Representatives from the division plan to attend your May 16 meeting to submit a proposal for a commitment of up to \$5,000,000.