

**APPROPRIATION FOR A SITE FOR
URBAN INDIAN PROGRAMS**

1998 GENERAL SESSION

STATE OF UTAH

Sponsor: Pete Suazo

1 AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING ~~h~~ ~~[\$500,000]~~ **\$300,000** ~~h~~ FROM
6a THE
7 GENERAL FUND FOR FISCAL YEAR 1998-99 TO THE DIVISION OF INDIAN AFFAIRS
8 FOR A SPECIFIED NONPROFIT ORGANIZATION TO CONTRIBUTE TO THE
9 ACQUISITION OF LAND FOR A CENTRAL SITE FOR URBAN INDIAN PROGRAMS;
10 AND PROVIDING AN EFFECTIVE DATE.

11 This act enacts uncodified material.

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

13 **Section 1. Appropriation.**

14 (1) There is appropriated ~~h~~ ~~[\$500,000]~~ **\$300,000** ~~h~~ from the General Fund for fiscal year
14a 1998-99 to the
15 Division of Indian Affairs for the benefit of the nonprofit entity meeting the requirements of
16 Subsection (2)(a).

17 (2) The funds appropriated under Subsection (1) shall be:

18 (a) distributed to a nonprofit entity that:

19 (i) is incorporated under Title 16, Chapter 6, Utah Nonprofit Corporation and Co-operative
20 Association Act;

21 (ii) is exempt from federal income taxation under Section 501(c)(3), Internal Revenue
22 Code;

23 (iii) has as its primary purpose the ownership and management of a central site to be used
24 by autonomous urban Indian programs;

25 (iv) has received commitments for at least \$100,000 in cash or in-kind contributions from
26 public or private sources other than the state to pay for the costs of land acquisition and
27 construction of a central site described in Subsection (2)(b); and

1 (v) is created or operated with the cooperation of nonprofit organizations and programs
2 serving the urban Indian population; § [and] §

3 (b) used to benefit Utah Native Americans in furtherance of the state's interest in having
4 Native Americans have access to programs critical to addressing the social welfare, educational,
5 economic, and cultural needs of the Native American citizens of this state through the acquisition
6 of land by the nonprofit entity meeting the requirements of Subsection (2)(a) for the construction
7 of a central site for urban Indian programs § ; AND

7a (c) USED PRIMARILY TO PAY THE COSTS DIRECTLY ASSOCIATED WITH THE ACQUISITION,
7b DEVELOPMENT, CONSTRUCTION, OR DESIGN OF THE CENTRAL SITE DESCRIBED IN SUBSECTION
7c (2)(b) § .

8 (3) No more than 10% of the monies appropriated by Subsection (1) may be used by the
9 nonprofit organization described in Subsection (2)(a) for administrative expenses in conjunction
10 with the land acquisition and establishment of the central site for urban Indian programs.

11 (4) (a) The appropriation under Subsection (3) does not lapse until June 30, 2000.

12 (b) If the appropriation is not distributed in accordance with Subsection (2) as of June 30,
13 2000, the monies will lapse to the General Fund.

14 Section 2. **Effective date.**

15 This act takes effect on July 1, 1998.

Legislative Review Note
as of 1-21-98 2:00 PM

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel