

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

1998 GENERAL SESSION

STATE OF UTAH

Sponsor: Pete Suazo

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING \$300,000 FROM THE GENERAL FUND FOR FISCAL YEAR 1998-99 TO THE DIVISION OF INDIAN AFFAIRS FOR A SPECIFIED NONPROFIT ORGANIZATION TO CONTRIBUTE TO THE ACQUISITION, DEVELOPMENT, CONSTRUCTION, OR DESIGN OF A CENTRAL SITE FOR URBAN INDIAN PROGRAMS; AND PROVIDING AN EFFECTIVE DATE.

This act enacts uncodified material.

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

Section 1. Appropriation.

(1) There is appropriated \$300,000 from the General Fund for fiscal year 1998-99 to the Division of Indian Affairs for the benefit of the nonprofit entity meeting the requirements of Subsection (2)(a).

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

(a) distributed to a nonprofit entity that:

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

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

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

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

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

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

(c) used primarily to pay the costs directly associated with the acquisition, development, construction, or design of the central site described in Subsection (2)(b).

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

(4) (a) The appropriation under Subsection (1) does not lapse until June 30, 2000.

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

Section 2. **Effective date.**

This act takes effect on July 1, 1998.