

**DISASTER RECOVERY AND EMERGENCY  
MANAGEMENT AMENDMENTS**

2009 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Curtis Oda**

Senate Sponsor: Daniel R. Liljenquist

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**LONG TITLE**

**General Description:**

This bill modifies a provision in the Emergency Management Chapter of the Homeland Security Act.

**Highlighted Provisions:**

This bill:

► clarifies that a responding political subdivision may loan equipment and donate services to a requesting, rather than a responding, political subdivision.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53-2-508**, as enacted by Laws of Utah 2007, Chapter 331

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

Section 1. Section **53-2-508** is amended to read:

**53-2-508. Reimbursement -- Resolving reimbursement disputes.**

(1) (a) Each requesting political subdivision shall reimburse each responding political subdivision providing assistance to the requesting political subdivision for any loss or damage suffered or expense or cost incurred by a responding political subdivision in the operation of

30 equipment or in providing a service in response to a request under Section 53-2-507.

31 (b) Notwithstanding Subsection (1)(a), a responding political subdivision may, in its  
32 discretion:

33 (i) assume some or all of the loss, damage, expense, or cost; or

34 (ii) loan equipment or donate services to the [~~responding~~] requesting political  
35 subdivision without charge.

36 (2) (a) A responding political subdivision may request reimbursement from a  
37 requesting political subdivision for the costs of providing disaster relief assistance.

38 (b) Each request for reimbursement shall comply with the procedures and criteria  
39 developed by the committee.

40 (3) If a dispute concerning reimbursement arises between a requesting political  
41 subdivision and a responding political subdivision:

42 (a) the requesting political subdivision and responding political subdivision shall  
43 make every effort to resolve the dispute within 30 days after either provides written notice to  
44 the other of the other's noncompliance with applicable procedures or criteria; and

45 (b) if the dispute is not resolved within 90 days after the notice under Subsection  
46 (3)(a), either party may submit the dispute to the committee, whose decision shall be final.