

DISASTER RECOVERY AND EMERGENCY

MANAGEMENT AMENDMENTS

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Curtis Oda

Senate Sponsor: Daniel R. Liljenquist

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

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



28 subdivision providing assistance to the requesting political subdivision for any loss or damage
29 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 make
43 every effort to resolve the dispute within 30 days after either provides written notice to the
44 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 (3)(a),
46 either party may submit the dispute to the committee, whose decision shall be final.

Legislative Review Note
as of 12-4-08 1:28 PM

Office of Legislative Research and General Counsel

H.B. 226 - Disaster Recovery and Emergency Management Amendments

Fiscal Note

2009 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
