

SEARCH AND RESCUE FUNDING

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ralph Okerlund

House Sponsor: Kay L. McIff

LONG TITLE

General Description:

This bill modifies the Search and Rescue Financial Assistance Program regarding definitions and a cross reference.

Highlighted Provisions:

This bill:

- revises definitions and adds a cross reference.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53-2-107, as last amended by Laws of Utah 2008, Chapter 382

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

Section 1. Section 53-2-107 is amended to read:

53-2-107. Search and Rescue Financial Assistance Program -- Uses --

Rulemaking -- Distribution.

(1) (a) "Reimbursable expenses," as used in this section, means those reasonable costs incidental to search and rescue activities[, not including any salary or overtime paid to any person on a regular or permanent payroll, including permanent part-time employees, of any agency or political subdivision of the state, including:].

30           **(b) "Reimbursable expenses" include:**  
31           ~~[(a)]~~ **(i)** rental for fixed wing aircraft, helicopters, snowmobiles, boats, and generators;  
32           ~~[(b)]~~ **(ii)** replacement and upgrade of search and rescue equipment;  
33           ~~[(c)]~~ **(iii)** training of search and rescue volunteers; and  
34           ~~[(d)]~~ **(iv)** any other equipment or expenses necessary or appropriate for conducting  
35 search and rescue activities.

36           **(c) "Reimbursable expenses" do not include any salary or overtime paid to any person**  
37 **on a regular or permanent payroll, including permanent part-time employees of any agency or**  
38 **political subdivision of the state.**

39           (2) There is created the Search and Rescue Financial Assistance Program within the  
40 division.

41           (3) (a) The program shall be funded from the following revenue sources:

42           (i) any voluntary contributions to the state received for search and rescue operations;  
43           (ii) monies received by the state under Section 23-19-42 ~~[and]~~, Section 41-22-34, and  
44 Section 73-18-24; and

45           (iii) appropriations made to the program by the Legislature.

46           (b) All funding for the program shall be nonlapsing.

47           (4) The director shall use the monies to reimburse counties for all or a portion of each  
48 county's reimbursable expenses for search and rescue operations, subject to:

49           (a) the approval of the Search and Rescue Advisory Board as provided in Section  
50 53-2-109;

51           (b) monies available in the program; and

52           (c) rules made under Subsection (7).

53           (5) Program monies may not be used to reimburse for any paid personnel costs or paid  
54 man hours spent in emergency response and search and rescue related activities.

55           (6) The Legislature finds that these funds are for a general and statewide public  
56 purpose.

57           (7) The division, with the approval of the Search and Rescue Advisory Board, shall

58 make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
59 and consistent with this act[~~,- establishing~~]:

- 60 (a) specifying the costs that qualify as reimbursable expenses;
- 61 (b) defining the procedures of agencies to submit expenses and be reimbursed; and
- 62 (c) providing a formula to govern the distribution of available monies [~~between~~  
63 ~~counties based on~~] among the counties for uncompensated search and rescue expenses based  
64 on:

- 65 (i) the total qualifying expenses submitted;
- 66 (ii) the number of search and rescue incidents per county population;
- 67 (iii) the number of victims that reside outside the county; and
- 68 (iv) the number of volunteer hours spent in each county in emergency response and  
69 search and rescue related activities per county population.