

IMPROVEMENTS FOR WINTER SPORTS VENUES

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Eric K. Hutchings

Senate Sponsor: _____

LONG TITLE

General Description:

This bill establishes the "Winter Sports Venue Grant Fund."

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ establishes the "Winter Sports Venue Grant Fund" to provide grants to certain entities to assist in funding improvements to winter sports venues in the state;
- ▶ establishes certain application and reporting requirements relating to the fund money; and
- ▶ requires the Division of Facilities Construction and Management to review grant proposals and distribute grant money.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

- 51-11-101**, Utah Code Annotated 1953
- 51-11-102**, Utah Code Annotated 1953
- 51-11-201**, Utah Code Annotated 1953



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

Section 1. Section **51-11-101** is enacted to read:

CHAPTER 11. WINTER SPORTS VENUE GRANT FUND

Part 1. General Provisions

51-11-101. Title.

This chapter is known as the "Winter Sports Venue Grant Fund."

Section 2. Section **51-11-102** is enacted to read:

51-11-102. Definitions.

As used in this chapter:

(1) "Division" means the Division of Facilities Construction and Management created in Section [63A-5-201](#).

(2) "Fund" means the Winter Sports Venue Grant Fund.

(3) "Venue" means a facility designed and used:

(a) to host world-class level winter sports competitions; and

(b) for recreational or competitive athletic training.

(4) "Venue operator" means a person who:

(a) operates a venue that is exempt from federal income taxation under Section [501\(c\)\(3\)](#), Internal Revenue Code; and

(b) owns the venue or operates the venue under contract with the owner of the venue.

Section 3. Section **51-11-201** is enacted to read:

Part 2. Winter Sports Venue Grant Fund

51-11-201. Winter Sports Venue Grant Fund.

(1) (a) There is created an expendable special revenue fund known as the "Winter Sports Venue Grant Fund."

(b) The fund shall consist of:

(i) money appropriated to the fund by the Legislature;

(ii) money donated to the fund from public or private individuals or entities; and

(iii) interest on fund money.

(2) The division shall award grants from the fund to a venue operator to provide funding for construction, repairs, and improvements to a venue.

- 59 (3) A venue operator's application for a grant under this section shall include:
60 (a) the number of venues the venue operator plans to construct, repair, or improve;
61 (b) the venue operator's proposed improvements, repairs, or construction plans for a
62 venue;
63 (c) the estimated cost of the venue operator's proposed improvements, repairs, or
64 construction plans for a venue;
65 (d) any plan to use funding sources in addition to a grant under this section to improve,
66 repair, or construct a venue;
67 (e) the amount of grant money requested to fund the improvements, repairs, or
68 construction for each venue; and
69 (f) existing or planned contracts or partnerships between the venue operator and other
70 individuals or entities to complete venue improvements, repairs, or construction.
71 (4) The division may only award and distribute fund money to a venue operator that
72 submits an application in accordance with Subsection (3).
73 (5) (a) As a condition of an award of grant money, the venue operator shall sign an
74 agreement with the division governing:
75 (i) the venue operator's responsibilities for expending the grant money; and
76 (ii) the division's and state's right to review and audit the venue operator's use of grant
77 money and the venue operator's performance under the grant.
78 (b) The division shall ensure that the agreement contains:
79 (i) a requirement for an annual report and the required contents of that report in
80 accordance with Subsection (6)(b);
81 (ii) a right for the division or its designee to visit and inspect the venue as often as
82 needed before, during, and after construction, repairs, or improvements begin or are complete;
83 and
84 (iii) an absolute right for the division, the state auditor, and the legislative auditor to
85 access and audit all financial records relevant to the grant.
86 (6) (a) A venue operator that receives fund money under this section may only use the
87 grant money to improve, repair, or construct a venue.
88 (b) A venue operator that receives fund money under this section shall file a report
89 with the division by October 1 of each year beginning in 2018 that details for the immediately

90 preceding calendar year:

91 (i) the construction, improvements, and repairs, in process or completed, that were
92 wholly or partially funded by a grant under this section;

93 (ii) the total dollar amount expended from the grant;

94 (iii) an itemized accounting that describes how the venue operator expended the grant
95 money;

96 (iv) the intended use for grant money that has not been expended; and

97 (v) the results of any evaluations of venue construction, improvements, or repairs.

Legislative Review Note
Office of Legislative Research and General Counsel