

HB0135S01 compared with HB0135

~~{deleted text}~~ shows text that was in HB0135 but was deleted in HB0135S01.

Inserted text shows text that was not in HB0135 but was inserted into HB0135S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Derrin R. Owens proposes the following substitute bill:

WILDFIRE PREPAREDNESS AMENDMENTS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Derrin R. Owens

Senate Sponsor: _____

LONG TITLE

General Description:

This bill establishes the Wildland Fire Preparedness Grants ~~{Restricted Account}~~Fund.

Highlighted Provisions:

This bill:

- ▶ creates the Wildland Fire Preparedness Grants ~~{Restricted Account}~~Fund, including sources of ~~{account}~~ money;
- ▶ directs the state forester to make one or more grants to fire departments or volunteer fire departments to assist in the suppression of wildland fire;
- ▶ requires the Division of Forestry, Fire, and State Lands to make rules establishing criteria for receiving a grant from the Wildland Fire Preparedness Grants ~~{Restricted Account}~~Fund; and
- ▶ makes technical and conforming amendments.

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Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

65A-8-204, as last amended by Laws of Utah 2017, Chapter 210

ENACTS:

65A-8-213, Utah Code Annotated 1953

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

Section 1. Section **65A-8-213** is enacted to read:

65A-8-213. Creation of the Wildland Fire Preparedness Grants ~~{Restricted Account}~~Fund -- Awarding of grants -- Rulemaking.

(1) (a) There is created ~~{within the General Fund a restricted account}~~an expendable special revenue fund known as the "Wildland Fire Preparedness Grants ~~{Restricted Account}~~Fund."

(b) The Wildland Fire Preparedness Grants ~~{Restricted Account}~~Fund shall consist of:

(i) voluntary contributions received;

(ii) appropriations the Legislature makes to the Wildland Fire Preparedness Grants ~~{Restricted Account}~~Fund;

(iii) 10% of the costs recovered annually related to wildfire suppression described in Subsections 65A-8-204(3)(g) and (h); and

(iv) interest ~~or other earnings~~ accrued in accordance with Subsection (1)(c)(ii).

(c) The state treasurer shall:

(i) invest the money in the Wildland Fire Preparedness Grants ~~{Restricted Account}~~Fund described in Subsection (1)(a) following the procedures and requirements of Title 51, Chapter 7, State Money Management Act; and

(ii) deposit all interest or other earnings derived from each investment described in Subsection (1)(c)(i) into the Wildland Fire Preparedness Grants ~~{Restricted Account}~~Fund.

(2) (a) ~~{Upon appropriation from the Legislature, the}~~The state forester shall make one

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or more grants from the Wildland Fire Preparedness Grants ~~Restricted Account~~ Fund to one or more local fire departments or volunteer fire departments to assist in building capacity for the suppression of wildland fire.

(b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division shall make rules establishing criteria for receiving a grant under this section.

Section 2. Section **65A-8-204** is amended to read:

65A-8-204. Wildland Fire Suppression Fund created.

(1) There is created an expendable special revenue fund known as the "Wildland Fire Suppression Fund."

(2) The fund shall be administered by the division to pay wildfire suppression costs on eligible lands, including for an eligible entity that has entered into a cooperative agreement, as described in Section 65A-8-203.

(3) ~~The~~ Subject to Section 65A-8-213, the contents of the fund shall include:

- (a) interest and earnings from the investment of fund money;
- (b) money appropriated by the Legislature;
- (c) costs recovered from successful investigations;
- (d) federal funds received by the division for wildfire management costs;
- (e) suppression costs billed to an eligible entity that does not participate in a cooperative agreement;
- (f) suppression costs paid to the division by another state agency;
- (g) costs recovered from settlements and civil actions related to wildfire suppression;
- (h) restitution payments ordered by a court following a criminal adjudication;
- (i) the balance of the fund as of July 1, 2016;
- (j) money deposited by the Division of Finance, pursuant to Section 59-21-2; and
- (k) money transferred by the Division of Finance, pursuant to Section 63J-1-314.

(4) Fund money shall be invested by the state treasurer with the earnings and interest accruing to the fund.