

Senator Jacob L. Anderegg proposes the following substitute bill:

HOMELESS SHELTER AND SERVICES SHARING

AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jacob L. Anderegg

House Sponsor: Eric K. Hutchings

LONG TITLE

General Description:

This bill modifies provisions of Title 35A, Chapter 8, Housing and Community Development Division.

Highlighted Provisions:

This bill:

- ▶ defines terms;
 - ▶ describes duties of the director of the Housing and Community Development Division, including the oversight of a Homeless Management Information System;
- and
- ▶ makes technical changes.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2021:

- ▶ To the Department of Workforce Services -- Housing and Community Development -- Homeless Committee, as a one-time appropriation:
 - from the General Fund, One-time, \$1,500,000.

Other Special Clauses:

None



26 **Utah Code Sections Affected:**

27 AMENDS:

28 **35A-8-101**, as renumbered and amended by Laws of Utah 2012, Chapter 212

29 ENACTS:

30 **35A-8-203**, Utah Code Annotated 1953

31

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

33 Section 1. Section **35A-8-101** is amended to read:

34 **35A-8-101. Definitions.**

35 As used in this chapter:

36 (1) "Accessible housing" means housing which has been constructed or modified to be
37 accessible, as described in the State Construction Code or an approved code under Title 15A,
38 State Construction and Fire Codes Act.

39 (2) "Director" means the director of the division.

40 (3) "Division" means the Housing and Community Development Division.

41 (4) "Homeless Management Information System" or "HMIS" means an information
42 technology system that:

43 (a) is used to collect client-level data and data on the provision of housing and services
44 to homeless individuals and families and individuals at risk of homelessness in the state; and

45 (b) meets the requirements of the United States Department of Housing and Urban
46 Development.

47 Section 2. Section **35A-8-203** is enacted to read:

48 **35A-8-203. Duties of director.**

49 (1) The director shall:

50 (a) coordinate, with the concurrence of the Homeless Coordinating Committee, the
51 provision of homeless services in the state; and

52 (b) oversee, with the concurrence of Continuum of Care organizations approved by the
53 United States Department of Housing and Urban Development, a Homeless Management
54 Information System for the state that:

55 (i) shares client-level data between state agencies, local governments, and private
56 organizations that provide services to homeless individuals and families and individuals at risk

57 of homelessness in the state;

58 (ii) is effective as a case management system;

59 (iii) except for individuals receiving services who are victims of domestic violence,
60 includes an effective authorization protocol for encouraging individuals who are provided with
61 any homeless services in the state to provide accurate information to providers for inclusion in
62 the HMIS as a condition of receiving homeless services; and

63 (iv) meets the requirements of the United States Department of Housing and Urban
64 Development and other federal requirements.

65 (2) In overseeing the provision of homeless services in the state, the director:

66 (a) shall encourage the coordination of the provision of services to homeless
67 individuals among state agencies, local governments, and private organizations;

68 (b) except for a program or provider providing services to victims of domestic
69 violence, may not approve funding to a program or provider that does not enter into a written
70 agreement with the division to collect and share HMIS data regarding the provision of services
71 to homeless individuals; and

72 (c) may deny funding to a program or provider that fails to demonstrate the effective
73 collection and sharing of HMIS data regarding the provision of services to homeless
74 individuals.

75 **Section 3. Appropriation.**

76 The following sums of money are appropriated for the fiscal year beginning July 1,
77 2020, and ending June 30, 2021. These are additions to amounts previously appropriated for
78 fiscal year 2021. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
79 Act, the Legislature appropriates the following sums of money from the funds or accounts
80 indicated for the use and support of the government of the state of Utah.

81 ITEM 1

82 To Department of Workforce Services -- Housing and Community Development

83 From General Fund, One-time \$1,500,000

84 Schedule of Programs:

85 Homeless Committee \$1,500,000

86 The Legislature intends that H→ :

86a (1) ←H the Department of Workforce Services use the money in
87 this appropriation to improve the electronic Homeless Management Information System for the

88 state so that the system:

89 ~~H→ [(1)] (a) ←H~~ is effective at collecting accurate, client-level data on the provision of
89a housing and
90 services to individuals and families experiencing homelessness; and

91 ~~H→ [(2)] (b) ←H~~ serves as an effective case management system for individuals and
91a families
92 experiencing homelessness ~~H→ [c] ; and~~

92a (2) under Section 63J-1-603, the appropriation provided under this item not lapse at
92b the close of fiscal year 2021. ~~←H~~