1   **CONTINGENCY PLANS FOR POLITICAL SUBDIVISIONS**

2   2013 GENERAL SESSION

3   STATE OF UTAH

4   **Chief Sponsor: Ken Ivory**

5   Senate Sponsor: Deidre M. Henderson

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7   **LONG TITLE**

8   **General Description:**

9   This bill enacts provisions relating to political subdivisions' contingency plans in the

10   event of a reduction of federal funds.

11   **Highlighted Provisions:**

12   This bill:

13   ▸ requires a political subdivision that receives federal funds comprising 10% or more

14   of the political subdivision's annual budget to develop and publish a contingency

15   plan describing how the political subdivision will operate in the event that the

16   federal funds it receives are reduced.

17   **Money Appropriated in this Bill:**

18   None

19   **Other Special Clauses:**

20   None

21   **Utah Code Sections Affected:**

22   ENACTS:

23   **11-50-101**, Utah Code Annotated 1953

24   **11-50-102**, Utah Code Annotated 1953

25   **11-50-103**, Utah Code Annotated 1953

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

28   Section 1. Section **11-50-101** is enacted to read:

29   **CHAPTER 50. CONTINGENCY PLANS**

30   **11-50-101. Title.**

31   This chapter is known as "Contingency Plans."

32   Section 2. Section **11-50-102** is enacted to read:

33   **11-50-102. Definitions.**

34   As used in this chapter:

35   (1) "Federal receipts" means the federal financial assistance, as defined in 31 U.S.C.

36   Sec. 7501, that is reported as part of a single audit.

37   (2) "Political subdivision" means:

38   (a) a county, as defined in Section 17-50-101;

39   (b) a municipality, as defined in Section 10-1-104;

40   (c) a local district, as defined in Section 17B-1-102;

41   (d) a special service district, as defined in Section 17D-1-102;

42   (e) an interlocal entity, as defined in Section 11-13-103;

43   (f) a community development and renewal agency created under Title 17C, Limited

44   Purpose Local Government Entities - Community Development and Renewal Agencies Act;

45   (g) a local building authority, as defined in Section 17D-2-102; or

46   (h) a conservation district, as defined in Section 17D-3-102.

47   (3) "Single audit" has the same meaning as defined in 31 U.S.C. Sec. 7501.

48   Section 3. Section **11-50-103** is enacted to read:

49   **11-50-103. Developing and publishing a contingency plan.**

50   A political subdivision that, during a fiscal year of the political subdivision, receives

51   federal funds or federal receipts that comprise 10% or more of the political subdivision's annual

52   budget shall, before the beginning of the next fiscal year:

53   (1) develop a contingency plan explaining how the political subdivision will operate in

54   the event that the total amount of federal funds and federal receipts that it receives are reduced

55   by 5% or more, but by less than 25%, in the next fiscal year;

56   (2) develop a contingency plan explaining how the political subdivision will operate in

57   the event that the total amount of federal funds and federal receipts that it receives are reduced

58   by 25% or more in the next fiscal year;

59   (3) submit a copy of the contingency plan to the state auditor; and

60   (4) publish the contingency plan on the political subdivision's website, if the political

61   subdivision maintains a website.