



# FINANCIAL ASSISTANCE OR SERVICES TO LOW-INCOME INDIVIDUALS & FAMILIES

EXECUTIVE APPROPRIATIONS COMMITTEE

NOVEMBER 15, 2011

## INTRODUCTION

During the 2007 General Session, the Legislature passed House Bill 89, "Government Assistance Expenditure Report". The bill enacted UCA 36-12-13 that requires the Legislative Fiscal Analyst's Office to report annually to the Executive Appropriations Committee on funds expended to provide financial assistance or services to low-income individuals and families. A copy of UCA 36-12-13(3) can be found in appendix A. This report fulfills the requirements of the law.

While statute requires a report on financial assistance or service to low-income individuals and families it does not define what constitutes "low-income". The Analyst has identified areas of state government that assist individuals and families that are low-income as defined by the individual programs. The definition of low-income is not necessarily the same in all cases. To insure future reports to the Executive Appropriations Committee are consistent, the Legislature might want to amend the statute to define low-income.

The attached tables detail assistance to low-income individuals and families. In total the State provided \$2,723,259,800 (or \$2.7 billion) for low-income individuals and families in FY 2011. The General Fund and Education Funds portion of the total \$2.7 billion were \$402.3 million and Federal Funds were \$1.95 billion.

The Analyst's Office has produced additional reports in recent years for the legislature that examine services available to low income individuals. The report titled "Social Services Review" (see <http://le.utah.gov/interim/2011/pdf/00002031.pdf>) identifies programs offered by the state to needy individuals. Another report identifies services available to citizens in downtown Salt Lake City who have incomes less than 100% of the federal poverty level. That report is titled "Safety Net Services for Low Income Populations" (see <http://le.utah.gov/interim/2011/pdf/00002087.pdf>) and both are available through the Legislative Fiscal Analyst's web site tied to the identified links.

**FINANCIAL ASSISTANCE OR SERVICES TO LOW-INCOME INDIVIDUALS & FAMILIES**

FINANCIAL ASSISTANCE OR SERVICES TO LOW-INCOME INDIVIDUALS AND FAMILIES			FY 2011				
DEPT.	PROGRAM	SERVICE/GROUP SERVED	GEN FUND	ED FUNDS	FED FUNDS	OTHER	TOTAL
Health	Health Care Financing	Administration of the Medicaid program. Also staffs RxConnect Utah which serves 200+ callers monthly to assist them with funding payment help for prescription drugs.	4,859,000		55,246,800	44,214,600	\$104,320,400
Health	Medicaid Services	Medical services to 244,500 people in June 2011	245,362,000		1,277,356,800	173,791,800	\$1,696,510,600
Health	Children's Health Insurance Program	Medical and dental services for low income children (average enrollment of 38,500 for FY 11).	2,909,100		55,523,000	12,926,000	\$71,358,100
Health	Pharmacy Program	Prescription drugs to Medicaid clients 2.6 M prescriptions filled in FY11.	11,273,900		71,626,300	83,415,900	\$166,316,100
Health	Health Clinics	State-run health clinics for Medicaid clients. There were 25,900 dental clients and 23,000 medical clients served in FY11.	1,631,000		850,000	3,564,700	\$6,045,700
Health	Baby Watch/ Early Intervention Program	The Baby Watch Early Intervention Program provides early intervention/developmental services for young children from birth to the age of three years, with developmental delay and/or disabilities, under the Individuals with Disabilities Education Act (IDEA; Public Law 105-17). 4,406 clients served in FY11.	10,230,200		8,314,700	672,000	\$19,216,900
Health	Women Infant and Children Nutritional Program (WIC)	The purpose of the program is to provide supplemental food and nutrition education to pregnant, breastfeeding, or postpartum women, and infants and children, up to age five. Included are individuals from low-income families who are determined to be at nutritional risk because of inadequate nutrition, health care or both. Average monthly caseload for FY 2011 was 73,035.			48,430,500	8,811,000	\$57,241,500
Health	Immunizations for low income or uninsured	The Immunization Program provides state level immunization management for the following CDC state grant required components: basic immunization activities; vaccine preventable disease/adverse event surveillance; public information/education; professional information/education; immunization registry; WIC linkages/collaboration; outreach and partnerships; surveillance/outbreak control; Vaccines for Children (VFC)/vaccine management; assessment; Prenatal hepatitis B; and, adolescent and adult immunizations. The most recent National Immunization Survey (NIS) of 2010 shows that 70.9% of Utah's 2-year-olds have completed their basic vaccination series (4 DTP, 3 polio, 1 measles, 3 Hepatitis B, 3 Hib, 1 Varicella) which is slightly above the national average of 69.9%.			3,412,000	937,000	\$4,349,000
Health	Cancer Screenings	The Utah Cancer Control Program (UCCP) offers free breast and cervical cancer, blood pressure, cholesterol, and diabetes screenings, as well as associated risk reduction counseling to qualifying Utah women. The UCCP also provides free colon cancer screenings to qualifying Utah men and women. These services are provided with funding provided by the Centers for Disease Control and Prevention (CDC) and in partnership with Utah's local health departments, community health centers, and private healthcare providers. In FY11, the UCCP provided the following cancer screening service: 8,852 mammograms; 3,038 Pap tests; 7,255 clinical breast exams; 296 colonoscopies; 2,976 blood pressure screenings; 2,976 cholesterol screenings; 2,976 glucose screenings; 2,978 Body Mass Index(BMI) assessments; and 4,983 lifestyle intervention sessions.			5,352,600	742,500	\$6,095,100

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			GEN FUND	ED FUNDS	FED FUNDS	OTHER	
Health	HIV Treatment and Care Program	HIV-positive low income individuals who are uninsured or underinsured and do not qualify for Medicaid. AIDS support services clients 657, AIDS drug assistance clients 461.	44,500		4,107,500	891,500	\$5,043,500
Health	Refugee Health Program	Newly-arriving refugees, federal funds passed through from DHS. 813 refugees served in FY 11.				1,858,000	\$1,858,000
Health	State Primary Care Grants Program *	Grants to 39 (22 Rural and 17 Urban) qualified non-profit and public health care provider organizations to provide primary health care services to 42,748 (20,223 Rural and 20,223 Urban) individuals without access to primary health care.	1,166,100				\$1,166,100
Health	Assistance to Persons with Bleeding Disorders *	Grant to Utah Hemophilia Foundation to assist persons with bleeding disorders with the cost of obtaining hemophilia services or the cost of insurance premiums for coverage of hemophilia services. 60 individuals received funding, 54 urban residents and 6 rural residents.	234,500				\$234,500
Health	Utah Health Care Workforce Financial Assistance Program *	Grants to health care professionals to assist in repaying the health care profession educational loans in return for practicing in medically underserved areas of Utah. No new health care professionals received awards in FY 2011 (ongoing funding eliminated). Health Care Professionals were awarded for multiple years of service and the final health care professionals will complete their minimum two (2) year service obligation in Fiscal Year 2011-2012. 8 health care professionals completed their service obligation through October 2010, with 8 health care professionals remaining on the Program.				127,300	\$127,300
Health	Cat & Dog Community Spay & Neuter Program	Assist low income persons to spay or neuter a cat or dog. In FY 2011 the program spayed or neutered 6,306 animals.				45,100	\$45,100
<b>DEPARTMENT OF HEALTH TOTALS</b>			<b>\$277,710,300</b>	<b>\$0</b>	<b>\$1,530,220,200</b>	<b>\$331,997,400</b>	<b>\$2,139,927,900</b>
<p>* This program is not specifically for low income individuals or families</p>							

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			GEN FUND	ED FUNDS	FED FUNDS	OTHER	
<b>DHS Executive Director's Office:</b>							
	Office of Public Guardian	This program serves low income individuals to provide guardianship or conservatorship services to legally incapacitated adults who have no family support. Federal funds come from the Social Services Block Grant and Title XIX Medicaid Funds. 216 served in FY 11.	295,300		415,900		\$711,200
<b>DHS Division of Substance Abuse and Mental Health:</b>							
	Mental Health Services for Uninsured Clients	This program provides mental health services for indigent or uninsured mental health clients who may otherwise end up in jail or the emergency room. 8,304 served in FY 11.	2,659,000				\$2,659,000
	Utah State Hospital	Patients under the age of 21 or over the age of 65 may qualify for Medicaid funding. 116 served in FY 11.	4,709,000		11,634,000		\$16,343,000
<b>DHS Division of Services for People with Disabilities:</b>							
	Medicaid Home and Community Based Waiver Programs	Provides services to individuals with disabilities in the community rather than an institutional setting. These clients must meet the Medicaid eligibility requirements which are based on income and assets. During FY 11 4,700 received services from this program.	33,887,100		120,952,300	1,145,200	\$155,984,600
	Service Delivery	The service delivery staff evaluates and determines appropriate services for disabled clients. They coordinate the services through contracts including monitoring and evaluation of services delivered. 4,700 served in FY 11.	3,587,100		3,401,400		\$6,988,500
	Utah State Developmental Center	This program is an intermediate care facility for Individuals with a Disability which provides 24 hour residential treatment services. Most of the clients qualify for Medicaid. 202 served in FY 11.	5,664,600		23,749,800	2,601,400	\$32,015,800
<b>DHS Division of Child and Family Services:</b>							
	Foster and Adoption Care Services	Many of the children in state custody qualify for TANF, Medicaid and Title IV-E (Foster Care and Adoption Services which are based on income levels). During FY 11 7,529 were served.	35,252,700		13,437,400		\$48,690,100
<b>DHS Division of Aging and Adult Services:</b>							
	Aging Waiver	This program provides Medicaid Home and Community Based Waiver Services to the elderly in their community rather than in an institution. The services are provided at the local government level by the Area Agencies on Aging which draw down federal Medicaid funding directly from the Department of Health. The Medicaid funding shown here is for state and local administration, client assessments, case management, and other functions related to the client care completed at the local level. 558 clients served in FY 11.	1,251,600		678,100		\$1,929,700
<b>DEPARTMENT OF HUMAN SERVICES TOTALS</b>			<b>\$87,306,400</b>		<b>\$174,268,900</b>		<b>\$261,575,300</b>
(Less the Division of Juvenile Justice Services)							

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DEPT.	PROGRAM	SERVICE/GROUP SERVED	GEN FUND	ED FUNDS	FED FUNDS	OTHER	TOTAL
USOR	Administration	Multi-divisional oversight of services for people w/ disabilities leading to independence & employment		1,438,800	659,200	2,900	\$2,100,900
USOR	Blind and Visually Impaired	Helps increase productivity and community integration of individuals who are blind or visually impaired.		2,962,900	4,555,800	57,000	\$7,575,700
USOR	Vocational Rehabilitation Services	Vocational Rehabilitation provides services directed towards the goal of employment.	265,100	8,847,100	39,316,300	809,900	\$49,238,400
USOR	Independent Living Services	Helps increase productivity and community integration of individuals who have severe disabilities.		2,120,400	929,100		\$3,049,500
USOR	Disability Determination Services	Adjudicates claims for SSI and SSDI		2,900	11,852,500		\$11,855,400
<b>USOR TOTALS</b>			<b>\$265,100</b>	<b>\$15,372,100</b>	<b>\$57,312,900</b>	<b>\$869,800</b>	<b>\$73,819,900</b>

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DEPT.	PROGRAM	SERVICE/GROUP SERVED	GEN FUND	ED FUNDS	FED FUNDS	OTHER	TOTAL
DWS	Family Employment Program	The Family Employment Program (FEP) helps families become self sufficient by helping clients find a job, and providing financial support to eligible parents.	3,198,655		85,232,338		\$88,430,993
DWS	Child Care	This program helps qualified working parents with child care subsidies. It helps parents find child care and works to improve child care quality.	5,328,772		57,309,921		\$62,638,693
DWS	General Assistance	This is a state funded program providing financial assistance to eligible single people and couples who do not qualify for the Family Employment Program (FEP).	4,639,990				\$4,639,990
DWS	Food Stamps	This federal program helps eligible individuals buy food.	25,407,197		416,984,212		\$442,391,409
DWS	Employment and Training Programs	Includes Wagner Peyser, Trade and Veterans Programs.			17,195,056		\$17,195,056
DWS	Workforce Service Investment Act	This federally funded program prepares low-income youth and adults, the long-term unemployed, dislocated workers, and persons with other barriers, for jobs in private industry.			14,748,939		\$14,748,939
DWS	Medical Programs	Funding for Medicaid programs such as SCHIP and others.	22,153,124			22,165,623	\$44,318,747
DWS	All Other Programs	Includes Refugee, Bureau of Labor Statistics Grants, Department of Labor Grants, Displaced Homemaker, and Various Contracted Services	173,060		10,665,256	5,146,378	\$15,984,694
<b>DEPARTMENT OF WORKFORCE SERVICES TOTALS</b>			<b>\$60,900,798</b>	<b>\$0</b>	<b>\$602,135,722</b>	<b>\$27,312,001</b>	<b>\$690,348,521</b>

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DEPT.	PROGRAM	SERVICE/GROUP SERVED	FY 2011				TOTAL
			GEN FUND	ED FUNDS	FED FUNDS	OTHER	
Public Ed	Highly Impacted Schools	Funding for approximately 50 schools with the highest rates of English language deficiency, student mobility, single parent families, free-lunch eligibility, and ethnic minority students. Funding represents the state appropriation only, school districts and charter schools may supplement these funds with other available revenues.		4,518,700			\$4,518,700
Public Ed	At-Risk Regular Program	Promotes raising achievement levels among demographic sub-groups. The number of students eligible for free or reduced-price lunch is used in the distribution formula to districts and charter schools. Funding represents the state appropriation only, school districts and charter schools may supplement these funds with other available revenues.		6,031,300			\$6,031,300
Public Ed	Homeless and Disadvantaged Minority	Additional services for homeless and economically disadvantaged students. Districts receive funding based on the number of homeless students residing in homeless shelters in the district and the number of students eligible for free or reduced-price lunch. Funding represents the state appropriation only, school districts may supplement these funds with other available revenues.		1,537,600			\$1,537,600
Public Ed	Child Nutrition Programs	Provides funding for school lunch and breakfast programs. Students from low-income families may qualify for free or reduced-price meals based on guidelines established by the federal government. The "Other Funds" reported for this program is reported as "Dedicated Credits", but is state revenue received from the liquor tax.		139,500	134,591,100	29,542,200	\$164,272,800
<b>PUBLIC EDUCATION TOTALS</b>			<b>\$0</b>	<b>\$12,227,100</b>	<b>\$134,591,100</b>	<b>\$29,542,200</b>	<b>\$176,360,400</b>

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			GEN FUND	ED FUNDS	FED FUNDS	OTHER	
DCC	Weatherization Assistance	Reduce energy consumption by more energy efficient households; 6,000 clients served.	14,900		18,931,691	1,054,976	\$20,001,567
DCC	Homeless Committee	Guidance towards self-sufficiency through specialized programs, estimated clients: 11,337 homeless people in Utah, including 86,880 shelter nights; outreach services for 156 individuals; short term rental assistance for 3,462 individuals.	1,771,900		3,984,973	114,243	\$5,871,116
DCC	Special Housing	Rental assistance provided for 56 individuals			141,251		\$141,251
DCC	Emergency Food Network	Food pantries across the state. 218,562 served	288,400		18,080		\$306,480
DCC	Housing Development	Olene Walker Housing Loan Fund; constructed or rehabilitated multifamily units and single family units. Served 2000 in FY 2011.	4,073,443		5,262,460		\$9,335,903
DCC	Community Services	Anti-poverty, housing counseling, and employment related services; number served 130,091.	50,400		4,958,929		\$5,009,329
DCC	HEAT	Low-Income Home Energy Assistance Program/Home Energy Assistance Target, served over 48,141 households.			27,593,587	156,087	\$27,749,674
<b>COMMUNITY AND ECONOMIC DEVELOPMENT TOTALS</b>			<b>\$6,199,043</b>	<b>\$0</b>	<b>\$60,890,971</b>	<b>\$1,325,306</b>	<b>\$68,415,320</b>

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DEPT.	PROGRAM	SERVICE/GROUP SERVED	GEN FUND	ED FUNDS	FED FUNDS	OTHER	TOTAL
Higher Ed	University of Utah	Scholarship, tutoring, counseling, and related support services for economically disadvantaged students.*	587,300	61,800		(37,800)	\$611,300
Higher Ed	Utah State University	Scholarship, tutoring, counseling, and related support services for economically disadvantaged students.*	318,400	23,000		(200)	\$341,200
Higher Ed	Weber State University	Scholarship, tutoring, counseling, and related support services for economically disadvantaged students.*	296,100	47,900		8,300	\$352,300
Higher Ed	Southern Utah University	Scholarship, tutoring, counseling, and related support services for economically disadvantaged students.*	81,400	8,300		400	\$90,100
Higher Ed	Snow College	Scholarship, tutoring, counseling, and related support services for economically disadvantaged students.*	32,000				\$32,000
Higher Ed	Dixie State College	Scholarship, tutoring, counseling, and related support services for economically disadvantaged students.*	25,500			900	\$26,400
Higher Ed	Utah Valley University	Scholarship, tutoring, counseling, and related support services for economically disadvantaged students.*	139,100	18,800		2,600	\$160,500
Higher Ed	Salt Lake Community College	Scholarship, tutoring, counseling, and related support services for economically disadvantaged students.*	178,400			(2,800)	\$175,600
<b>HIGHER EDUCATION TOTALS</b>			<b>\$1,658,200</b>	<b>\$159,800</b>	<b>\$0</b>	<b>-\$28,600</b>	<b>\$1,789,400</b>
* Services vary among institutions							

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DEPT.	PROGRAM	SERVICE/GROUP SERVED	GEN FUND	ED FUNDS	FED FUNDS	OTHER	TOTAL
Courts		Utah judges are allowed to waive court fees for individuals determined impecunious. The judge can waive all, part, or none of the fees. The following are the numbers of cases and estimated fee waivers listed by different types of civil cases filed in Utah courts in FY 2010.					
Courts	Administrative Agency	Number of Cases = 335 - Est. fee waived = 10	3,600				\$3,600
Courts	Adoption	Number of Cases = 1,456 - Est. fee waived = 22	7,685				\$7,685
Courts	Civil Rights	Number of Cases = 28 - Est. fee waived = 2	720				\$720
Courts	Common Law Marriage	Number of Cases = 42 - Est. fee waived = 7	1,710				\$1,710
Courts	Condemnation	Number of Cases = 0 - Est. fee waived = 0					\$0
Courts	Conservatorship	Number of Cases = 223 - Est. fee waived = 4	1,440				\$1,440
Courts	Contracts	Number of Cases = 4,633 - Est. fee waived = 11	3,435				\$3,435
Courts	Custody and Support	Number of Cases = 1,117 - Est. fee waived = 317	93,624				\$93,624
Courts	Divorce/Annulment	Number of Cases = 14,032 - Est. fee waived = 3,224	956,917				\$956,917
Courts	Estate Formal Personal Representative	Number of Cases = 334 - Est. fee waived = 5	1,800				\$1,800
Courts	Estate Informal Personal Representative	Number of Cases = 1,518 - Est. fee waived = 7	2,304				\$2,304
Courts	Eviction	Number of Cases = 8,604 - Est. fee waived = 48	7,550				\$7,550
Courts	Foreign Domestic Decree	Number of Cases = 139 - Est. fee waived = 4	140				\$140
Courts	Foreign Judgement	Number of Cases = 401 - Est. fee waived = 1	35				\$35
Courts	Grandparent Visitation	Number of Cases = 62 - Est. fee waived = 13	4,530				\$4,530
Courts	Guardianship	Number of Cases = 1,357 - Est. fee waived = 312	109,620				\$109,620
Courts	Lien Mortgage Fcls	Number of Cases = 500 - Est. fee waived = 5	1,230				\$1,230
Courts	Malpractice	Number of Cases = 130 - Est. fee waived = 2	720				\$720
Courts	Minor's Settlement	Number of Cases = 244 - Est. fee waived = 1	360				\$360
Courts	Miscellaneous	Number of Cases = 1,754 - Est. fee waived = 12	4,320				\$4,320
Courts	Name Change	Number of Cases = 962 - Est. fee waived = 195	65,750				\$65,750
Courts	Other Probate	Number of Cases = 447 - Est. fee waived = 6	2,110				\$2,110
Courts	Paternity	Number of Cases = 1,145 - Est. fee waived = 216	73,890				\$73,890
Courts	Personal Injury	Number of Cases = 1,631 - Est. fee waived = 14	5,040				\$5,040
Courts	Post Conv Rel	Number of Cases = 129 - Est. fee waived = 19	6,660				\$6,660
Courts	Property Rights	Number of Cases = 555 - Est. fee waived = 9	3,240				\$3,240
Courts	SC denovo District	Number of Cases = 105 - Est. fee waived = 4	900				\$900
Courts	SC denovo Justice	Number of Cases = 211 - Est. fee waived = 4	900				\$900
Courts	Separate Maintenance	Number of Cases = 50 - Est. fee waived = 3	930				\$930
Courts	Small Claims	Number of Cases = 2,867 - Est. fee waived = 9	2,320				\$2,320
Courts	Temporary Separation	Number of Cases = 35 - Est. fee waived = 2	70				\$70
Courts	UCCJEA Child Custody Jur	Number of Cases = 39 - Est. fee waived = 4	140				\$140
Courts	UIFSA Action	Number of Cases = 137 - Est. fee waived = 2	70				\$70
Courts	Wrongful Lien	Number of Cases = 38 - Est. fee waived = 1	360				\$360
Courts	Wrongful Termination	Number of Cases = 14 - Est. fee waived = 0					\$0
<b>COURTS TOTALS</b>			<b>\$1,364,120</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$1,364,120</b>

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DAS	Child Welfare Parental Defense Fund	Indigent parents requesting assistance for Legal Defense	7,500				\$7,500
<b>DAS TOTALS</b>			<b>\$7,500</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$7,500</b>
<b>STATEWIDE TOTALS</b>			<b>\$374,510,663</b>	<b>\$27,759,000</b>	<b>\$1,957,284,071</b>	<b>\$363,706,106</b>	<b>\$2,723,259,840</b>

**APPENDIX A****36-12-13. Office of Legislative Fiscal Analyst established -- Powers, functions, and duties -- Qualifications.**

(1) There is established an Office of Legislative Fiscal Analyst as a permanent staff office for the Legislature.

(2) The powers, functions, and duties of the Office of Legislative Fiscal Analyst under the supervision of the fiscal analyst are:

(a) to analyze in detail the executive budget before the convening of each legislative session and make recommendations to the Legislature on each item or program appearing in the executive budget;

(b) to prepare cost estimates on all proposed bills that anticipate state government expenditures;

(c) to prepare cost estimates on all proposed bills that anticipate expenditures by county, municipal, local district, or special service district governments;

(d) to prepare cost estimates on all proposed bills that anticipate direct expenditures by any Utah resident, and the cost to the overall impacted Utah resident population;

(e) to prepare a review and analysis of revenue estimates for existing and proposed revenue acts;

(f) to report instances in which the administration may be failing to carry out the expressed intent of the Legislature;

(g) to direct attention to each new proposed service contained in the governor's budget;

(h) to direct attention to each budget item previously denied by the Legislature;

(i) to propose and analyze statutory changes for more effective operational economies or more effective administration;

(j) to prepare, after each session of the Legislature, a summary showing the effect of the final legislative program on the financial condition of the state;

(k) to conduct organizational and management improvement studies;

(l) to prepare and deliver upon request of any interim committee or the Legislative Management Committee, reports on the finances of the state and on anticipated or proposed requests for appropriations;

(m) to recommend areas for research studies by the executive department or the interim committees;

(n) to assist in prescribing the format for the presentation of the governor's budget to facilitate program and in-depth review of state expenditures in accordance with Sections **63J-1-701** and **63J-1-702**;

(o) to recommend to the appropriations subcommittees the agencies or programs for which an in-depth budget review should be requested, and to recommend to the Legislative Management Committee the priority in which the request should be made;

(p) to appoint and develop a professional staff within budget limitations; and

(q) to prepare and submit the annual budget request for the office.

(3) (a) In accordance with Subsection (3)(b) and subject to Subsection (3)(c), the Office of Legislative Fiscal Analyst shall submit an annual report to the Executive Appropriations Committee of the Legislature, at the committee's November meeting, on funds expended by the state during the preceding state fiscal year to provide financial assistance or services to low-income individuals and families.

(b) The report described in Subsection (3)(a) shall:

(i) separate the funds expended into categories by program, service, or population served;

(ii) indicate whether the expended funds described in Subsection (3)(a) are state or federal funds; and

(iii) include a total of all state funds and federal funds expended by the state in the preceding fiscal year to provide financial assistance or services to low-income individuals and families.

(c) If the Executive Appropriations Committee of the Legislature does not meet in November, the Office of Legislative Fiscal Analyst shall submit the report described in Subsection (3)(a) at the committee's next meeting.

(4) The legislative fiscal analyst shall have a master's degree in public administration, political science, economics, accounting, or the equivalent in academic or practical experience.

(5) In carrying out the duties provided for in this section, the legislative fiscal analyst may obtain access to all records, documents, and reports necessary to the scope of the legislative fiscal analyst's duties according to the procedures contained in Title 36, Chapter 14, Legislative Subpoena Powers.