

1 **GENERAL FUND SURPLUS APPROPRIATION**
2 **FOR WATER DEVELOPMENT PROJECTS**

3 2006 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Lyle W. Hillyard**

6 House Sponsor: _____

7
8 **LONG TITLE**

9 **General Description:**

10 This bill appropriates monies to the Water Conservation and Development Fund from
11 any surplus at the end of each fiscal year after other statutory requirements for
12 distribution of the surplus have been met.

13 **Highlighted Provisions:**

14 This bill:

15 ▶ at the end of each fiscal year, appropriates to the Water Conservation and
16 Development Fund 25% of any General Fund surplus remaining after money has
17 been allocated to the General Fund Budget Reserve Account, any necessary debt
18 service, and to industrial assistance funding.

19 **Monies Appropriated in this Bill:**

20 This bill appropriates:

21 ▶ 25% of adjusted General Fund surplus.

22 **Other Special Clauses:**

23 None

24 **Utah Code Sections Affected:**

25 ENACTS:

26 **63-38-2.7**, Utah Code Annotated 1953



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

29 Section 1. Section **63-38-2.7** is enacted to read:

30 **63-38-2.7. Annual appropriation from surplus to Water Conservation and**
31 **Development Fund.**

32 If, at the end of the fiscal year, after the Division of Finance has transferred monies to
33 the General Fund Budget Reserve Account as required by Section 63-38-2.5, held back monies
34 for the payment of additional debt service as required by Subsection 63-38-2.5(3), and
35 subtracted monies earmarked to the Industrial Assistance Fund as required by Section
36 63-38f-904, there remains an unrestricted, undesignated General Fund balance, there is
37 appropriated from the General Fund to the Water Conservation and Development Fund an
38 amount equal to 25% of the additional unrestricted, undesignated General Fund balance that
39 remains after the Division of Finance has:

- 40 (1) transferred and held back monies in accordance with Section 63-38-2.5; and
41 (2) subtracted the monies in accordance with Section 63-38f-904.

Legislative Review Note
as of 12-1-05 10:34 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Interim Committee Note
as of 12-20-05 1:59 PM

The Natural Resources, Agriculture, and Environment Interim Committee recommended this bill.

Fiscal Note
Bill Number SB0039

General Fund Surplus Appropriation for Water Development Projects

14-Jan-06

11:45 AM

State Impact

Provisions of this bill would reduce end-of-year General Fund surpluses otherwise available for general appropriation by transferring a portion of the surpluses to the Water Resources Conservation and Development Fund. Amounts would depend on the size of each fiscal year's surplus. Had this bill been in effect in FY 2005, \$7.2 million would have been transferred to the Water Resources Conservation and Development Fund.

Individual and Business Impact

Water suppliers and users may benefit by having more money available for water development projects.

Office of the Legislative Fiscal Analyst