

BUDGET REVISIONS - DRUG COURT EXPANSION

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel R. Liljenquist

House Sponsor: John Dougall

LONG TITLE

General Description:

This bill eliminates the drug board pilot program and provides funds to the Department of Human Services to expand the drug court program statewide.

Highlighted Provisions:

This bill:

- ▶ eliminates the drug board pilot program; and
- ▶ provides funds to the Department of Human Services to expand the drug court program statewide.

Monies Appropriated in this Bill:

None

Other Special Clauses:

This bill takes effect on July 1, 2010.

Utah Code Sections Affected:

AMENDS:

51-9-201, as last amended by Laws of Utah 2009, Chapter 295

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

Section 1. Section **51-9-201** is amended to read:

51-9-201. Creation of Tobacco Settlement Restricted Account.

(1) There is created within the General Fund a restricted account known as the



28 "Tobacco Settlement Restricted Account."

29 (2) The account shall earn interest.

30 (3) The account shall consist of:

31 (a) until July 1, 2003, 50% of all funds of every kind that are received by the state that
32 are related to the settlement agreement that the state entered into with leading tobacco
33 manufacturers on November 23, 1998;

34 (b) on and after July 1, 2003 and until July 1, 2004, 80% of all funds of every kind that
35 are received by the state that are related to the settlement agreement that the state entered into
36 with leading tobacco manufacturers on November 23, 1998;

37 (c) on and after July 1, 2004 and until July 1, 2005, 70% of all funds of every kind that
38 are received by the state that are related to the settlement agreement that the state entered into
39 with leading tobacco manufacturers on November 23, 1998;

40 (d) on and after July 1, 2005 and until July 1, 2007, 75% of all funds of every kind that
41 are received by the state that are related to the settlement agreement that the state entered into
42 with leading tobacco manufacturers on November 23, 1998;

43 (e) on and after July 1, 2007, 60% of all funds of every kind that are received by the
44 state that are related to the settlement agreement that the state entered into with leading tobacco
45 manufacturers on November 23, 1998; and

46 (f) interest earned on the account.

47 (4) To the extent that funds will be available for appropriation in a given fiscal year,
48 those funds shall be appropriated from the account in the following order:

49 (a) \$10,452,900 to the Department of Health for the Children's Health Insurance
50 Program created in Section 26-40-103 and for restoration of dental benefits in the Children's
51 Health Insurance Program;

52 (b) \$3,847,100 to the Department of Health for alcohol, tobacco, and other drug
53 prevention, reduction, cessation, and control programs that promote unified messages and
54 make use of media outlets, including radio, newspaper, billboards, and television, and with a
55 preference in funding given to tobacco-related programs;

56 (c) \$193,700 to the Administrative Office of the Courts and [~~\$1,471,700~~] \$2,325,400
57 to the Department of Human Services for the statewide expansion of the drug court program;

58 [~~(d) \$77,400 to the Board of Pardons, \$81,700 to the Department of Corrections, and~~

59 \$175,500 to the Department of Human Services for a drug board pilot program;]

60 [(e)] (d) \$4,000,000 to the State Board of Regents for the University of Utah Health
61 Sciences Center to benefit the health and well-being of Utah citizens through in-state research,
62 treatment, and educational activities; and

63 [(f)] (e) any remaining funds as directed by the Legislature through appropriation.

64 (5) (a) If tobacco funds in dispute for attorney fees are received by the state, those
65 funds shall be divided and deposited in accordance with Subsection (3) and Section 51-9-202.

66 (b) The amount appropriated from the Tobacco Settlement Restricted Account to the
67 Department of Health for alcohol, tobacco, and other drug programs described in Subsection
68 (4)(b), including the funding preference for tobacco-related programs, shall be increased by up
69 to \$2,000,000 in a given fiscal year to the extent that funds in dispute for attorney fees are
70 available to the state for appropriation from the account.

71 (6) Each state agency identified in Subsection (4) shall provide an annual report on the
72 program and activities funded under Subsection (4) to:

73 (a) the Health and Human Services Interim Committee no later than September 1; and

74 (b) the Health and Human Services Appropriations Subcommittee.

75 Section 2. **Effective date.**

76 This bill takes effect on July 1, 2010.

Legislative Review Note
as of 3-5-10 9:23 AM

Office of Legislative Research and General Counsel

S.B. 265 - Budget Revisions - Drug Court Expansion

Fiscal Note

2010 General Session

State of Utah

State Impact

This bill transfers funding from the Drug Board to the Drug Court.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
