

**CONCURRENT RESOLUTION ON REFUNDING EXCESS
RESERVES TO THE STATE FROM THE STATE
INSURANCE RISK POOLS**

2020 FIFTH SPECIAL SESSION

STATE OF UTAH

Chief Sponsor: Ronald Winterton

House Sponsor: Norman K. Thurston

LONG TITLE

General Description:

This concurrent resolution directs the Public Employees' Benefit and Insurance Program to reimburse to the state excess reserves held in the state insurance risk pools.

Highlighted Provisions:

This resolution:

- ▶ directs the Public Employees' Benefit and Insurance Program to reimburse to the state excess reserves held in the state insurance risk pools; and
- ▶ finds that the reason for the reimbursement is the emergency created by the COVID-19 Novel Coronavirus.

Special Clauses:

None

Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:

WHEREAS, Utah Code Section [49-20-402](#) directs the Public Employees' Benefit and Insurance Program on the process to follow if substantial excess reserves are accrued;

WHEREAS, on March 6, 2020, Governor Herbert issued an executive order declaring a state of emergency due to the COVID-19 Novel Coronavirus outbreak;

WHEREAS, the Legislature passed a joint resolution extending the state of emergency,



28 due to the infectious disease COVID-19 Novel Coronavirus, to June 30, 2020;

29 WHEREAS, in April 2020, during its third special session, the Legislature passed
30 H.J.R. 301 urging fiscal responsibility and urging state and local government entities to limit
31 expenditures and avoid unnecessary spending;

32 WHEREAS, on May 20, 2020, the Utah Economic Response Task Force released Utah
33 Leads Together III, which acknowledges that the state faces massive economic challenges; and

34 WHEREAS, the state insurance risk pools currently contain excess reserves:

35 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the
36 Governor concurring therein, directs the Public Employees' Benefit and Insurance Program to
37 refund \$11,000,000 from the state insurance risk pools to the state before July 1, 2020.

38 BE IT FURTHER RESOLVED that \$7,370,000 of the \$11,000,000 shall come from the
39 state health insurance risk pool.

40 BE IT FURTHER RESOLVED that \$3,630,000 of the \$11,000,000 shall come from the
41 long-term disability risk pool.

42 BE IT FURTHER RESOLVED that the refund of excess reserves is directed due to the
43 emergency resulting from the COVID-19 Novel Coronavirus.