

HB0406S01 compared with HB0406

~~{Omitted text}~~ shows text that was in HB0406 but was omitted in HB0406S01

inserted text shows text that was not in HB0406 but was inserted into HB0406S01

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

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Budgetary Amendments
2025 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Raymond P. Ward
Senate Sponsor:Luz Escamilla

LONG TITLE

General Description:

This bill ~~{ modifies provisions related to the governor's proposed budget }~~ enacts budget-related reporting requirements.

Highlighted Provisions:

This bill:

▸ ~~{ requires }~~ directs the ~~{ governor, when preparing the governor's proposed budget, to consider including employee }~~ Department of Health and Human Services to submit an annual report to the Executive Appropriations Committee that addresses the sufficiency of funding for wages and benefits ~~{ increases }~~ for employees of:

- local health departments, local mental health authorities, local substance abuse authorities, and local area agencies; and
- corporations that provide direct services under contract with the Utah State Office of Rehabilitation, the Division of Services for People with Disabilities, the Division of Child and Family Services, and the Division of Juvenile Justice and Youth Services; and

▸

HB0406 compared with HB0406S01

~~{ directs the governor to provide with the governor's budget additional related information.~~

}

17 ▶ provides a sunset date for the reporting requirement, subject to legislative review.

18 **Money Appropriated in this Bill:**

19 None

20 **Other Special Clauses:**

21 None

23 **AMENDS:**

24 **63I-1-263 , as last amended by Laws of Utah 2024, Third Special Session, Chapter 4 , as last amended by Laws of Utah 2024, Third Special Session, Chapter 4**

23 ~~{63J-1-201 , as last amended by Laws of Utah 2024, Chapter 300 , as last amended by Laws of Utah 2024, Chapter 300}~~

25 **ENACTS:**

26 **63J-1-219 , Utah Code Annotated 1953 , Utah Code Annotated 1953**

27

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

29 Section 1. Section **63I-1-263** is amended to read:

30 **63I-1-263. Repeal dates: Titles 63A to 63O.**

31 (1) Subsection 63A-5b-405(5), regarding prioritizing and allocating capital improvement funding, is repealed July 1, 2024.

33 (2) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July 1, 2028.

35 (3) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1, 2025.

36 (4) Title 63C, Chapter 18, Behavioral Health Crisis Response Committee, is repealed December 31, 2026.

38 (5) Title 63C, Chapter 23, Education and Mental Health Coordinating Committee, is repealed December 31, 2024.

40 (6) Title 63C, Chapter 25, State Finance Review Commission, is repealed July 1, 2027.

41 (7) Title 63C, Chapter 27, Cybersecurity Commission, is repealed July 1, 2032.

42 (8) Title 63C, Chapter 28, Ethnic Studies Commission, is repealed July 1, 2026.

43 (9) Title 63C, Chapter 31, State Employee Benefits Advisory Commission, is repealed July 1, 2028.

45 (10) Section 63G-6a-805, Purchase from community rehabilitation programs, is repealed July 1, 2026.

HB0406 compared with HB0406S01

- 47 (11) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1, 2028.
- 48 (12) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1, 2029.
- 50 (13) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.
- 51 (14) Section 63J-1-219, requiring an annual report from the Department of Health and Human Services,
is repealed January 1, 2031.
- 53 [(14)] (15) Subsection 63J-1-602.2(16), related to the Communication Habits to reduce Adolescent
Threats (CHAT) Pilot Program, is repealed July 1, 2029.
- 55 [(15)] (16) Subsection 63J-1-602.2(26), regarding the Utah Seismic Safety Commission, is repealed
January 1, 2025.
- 57 [(16)] (17) Section 63L-11-204, Canyon resource management plan, is repealed July 1, 2025.
- 58 [(17)] (18) Title 63L, Chapter 11, Part 4, Resource Development Coordinating Committee, is repealed
July 1, 2027.
- 60 [(18)] (19) Title 63M, Chapter 7, Part 7, Domestic Violence Offender Treatment Board, is repealed July
1, 2027.
- 62 [(19)] (20) Section 63M-7-902, Creation -- Membership -- Terms -- Vacancies -- Expenses, is repealed
July 1, 2029.
- 64 [(20)] (21) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2026.
- 65 [(21)] (22) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is repealed January 1,
2030.
- 67 [(22)] (23) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.
- 68 [(23)] (24) Subsection 63N-2-511(1)(b), regarding the Board of Tourism Development, is repealed July
1, 2025.
- 70 [(24)] (25) Section 63N-2-512, Hotel Impact Mitigation Fund, is repealed July 1, 2028.
- 71 [(25)] (26) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is repealed July 1,
2027.
- 73 [(26)] (27) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant Program, is repealed July
1, 2025.
- 75 [(27)] (28) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed July 1,
2028.
- 77 [(28)] (29) Section 63N-4-804, which creates the Rural Opportunity Advisory Committee, is repealed
July 1, 2027.

HB0406 compared with HB0406S01

- 79 ~~[(29)]~~ (30) Subsection 63N-4-805(5)(b), regarding the Rural Employment Expansion Program, is
repealed July 1, 2028.
- 81 ~~[(30)]~~ (31) Subsection 63N-7-101(1), regarding the Board of Tourism Development, is repealed July 1,
2025.
- 83 ~~[(31)]~~ (32) Subsection 63N-7-102(3)(c), regarding a requirement for the Utah Office of Tourism to
receive approval from the Board of Tourism Development, is repealed July 1, 2025.
- 86 ~~[(32)]~~ (33) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed July 1, 2025.

26 {Section 1. ~~Section 63J-1-201 is amended to read:~~ }

27 **63J-1-201. Governor's proposed budget to Legislature -- Contents -- Preparation --**
Appropriations based on current tax laws and not to exceed estimated revenues.

- 30 (1) The governor shall deliver, not later than 30 days before the date the Legislature convenes
in the annual general session, a confidential draft copy of the governor's proposed budget
recommendations to the Office of the Legislative Fiscal Analyst according to the requirements of
this section.
- 34 (2)
- (a) When submitting a proposed budget, the governor shall, within the first three days of the annual
general session of the Legislature, submit to the presiding officer of each house of the Legislature:
- 37 (i) a proposed budget for the ensuing fiscal year;
- 38 (ii) a schedule for all of the proposed changes to appropriations in the proposed budget, with each
change clearly itemized and classified; and
- 40 (iii) as applicable, a document showing proposed changes in estimated revenues that are based on
changes in state tax laws or rates.
- 42 (b) The proposed budget shall include:
- 43 (i) a projection of:
- 44 (A) estimated revenues by major tax type;
- 45 (B) 15-year trends for each major tax type;
- 46 (C) estimated receipts of federal funds;
- 47 (D) 15-year trends for federal fund receipts; and
- 48 (E) appropriations for the next fiscal year;
- 49 (ii) the source of changes to all direct, indirect, and in-kind matching funds for all federal grants or
assistance programs included in the budget;

HB0406 compared with HB0406S01

- 51 (iii) changes to debt service;
- 52 (iv) a plan of proposed changes to appropriations and estimated revenues for the next fiscal year that is
based upon the current fiscal year state tax laws and rates and considers projected changes in federal
grants or assistance programs included in the budget;
- 56 (v) an itemized estimate of the proposed changes to appropriations for:
- 57 (A) the legislative department as certified to the governor by the president of the Senate and the speaker
of the House;
- 59 (B) the executive department;
- 60 (C) the judicial department as certified to the governor by the state court administrator;
- 62 (D) changes to salaries payable by the state under the Utah Constitution or under law for lease
agreements planned for the next fiscal year; and
- 64 (E) all other changes to ongoing or one-time appropriations, including dedicated credits, restricted
funds, nonlapsing balances, grants, and federal funds;
- 66 (vi) for each line item, the average annual dollar amount of staff funding associated with all positions
that were vacant during the last fiscal year;
- 68 (vii) deficits or anticipated deficits;
- 69 (viii) the recommendations for each state agency for new full-time employees for the next fiscal
year, which shall also be provided to the director of the Division of Facilities Construction and
Management as required by Subsection 63A-5b-501(3);
- 73 (ix) any explanation that the governor may desire to make as to the important features of the budget and
any suggestion as to methods for the reduction of expenditures or increase of the state's revenue; and
- 76 (x) information detailing certain fee increases as required by Section 63J-1-504.
- 77 (3)
- (a) Except as provided in Subsection (3)(b), for the purpose of preparing and reporting the proposed
budget, the governor:
- 79 (i) shall require the proper state officials, including all public and higher education officials, all
heads of executive and administrative departments and state institutions, bureaus, boards,
commissions, and agencies expending or supervising the expenditure of the state money, and
all institutions applying for state money and appropriations, to provide itemized estimates of
changes in revenues and appropriations;

85

HB0406 compared with HB0406S01

(ii) may require the persons and entities subject to Subsection (3)(a)(i) to provide other information under these guidelines and at times as the governor may direct, which may include a requirement for program productivity and performance measures, where appropriate, with emphasis on outcome indicators; and

89 (iii) may require representatives of public and higher education, state departments and institutions, and other institutions or individuals applying for state appropriations to attend budget meetings.

92 (b) Subsections (3)(a)(ii) and (iii) do not apply to the judicial department or the legislative department.

94 (4)

(a) The Governor's Office of Planning and Budget shall provide to the Office of the Legislative Fiscal Analyst, as soon as practicable, but no later than 30 days before the day on which the Legislature convenes in the annual general session, data, analysis, or requests used in preparing the governor's budget recommendations, notwithstanding the restrictions imposed on such recommendations by available revenue.

100 (b) The information under Subsection (4)(a) shall include:

101 (i) actual revenues and expenditures for the fiscal year ending the previous June 30;

102 (ii) estimated or authorized revenues and expenditures for the current fiscal year;

103 (iii) requested revenues and expenditures for the next fiscal year;

104 (iv) detailed explanations of any differences between the amounts appropriated by the Legislature in the current fiscal year and the amounts reported under Subsections (4)(b)(ii) and (iii); and

107 (v) other budgetary information required by the Legislature in statute.

108 (c) The budget information under Subsection (4)(a) shall cover:

109 (i) all items of appropriation, funds, and accounts included in appropriations acts for the current and previous fiscal years; and

111 (ii) any new appropriation, fund, or account items requested for the next fiscal year.

112 (d) The information provided under Subsection (4)(a) may be provided as a shared record under Section 63G-2-206 as considered necessary by the Governor's Office of Planning and Budget.

115 (5)

(a) In submitting the budget for the Department of Public Safety, the governor shall include a separate recommendation in the governor's budget for maintaining a sufficient number of alcohol-related law enforcement officers to maintain the enforcement ratio equal to or below the number specified in Subsection 32B-1-201(2).

HB0406 compared with HB0406S01

- 119 (b) If the governor does not include in the governor's budget an amount sufficient to maintain the
number of alcohol-related law enforcement officers described in Subsection (5)(a), the governor
shall include a message to the Legislature regarding the governor's reason for not including that
amount.
- 123 (6)
- (a) In making budget recommendations, the governor shall consider an amount sufficient to give the
following entities a percentage increase for wages and benefits that is equal to the percentage
change in the Chained Consumer Price Index for the immediately preceding calendar year:
- 127 (i) local health departments, local mental health authorities, local substance abuse authorities, and
local area agencies; and
- 129 (ii) corporations that provide direct services under contract with:
- 130 (A) the Utah State Office of Rehabilitation;
- 131 (B) the Division of Services for People with Disabilities;
- 132 (C) the Division of Child and Family Services; or
- 133 (D) the Division of Juvenile Justice and Youth Services.
- 134 (b) The governor shall provide with the governor's budget:
- 135 (i) a description of how the percentage change in the funding for wages and benefits described in
Subsection (6)(a) over the immediately preceding calendar year compares to the percentage change
in the Chained Consumer Price Index for the immediately preceding calendar year;
- 139 (ii) a description of how the percentage change in the funding for wages and benefits described in
Subsection (6)(a) over the preceding 10 calendar years compares to the percentage difference
between the Chained Consumer Price Index for the tenth calendar year preceding the current
calendar year and the Chained Consumer Price Index for the immediately preceding calendar year;
and
- 144 (iii) an evaluation of the sufficiency of the current funding for the wages and benefits described in
Subsection (6)(a) for retaining and recruiting staff capable of effectively executing the entities'
programs.
- 147 [(6)] (7)
- (a) The governor may revise all estimates, except those relating to the legislative department, the
judicial department, and those providing for the payment of principal and interest to the state debt

HB0406 compared with HB0406S01

and for the salaries and expenditures specified by the Utah Constitution or under the laws of the state.

(b) The estimate for the judicial department, as certified by the state court administrator, shall also be included in the budget without revision, but the governor may make separate recommendations on the estimate.

~~[(7)]~~ (8) The total appropriations requested for expenditures authorized by the budget may not exceed the estimated revenues from taxes, fees, and all other sources for the next ensuing fiscal year.

~~[(8)]~~ (9) If any item of the budget as enacted is held invalid upon any ground, the invalidity does not affect the budget itself or any other item in the budget.

Section 2. Section 2 is enacted to read:

63J-1-219. Annual report from the Department of Health and Human Services.

(1) As used in this section:

(a) "Department" means the Department of Health and Human Services created in Section 26B-1-201.

(b) "Department contractor" means:

(i) a local health department, local mental health authority, local substance abuse authority, or local area agency; or

(ii) an entity that provides direct services under contract with:

(A) the Utah State Office of Rehabilitation;

(B) the Division of Services for People with Disabilities;

(C) the Division of Child and Family Services; or

(D) the Division of Juvenile Justice and Youth Services.

(2)

(a) Beginning in 2025, the department shall annually submit a report to the Executive Appropriations Committee that provides information related to funding for wages and benefits for employees of department contractors.

(b) The department shall submit the report before the Executive Appropriations Committee's December meeting.

(3) The department shall include in the report:

(a) for the upcoming fiscal year, the amount necessary to give department contractors a percentage increase for wages and benefits that is equal to the percentage change in the Chained Consumer Price Index for the immediately preceding calendar year;

HB0406 compared with HB0406S01

- 110 (b) a description of how the percentage change in the funding for wages and benefits for department
contractors over the preceding 10 calendar years compares to the percentage difference between the
Chained Consumer Price Index for the tenth calendar year preceding the current calendar year and
the Chained Consumer Price Index for the immediately preceding calendar year; and
- 115 (c) an evaluation of the sufficiency of the current funding for the wages and benefits for department
contractors for retaining and recruiting staff capable of effectively executing the entities' programs.

118 Section 3. **Effective date.**

This bill takes effect on May 7, 2025.

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