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Tax Return Donation Amendments
2026 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Matt MacPherson
Senate Sponsor: Luz Escamilla

LONG TITLE

General Description:

This bill creates a School Meals Debt Relief Fund and provides for the fund's administration.

Highlighted Provisions:

This bill:

- ▶ creates a School Meals Debt Relief Fund;
- ▶ allows individual taxpayers to designate contributions to the fund on tax returns;
- ▶ establishes reporting requirements for local education agencies regarding school meals debt;
- ▶ provides for a distribution process based on each local education agency's proportion of total statewide school meals debt;
- ▶ requires the State Board of Education to collect and verify school meals debt data;
- ▶ delegates rulemaking authority to the State Board of Education for program administration; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides retrospective operation.

Utah Code Sections Affected:

AMENDS:

59-10-1304 (Effective 05/06/26) (Applies beginning 01/01/26), as last amended by Laws of Utah 2025, Chapters 95, 322

ENACTS:

28 **53G-9-205.3 (Effective 05/06/26)**, Utah Code Annotated 1953
 29 **59-10-1324 (Effective 05/06/26) (Applies beginning 01/01/26)**, Utah Code Annotated
 30 1953

31
 32 *Be it enacted by the Legislature of the state of Utah:*

33 Section 1. Section **53G-9-205.3** is enacted to read:

34 **53G-9-205.3 (Effective 05/06/26). School meals debt balance relief.**

35 (1) As used in this section:

- 36 (a) "Fund" means the School Meals Debt Relief Fund created in Section 59-10-1324.
 37 (b) "School meals debt" means outstanding unpaid balances for school meals provided
 38 to students.

39 (2) The state board shall:

- 40 (a) collect school meals debt data from LEAs annually by June 30;
 41 (b) require each LEA to report:
 42 (i) total outstanding school meals debt;
 43 (ii) number of students with outstanding school meals debt;
 44 (iii) verification of debt collection efforts; and
 45 (iv) any other information deemed necessary by the state board;
 46 (c) verify the accuracy of reported data;
 47 (d) calculate each LEA's proportion of total statewide school meals debt; and
 48 (e) maintain school meals debt information.

49 (3) Upon receiving funds from the State Tax Commission pursuant to Section 59-10-1324,
 50 the state board shall:

- 51 (a) distribute funds to each qualifying LEA based on the LEA's proportion of total
 52 statewide school meals debt as calculated under Subsection (2);
 53 (b) complete all distributions by September 1 of each year; and
 54 (c) provide a report of distributions to the commission within 30 days of completion.

55 (4)(a) An LEA shall:

- 56 (i) submit required data to the state board by the established deadline;
 57 (ii) certify the accuracy of submitted data;
 58 (iii) maintain records supporting submitted data for a period of five years; and
 59 (iv) use distributed funds solely for the purpose of paying off school meals debt.
 60 (b) Any funds not applied to school meals debts within 60 days shall be:
 61 (i) returned to the state board; and

62 (ii) redistributed to other qualifying LEAs according to the formula in Subsection (2).
63 (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
64 state board shall establish rules to administer this section.

65 Section 2. Section **59-10-1304** is amended to read:

66 **59-10-1304 (Effective 05/06/26) (Applies beginning 01/01/26). Removal of**
67 **designation and prohibitions on collection for certain contributions on income tax return**
68 **-- Conditions for removal and prohibitions on collection -- Commission publication**
69 **requirements.**

70 (1)(a) If a contribution or combination of contributions described in Subsection (1)(b)
71 generate less than \$30,000 per year for three consecutive years, the commission shall
72 remove the designation for the contribution from the individual income tax return and
73 may not collect the contribution from a resident or nonresident individual beginning
74 two taxable years after the three-year period for which the contribution generates less
75 than \$30,000 per year.

76 (b) The following contributions apply to Subsection (1)(a):

77 (i) the contribution provided for in Section 59-10-1306;

78 (ii) the sum of the contributions provided for in Subsection 59-10-1307(1);

79 (iii) the contribution provided for in Section 59-10-1308;

80 (iv) the contribution provided for in Section 59-10-1319;

81 (v) the contribution provided for in Section 59-10-1320;

82 (vi) the contribution provided for in Section 59-10-1321;

83 (vii) the contribution provided for in Section 59-10-1322; ~~[or]~~

84 (viii) the contribution provided for in Section 59-10-1323~~[-]~~ ; or

85 (ix) the contribution provided for in Section 59-10-1324.

86 (2) If the commission removes the designation for a contribution under Subsection (1), the
87 commission shall report to the Revenue and Taxation Interim Committee by electronic
88 means that the commission removed the designation on or before the November interim
89 meeting of the year in which the commission determines to remove the designation.

90 (3)(a) Within a 30-day period after the day on which the commission makes the report
91 required by Subsection (2), the commission shall publish a list in accordance with
92 Subsection (3)(b) stating each contribution that the commission will remove from the
93 individual income tax return.

94 (b) The list shall:

95 (i) be published on:

- 96 (A) the commission's website; and
 97 (B) the public legal notice website in accordance with Section 45-1-101;
 98 (ii) include a statement that the commission:
 99 (A) is required to remove the contribution from the individual income tax return;
 100 and
 101 (B) may not collect the contribution;
 102 (iii) state the taxable year for which the removal described in Subsection (3)(a) takes
 103 effect; and
 104 (iv) remain available for viewing and searching until the commission publishes a new
 105 list in accordance with this Subsection (3).

106 Section 3. Section **59-10-1324** is enacted to read:

107 **59-10-1324 (Effective 05/06/26) (Applies beginning 01/01/26). Contribution to the**
 108 **School Meals Debt Relief Fund.**

109 (1)(a) There is created an expendable special revenue fund known as the "School Meals
 110 Debt Relief Fund."

111 (b) The fund shall consist of all amounts deposited into the fund in accordance with
 112 Subsection (2).

113 (2) Except as provided in Section 59-10-1304, a resident or nonresident individual who
 114 files an income tax return under this chapter may designate on the resident or
 115 nonresident individual's income tax return a contribution to be:

116 (a) deposited into the School Meals Debt Relief Fund; and

117 (b) expended as provided in Subsection (3).

118 (3)(a) Each year, the commission shall:

119 (i) disburse from the School Meals Debt Relief Fund all money deposited into the
 120 fund since the last disbursement; and

121 (ii) transfer the money to the State Board of Education for distribution to local
 122 education agencies in accordance with Section 53G-9-205.2.

123 (b) The commission shall complete the transfer of funds to the State Board of Education
 124 by August 15 of each year.

125 Section 4. **Effective Date.**

126 This bill takes effect on May 6, 2026.

127 Section 5. **Retrospective operation.**

128 The following sections have retrospective operation for a taxable year beginning on or
 129 after January 1, 2026:

130 (1) Section 59-10-1304; and

131 (2) Section 59-10-1324.