

HB0148S01 compared with HB0148

{Omitted text} shows text that was in HB0148 but was omitted in HB0148S01
inserted text shows text that was not in HB0148 but was inserted into HB0148S01

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.

1 **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

HB0148 compared with HB0148S01

21 **Other Special Clauses:**

22 This bill provides retrospective operation.

23 **Utah Code Sections Affected:**

24 AMENDS:

25 **59-10-1304 (Effective 05/06/26) (Applies beginning 01/01/26)**, as last amended by Laws of Utah
26 2025, Chapters 95, 322

27 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 1953

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

33 Section 1. Section 1 is enacted to read:

34 **53G-9-205.3. 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 {59-10-1322} 59-10-1324.

37 (b) "School meals debt" means outstanding unpaid balances for school meals provided 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 {59-10-1322}

50 59-10-1324, the state board shall:

51 (a) distribute funds to each qualifying LEA based on the LEA's proportion of total statewide school
meals debt as calculated under Subsection (2);

53 (b) complete all distributions by September 1 of each year; and

HB0148 compared with HB0148S01

54 (c) provide a report of distributions to the commission within 30 days of completion.

55 (4)

56 (a) An LEA shall:

57 (i) submit required data to the state board by the established deadline;

58 (ii) certify the accuracy of submitted data;

59 (iii) maintain records supporting submitted data for a period of five years; and

60 (iv) use distributed funds solely for the purpose of paying off school meals debt.

61 (b) Any funds not applied to school meals debts within 60 days shall be:

62 (i) returned to the state board; and

63 (ii) redistributed to other qualifying LEAs according to the formula in Subsection (2).

64 (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the 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 designation and prohibitions on collection for certain contributions on income tax return -- Conditions for removal and prohibitions on collection -- Commission publication requirements.**

70 (1)

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

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

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

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

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

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

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

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

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

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

HB0148 compared with HB0148S01

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 commission
shall report to the Revenue and Taxation Interim Committee by electronic means that the
commission removed the designation on or before the November interim meeting of the year in
which the commission determines to remove the designation.

90 (3)

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

95 (b) The list shall:

96 (i) be published on:

97 (A) the commission's website; and

98 (B) the public legal notice website in accordance with Section 45-1-101;

99 (ii) include a statement that the commission:

100 (A) is required to remove the contribution from the individual income tax return; and

101 (B) may not collect the contribution;

102 (iii) state the taxable year for which the removal described in Subsection (3)(a) takes effect; and

103 (iv) remain available for viewing and searching until the commission publishes a new list in accordance
with this Subsection (3).

106 Section 3. Section 3 is enacted to read:

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

109 **Meals Debt Relief Fund.**

110 (1)

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

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

113 (2) Except as provided in Section 59-10-1304, a resident or nonresident individual who files an income
tax return under this chapter may designate on the resident or 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).

HB0148 compared with HB0148S01

118 (3)

119 (a) Each year, the commission shall:

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

121 (ii) transfer the money to the State Board of Education for distribution to local 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 by August 15
of each year.

125 Section 4. **Effective date.**

125 This bill takes effect on May 6, 2026.

127 Section 5. **Retrospective Operation.**

127 Retrospective operation.

128 {① {Except as provided in subsection (2), this bill has retrospective operation to January 1, 2026.} }

130 (2) {Section 53G-9-205.3 (Effective 05/06/26) which has no} The following sections have
retrospective operation{.} for a taxable year beginning on or

130 after January 1, 2026:

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

131 (2) Section 59-10-1324.

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