

**Matt MacPherson** proposes the following substitute bill:

1 **Tax Return Donation Amendments**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Matt MacPherson**

Senate Sponsor: Luz Escamilla

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2 **LONG TITLE**

3 **General Description:**

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

7 **Highlighted Provisions:**

8 This bill:

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

19 **Money Appropriated in this Bill:**

20 None

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  
26 of Utah 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  
30       1953

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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

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

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

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

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

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

(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:

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

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

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

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

- (i) disburse from the School Meals Debt Relief Fund all money deposited into the fund since the last disbursement; and
- (ii) transfer the money to the State Board of Education for distribution to local education agencies in accordance with Section 53G-9-205.2.

The commission shall complete the transfer of funds to the State Board of Education by August 15 of each year.

#### **Section 4. Effective Date.**

bill takes effect on May 6, 2026.

## Section 5. Retrospective operation

following sections have retrospective o

after January 1, 2026:

(1) Section 59-10-130

131      (2) Section 59-10-1324.