

Jerry W Stevenson proposes the following substitute bill:

Budgetary Modifications
2026 GENERAL SESSION
STATE OF UTAH

Chief Sponsor: Val L. Peterson

Senate Sponsor: Jerry W Stevenson

LONG TITLE

General Description:

This bill modifies provisions related to public funds.

Highlighted Provisions:

This bill:

▸ changes the name of:

- the Agriculture Conservation Easement Account; and
- the LeRay McAllister Working Farm and Ranch Fund;

▸ repeals the following accounts and funds, including related references:

- the Navajo Water Rights Negotiation Account;
- the Conversion to Alternative Fuel Grant Program Fund, including the Conversion to

Alternative Fuel Grant Program;

- the Wildlife Resources Conservation Easement Account;
- the Wild Game Meat Donation Fund; and
- the Colorado River Authority Restricted Account;

▸ modifies the permissible uses of funds in the Department of Public Safety Restricted Account;

▸ clarifies that an agency that administers a state grant on another agency's behalf shall comply with the applicable grant requirements;

▸ clarifies that the state auditor may audit grant funds in accordance with the state auditor's authority;

▸ for a direct award grant, prohibits an administering agency from using grant funds to administer the grant, unless otherwise provided in the grant appropriation's intent language;

▸ modifies certain reporting requirements for a competitive grant;

▸ provides that a member of the Board of Examiners is disqualified from reviewing a line

- 29 item overexpenditure report if the line item is part of the member's office's budget;
- 30 ▶ allows an agency to expend up to 100% of the dedicated credits revenue that the agency
31 receives in excess of the amount appropriated, if the dedicated credits are appropriated
32 to a specified type of fund;
- 33 ▶ amends the administration of the Industrial Assistance Account (account) by:
- 34 • replacing the annual transfer to the account with an annual set aside; and
35 • directing the GOEO board to make recommendations to the administrator regarding
36 applications for loans, grants, or other financial assistance from the account;
- 37 ▶ addresses the state auditor's authority related to:
- 38 • expenses and personnel; and
39 • performing audits of funds and accounts to determine compliance with the law;
- 40 ▶ creates the Energy Development Infrastructure Fund to make loans to public entities to
41 finance infrastructure development that supports nuclear power generation and
42 transmission in the state;
- 43 ▶ changes the Electrical Energy Development Investment Fund from an expendable special
44 revenue fund to a special revenue fund and makes appropriations from the fund
45 nonlapsing;
- 46 ▶ modifies the permissible uses of the Electrical Energy Development Investment Fund;
47 ▶ makes technical and conforming changes; and
48 ▶ includes a coordination clause that makes technical changes if this bill and H.B. 473,
49 Colorado River Authority Amendments, both pass and become law.

50 **Money Appropriated in this Bill:**

51 This bill appropriates (\$5,000,000) in operating and capital budgets for fiscal year 2026,
52 all of which is from the General Fund.

53 This bill appropriates \$5,000,000 in business-like activities for fiscal year 2026, all of which is
54 from the General Fund.

55 This bill appropriates \$1,638,500 in operating and capital budgets for fiscal year 2027, all of
56 which is from the General Fund.

57 This bill appropriates (\$1,638,500) in restricted fund and account transfers for fiscal year 2027,
58 all of which is from the General Fund.

59 **Other Special Clauses:**

60 This bill provides a special effective date.

61 This bill provides coordination clauses.

62 **Utah Code Sections Affected:**

63 AMENDS:

- 64 **4-46-102 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, First Special
65 Session, Chapter 16
- 66 **4-46-202 (Effective 07/01/26) (Repealed 07/01/27)**, as last amended by Laws of Utah
67 2023, Chapter 180
- 68 **4-46-301 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 143
- 69 **4-46-302 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, First Special
70 Session, Chapter 15
- 71 **4-46-303 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 271
- 72 **4-46-304 (Effective 07/01/26) (Partially Repealed 07/01/27)**, as last amended by Laws of
73 Utah 2025, Chapter 91
- 74 **4-46-401 (Effective 07/01/26) (Partially Repealed 07/01/27)**, as last amended by Laws of
75 Utah 2023, Chapter 34
- 76 **17-81-501 (Effective 07/01/26)**, as renumbered and amended by Laws of Utah 2025,
77 First Special Session, Chapter 14
- 78 **39A-8-104 (Effective 07/01/26)**, as last amended by Laws of Utah 2023, Chapter 180
- 79 **53-3-106 (Effective 07/01/26)**, as last amended by Laws of Utah 2024, Chapter 134
- 80 **63C-25-101 (Effective 07/01/26) (Repealed 07/01/27)**, as last amended by Laws of Utah
81 2025, Chapter 105
- 82 **63G-6b-101 (Effective 07/01/26)**, as enacted by Laws of Utah 2024, Chapter 300
- 83 **63G-6b-201 (Effective 07/01/26)**, as enacted by Laws of Utah 2024, Chapter 300
- 84 **63G-6b-301 (Effective 07/01/26)**, as enacted by Laws of Utah 2024, Chapter 300
- 85 **63G-6b-401 (Effective 07/01/26)**, as enacted by Laws of Utah 2024, Chapter 300
- 86 **63G-9-201 (Effective 07/01/26)**, as last amended by Laws of Utah 2023, Chapter 16
- 87 **63G-9-301 (Effective 07/01/26)**, as last amended by Laws of Utah 2009, Chapter 183
- 88 **63I-1-223 (Effective 07/01/26)**, as last amended by Laws of Utah 2024, Third Special
89 Session, Chapter 5
- 90 **63I-2-263 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapters 182,
91 273 and 277
- 92 **63J-1-105 (Effective 07/01/26)**, as last amended by Laws of Utah 2021, Chapter 382
- 93 **63J-1-217 (Effective 07/01/26)**, as last amended by Laws of Utah 2022, Chapter 456
- 94 **63J-1-602.1 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, First Special
95 Session, Chapter 9
- 96 **63J-1-602.2 (Effective 07/01/26) (Partially Repealed 07/01/29)**, as last amended by Laws

97 of Utah 2025, First Special Session, Chapter 17
 98 **63M-14-102 (Effective 07/01/26)**, as enacted by Laws of Utah 2021, Chapter 179
 99 **63N-3-103 (Effective 07/01/26)**, as last amended by Laws of Utah 2021, Chapter 282
 100 **63N-3-105 (Effective 07/01/26)**, as last amended by Laws of Utah 2024, Chapter 159
 101 **63N-3-106 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, Chapter 113
 102 **67-3-1 (Effective 07/01/26)**, as last amended by Laws of Utah 2025, First Special
 103 Session, Chapter 17
 104 **79-6-1105 (Effective 07/01/26)**, as enacted by Laws of Utah 2025, Chapter 375
 105 **79-6-1106 (Effective 07/01/26)**, as enacted by Laws of Utah 2025, Chapter 375

106 ENACTS:

107 **79-6-410 (Effective 07/01/26)**, Utah Code Annotated 1953

108 REPEALS:

109 **19-2-301 (Effective 07/01/26) (Repealed 07/01/29)**, as enacted by Laws of Utah 2015,
 110 Chapter 381
 111 **19-2-302 (Effective 07/01/26) (Repealed 07/01/29)**, as last amended by Laws of Utah
 112 2016, Chapter 369
 113 **19-2-303 (Effective 07/01/26) (Repealed 07/01/29)**, as last amended by Laws of Utah
 114 2016, Chapter 369
 115 **19-2-304 (Effective 07/01/26) (Repealed 07/01/29)**, as last amended by Laws of Utah
 116 2016, Chapter 369
 117 **23A-3-204 (Effective 07/01/26) (Partially Repealed 07/01/27)**, as renumbered and
 118 amended by Laws of Utah 2023, Chapter 103
 119 **23A-3-206 (Effective 07/01/26)**, as renumbered and amended by Laws of Utah 2023,
 120 Chapter 103
 121 **51-9-701 (Effective 07/01/26)**, as enacted by Laws of Utah 2012, Chapter 276
 122 **51-9-702 (Effective 07/01/26)**, as last amended by Laws of Utah 2021, Chapter 412
 123 **63M-14-501 (Effective 07/01/26)**, as enacted by Laws of Utah 2021, Chapter 179

124 **Utah Code Sections affected by Coordination Clause:**

125 **UNCODIFIED MATERIAL**

126
 127 *Be it enacted by the Legislature of the state of Utah:*

128 Section 1. Section **4-46-102** is amended to read:

129 **4-46-102 (Effective 07/01/26). Definitions.**

130 As used in this chapter:

- 131 (1) "Account" means the LeRay McAllister Working Farm and Ranch Account created in
 132 Section 4-46-301.
- 133 (2) "Agricultural land" means "land in agricultural use," as defined in Section 59-2-502.
- 134 [(2)] (3) "Board" means the Land Conservation Board established in Section 4-46-201.
- 135 [(3)] (4) "Conservation commission" means the Conservation Commission created in
 136 Section 4-18-104.
- 137 [(4)] (5) "Conservation district" means a limited purpose local government entity created
 138 under Title 17D, Chapter 3, Conservation District Act.
- 139 [(5)] (6) "Director" means the director of the Division of Conservation.
- 140 [(6)] (7) "Division" means the Division of Conservation created in Section 4-46-401.
- 141 [(7) "~~Fund" means the LeRay McAllister Working Farm and Ranch Fund created in Section~~
 142 ~~4-46-301.~~]
- 143 (8) "Land use authority" means:
 144 (a) a land use authority, as defined in Section 10-20-102, of a municipality; or
 145 (b) a land use authority, as defined in Section 17-79-102, of a county.
- 146 (9) "Local entity" means a county, city, or town.
- 147 (10)(a) "Open land" means land that is:
 148 (i) preserved in or restored to a predominantly natural, open, and undeveloped
 149 condition; and
 150 (ii) used for:
 151 (A) wildlife habitat;
 152 (B) cultural or recreational use;
 153 (C) watershed protection; or
 154 (D) another use consistent with the preservation of the land in, or restoration of
 155 the land to, a predominantly natural, open, and undeveloped condition.
- 156 (b) "Open land" includes land described in Subsection (10)(a) that contains facilities,
 157 including trails, waterways, and grassy areas, that:
 158 (i) enhance the natural, scenic, or aesthetic qualities of the land; or
 159 (ii) facilitate the public's access to or use of the land for the enjoyment of the land's
 160 natural, scenic, or aesthetic qualities and for compatible recreational activities.
- 161 (c) "Open land" does not include land whose predominant use is as a developed facility
 162 for active recreational activities, including baseball, tennis, soccer, golf, or other
 163 sporting or similar activities.
- 164 (11)(a) "State conservation efforts" includes:

- 165 (i) efforts to optimize and preserve the uses of land for the benefit of the state's
 166 agricultural industry and natural resources; and
- 167 (ii) conservation of working landscapes that if conserved, preserves the state's
 168 agricultural industry and natural resources, such as working agricultural land.
- 169 (b) "State conservation efforts" does not include the purpose of opening private property
 170 to public access without the consent of the owner of the private property.
- 171 (12)(a) "Working agricultural land" means agricultural land for which an owner or
 172 producer engages in the activity of producing for commercial purposes crops,
 173 orchards, livestock, poultry, aquaculture, livestock products, or poultry products and
 174 the facilities, equipment, and property used to facilitate the activity.
- 175 (b) "Working agricultural land" includes an agricultural protection area established
 176 under Title 17, Chapter 81, Agriculture, Industrial, and Critical Infrastructure
 177 Materials.

178 Section 2. Section **4-46-202** is amended to read:

179 **4-46-202 (Effective 07/01/26) (Repealed 07/01/27). Board duties and powers -- No**
 180 **regulatory authority -- Criteria.**

- 181 (1) The board shall:
- 182 (a) administer the [~~fund~~] account as provided in this chapter; and
- 183 (b) fulfill other responsibilities imposed on the board by the Legislature.
- 184 (2) The board may not exercise any regulatory authority.
- 185 (3) In carrying out the board's powers and duties under this chapter, the board shall adopt
 186 ranking criteria that is substantially similar to the ranking criteria used by the
 187 Agriculture Conservation Easement Program and Agriculture Land Easement as
 188 determined by the Natural Resources Conservation Service under the United States
 189 Department of Agriculture.

190 Section 3. Section **4-46-301** is amended to read:

191 **Part 3. LeRay McAllister Working Farm and Ranch Account**

192 **4-46-301 (Effective 07/01/26). LeRay McAllister Working Farm and Ranch**
 193 **Account.**

- 194 (1) There is created a restricted account within the General Fund entitled the "LeRay
 195 McAllister Working Farm and Ranch [~~Fund~~] Account."
- 196 (2) The LeRay McAllister Working Farm and Ranch [~~Fund~~] Account shall consist of:
- 197 (a) appropriations by the Legislature;
- 198 (b) grants from federal or private sources;

- 199 (c) revenue paid in accordance with Section 59-2-506, 59-2-511, 59-2-1705, or
 200 59-2-1710; and
- 201 (d) interest and earnings from the account.
- 202 (3) The Land Conservation Board created in Section 4-46-201 may use appropriations from
 203 the ~~[fund]~~ account in accordance with Section 4-46-302.
- 204 Section 4. Section **4-46-302** is amended to read:
- 205 **4-46-302 (Effective 07/01/26). Program -- Use of money in account -- Criteria --**
 206 **Administration.**
- 207 (1) Subject to Subsection (2), the board shall administer the LeRay McAllister Working
 208 Farm and Ranch ~~[Fund]~~ Account Program under which the board may authorize the use
 209 of money in the fund, by grant, to:
- 210 (a) a local entity;
- 211 (b) the Department of Natural Resources created under Section 79-2-201;
- 212 (c) an entity within the department; or
- 213 (d) a charitable organization that qualifies as being tax exempt under Section 501(c)(3),
 214 Internal Revenue Code.
- 215 (2)(a) The money in the ~~[fund]~~ account shall be used for preserving or restoring open
 216 land and agricultural land.
- 217 (b) Except as provided in Subsection (2)(c), money from the ~~[fund]~~ account:
- 218 (i) may be used to:
- 219 (A) establish a conservation easement under Title 57, Chapter 18, Land
 220 Conservation Easement Act; or
- 221 (B) fund similar methods to preserve open land or agricultural land; and
- 222 (ii) may not be used to purchase a fee interest in real property to preserve open land
 223 or agricultural land.
- 224 (c) Money from the ~~[fund]~~ account may be used to purchase a fee interest in real property
 225 to preserve open land or agricultural land if:
- 226 (i) the property to be purchased is no more than 20 acres in size; and
- 227 (ii) with respect to a parcel purchased in a county in which over 50% of the land area
 228 is publicly owned, real property roughly equivalent in size and located within that
 229 county is contemporaneously transferred to private ownership from the
 230 governmental entity that purchased the fee interest in real property.
- 231 (d) Eminent domain may not be used or threatened in connection with any purchase
 232 using money from the ~~[fund]~~ account.

- 233 (e) A parcel of land larger than 20 acres in size may not be divided to create one or more
234 parcels that are smaller than 20 acres in order to comply with Subsection (2)(c)(i).
- 235 (f) A local entity, department, or organization under Subsection (1) may not receive
236 money from the [fund] account unless the local entity, department, or organization
237 provides matching funds equal to or greater than the amount of money received from
238 the [fund] account.
- 239 (g) In granting money from the [fund] account, the board may impose conditions on the
240 recipient as to how the money is to be spent.
- 241 (h) The board shall give priority to:
- 242 (i) working agricultural land; and
- 243 (ii) after giving priority to working agricultural land under Subsection (2)(h)(i),
244 requests from the Department of Natural Resources for up to 20% of each annual
245 increase in the amount of money in the [fund] account if the money is used for the
246 protection of wildlife or watershed.
- 247 (i)(i) The board may not make a grant from the [fund] account that exceeds
248 \$1,000,000 until after making a report to the Legislative Management Committee
249 about the grant.
- 250 (ii) The Legislative Management Committee may make a recommendation to the
251 board concerning the intended grant, but the recommendation is not binding on
252 the board.
- 253 (3) In determining the amount and type of financial assistance to provide a local entity,
254 department, or organization under Subsection (1) and subject to Subsection (2)(i), the
255 board shall consider:
- 256 (a) the nature and amount of open land and agricultural land proposed to be preserved or
257 restored;
- 258 (b) the qualities of the open land and agricultural land proposed to be preserved or
259 restored;
- 260 (c) the cost effectiveness of the project to preserve or restore open land or agricultural
261 land;
- 262 (d) the funds available;
- 263 (e) the number of actual and potential applications for financial assistance and the
264 amount of money sought by those applications;
- 265 (f) the open land preservation plan of the local entity where the project is located and the
266 priority placed on the project by that local entity;

- 267 (g) the effects on housing affordability and diversity; and
- 268 (h) whether the project protects against the loss of private property ownership.
- 269 (4) If a local entity, department, or organization under Subsection (1) seeks money from the [
- 270 ~~fund~~] account for a project whose purpose is to protect critical watershed, the board shall
- 271 require that the needs and quality of that project be verified by the state engineer.
- 272 (5) An interest in real property purchased with money from the [~~fund~~] account shall be held
- 273 and administered by the state or a local entity.
- 274 (6)(a) The board may not authorize the use of money under this section for a project
- 275 unless the land use authority for the land in which the project is located consents to
- 276 the project.
- 277 (b)(i) To obtain consent to a project, the person who is seeking money from the [~~fund~~]
- 278 account shall submit a request for consent to a project with the applicable land use
- 279 authority.
- 280 (ii) The land use authority may grant or deny consent.
- 281 (iii) If the land use authority does not take action within 60 days from the day on
- 282 which the request for consent is filed with the land use authority under this
- 283 Subsection (6), the board shall treat the project as having the consent of the land
- 284 use authority.
- 285 (c) An action of a land use authority under this Subsection (6) is not a land use decision
- 286 subject to:
- 287 (i) Title 10, Chapter 20, Municipal Land Use, Development, and Management Act; or
- 288 (ii) Title 17, Chapter 79, County Land Use, Development, and Management Act.
- 289 Section 5. Section **4-46-303** is amended to read:
- 290 **4-46-303 (Effective 07/01/26). Board to report annually.**
- 291 The board shall submit an annual report to the Transportation and Infrastructure and
- 292 Natural Resources, Agriculture, and Environmental Quality Appropriations Subcommittees:
- 293 (1) specifying the amount of each disbursement from the [~~fund~~] account;
- 294 (2) identifying the recipient of each disbursement and describing the project for which
- 295 money was disbursed; and
- 296 (3) detailing the conditions, if any, placed by the board on disbursements from the [~~fund~~]
- 297 account.
- 298 Section 6. Section **4-46-304** is amended to read:
- 299 **4-46-304 (Effective 07/01/26) (Partially Repealed 07/01/27). Agriculture**
- 300 **Conservation Easement Fund.**

- 301 (1) There is created an expendable special revenue fund known as the Agriculture
 302 Conservation Easement [~~Account~~] Fund.
- 303 (2) The Agriculture Conservation Easement [~~Account~~] Fund consists of:
- 304 (a) conservation easement stewardship fees;
- 305 (b) grants from private foundations;
- 306 (c) grants from local governments, the state, or the federal government;
- 307 (d) grants from the Land Conservation Board created under Section 4-46-201;
- 308 (e) donations from landowners for monitoring and enforcing compliance with
 309 conservation easements;
- 310 (f) donations from any other person; and
- 311 (g) interest on [~~account~~] fund money.
- 312 (3) The department shall use money from the [~~account~~] fund to monitor and enforce
 313 compliance with conservation easements held by the department.
- 314 (4) The department may not receive or expend donations from the [~~account~~] fund to acquire
 315 conservation easements.
- 316 Section 7. Section **4-46-401** is amended to read:
- 317 **4-46-401 (Effective 07/01/26) (Partially Repealed 07/01/27). Division of**
 318 **Conservation created -- Director.**
- 319 (1) Within the department there is created the Division of Conservation.
- 320 (2)(a) The director is the executive and administrative head of the division.
- 321 (b) The director shall administer this part subject to the administration and general
 322 supervision of the commissioner.
- 323 (3) The division shall coordinate state conservation efforts by:
- 324 (a) staffing the board created in Section 4-46-201;
- 325 (b) coordinating with a conservation district in accordance with Section 4-46-402;
- 326 (c) coordinating with an agency or division within the department, the Department of
 327 Natural Resources, other state agencies, counties, cities, towns, local land trust
 328 entities, and federal agencies;
- 329 (d) facilitating obtaining federal funds in addition to state funds used for state
 330 conservation efforts;
- 331 (e) monitoring and providing for the management of conservation easements on state
 332 lands[~~, including coordination with the Division of Wildlife Resources in the~~
 333 ~~Division of Wildlife Resources' administration of Section 23A-3-204]; and~~
- 334 (f) implementing rules made by the department in accordance with Title 63G, Chapter 3,

335 Utah Administrative Rulemaking Act, and Section 4-46-403.

336 (4) The division may cooperate with, or enter into agreements with, other agencies of this
337 state and federal agencies in the administration and enforcement of this chapter.

338 Section 8. Section **17-81-501** is amended to read:

339 **17-81-501 (Effective 07/01/26). Use of money -- Criteria -- Administration.**

340 (1) The county treasurer shall deposit 100% of the rollback tax funds into an account or
341 fund of the county set aside for preserving or restoring open land and agricultural land.

342 (2) The rollback funds:

343 (a) may be used to establish a conservation easement under Title 57, Chapter 18, Land
344 Conservation Easement Act, or to fund similar methods to preserve open land or
345 agricultural land; and

346 (b) if the property to be purchased is in a public land county, may not be used to
347 purchase a fee interest in real property to preserve open land or agricultural land,
348 unless, the governmental entity purchasing the property contemporaneously transfers
349 to the private ownership real property, in the same public land county, that is roughly
350 equivalent in size to the property to be purchased.

351 (3) Eminent domain may not be used or threatened in connection with any purchase using
352 the rollback tax funds.

353 (4) The funds collected by the account or fund of the county may roll over from
354 year-to-year, except that if the county does not spend, or obligate, 100% of the rollback
355 tax funds for a purpose described in Subsection (2) within 10 years after the year in
356 which the county collects the rollback tax funds, the county shall pay the balance to the
357 LeRay McAllister Working Farm and Ranch [Fund] Account created in Section 4-46-301.

358 Section 9. Section **39A-8-104** is amended to read:

359 **39A-8-104 (Effective 07/01/26). Committee responsibilities.**

360 (1) The committee shall:

361 (a) identify lands to be included in the designated sentinel landscape;

362 (b) develop strategies and recommendations to encourage landowners within the sentinel
363 landscape to voluntarily participate in and begin or continue land uses compatible
364 with Camp Williams's military mission; and

365 (c) publish any policies and procedures as administrative rules in accordance with Title
366 63G, Chapter 3, Utah Administrative Rulemaking Act.

367 (2) In designating sentinel lands, the coordinating committee shall include all working or
368 natural lands that the coordinating committee believes contribute to the long-term

- 369 sustainability of the military missions conducted at Camp Williams.
- 370 (3) The committee shall determine the appropriate level of state resources required to
- 371 adequately protect Camp Williams's military mission and may apply for grants from the
- 372 LeRay McAllister Working Farm and Ranch [~~Fund~~] Account to aid in securing those
- 373 resources.
- 374 (4) In determining lands to designate, the coordinating committee shall seek input from:
- 375 (a) the director of the Department of Defense Readiness and Environmental Protection
- 376 Integration Program; and
- 377 (b) the director of the National Guard Bureau Army Compatible Use Buffer Program, as
- 378 authorized under 10 U.S.C. Sec. 2684(a).
- 379 (5) The committee shall provide a written report of its activities if state funds are expended
- 380 during the previous calendar year no later than July 31 annually to:
- 381 (a) the governor;
- 382 (b) the Government Operations Interim Committee; and
- 383 (c) the Executive Appropriations Committee.

384 Section 10. Section **53-3-106** is amended to read:

385 **53-3-106 (Effective 07/01/26). Disposition of revenues under this chapter --**
 386 **Restricted account created -- Uses as provided by appropriation -- Nonlapsing.**

- 387 (1) There is created within the Transportation Fund a restricted account known as the
- 388 "Department of Public Safety Restricted Account."
- 389 (2) The account consists of money generated from the following revenue sources:
- 390 (a) all money received under this chapter;
- 391 (b) administrative fees received according to the fee schedule authorized under this
- 392 chapter and Section 63J-1-504;
- 393 (c) beginning on January 1, 2013, money received in accordance with Section
- 394 41-1a-1201; and
- 395 (d) any appropriations made to the account by the Legislature.
- 396 (3)(a) The account shall earn interest.
- 397 (b) All interest earned on account money shall be deposited into the account.
- 398 (4) The expenses of the department in carrying out this chapter shall be provided for by
- 399 legislative appropriation from this account.
- 400 (5) Subject to legislative appropriation, money in the account may be used to pay for costs
- 401 associated with law enforcement training facilities.
- 402 [~~(5)~~] (6) The amount in excess of \$45 of the fees collected under Subsection 53-3-105(27)

403 shall be appropriated by the Legislature from this account to the department to
 404 implement the provisions of Section 53-1-117, except that of the amount in excess of
 405 \$45, \$100 shall be deposited into the State Laboratory Drug Testing Account created in
 406 Section 26B-1-304.

407 [~~(6)~~] (7) All money received under Subsection 41-6a-1406(7)(b)(ii) shall be appropriated by
 408 the Legislature from this account to the department to implement the provisions of
 409 Section 53-1-117.

410 [~~(7)~~] (8) Beginning in fiscal year 2009-10, the Legislature shall appropriate \$100,000
 411 annually from the account to the state medical examiner appointed under Section
 412 26B-8-202 for use in carrying out duties related to highway crash deaths under
 413 Subsection 26B-8-205(1).

414 [~~(8)~~] (9) The division shall remit the fees collected under Subsection 53-3-105(31) to the
 415 Bureau of Criminal Identification to cover the costs for the services the Bureau of
 416 Criminal Identification provides under Section 53-3-205.5.

417 [~~(9)~~] (10)(a) Beginning on January 1, 2013, the Legislature shall appropriate all money
 418 received in the account under Section 41-1a-1201 to the Utah Highway Patrol
 419 Division for field operations.

420 (b) The Legislature may appropriate additional money from the account to the Utah
 421 Highway Patrol Division for law enforcement purposes.

422 [~~(10)~~] (11) Appropriations to the department from the account are nonlapsing.

423 [~~(11)~~] (12) The department shall report to the Department of Health and Human Services, on
 424 or before December 31, the amount the department expects to collect under Subsection
 425 53-3-105(27) in the next fiscal year.

426 Section 11. Section **63C-25-101** is amended to read:

427 **63C-25-101 (Effective 07/01/26) (Repealed 07/01/27). Definitions.**

428 As used in this chapter:

429 (1) "Authority" means the same as that term is defined in Section 63B-1-303.

430 (2) "Bond" means the same as that term is defined in Section 63B-1-101.

431 (3)(a) "Bonding government entity" means the state or any entity that is authorized to
 432 issue bonds under any provision of state law.

433 (b) "Bonding government entity" includes:

434 (i) a bonding political subdivision; and

435 (ii) a public infrastructure district that is authorized to issue bonds either directly, or
 436 through the authority of a bonding political subdivision or other governmental

- 437 entity.
- 438 (4) "Bonding political subdivision" means:
- 439 (a) the Utah Inland Port Authority, created in Section 11-58-201;
- 440 (b) the Military Installation Development Authority, created in Section 63H-1-201;
- 441 (c) the Point of the Mountain State Land Authority, created in Section 11-59-201;
- 442 (d) the Utah Lake Authority, created in Section 11-65-201;
- 443 (e) the State Fair Park Authority, created in Section 11-68-201; or
- 444 (f) the Utah Fairpark Area Investment and Restoration District, created in Section
- 445 11-70-201.
- 446 (5) "Commission" means the State Finance Review Commission created in Section
- 447 63C-25-201.
- 448 (6) "Concessionaire" means a person who:
- 449 (a) operates, finances, maintains, or constructs a government facility under a contract
- 450 with a bonding political subdivision; and
- 451 (b) is not a bonding government entity.
- 452 (7) "Concessionaire contract" means a contract:
- 453 (a) between a bonding government entity and a concessionaire for the operation, finance,
- 454 maintenance, or construction of a government facility;
- 455 (b) that authorizes the concessionaire to operate the government facility for a term of
- 456 five years or longer, including any extension of the contract; and
- 457 (c) in which all or some of the annual source of payment to the concessionaire comes
- 458 from state funds provided to the bonding government entity.
- 459 (8) "Creating entity" means the same as that term is defined in Section 17D-4-102.
- 460 (9) "Government facility" means infrastructure, improvements, or a building that:
- 461 (a) costs more than \$5,000,000 to construct; and
- 462 (b) has a useful life greater than five years.
- 463 (10) "Large public transit district" means the same as that term is defined in Section
- 464 17B-2a-802.
- 465 (11) "Loan entity" means the board, person, unit, or agency with legal responsibility for
- 466 making a loan from a revolving loan fund.
- 467 (12) "Obligation" means the same as that term is defined in Section 63B-1-303.
- 468 (13) "Parameters resolution" means a resolution of a bonding government entity that sets
- 469 forth for proposed bonds:
- 470 (a) the maximum:

- 471 (i) amount of bonds;
- 472 (ii) term; and
- 473 (iii) interest rate; and
- 474 (b) the expected security for the bonds.
- 475 (14) "Public infrastructure district" means a public infrastructure district created under Title
- 476 17D, Chapter 4, Public Infrastructure District Act.
- 477 (15) "Revolving loan fund" means:
- 478 (a) the Water Resources Conservation and Development Fund, created in Section
- 479 73-10-24;
- 480 (b) the Water Resources Construction Fund, created in Section 73-10-8;
- 481 (c) the Clean Fuel Conversion Funds, created in Title 19, Chapter 1, Part 4, Clean Fuels
- 482 and Emission Reduction Technology Program Act;
- 483 (d) the Water Development Security Fund and its subaccounts, created in Section
- 484 73-10c-5;
- 485 (e) the Agriculture Resource Development Fund, created in Section 4-18-106;
- 486 (f) the Utah Rural Rehabilitation Fund, created in Section 4-19-105;
- 487 (g) the Permanent Community Impact Fund, created in Section 35A-8-303;
- 488 (h) the Petroleum Storage Tank Fund, created in Section 19-6-409;
- 489 (i) the School Building Revolving Account, created in Section 53F-9-206;
- 490 (j) the State Infrastructure Bank Fund, created in Section 72-2-202;
- 491 (k) the Uintah Basin Revitalization Fund, created in Section 35A-8-1602;
- 492 (l) the Navajo Revitalization Fund, created in Section 35A-8-1704;
- 493 (m) the Energy Efficiency Fund, created in Section 11-45-201;
- 494 (n) the Brownfields Fund, created in Section 19-8-120;
- 495 (o) any of the enterprise revolving loan funds created in Section [~~63A-3-402; and~~]
- 496 63A-3-402;
- 497 (p) the Energy Development Infrastructure Fund, created in Section 79-6-410; and
- 498 [~~(p)~~] (q) any other revolving loan fund created in statute where the borrower from the
- 499 revolving loan fund is a public non-profit entity or political subdivision, including a
- 500 fund listed in Section 63A-3-205, from which a loan entity is authorized to make a
- 501 loan.
- 502 (16)(a) "State funds" means an appropriation by the Legislature identified as coming
- 503 from the General Fund or Education Fund.
- 504 (b) "State funds" does not include:

- 505 (i) a revolving loan fund; or
506 (ii) revenues received by a bonding political subdivision from:
507 (A) a tax levied by the bonding political subdivision;
508 (B) a fee assessed by the bonding political subdivision; or
509 (C) operation of the bonding political subdivision's government facility.

510 Section 12. Section **63G-6b-101** is amended to read:

511 **63G-6b-101 (Effective 07/01/26). Definitions.**

512 As use in this chapter:

513 (1)(a) "Administering agency" means a state agency that administers a grant.

514 (b) "Administering agency" includes a state agency that wholly or partially administers a
515 grant on another state agency's behalf.

516 (2) "Competitive grant" means a grant that is not a direct award grant.

517 (3) "Direct award grant" means a grant that is funded by money that the Legislature intends
518 the state agency to pass through to one or more recipients without a competitive process.

519 (4)(a) "Grant" means a state agency's expenditure of state money, or agreement to
520 expend state money, that is:

521 (i) authorized by law;

522 (ii) made for a particular purpose; and

523 (iii) made without acquiring, or the promise of acquiring, a procurement item in
524 exchange for the expenditure.

525 (b) "Grant" does not include:

526 (i) a tax credit;

527 (ii) an expenditure of federal money;

528 (iii) public assistance, as defined in Section 26B-9-101;

529 (iv) a loan;

530 (v) a rebate;

531 (vi) an incentive; or

532 (vii) a claim payment.

533 (5) "Grant agreement" means the agreement between an administering agency and a grant
534 recipient described in Subsection 63G-6b-201(4).

535 [~~(5)~~] (6) "Grant appropriation" means an appropriation the Legislature makes to an
536 administering agency to be used for one or more grants.

537 [~~(6)~~] (7) "Grant period" means the time frame during which a grant recipient receives funds
538 from a single grant.

- 539 [(7)] (8) "Multi-year grant" means a grant for which the grant period exceeds one year.
- 540 [(8)] (9) "Nonprofit entity" means an entity that:
- 541 (a) operates in the state;
- 542 (b) is not a government entity; and
- 543 (c) is exempt from federal income taxation under Section 501(c)(3), Internal Revenue
- 544 Code.
- 545 [(9)] (10) "Procurement item" means the same as that term is defined in Section 63G-6a-103.
- 546 [(10)] (11)(a) "State agency" means a department, division, or other agency or
- 547 instrumentality of the state.
- 548 (b) "State agency" does not include the legislative department.
- 549 [(11)] (12) "State money" means money that is derived from state fees or state tax revenue.
- 550 Section 13. Section **63G-6b-201** is amended to read:
- 551 **63G-6b-201 (Effective 07/01/26). Requirements for all grants.**
- 552 (1)(a) An administering agency shall disburse grant funds in accordance with this
- 553 Subsection (1).
- 554 (b) Before an administering agency disburses a grant's grant funds, the administering
- 555 agency shall ensure that the grant recipient provides a detailed budget demonstrating
- 556 how the grant recipient will use the grant funds.
- 557 (c) An administering agency shall establish a distribution schedule that ensures
- 558 accountability and responsible oversight of the use of the grant funds.
- 559 (d) An administering agency may not:
- 560 (i) disburse all grant funds in a single payment, unless the administering agency
- 561 makes the single payment after the grant recipient satisfies the grant recipient's
- 562 performance obligations under the [~~agreement described in Subsection (4)] grant~~
- 563 agreement; or
- 564 (ii) make a grant recipient's final disbursement before the grant recipient delivers the
- 565 report described in Subsection (3).
- 566 (2) For a multi-year grant:
- 567 (a) the grant period may not exceed five years; and
- 568 (b) in the final quarter of each year of the grant period, excluding the final year, the grant
- 569 recipient shall deliver to the administering agency a report that details the grant
- 570 recipient's progress towards fulfilling the grant's purpose, including the annual
- 571 deliverables and performance metrics described in the [~~agreement made in~~
- 572 accordance with Subsection (4)] grant agreement.

- 573 (3) An administering agency may not make the final grant funds disbursement until:
- 574 (a) the grant recipient delivers to the administering agency a final report that details the
- 575 extent to which the grant recipient fulfilled the grant's purpose, including the
- 576 deliverables and performance metrics described in the [~~agreement made in~~
- 577 ~~accordance with Subsection (4)] grant agreement; and~~
- 578 (b) the administering agency determines that the grant recipient satisfactorily produced
- 579 each deliverable provided in the [~~agreement described in Subsection (4)] grant~~
- 580 agreement.
- 581 (4) Except as otherwise provided in the grant appropriation and consistent with the other
- 582 provisions of this section, an administering agency may not disburse grant funds to a
- 583 grant recipient before the administering agency and the grant recipient execute an
- 584 agreement that contains:
- 585 (a) the disbursement schedule for the grant funds;
- 586 (b) the deliverables, reporting, and performance metrics the grant recipient will produce
- 587 and use to demonstrate that the grant recipient used the grant funds to fulfill the
- 588 grant's purpose;
- 589 (c) if the grant is a multi-year grant, annual deliverables and performance metrics the
- 590 grant recipient will produce and use to demonstrate sufficient progress towards
- 591 fulfilling the grant's purpose;
- 592 (d) a provision informing the grant recipient that disbursement of grant funds is subject
- 593 to legislative appropriation; and
- 594 (e) the grant recipient's consent to follow-up audit and clawback of the grant funds if an
- 595 audit shows that the grant funds were inappropriately used.
- 596 (5)(a) In accordance with Utah Constitution, Article VI, Section 33, the legislative
- 597 auditor general may audit the use of any grant funds.
- 598 (b) The state auditor may audit grant funds as provided in Utah Constitution, Article VII,
- 599 Section 15.
- 600 Section 14. Section **63G-6b-301** is amended to read:
- 601 **63G-6b-301 (Effective 07/01/26). Direct award grant requirements.**
- 602 (1)(a) A direct award grant is valid only if the direct award grant's grant appropriation
- 603 identifies the recipient or class of recipients in the grant appropriation's intent
- 604 language.
- 605 (b) For a grant appropriation that is an ongoing appropriation to fund a multi-year grant,
- 606 the requirement to identify the recipient or class of recipients applies each fiscal year.

607 (2) If the intent language for a direct award grant's grant appropriation provides a
 608 disbursement schedule that is inconsistent with the [~~schedule described in Section~~
 609 ~~63G-6b-202~~] requirements described in Section 63G-6b-201, for the fiscal year in which
 610 the grant appropriation is made, the schedule in the intent language controls.

611 (3) An administering agency may not use any portion of a direct award grant's grant
 612 appropriation to pay costs of administering the grant, unless otherwise provided in the
 613 grant appropriation's intent language.

614 Section 15. Section **63G-6b-401** is amended to read:

615 **63G-6b-401 (Effective 07/01/26). Competitive grant requirements.**

616 (1)(a) For a competitive grant, the administering agency shall:

- 617 (i) establish a competitive application and selection process; and
- 618 (ii) award each competitive grant in accordance with the established process.

619 (b) As part of the competitive application process, the administering agency shall require
 620 that each applicant disclose all other state funding the applicant receives.

621 (2) Except as otherwise provided in the grant appropriation's intent language, an
 622 administering agency may not award a competitive grant to a recipient who has received
 623 a direct award grant if:

624 (a) the direct award grant is for substantially the same purpose as the competitive grant;
 625 and

626 (b) the direct award grant's grant period and the competitive grant's grant period overlap.

627 (3) [~~After~~] If directed in the grant appropriation's intent language, after an administering
 628 agency completes a competitive application process for a competitive grant but before
 629 the administering agency awards the grant, the administering agency shall report each
 630 grant recipient to the legislative fiscal analyst and the Governor's Office of Planning and
 631 Budget.

632 Section 16. Section **63G-9-201** is amended to read:

633 **63G-9-201 (Effective 07/01/26). Members -- Functions.**

634 (1) As used in this chapter:

635 (a) "Political subdivision" means any county, city, town, school district, community
 636 reinvestment agency, special improvement or taxing district, special district, special
 637 service district, an entity created by an interlocal agreement adopted under Title 11,
 638 Chapter 13, Interlocal Cooperation Act, or other governmental subdivision or public
 639 corporation.

640 (b) "State" means the state of Utah, and includes each office, department, division,

641 agency, authority, commission, board, institution, college, university, Children's
642 Justice Center, or other instrumentality of the state.

643 (2) [The] Subject to Section 63G-9-301, the governor, the state auditor, and the attorney
644 general shall constitute a Board of Examiners, with power to examine all claims against
645 the state or a political subdivision, for the payment of which funds appropriated by the
646 Legislature or derived from any other source are not available.

647 (3) No claim against the state or a political subdivision, for the payment of which
648 specifically designated funds are required to be appropriated by the Legislature shall be
649 passed upon by the Legislature without having been considered and acted upon by the
650 Board of Examiners.

651 (4) The governor shall be the president, and the state auditor shall be the secretary of the
652 board, and in the absence of either an officer pro tempore may be elected from among
653 the members of the board.

654 Section 17. Section **63G-9-301** is amended to read:

655 **63G-9-301 (Effective 07/01/26). Audit and approval of claims -- Overexpenditure**
656 **by agencies.**

657 (1)(a) The Board of Examiners shall audit any claim presented to it, if the settlement of
658 the claim is required by law.

659 (b) If the claim is approved, the board shall transmit it to the Legislature with a
660 statement of the reasons for the approval.

661 (2)(a) When an agency's line item appropriation has been overexpended and a written
662 report is submitted to the board as required by Section 63J-1-217, the board shall
663 review the report and either:

664 [(a)] (i) recommend and submit to the Legislature any supplemental appropriations or
665 corrective legislation that may be needed; or

666 [(b)] (ii) recommend other internal procedures or policies that will make an
667 overexpenditure in the future unlikely.

668 (b)(i) A member of the board may not participate in the board's review of a report
669 under this Subsection (2) if the overexpended line item that is in the report
670 belongs to the member's office.

671 (ii) When a member is disqualified under Subsection (2)(b)(i), the state treasurer shall
672 serve in the disqualified member's position for purposes of performing the board's
673 duties related to the report.

674 Section 18. Section **63I-1-223** is amended to read:

675 **63I-1-223 (Effective 07/01/26). Repeal dates: Title 23A.**

676 (1) Section 23A-2-302, Wildlife Board Nominating Committee created, is repealed July 1,
677 2028.

678 (2) Section 23A-2-303, Regional advisory councils created, is repealed July 1, 2028.

679 [(3) Subsection 23A-3-204(2)(c), regarding the Land Conservation Board, is repealed July
680 1, 2027.]

681 Section 19. Section **63I-2-263** is amended to read:

682 **63I-2-263 (Effective 07/01/26). Repeal dates: Titles 63A through 63O.**

683 (1) Title 63A, Chapter 2, Part 5, Educational Interpretation and Translation Services
684 Procurement Advisory Council is repealed July 1, 2025.

685 (2) Section 63A-5b-807, Eminent domain of unincorporated city owned land, is repealed
686 January 1, 2027.

687 (3) Section 63A-17-806, Definitions -- Infant at Work Pilot Program -- Administration --
688 Report, is repealed June 30, 2026.

689 (4) Section 63C-1-103, Appointment and terms of boards, committees, councils, and
690 commissions transitioning on October 1, 2024, or December 31, 2024, is repealed July
691 1, 2025.

692 (5) Section 63C-1-104, Appointment and terms of boards transitioning on October 1, 2024,
693 is repealed January 1, 2025.

694 (6) Subsection 63G-6a-802(1)(e), regarding a procurement for a presidential debate, is
695 repealed January 1, 2025.

696 (7) Subsection 63G-6a-802(3)(b)(iii), regarding a procurement for a presidential debate, is
697 repealed January 1, 2025.

698 (8) Subsection 63H-7a-403(2)(b), regarding the charge to maintain the public safety
699 communications network, is repealed July 1, 2033.

700 (9) Subsection 63J-1-602.2(30), regarding funding the Enterprise Zone Act, is repealed
701 December 31, 2026.

702 (10) Subsection [~~63J-1-602.2(46)~~] 63J-1-602.2(45), regarding appropriations to the State
703 Tax Commission for deferral reimbursements, is repealed July 1, 2027.

704 (11) Section 63M-7-221, Expungement working group, is repealed April 30, 2025.

705 (12) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed December 31, 2026.

706 Section 20. Section **63J-1-105** is amended to read:

707 **63J-1-105 (Effective 07/01/26). Revenue types -- Disposition of dedicated credits**
708 **and expendable receipts.**

- 709 (1)(a) Dedicated credits are subject to appropriations and the restrictions in this chapter.
710 (b) An agency may expend dedicated credits for any purpose within the program or line
711 item.
- 712 (2) Except as provided in Subsections (3) and (4), an agency may not expend dedicated
713 credits in excess of the amount appropriated to a line item as dedicated credits by the
714 Legislature.
- 715 (3) Each agency that receives dedicated credits revenue greater than the amount
716 appropriated to a line item by the Legislature in the annual appropriations acts may
717 expend the excess up to 25% of the amount appropriated if the expenditure is included
718 in a revised budget execution plan submitted as provided in Section 63J-1-209.
- 719 ~~[(4) Notwithstanding the requirements of Subsection (3), when an agency's dedicated~~
720 ~~credits revenue represents over 90% of the budget of the line item for which the~~
721 ~~dedicated credits are collected, the agency may expend 100% of the excess of the~~
722 ~~amount appropriated if the agency submits a revised budget execution plan as provided~~
723 ~~in Subsection (3) and Section 63J-1-209.]~~
- 724 (4) Notwithstanding the requirements of Subsection (3), an agency may expend up to 100%
725 of the excess of the amount appropriated if:
- 726 (a)(i) the agency's dedicated credits revenue represents over 90% of the budget of the
727 line item for which the dedicated credits are collected; and
- 728 (ii) the agency submits a revised budget execution plan as provided in Subsection (3)
729 and Section 63J-1-209; or
- 730 (b) the dedicated credits are appropriated to an expendable special revenue fund, a
731 proprietary fund, or a fiduciary fund.
- 732 (5) An expenditure of dedicated credits in excess of amounts appropriated to a line item as
733 dedicated credits by the Legislature may not be used to permanently increase personnel
734 within the agency unless:
- 735 (a) the increase is approved by the Legislature; or
736 (b) the money is deposited as a dedicated credit in a line item covering tuition or federal
737 vocational funds at an institution of higher education.
- 738 (6)(a) All excess dedicated credits not received or expended in compliance with
739 Subsection (3), (4), or (7) lapse to the General Fund or other appropriate fund as free
740 or restricted revenue at the end of the fiscal year.
- 741 (b) The Division of Finance shall determine the appropriate fund into which the
742 dedicated credits lapse.

- 743 (7)(a) When an agency has a line item that is funded by more than one major revenue
744 type, one of which is dedicated credits, the agency shall completely expend
745 authorized dedicated credits within the current fiscal year and allocate unused
746 spending authorization among other funding sources based upon a proration of the
747 amounts appropriated from each of those major revenue types not attributable to
748 dedicated credits, unless the Legislature has designated a portion of the dedicated
749 credits as nonlapsing, in which case the agency shall completely expend within the
750 current fiscal year authorized dedicated credits minus the portion of dedicated credits
751 designated as nonlapsing, and allocate unused spending authorization among the
752 other funding sources based upon a proration of the amounts appropriated from each
753 of those major revenue types not attributable to dedicated credits.
- 754 (b) Nothing in Subsection (7)(a) shall be construed to allow an agency to receive and
755 expend dedicated credits in excess of legislative appropriations to a line item without
756 complying with Subsection (3) or (4).
- 757 (c) Each agency that receives dedicated credits shall report, to the Division of Finance,
758 any balances remaining in those funds at the conclusion of each fiscal year.
- 759 (8) Each agency shall include in its annual budget request estimates of dedicated credits
760 revenue that is identified by, collected for, or set by the agency.
- 761 (9) Each agency may expend expendable receipts in accordance with the terms set by a
762 nonstate entity that provides the funds.
- 763 (10)(a) Expendable receipts are not limited by appropriations.
- 764 (b) Each agency that receives expendable receipts revenue greater than the amount
765 included for a line item by the Legislature in the annual appropriations acts may
766 expend the excess if the expenditure is included in a revised budget execution plan
767 submitted as provided in Section 63J-1-209.
- 768 (c) If an agency receives excess expendable receipts revenue that is more than 25%
769 greater than the amount included for a line item by the Legislature in the annual
770 appropriations acts, the agency shall report the excess amount, the source of the
771 expendable receipts, and the purpose for which the expendable receipts will be
772 expended to the Governor's Office of Planning and Budget, the legislative fiscal
773 analyst, and the Executive Appropriations Committee within 60 days of submitting a
774 revised budget execution plan as provided in Section 63J-1-209.
- 775 Section 21. Section **63J-1-217** is amended to read:
776 **63J-1-217 (Effective 07/01/26). Overexpenditure of budget by agency --**

777 **Prorating budget income shortfall.**

- 778 (1) Expenditures of departments, agencies, and institutions of state government shall be
779 kept within revenues available for such expenditures.
- 780 (2)(a) Line items of appropriation shall not be overexpended.
- 781 (b) Notwithstanding Subsection (2)(a), if an agency's line item is overexpended at the
782 close of a fiscal year:
- 783 (i) the director of the Division of Finance may make payments from the line item to
784 vendors for goods or services that were received on or before June 30; and
- 785 (ii) the director of the Division of Finance shall immediately reduce the agency's line
786 item budget in the current year by the amount of the overexpenditure.
- 787 (c) Each agency with an overexpended line item shall:
- 788 (i) prepare a written report explaining the reasons for the overexpenditure; and
- 789 (ii) present the report to:
- 790 (A) the Board of Examiners as required by Section 63G-9-301; and
- 791 (B) the Office of the Legislative Fiscal Analyst.
- 792 (3)(a) As used in this Subsection (3):
- 793 (i) " Income Tax Fund budget deficit" has the same meaning as in Section 63J-1-312;
794 and
- 795 (ii) "General Fund budget deficit" has the same meaning as in Section 63J-1-312.
- 796 (b) If an Income Tax Fund budget deficit or a General Fund budget deficit exists and the
797 adopted estimated revenues were prepared in consensus with the Governor's Office of
798 Planning and Budget, the governor shall:
- 799 (i) direct state agencies to reduce commitments and expenditures by an amount
800 proportionate to the amount of the deficiency; and
- 801 (ii) direct the Division of Finance to reduce allotments to institutions of higher
802 education by an amount proportionate to the amount of the deficiency.
- 803 (c) The governor's directions under Subsection (3)(b) are rescinded when the Legislature
804 rectifies the Income Tax Fund budget deficit and the General Fund budget deficit.
- 805 (4)(a) A department may not receive an advance of funds that cannot be covered by
806 anticipated revenue within the budget execution plan of the fiscal year, unless the
807 governor allocates money from the governor's emergency appropriations.
- 808 (b) All allocations made from the governor's emergency appropriations shall be reported
809 to ~~[the budget subcommittee of]~~ the Legislative Management Committee by notifying
810 the Office of the Legislative Fiscal Analyst at least 15 days before the effective date

811 of the allocation.

812 (c) Emergency appropriations shall be allocated only to support activities having
813 existing legislative approval and appropriation, and may not be allocated to any
814 activity or function rejected directly or indirectly by the Legislature.

815 Section 22. Section **63J-1-602.1** is amended to read:

816 **63J-1-602.1 (Effective 07/01/26). List of nonlapsing appropriations from**
817 **accounts and funds.**

818 Appropriations made from the following accounts or funds are nonlapsing:

- 819 (1) The Native American Repatriation Restricted Account created in Section 9-9-407.
820 (2) Certain money payable for expenses of the Pete Suazo Utah Athletic Commission, as
821 provided under Title 9, Chapter 23, Pete Suazo Utah Athletic Commission Act.
822 (3) Funds collected for directing and administering the C-PACE district created in Section
823 11-42a-106.
824 (4) Money received by the Utah Inland Port Authority, as provided in Section 11-58-105.
825 (5) The Commerce Electronic Payment Fee Restricted Account created in Section 13-1-17.
826 (6) The Division of Air Quality Oil, Gas, and Mining Restricted Account created in Section
827 19-2a-106.
828 (7) The Division of Water Quality Oil, Gas, and Mining Restricted Account created in
829 Section 19-5-126.
830 (8) State funds for matching federal funds in the Children's Health Insurance Program as
831 provided in Section 26B-3-906.
832 (9) Funds collected from the program fund for local health department expenses incurred in
833 responding to a local health emergency under Section 26B-7-111.
834 (10) The Technology Development Restricted Account created in Section 31A-3-104.
835 (11) The Criminal Background Check Restricted Account created in Section 31A-3-105.
836 (12) The Captive Insurance Restricted Account created in Section 31A-3-304, except to the
837 extent that Section 31A-3-304 makes the money received under that section free revenue.
838 (13) The Title Licensee Enforcement Restricted Account created in Section 31A-23a-415.
839 (14) The Health Insurance Actuarial Review Restricted Account created in Section
840 31A-30-115.
841 (15) The State Mandated Insurer Payments Restricted Account created in Section
842 31A-30-118.
843 (16) The Insurance Fraud Investigation Restricted Account created in Section 31A-31-108.
844 (17) The Underage Drinking Prevention Media and Education Campaign Restricted

- 845 Account created in Section 32B-2-306.
- 846 (18) The School Readiness Restricted Account created in Section 35A-15-203.
- 847 (19) Money received by the Utah State Office of Rehabilitation for the sale of certain
848 products or services, as provided in Section 35A-13-202.
- 849 (20) The Property Loss Related to Homelessness Compensation Enterprise Fund created in
850 Section 35A-16-212.
- 851 (21) The Homeless Shelter Cities Mitigation Restricted Account created in Section
852 35A-16-402.
- 853 (22) The Oil and Gas Administrative Penalties Account created in Section 40-6-11.
- 854 (23) The Oil and Gas Conservation Account created in Section 40-6-14.5.
- 855 (24) The Division of Oil, Gas, and Mining Restricted account created in Section 40-6-23.
- 856 (25) The Electronic Payment Fee Restricted Account created by Section 41-1a-121 to the
857 Motor Vehicle Division.
- 858 (26) The License Plate Restricted Account created by Section 41-1a-122.
- 859 (27) The Motor Vehicle Enforcement Division Temporary Permit Restricted Account
860 created by Section 41-3-110 to the State Tax Commission.
- 861 (28) The State Disaster Recovery Restricted Account to the Division of Emergency
862 Management, as provided in Section 53-2a-603.
- 863 (29) The Disaster Response, Recovery, and Mitigation Restricted Account created in
864 Section 53-2a-1302.
- 865 (30) The Emergency Medical Services Critical Needs Account created in Section 53-2d-110.
- 866 (31) The Department of Public Safety Restricted Account to the Department of Public
867 Safety, as provided in Section 53-3-106.
- 868 (32) The Utah Highway Patrol Aero Bureau Restricted Account created in Section 53-8-303.
- 869 (33) The DNA Specimen Restricted Account created in Section 53-10-407.
- 870 (34) The Technical Colleges Capital Projects Fund created in Section 53H-9-605.
- 871 (35) The Higher Education Capital Projects Fund created in Section 53H-9-502.
- 872 (36) A certain portion of money collected for administrative costs under the School and
873 Institutional Trust Lands Management Act, as provided under Section 53C-3-202.
- 874 (37) The Public Utility Regulatory Restricted Account created in Section 54-5-1.5, subject
875 to Subsection 54-5-1.5(4)(d).
- 876 (38) Funds collected from a surcharge fee to provide certain licensees with access to an
877 electronic reference library, as provided in Section 58-3a-105.
- 878 (39) Certain fines collected by the Division of Professional Licensing for violation of

- 879 unlawful or unprofessional conduct that are used for education and enforcement
880 purposes, as provided in Section 58-17b-505.
- 881 (40) Funds collected from a surcharge fee to provide certain licensees with access to an
882 electronic reference library, as provided in Section 58-22-104.
- 883 (41) Funds collected from a surcharge fee to provide certain licensees with access to an
884 electronic reference library, as provided in Section 58-55-106.
- 885 (42) Funds collected from a surcharge fee to provide certain licensees with access to an
886 electronic reference library, as provided in Section 58-56-3.5.
- 887 (43) Certain fines collected by the Division of Professional Licensing for use in education
888 and enforcement of the Security Personnel Licensing Act, as provided in Section
889 58-63-103.
- 890 (44) The Relative Value Study Restricted Account created in Section 59-9-105.
- 891 (45) The Cigarette Tax Restricted Account created in Section 59-14-204.
- 892 (46) Funds paid to the Division of Real Estate for the cost of a criminal background check
893 for a mortgage loan license, as provided in Section 61-2c-202.
- 894 (47) Funds paid to the Division of Real Estate for the cost of a criminal background check
895 for principal broker, associate broker, and sales agent licenses, as provided in Section
896 61-2f-204.
- 897 (48) Certain funds donated to the Department of Health and Human Services, as provided
898 in Section 26B-1-202.
- 899 (49) Certain funds donated to the Division of Child and Family Services, as provided in
900 Section 80-2-404.
- 901 (50) Funds collected by the Office of Administrative Rules for publishing, as provided in
902 Section 63G-3-402.
- 903 (51) The Immigration Act Restricted Account created in Section 63G-12-103.
- 904 (52) Money received by the military installation development authority, as provided in
905 Section 63H-1-504.
- 906 (53) The Unified Statewide 911 Emergency Service Account created in Section 63H-7a-304.
- 907 (54) The Utah Statewide Radio System Restricted Account created in Section 63H-7a-403.
- 908 (55) The Utah Capital Investment Restricted Account created in Section 63N-6-204.
- 909 (56) The Motion Picture Incentive Account created in Section 63N-8-103.
- 910 (57) Funds collected by the housing of state probationary inmates or state parole inmates, as
911 provided in Subsection 64-13e-104(2).
- 912 (58) Certain forestry and fire control funds utilized by the Division of Forestry, Fire, and

- 913 State Lands, as provided in Section 65A-8-103.
- 914 (59) The following funds or accounts created in Section 72-2-124:
- 915 (a) Transportation Investment Fund of 2005;
- 916 (b) Transit Transportation Investment Fund;
- 917 (c) Cottonwood Canyons Transportation Investment Fund;
- 918 (d) Active Transportation Investment Fund; and
- 919 (e) Commuter Rail Subaccount.
- 920 (60) The Amusement Ride Safety Restricted Account, as provided in Section 72-16-204.
- 921 (61) Certain funds received by the Office of the State Engineer for well drilling fines or
- 922 bonds, as provided in Section 73-3-25.
- 923 (62) The Water Resources Conservation and Development Fund, as provided in Section
- 924 73-23-2.
- 925 (63) Award money under the State Asset Forfeiture Grant Program, as provided under
- 926 Section 77-11b-403.
- 927 (64) Funds donated or paid to a juvenile court by private sources, as provided in Subsection
- 928 78A-6-203(1)(c).
- 929 (65) Fees for certificate of admission created under Section 78A-9-102.
- 930 (66) The Electrical Energy Development Investment Fund created in Section 79-6-1105.
- 931 ~~[(66)]~~ (67) Funds collected for adoption document access as provided in Sections 81-13-103,
- 932 81-13-504, and 81-13-505.
- 933 ~~[(67)]~~ (68) Funds collected for indigent defense as provided in Title 78B, Chapter 22, Part 4,
- 934 Utah Indigent Defense Commission.
- 935 ~~[(68)]~~ (69) The Utah Geological Survey Restricted Account created in Section 79-3-403.
- 936 ~~[(69)]~~ (70) Revenue for golf user fees at the Wasatch Mountain State Park, Palisades State
- 937 Park, and Green River State Park, as provided under Section 79-4-403.
- 938 ~~[(70)]~~ (71) Certain funds received by the Division of State Parks from the sale or disposal of
- 939 buffalo, as provided under Section 79-4-1001.
- 940 Section 23. Section **63J-1-602.2** is amended to read:
- 941 **63J-1-602.2 (Effective 07/01/26) (Partially Repealed 07/01/29). List of nonlapsing**
- 942 **appropriations to programs.**
- 943 Appropriations made to the following programs are nonlapsing:
- 944 (1) The Legislature and the Legislature's committees.
- 945 (2) The State Board of Education, including all appropriations to agencies, line items, and
- 946 programs under the jurisdiction of the State Board of Education, in accordance with

- 947 Section 53F-9-103.
- 948 (3) The Rangeland Improvement Act created in Section 4-20-101.
- 949 (4) The Percent-for-Art Program created in Section 9-6-404.
- 950 (5) The LeRay McAllister Working Farm and Ranch [~~Fund~~] Account Program created in
951 Title 4, Chapter 46, Part 3, LeRay McAllister Working Farm and Ranch Fund.
- 952 (6) The Utah Lake Authority created in Section 11-65-201.
- 953 (7) Dedicated credits accrued to the Utah Marriage Commission as provided under
954 Subsection 17-66-303(2)(d)(ii).
- 955 (8) The Wildlife Land and Water Acquisition Program created in Section 23A-6-205.
- 956 (9) Sanctions collected as dedicated credits from Medicaid providers under Subsection
957 26B-3-108(7).
- 958 (10) The primary care grant program created in Section 26B-4-310.
- 959 (11) The Opiate Overdose Outreach Pilot Program created in Section 26B-4-512.
- 960 (12) The Utah Health Care Workforce Financial Assistance Program created in Section
961 26B-4-702.
- 962 (13) The Rural Physician Loan Repayment Program created in Section 26B-4-703.
- 963 (14) The Utah Medical Education Council for the:
- 964 (a) administration of the Utah Medical Education Program created in Section 26B-4-707;
- 965 (b) provision of medical residency grants described in Section 26B-4-711; and
- 966 (c) provision of the forensic psychiatric fellowship grant described in Section 26B-4-712.
- 967 (15) The Division of Services for People with Disabilities, as provided in Section 26B-6-402.
- 968 (16) The Communication Habits to reduce Adolescent Threats (CHAT) Pilot Program
969 created in Section 26B-7-122.
- 970 (17) Funds that the Department of Alcoholic Beverage Services retains in accordance with
971 Subsection 32B-2-301(8)(a) or (b).
- 972 (18) The General Assistance program administered by the Department of Workforce
973 Services, as provided in Section 35A-3-401.
- 974 (19) The Utah National Guard, created in Title 39A, National Guard and Militia Act.
- 975 (20) The Search and Rescue Financial Assistance Program, as provided in Section
976 53-2a-1102.
- 977 (21) The Emergency Medical Services Grant Program, as provided in Section 53-2d-207.
- 978 (22) The Motorcycle Rider Education Program, as provided in Section 53-3-905.
- 979 (23) The Utah Board of Higher Education for teacher preparation programs, as provided in
980 Section 53H-5-402.

- 981 (24) Innovation grants under Section 53G-10-608, except as provided in Subsection
982 53G-10-608(3).
- 983 (25) The Division of Fleet Operations for the purpose of upgrading underground storage
984 tanks under Section 63A-9-401.
- 985 (26) The Division of Technology Services for technology innovation as provided under
986 Section 63A-16-903.
- 987 (27) The State Capitol Preservation Board created by Section 63O-2-201.
- 988 (28) The Office of Administrative Rules for publishing, as provided in Section 63G-3-402.
- 989 (29) The Colorado River Authority of Utah, created in Title 63M, Chapter 14, Colorado
990 River Authority of Utah Act.
- 991 (30) The Governor's Office of Economic Opportunity to fund the Enterprise Zone Act, as
992 provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.
- 993 (31) The Governor's Office of Economic Opportunity's Rural Employment Expansion
994 Program, as described in Title 63N, Chapter 4, Part 4, Rural Employment Expansion
995 Program.
- 996 (32) County correctional facility contracting program for state inmates as described in
997 Section 64-13e-103.
- 998 (33) County correctional facility reimbursement program for state probationary inmates and
999 state parole inmates as described in Section 64-13e-104.
- 1000 (34) Programs for the Jordan River Recreation Area as described in Section 65A-2-8.
- 1001 (35) The Division of Human Resource Management user training program, as provided in
1002 Section 63A-17-106.
- 1003 (36) A public safety answering point's emergency telecommunications service fund, as
1004 provided in Section 69-2-301.
- 1005 (37) The Traffic Noise Abatement Program created in Section 72-6-112.
- 1006 [~~(38) The money appropriated from the Navajo Water Rights Negotiation Account to the~~
1007 ~~Division of Water Rights, created in Section 73-2-1.1, for purposes of participating in a~~
1008 ~~settlement of federal reserved water right claims.]~~
- 1009 [(39)] (38) The Judicial Council for compensation for special prosecutors, as provided in
1010 Section 77-10a-19.
- 1011 [(40)] (39) A state rehabilitative employment program, as provided in Section 78A-6-210.
- 1012 [(41)] (40) The Utah Geological Survey, as provided in Section 79-3-401.
- 1013 [(42)] (41) The Bonneville Shoreline Trail Program created under Section 79-5-503.
- 1014 [(43)] (42) Adoption document access as provided in Sections 81-13-103, 81-13-504, and

- 1015 81-13-505.
- 1016 [(44)] (43) Indigent defense as provided in Title 78B, Chapter 22, Part 4, Utah Indigent
1017 Defense Commission.
- 1018 [(45)] (44) The program established by the Division of Facilities Construction and
1019 Management under Section 63A-5b-703 under which state agencies receive an
1020 appropriation and pay lease payments for the use and occupancy of buildings owned by
1021 the Division of Facilities Construction and Management.
- 1022 [(46)] (45) The State Tax Commission for reimbursing counties for deferrals in accordance
1023 with Section 59-2-1802.5.
- 1024 [(47)] (46) The Veterinarian Education Loan Repayment Program created in Section 4-2-902.
1025 Section 24. Section **63M-14-102** is amended to read:
1026 **63M-14-102 (Effective 07/01/26). Definitions.**
1027 As used in this chapter:
- 1028 (1) "Appointing authority" means an authority named in Section 63M-14-202 that appoints
1029 an authority member for a Colorado River authority area.
- 1030 (2) "Authority" means the Colorado River Authority of Utah created by Section
1031 63M-14-201.
- 1032 (3) "Authority member" means a person appointed as a member of the authority under
1033 Section 63M-14-202 or designated as a member of the authority.
- 1034 (4) "Chair" means the chair of the authority.
- 1035 (5) "Colorado River Basin States" means Arizona, California, Colorado, Nevada, New
1036 Mexico, Utah, and Wyoming.
- 1037 (6) "Colorado River authority area" means the geographic area designated by Subsection
1038 63M-14-202(2).
- 1039 (7) "Colorado River system" means the entire drainage of the Colorado River in Utah
1040 including both the main stem of the Colorado River and the Colorado River's tributaries.
- 1041 (8) "Law of the river" means the compacts, federal laws, treaties, court decisions and
1042 decrees, contracts, and regulatory guidelines that underlie and authorize the management
1043 and operation of the Colorado River.
- 1044 [(9)] "~~Restricted account~~" means the ~~Colorado River Authority Restricted Account~~ created
1045 in ~~Section 63M-14-501.~~]
- 1046 [(10)] (9) "River commissioner" means the person appointed under Section 63M-14-301.
1047 Section 25. Section **63N-3-103** is amended to read:
1048 **63N-3-103 (Effective 07/01/26). Industrial Assistance Account created -- Uses --**

1049 **Administrator duties -- Costs.**

1050 (1) There is created a restricted account within the General Fund known as the "Industrial
1051 Assistance Account."[-]

1052 (2) The account consists of appropriations made by the Legislature.

1053 [~~(2)~~] (3) The administrator shall administer the restricted account.

1054 [~~(3)~~] (4) The administrator may hire appropriate support staff to perform the duties required
1055 under this section.

1056 [~~(4)~~] (5) The cost of administering the restricted account shall be paid from money in the
1057 restricted account.

1058 [~~(5)~~] (6) Interest accrued from investment of money in the restricted account shall remain in
1059 the restricted account.

1060 [~~(6)~~] (7) The office shall review the activities and progress of grant recipients under this
1061 chapter on a regular basis and, as part of the office's annual written report described in
1062 Section 63N-1a-306, report on the economic impact of activities funded by each grant.

1063 Section 26. Section **63N-3-105** is amended to read:

1064 **63N-3-105 (Effective 07/01/26). Qualification for assistance -- Application**
1065 **requirements.**

1066 (1) Subject to the requirements of this part, the administrator may provide loans, grants, or
1067 other financial assistance from the restricted account to an entity offering an economic
1068 opportunity if that entity:

1069 (a) applies to the administrator in a form approved by the administrator; and

1070 (b) meets the qualifications of Subsection (2).

1071 (2) As part of an application for receiving financial assistance under this part, an applicant
1072 shall demonstrate the following to the satisfaction of the administrator:

1073 (a) the nature of the economic opportunity and the related benefit to the economic
1074 well-being of the state by providing evidence documenting the expenditure of money
1075 necessitated by the economic opportunity;

1076 (b) how the economic opportunity will act in concert with other state, federal, or local
1077 agencies to achieve the economic benefit;

1078 (c) that the applicant will expend funds in the state with employees, vendors,
1079 subcontractors, or other businesses in an amount proportional with money provided
1080 from the restricted account at a minimum ratio of one to one per year or other more
1081 stringent requirements as established on a per project basis by the administrator;

1082 (d) for an application for a loan, the applicant's ability to sustain economic activity in the

1083 state sufficient to repay, by means of cash or appropriate credits, the loan provided by
 1084 the restricted account; and

1085 (e) any other criteria the administrator considers appropriate.

1086 (3)(a) The administrator may exempt an applicant from any of the requirements of
 1087 Subsection (2) if:

1088 (i) the applicant is part of a targeted industry; or

1089 (ii) the applicant is a quasi-public corporation organized under Title 16, Chapter 6a,
 1090 Utah Revised Nonprofit Corporation Act, or Title 63E, Chapter 2, Independent
 1091 Corporations Act, and the applicant's operations, as demonstrated to the
 1092 satisfaction of the administrator, will provide significant economic stimulus to the
 1093 growth of commerce and industry in the state.

1094 (b) The administrator may not exempt the applicant from the requirement under
 1095 Subsection 63N-3-106(1)(b) that the loan be structured so that the repayment or
 1096 return to the state equals at least the amount of the assistance together with an annual
 1097 interest charge.

1098 (4) The GOEO board shall make recommendations to the administrator regarding
 1099 applications for loans, grants, or other financial assistance from the Industrial Assistance
 1100 Account.

1101 ~~[(4)]~~ (5) Before awarding any money under this part, the administrator shall:

1102 (a) make findings as to whether an applicant has satisfied the requirements of Subsection
 1103 (2);

1104 (b) establish benchmarks and timeframes in which progress toward the completion of the
 1105 agreed upon activity is to occur;

1106 (c) monitor compliance by an applicant with any contract or agreement entered into by
 1107 the applicant and the state as provided by Section 63N-3-107; and

1108 (d) make funding decisions based upon appropriate findings and compliance.

1109 Section 27. Section **63N-3-106** is amended to read:

1110 **63N-3-106 (Effective 07/01/26). Structure of loans, grants, and assistance --**

1111 **Repayment -- Earned credits.**

1112 (1)(a) Subject to ~~[Subsection (1)(b)]~~ the other provisions of this part, the administrator
 1113 has authority to determine the structure, amount, and nature of any loan, grant, or
 1114 other financial assistance from the restricted account.

1115 (b) Loans made under this part shall be structured so the intended repayment or return to
 1116 the state, including cash or credit, equals at least the amount of the assistance

- 1117 together with an annual interest charge as negotiated by the administrator.
- 1118 (c) Payments resulting from grants awarded from the restricted account shall be made
1119 only after the administrator has determined that the company has satisfied the
1120 conditions upon which the payment or earned credit was based.
- 1121 (2)(a) The administrator may provide for a system of earned credits that may be used to
1122 support grant payments or in lieu of cash repayment of a restricted account loan
1123 obligation.
- 1124 (b) The value of the credits described in Subsection (2)(a) shall be based on factors
1125 determined by the administrator, including:
- 1126 (i) the number of Utah jobs created;
- 1127 (ii) the increased economic activity in Utah; or
- 1128 (iii) other events and activities that occur as a result of the restricted account
1129 assistance.
- 1130 (3)(a) A cash loan repayment or other cash recovery from a company receiving
1131 assistance under this section, including interest, shall be deposited into the restricted
1132 account.
- 1133 (b) The administrator and the Division of Finance shall determine the manner of
1134 recognizing and accounting for the earned credits used in lieu of loan repayments or
1135 to support grant payments as provided in Subsection (2).
- 1136 (4)(a)(i) At the end of each fiscal year, the Division of Finance shall [~~transfer~~] set
1137 aside the balance of the General Fund revenue surplus as defined in Section
1138 63J-1-312 after the transfers of General Fund revenue surplus described in
1139 Subsection (4)(b) to the Industrial Assistance Account in an amount equal to any
1140 credit that has accrued under this part.
- 1141 (ii) The [~~transfer~~] set aside under Subsection (4)(a)(i) is capped at \$50,000,000 and
1142 the Division of Finance shall deposit any interest accrued above the \$50,000,000
1143 cap into the General Fund.
- 1144 (b) The Division of Finance shall make the [~~transfer~~] set aside required by Subsection
1145 (4)(a) after the Division of Finance transfers the General Fund revenue surplus to:
- 1146 (i) the Medicaid Growth Reduction and Budget Stabilization Restricted Account, as
1147 provided in Section 63J-1-315;
- 1148 (ii) the General Fund Budget Reserve Account, as provided in Section 63J-1-312; and
1149 (iii) as provided in Section 63J-1-314:
- 1150 (A) the Utah Wildfire Fund; and

1151 (B) the State Disaster Recovery Restricted Account.

1152 (c) These credit amounts may not be used for purposes of the restricted account as
1153 provided in this part until appropriated by the Legislature.

1154 Section 28. Section **67-3-1** is amended to read:

1155 **67-3-1 (Effective 07/01/26). Functions and duties.**

1156 (1)(a) The state auditor is the auditor of public accounts and is independent of any
1157 executive or administrative officers of the state.

1158 (b) The state auditor:

1159 (i) is not limited in the selection of personnel~~[-or in the determination of]~~ ; and

1160 (ii) may determine the reasonable and necessary expenses of the state auditor's office
1161 in accordance with Title 63J, Chapter 1, Budgetary Procedures Act, and subject to
1162 Title 63G, Chapter 9, Part 3, Review of Claims.

1163 (2) The state auditor shall examine and certify annually in respect to each fiscal year,
1164 financial statements showing:

1165 (a) the condition of the state's finances;

1166 (b) the revenues received or accrued;

1167 (c) expenditures paid or accrued;

1168 (d) the amount of unexpended or unencumbered balances of the appropriations to the
1169 agencies, departments, divisions, commissions, and institutions; and

1170 (e) the cash balances of the funds in the custody of the state treasurer.

1171 (3)(a) The state auditor shall:

1172 (i) audit each permanent fund, each special fund, the General Fund, and the accounts
1173 of any department of state government or any independent agency or public
1174 corporation as the law requires, as the auditor determines is necessary, or upon
1175 request of the governor or the Legislature;

1176 (ii) perform the audits in accordance with generally accepted auditing standards and
1177 other auditing procedures as promulgated by recognized authoritative bodies; and

1178 (iii) as the auditor determines is necessary, conduct the audits to determine:

1179 (A) honesty and integrity in fiscal affairs;

1180 (B) accuracy and reliability of financial statements;

1181 (C) effectiveness and adequacy of financial controls; and

1182 (D) [compliance with the law] whether the entity responsible for the audited fund
1183 or account has engaged in financial practices, used public funds, or managed
1184 public property in a manner that complies with the applicable legal

- 1185 requirements identified in connection with the audit.
- 1186 (b) If any state entity receives federal funding, the state auditor shall ensure that the
1187 audit is performed in accordance with federal audit requirements.
- 1188 (c)(i) The costs of the federal compliance portion of the audit may be paid from an
1189 appropriation to the state auditor from the General Fund.
- 1190 (ii) If an appropriation is not provided, or if the federal government does not
1191 specifically provide for payment of audit costs, the costs of the federal compliance
1192 portions of the audit shall be allocated on the basis of the percentage that each
1193 state entity's federal funding bears to the total federal funds received by the state.
- 1194 (iii) The allocation shall be adjusted to reflect any reduced audit time required to
1195 audit funds passed through the state to local governments and to reflect any
1196 reduction in audit time obtained through the use of internal auditors working
1197 under the direction of the state auditor.
- 1198 (4)(a) Except as provided in Subsection (4)(b), the state auditor shall, in addition to
1199 financial audits, and as the auditor determines is necessary, conduct performance and
1200 special purpose audits, examinations, and reviews of any entity that receives public
1201 funds, including a determination of any or all of the following:
- 1202 (i) the honesty and integrity of all the entity's fiscal affairs;
- 1203 (ii) whether the entity's administrators have faithfully complied with legislative intent;
- 1204 (iii) whether the entity's operations have been conducted in an efficient, effective, and
1205 cost-efficient manner;
- 1206 (iv) whether the entity's programs have been effective in accomplishing the intended
1207 objectives; and
- 1208 (v) whether the entity's management, control, and information systems are adequate,
1209 effective, and secure.
- 1210 (b) The auditor may not conduct performance and special purpose audits, examinations,
1211 and reviews of any entity that receives public funds if the entity:
- 1212 (i) has an elected auditor; and
- 1213 (ii) has, within the entity's last budget year, had the entity's financial statements or
1214 performance formally reviewed by another outside auditor.
- 1215 (5) The state auditor:
- 1216 (a) shall administer any oath or affirmation necessary to the performance of the duties of
1217 the auditor's office; and
- 1218 (b) may:

- 1219 (i) subpoena witnesses and documents, whether electronic or otherwise; and
1220 (ii) examine into any matter that the auditor considers necessary.
- 1221 (6) The state auditor may require all persons who have had the disposition or management
1222 of any property of this state or its political subdivisions to submit statements regarding
1223 the property at the time and in the form that the auditor requires.
- 1224 (7) The state auditor shall:
- 1225 (a) except where otherwise provided by law, institute suits in Salt Lake County in
1226 relation to the assessment, collection, and payment of revenues against:
- 1227 (i) persons who by any means have become entrusted with public money or property
1228 and have failed to pay over or deliver the money or property; and
1229 (ii) all debtors of the state;
- 1230 (b) collect and pay into the state treasury all fees received by the state auditor;
- 1231 (c) perform the duties of a member of all boards of which the state auditor is a member
1232 by the constitution or laws of the state, and any other duties that are prescribed by the
1233 constitution and by law;
- 1234 (d) stop the payment of the salary of any state official or state employee who:
- 1235 (i) refuses to settle accounts or provide required statements about the custody and
1236 disposition of public funds or other state property;
- 1237 (ii) refuses, neglects, or ignores the instruction of the state auditor or any controlling
1238 board or department head with respect to the manner of keeping prescribed
1239 accounts or funds; or
- 1240 (iii) fails to correct any delinquencies, improper procedures, and errors brought to the
1241 official's or employee's attention;
- 1242 (e) establish accounting systems, methods, and forms for public accounts in all taxing or
1243 fee-assessing units of the state in the interest of uniformity, efficiency, and economy;
- 1244 (f) superintend the contractual auditing of all state accounts;
- 1245 (g) subject to Subsection (8)(a), withhold state allocated funds or the disbursement of
1246 property taxes from a state or local taxing or fee-assessing unit, if necessary, to
1247 ensure that officials and employees in those taxing units comply with state laws and
1248 procedures in the budgeting, expenditures, and financial reporting of public funds;
- 1249 (h) subject to Subsection (9), withhold the disbursement of tax money from any county,
1250 if necessary, to ensure that officials and employees in the county comply with
1251 Section 59-2-303.1; and
- 1252 (i) withhold state allocated funds or the disbursement of property taxes from a local

1253 government entity or a limited purpose entity, as those terms are defined in Section
1254 67-1a-15 if the state auditor finds the withholding necessary to ensure that the entity
1255 registers and maintains the entity's registration with the lieutenant governor, in
1256 accordance with Section 67-1a-15.

1257 (8)(a) Except as otherwise provided by law, the state auditor may not withhold funds
1258 under Subsection (7)(g) until a state or local taxing or fee-assessing unit has received
1259 formal written notice of noncompliance from the auditor and has been given 60 days
1260 to make the specified corrections.

1261 (b) If, after receiving notice under Subsection (8)(a), a state or independent local
1262 fee-assessing unit that exclusively assesses fees has not made corrections to comply
1263 with state laws and procedures in the budgeting, expenditures, and financial reporting
1264 of public funds, the state auditor:

1265 (i) shall provide a recommended timeline for corrective actions;

1266 (ii) may prohibit the state or local fee-assessing unit from accessing money held by
1267 the state; and

1268 (iii) may prohibit a state or local fee-assessing unit from accessing money held in an
1269 account of a financial institution by filing an action in a court with jurisdiction
1270 under Title 78A, Judiciary and Judicial Administration, requesting an order of the
1271 court to prohibit a financial institution from providing the fee-assessing unit
1272 access to an account.

1273 (c) The state auditor shall remove a limitation on accessing funds under Subsection (8)(b)
1274 upon compliance with state laws and procedures in the budgeting, expenditures, and
1275 financial reporting of public funds.

1276 (d) If a local taxing or fee-assessing unit has not adopted a budget in compliance with
1277 state law, the state auditor:

1278 (i) shall provide notice to the taxing or fee-assessing unit of the unit's failure to
1279 comply;

1280 (ii) may prohibit the taxing or fee-assessing unit from accessing money held by the
1281 state; and

1282 (iii) may prohibit a taxing or fee-assessing unit from accessing money held in an
1283 account of a financial institution by:

1284 (A) contacting the taxing or fee-assessing unit's financial institution and
1285 requesting that the institution prohibit access to the account; or

1286 (B) filing an action in a court with jurisdiction under Title 78A, Judiciary and

- 1287 Judicial Administration, requesting an order of the court to prohibit a financial
1288 institution from providing the taxing or fee-assessing unit access to an account.
- 1289 (e) If the local taxing or fee-assessing unit adopts a budget in compliance with state law,
1290 the state auditor shall eliminate a limitation on accessing funds described in
1291 Subsection (8)(d).
- 1292 (9) The state auditor may not withhold funds under Subsection (7)(h) until a county has
1293 received formal written notice of noncompliance from the auditor and has been given 60
1294 days to make the specified corrections.
- 1295 (10)(a) The state auditor may not withhold funds under Subsection (7)(i) until the state
1296 auditor receives a notice of non-registration, as that term is defined in Section
1297 67-1a-15.
- 1298 (b) If the state auditor receives a notice of non-registration, the state auditor may
1299 prohibit the local government entity or limited purpose entity, as those terms are
1300 defined in Section 67-1a-15, from accessing:
- 1301 (i) money held by the state; and
1302 (ii) money held in an account of a financial institution by:
- 1303 (A) contacting the entity's financial institution and requesting that the institution
1304 prohibit access to the account; or
1305 (B) filing an action in a court with jurisdiction under Title 78A, Judiciary and
1306 Judicial Administration, requesting an order of the court to prohibit a financial
1307 institution from providing the entity access to an account.
- 1308 (c) The state auditor shall remove the prohibition on accessing funds described in
1309 Subsection (10)(b) if the state auditor received a notice of registration, as that term is
1310 defined in Section 67-1a-15, from the lieutenant governor.
- 1311 (11) Notwithstanding Subsection (7)(g), (7)(h), (7)(i), (8)(b), (8)(d), or (10)(b), the state
1312 auditor:
- 1313 (a) shall authorize a disbursement by a local government entity or limited purpose entity,
1314 as those terms are defined in Section 67-1a-15, or a state or local taxing or
1315 fee-assessing unit if the disbursement is necessary to:
- 1316 (i) avoid a major disruption in the operations of the local government entity, limited
1317 purpose entity, or state or local taxing or fee-assessing unit; or
1318 (ii) meet debt service obligations; and
- 1319 (b) may authorize a disbursement by a local government entity, limited purpose entity,
1320 or state or local taxing or fee-assessing unit as the state auditor determines is

1321 appropriate.

1322 (12)(a) The state auditor may seek relief under the Utah Rules of Civil Procedure to take
1323 temporary custody of public funds if an action is necessary to protect public funds
1324 from being improperly diverted from their intended public purpose.

1325 (b) If the state auditor seeks relief under Subsection (12)(a):

1326 (i) the state auditor is not required to exhaust the procedures in Subsection (7) or (8);
1327 and

1328 (ii) the state treasurer may hold the public funds in accordance with Section 67-4-1 if
1329 a court orders the public funds to be protected from improper diversion from their
1330 public purpose.

1331 (13) The state auditor shall:

1332 (a) establish audit guidelines and procedures for audits of local mental health and
1333 substance abuse authorities and their contract providers, conducted pursuant to Title
1334 17, Chapter 77, Local Health and Human Services, Title 26B, Chapter 5, Health Care
1335 - Substance Use and Mental Health, and Title 51, Chapter 2a, Accounting Reports
1336 from Political Subdivisions, Interlocal Organizations, and Other Local Entities Act;
1337 and

1338 (b) ensure that those guidelines and procedures provide assurances to the state that:

1339 (i) state and federal funds appropriated to local mental health authorities are used for
1340 mental health purposes;

1341 (ii) a private provider under an annual or otherwise ongoing contract to provide
1342 comprehensive mental health programs or services for a local mental health
1343 authority is in compliance with state and local contract requirements and state and
1344 federal law;

1345 (iii) state and federal funds appropriated to local substance abuse authorities are used
1346 for substance abuse programs and services; and

1347 (iv) a private provider under an annual or otherwise ongoing contract to provide
1348 comprehensive substance abuse programs or services for a local substance abuse
1349 authority is in compliance with state and local contract requirements, and state and
1350 federal law.

1351 (14)(a) The state auditor may, in accordance with the auditor's responsibilities for
1352 political subdivisions of the state as provided in Title 51, Chapter 2a, Accounting
1353 Reports from Political Subdivisions, Interlocal Organizations, and Other Local
1354 Entities Act, initiate audits or investigations of any political subdivision that are

- 1355 necessary to determine honesty and integrity in fiscal affairs, accuracy and reliability
1356 of financial statements, effectiveness, and adequacy of financial controls and
1357 compliance with the law.
- 1358 (b) If the state auditor receives notice under Subsection 11-41-104(7) from the
1359 Governor's Office of Economic Opportunity on or after July 1, 2024, the state auditor
1360 may initiate an audit or investigation of the public entity subject to the notice to
1361 determine compliance with Section 11-41-103.
- 1362 (15)(a) The state auditor may not audit work that the state auditor performed before
1363 becoming state auditor.
- 1364 (b) If the state auditor has previously been a responsible official in state government
1365 whose work has not yet been audited, the Legislature shall:
- 1366 (i) designate how that work shall be audited; and
1367 (ii) provide additional funding for those audits, if necessary.
- 1368 (16) The state auditor shall:
- 1369 (a) with the assistance, advice, and recommendations of an advisory committee
1370 appointed by the state auditor from among special district boards of trustees, officers,
1371 and employees and special service district boards, officers, and employees:
- 1372 (i) prepare a Uniform Accounting Manual for Special Districts that:
- 1373 (A) prescribes a uniform system of accounting and uniform budgeting and
1374 reporting procedures for special districts under Title 17B, Limited Purpose
1375 Local Government Entities - Special Districts, and special service districts
1376 under Title 17D, Chapter 1, Special Service District Act;
- 1377 (B) conforms with generally accepted accounting principles; and
1378 (C) prescribes reasonable exceptions and modifications for smaller districts to the
1379 uniform system of accounting, budgeting, and reporting;
- 1380 (ii) maintain the manual under this Subsection (16)(a) so that the manual continues to
1381 reflect generally accepted accounting principles;
- 1382 (iii) conduct a continuing review and modification of procedures in order to improve
1383 them;
- 1384 (iv) prepare and supply each district with suitable budget and reporting forms; and
1385 (v)(A) prepare instructional materials, conduct training programs, and render other
1386 services considered necessary to assist special districts and special service
1387 districts in implementing the uniform accounting, budgeting, and reporting
1388 procedures; and

1389 (B) ensure that any training described in Subsection (16)(a)(v)(A) complies with
1390 Title 63G, Chapter 22, State Training and Certification Requirements; and
1391 (b) continually analyze and evaluate the accounting, budgeting, and reporting practices
1392 and experiences of specific special districts and special service districts selected by
1393 the state auditor and make the information available to all districts.

1394 (17)(a) The following records in the custody or control of the state auditor are protected
1395 records under Title 63G, Chapter 2, Government Records Access and Management
1396 Act:

1397 (i) records that would disclose information relating to allegations of personal
1398 misconduct, gross mismanagement, or illegal activity of a past or present
1399 governmental employee if the information or allegation cannot be corroborated by
1400 the state auditor through other documents or evidence, and the records relating to
1401 the allegation are not relied upon by the state auditor in preparing a final audit
1402 report;

1403 (ii) records and audit workpapers to the extent the workpapers would disclose the
1404 identity of an individual who during the course of an audit, communicated the
1405 existence of any waste of public funds, property, or manpower, or a violation or
1406 suspected violation of a law, rule, or regulation adopted under the laws of this
1407 state, a political subdivision of the state, or any recognized entity of the United
1408 States, if the information was disclosed on the condition that the identity of the
1409 individual be protected;

1410 (iii) before an audit is completed and the final audit report is released, records or
1411 drafts circulated to an individual who is not an employee or head of a
1412 governmental entity for the individual's response or information;

1413 (iv) records that would disclose an outline or part of any audit survey plans or audit
1414 program; and

1415 (v) requests for audits, if disclosure would risk circumvention of an audit.

1416 (b) The provisions of Subsections (17)(a)(i), (ii), and (iii) do not prohibit the disclosure
1417 of records or information that relate to a violation of the law by a governmental entity
1418 or employee to a government prosecutor or peace officer.

1419 (c) The provisions of this Subsection (17) do not limit the authority otherwise given to
1420 the state auditor to classify a document as public, private, controlled, or protected
1421 under Title 63G, Chapter 2, Government Records Access and Management Act.

1422 (d)(i) As used in this Subsection (17)(d), "record dispute" means a dispute between

- 1423 the state auditor and the subject of an audit performed by the state auditor as to
1424 whether the state auditor may release a record, as defined in Section 63G-2-103,
1425 to the public that the state auditor gained access to in the course of the state
1426 auditor's audit but which the subject of the audit claims is not subject to disclosure
1427 under Title 63G, Chapter 2, Government Records Access and Management Act.
- 1428 (ii) The state auditor may submit a record dispute to the director of the Government
1429 Records Office, created in Section 63A-12-202, for a determination of whether the
1430 state auditor may, in conjunction with the state auditor's release of an audit report,
1431 release to the public the record that is the subject of the record dispute.
- 1432 (iii) The state auditor or the subject of the audit may seek judicial review of the
1433 director's determination, described in Subsection (17)(d)(ii), as provided in
1434 Section 63G-2-404.
- 1435 (18) If the state auditor conducts an audit of an entity that the state auditor has previously
1436 audited and finds that the entity has not implemented a recommendation made by the
1437 state auditor in a previous audit, the state auditor shall notify the Legislative
1438 Management Committee through the Legislative Management Committee's Audit
1439 Subcommittee that the entity has not implemented that recommendation.
- 1440 (19) The state auditor shall, with the advice and consent of the Senate, appoint the state
1441 privacy auditor described in Section 67-3-13.
- 1442 (20) Except as provided in Subsection (21), the state auditor shall report, or ensure that
1443 another government entity reports, on the financial, operational, and performance
1444 metrics for the state system of higher education and the state system of public education,
1445 including metrics in relation to students, programs, and schools within those systems.
- 1446 (21)(a) Notwithstanding Subsection (20), the state auditor shall conduct regular audits of:
- 1447 (i) the scholarship granting organization for the Carson Smith Opportunity
1448 Scholarship Program, created in Section 53E-7-402;
- 1449 (ii) the State Board of Education for the Carson Smith Scholarship Program, created
1450 in Section 53F-4-302; and
- 1451 (iii) the scholarship program manager for the Utah Fits All Scholarship Program,
1452 created in Section 53F-6-402, including an analysis of the cost effectiveness of the
1453 program, taking into consideration the amount of the scholarship and the amount
1454 of state and local funds dedicated on a per-student basis within the traditional
1455 public education system.
- 1456 (b) Nothing in this subsection limits or impairs the authority of the State Board of

- 1457 Education to administer the programs described in Subsection (21)(a).
- 1458 (22) The state auditor shall, based on the information posted by the Office of Legislative
1459 Research and General Counsel under Subsection 36-12-12.1(2), for each policy, track
1460 and post the following information on the state auditor's website:
- 1461 (a) the information posted under Subsections 36-12-12.1(2)(a) through (e);
 - 1462 (b) an indication regarding whether the policy is timely adopted, adopted late, or not
1463 adopted;
 - 1464 (c) an indication regarding whether the policy complies with the requirements
1465 established by law for the policy; and
 - 1466 (d) a link to the policy.
- 1467 (23)(a) A legislator may request that the state auditor conduct an inquiry to determine
1468 whether a government entity, government official, or government employee has
1469 complied with a legal obligation directly imposed, by statute, on the government
1470 entity, government official, or government employee.
- 1471 (b) The state auditor may, upon receiving a request under Subsection (23)(a), conduct
1472 the inquiry requested.
 - 1473 (c) If the state auditor conducts the inquiry described in Subsection (23)(b), the state
1474 auditor shall post the results of the inquiry on the state auditor's website.
 - 1475 (d) The state auditor may limit the inquiry described in this Subsection (23) to a simple
1476 determination, without conducting an audit, regarding whether the obligation was
1477 fulfilled.
- 1478 (24) The state auditor shall:
- 1479 (a) ensure compliance with Title 63G, Chapter 31, Distinctions on the Basis of Sex, in
1480 accordance with Section 63G-31-401; and
 - 1481 (b) report to the Legislative Management Committee, upon request, regarding the state
1482 auditor's actions under this Subsection (24).
- 1483 (25) The state auditor shall report compliance with Sections 67-27-107, 67-27-108, and
1484 67-27-109 by:
- 1485 (a) establishing a process to receive and audit each alleged violation; and
 - 1486 (b) reporting to the Legislative Management Committee, upon request, regarding the
1487 state auditor's findings and recommendations under this Subsection (25).
- 1488 (26) The state auditor shall ensure compliance with Section 63G-1-704 regarding the
1489 display of flags in or on government property.
- 1490 (27)(a) On or before January 31 each year, the state auditor shall prepare a report that

1491 states, for each entity that holds public funds as defined in Section 51-7-3, the entity's
1492 total balance, as of the last day of the immediately preceding fiscal year, of cash, cash
1493 equivalents, and investments, as those terms are defined under the standards
1494 established by the Governmental Accounting Standards Board.

1495 (b) The state auditor shall make the report described in Subsection (27)(a) publicly
1496 available on a website that the state auditor maintains.

1497 Section 29. Section **79-6-410** is enacted to read:

1498 **79-6-410 (Effective 07/01/26). Energy Development Infrastructure Fund.**

1499 (1) As used in this section, "public entity" means a state agency, county, municipality,
1500 special district, special service district, an intergovernmental entity organized under state
1501 law, or the military installation development authority created in Section 63H-1-201.

1502 (2) There is created a revolving loan fund known as the Energy Development Infrastructure
1503 Fund.

1504 (3) The fund consists of:

1505 (a) money the Legislature appropriates to the fund;

1506 (b) money received for repayment of a loan made from the fund; and

1507 (c) interest earned on money in the fund.

1508 (4) The office may use money in the fund to make one or more loans to one or more public
1509 entities to finance infrastructure development that supports nuclear power generation
1510 and transmission in the state.

1511 (5)(a) A public entity that borrows money from the fund shall enter into a loan
1512 agreement with the office for repayment of the money.

1513 (b)(i) The office shall ensure that a loan under this section is secured by:

1514 (A) bonds, notes, or another evidence of indebtedness validly issued under state
1515 law; or

1516 (B) revenue generated from the project.

1517 (ii) The security provided under Subsection (5)(b)(i) may include the borrower's
1518 pledge of some or all of a revenue source that the borrower controls.

1519 (c) A loan under this section shall bear interest at a rate not to exceed .5% above bond
1520 market interest rates available to the state.

1521 (6) The office may provide conditions in the loan agreement described in Subsection (5) to
1522 ensure that:

1523 (a) the proceeds of the loan will be used to pay the cost of the project; and

1524 (b) the project will be completed.

1525 (7) The office shall administer and enforce a loan under this section according to the terms
 1526 of the loan agreement.

1527 Section 30. Section **79-6-1105** is amended to read:

1528 **79-6-1105 (Effective 07/01/26). Electrical Energy Development Investment Fund.**

1529 (1) There is created [~~an expendable~~] a special revenue fund known as the "Electrical Energy
 1530 Development Investment Fund."

1531 (2) The fund consists of:

1532 (a) property tax differential revenue collected under Section 79-6-1104;

1533 (b) revenue from the radioactive waste facility expansion tax collected under Section
 1534 59-24-103.8; and

1535 (c) revenue from a tax on new generators of radioactive waste as described in Subsection
 1536 59-24-103.5(3).

1537 (3) The council shall:

1538 (a) administer the fund; and

1539 (b) use fund money only as authorized under Section 79-6-1106.

1540 Section 31. Section **79-6-1106** is amended to read:

1541 **79-6-1106 (Effective 07/01/26). Authorized uses of fund money.**

1542 (1)(a) [~~The~~] Subject to legislative appropriation, the council may use fund money to:

1543 [~~(a)~~] (i) facilitate electrical energy infrastructure development within the state,
 1544 including:

1545 [(i)] (A) transmission and distribution lines;

1546 [(ii)] (B) pipeline development;

1547 [(iii)] (C) energy storage facilities;

1548 [(iv)] (D) generation facilities;

1549 [(v)] (E) related infrastructure;~~and~~

1550 [(vi)] (F) to fund research, site selection, permitting, public outreach, and other
 1551 activities related to the development of nuclear energy; and

1552 (G) district energy systems as defined in Section 79-6-602;

1553 [(b)] (ii) provide matching funds for federal energy development grants;

1554 [(c)] (iii) support energy workforce development programs;

1555 [(d)] (iv) provide incentives for electrical energy development projects; and

1556 [(e)] (v) pay for administrative expenses related to the council's duties.

1557 [(2)] (b) [~~Fund~~] Except as provided in Subsection (2), fund money derived from the
 1558 radioactive waste facility expansion tax revenue collected under Section 59-24-103.8

1559 is prioritized for activities related to the development of nuclear energy.

1560 (2) Subject to legislative appropriation, the Department of Environmental Quality created in
 1561 Section 19-1-104 may use up to 10% of fund money derived from the radioactive waste
 1562 facility expansion tax revenue collected under Section 59-24-103.8 for energy-related
 1563 permitting reforms.

1564 Section 32. **Repealer.**

1565 This bill repeals:

1566 Section **19-2-301, Title.**

1567 Section **19-2-302, Definitions.**

1568 Section **19-2-303, Grants and programs -- Conditions.**

1569 Section **19-2-304, Duties and authorities -- Rulemaking.**

1570 Section **23A-3-204, Wildlife Resources Conservation Easement Restricted Account.**

1571 Section **23A-3-206, Donations related to donation of wild game meat -- Wild Game Meat**
 1572 **Donation Fund.**

1573 Section **51-9-701, Title.**

1574 Section **51-9-702, Navajo Water Rights Negotiation Account -- Settlement.**

1575 Section **63M-14-501, Colorado River Authority Restricted Account.**

1576 Section 33. **FY 2026 Appropriations.**

1577 The following sums of money are appropriated for the fiscal year beginning July 1,
 1578 2025, and ending June 30, 2026. These are additions to amounts previously appropriated for
 1579 fiscal year 2026.

1580 Subsection 33(a). **Operating and Capital Budgets**

1581 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
 1582 Legislature appropriates the following sums of money from the funds or accounts indicated for
 1583 the use and support of the government of the state of Utah.

1584 ITEM 1 To Department of Natural Resources - Office of Energy Development

1585 From General Fund, One-time (5,000,000)

1586 Schedule of Programs:

1587 Office of Energy Development (5,000,000)

1588 Subsection 33(b). **Business-like Activities**

1589 The Legislature has reviewed the following proprietary funds. Under the terms and
 1590 conditions of Utah Code 63J-1-410, for any included Internal Service Fund, the Legislature
 1591 approves budgets, full-time permanent positions, and capital acquisition amounts as indicated,
 1592 and appropriates to the funds, as indicated, estimated revenue from rates, fees, and other

1593 charges. The Legislature authorizes the State Division of Finance to transfer amounts between
 1594 funds and accounts as indicated.

1595 ITEM 2 To Department of Natural Resources - Energy Development Infrastructure Fund
 1596 From General Fund, One-time 5,000,000
 1597 Schedule of Programs:
 1598 Energy Development Infrastructure Fund 5,000,000

1599 Section 34. **FY 2027 Appropriations.**

1600 The following sums of money are appropriated for the fiscal year beginning July 1,
 1601 2026, and ending June 30, 2027. These are additions to amounts previously appropriated for
 1602 fiscal year 2027.

1603 Subsection 34(a). **Operating and Capital Budgets**

1604 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
 1605 Legislature appropriates the following sums of money from the funds or accounts indicated for
 1606 the use and support of the government of the state of Utah.

1607 ITEM 3 To Office of the Governor - Colorado River Authority of Utah
 1608 From General Fund 1,638,500
 1609 Schedule of Programs:
 1610 Colorado River Authority of Utah 1,638,500

1611 Subsection 34(b). **Restricted Fund and Account Transfers**

1612 The Legislature authorizes the State Division of Finance to transfer the following
 1613 amounts between the following funds or accounts as indicated. Expenditures and outlays from
 1614 the funds to which the money is transferred must be authorized by an appropriation.

1615 ITEM 4 To General Fund Restricted - Colorado River Authority Restricted Account
 1616 From General Fund (1,638,500)
 1617 Schedule of Programs:
 1618 Colorado River Authority Restricted Account (1,638,500)

1619 The Legislature intends that the Division of
 1620 Finance transfer any balances remaining in the Colorado
 1621 River Authority Restricted Account after fiscal year 2026
 1622 closeout to Office of the Governor - Colorado River
 1623 Authority of Utah line item.

1624 Section 35. **Effective Date.**

1625 This bill takes effect on July 1, 2026.

1626 Section 36. **Coordinating H.B. 545 with H.B. 473.**

1627 If this H.B. 545, Budgetary Modifications, and H.B. 473, Colorado River Authority
_1628 Amendments, both pass and become law, the Legislature intends that, on July 1, 2026, the
_1629 appropriations in Section 34 of H.B. 545, which address money in the Colorado River
_1630 Authority Restricted Account, not take effect.