



Fiscal Note and Budget Item Follow-Up Report

Executive Appropriations Committee

ISSUE BRIEF

SUMMARY

This report follows-up on select fiscal notes and budget actions from past legislative sessions. For each item, the report includes a stop light (red, yellow, green) for implementation status, budget accuracy, and, where available, performance. It details original cost and/or revenue estimates, legislative appropriations, and actual experience. It is intended to create a feed-back loop that improves future estimates and initiatives.

The report is organized by Appropriations Subcommittee, year, and type of follow-up item. The report contains items from the 2009 through the 2013 legislative General Sessions, which is indicated in the top left corner of the page. Fiscal notes of bills passed during a legislative session are designated by either “SB” for Senate Bill or “HB” for House Bill in the item number to the right of the year and include the bill sponsor’s name in parenthesis in the title. All other budget items are designated “BB,” “Bills,” or “Oth” in the item number.

INDEX OF BILLS AND BUDGET ITEMS IN REPORT

The following table summarizes the items contained in the report and indicates the page number on which the item may be found.

Cmte	Year	Item	Bill or Budget Item Description	Sponsor	Implem.	Accuracy	Perform.	Page
EAC	2012	BB292	UNG - Tuition Assistance		Green	Green	Green	5
EAC	2012	BB5889	VA - Nursing Home Start-up Costs		Red	Yellow	Yellow	6
EAC	2012	BB5891	VA - Nursing Home Impact Fees		Green	Green	Yellow	7
BEDL	2012	BB4223	GOED - Health Exchange		Green	Green	Green	8
BEDL	2012	BB4233	GOED - Small Business Development Centers		Green	Green	Green	9
BEDL	2012	BB4329	GOED - World Trade Center		Green	Green	Green	10
BEDL	2012	BB4981	GOED - Manufacturer's Extension Partnership		Green	Green	Yellow	11
BEDL	2012	BB5873	GOED - Sports Commission		Green	Green	Yellow	12
BEDL	2012	BB5886	DCC - Utah Symphony Outreach (Taylorsville City)		Green	Green	Yellow	13
BEDL	2012	BB5887	DCC - Hole in the Rock Foundation		Green	Green	Green	14
BEDL	2012	BB5888	DCC - Moab Music Festival		Green	Green	Yellow	15
BEDL	2012	BB5890	DCC - Freedom Memorial		Red	Green	Yellow	16
BEDL	2012	BB5892	GOED - Sundance Film Festival		Green	Green	Green	17
BEDL	2012	BB5897	INS - Financial Manager Training		Green	Green	Yellow	18
BEDL	2012	BB5912	GOED - Business Marketing Initiative		Green	Green	Yellow	19
BEDL	2012	BB5913	GOED - Business Resource Centers		Green	Green	Yellow	20
BEDL	2012	BB5914	GOED - Hill Air Force Show		Green	Green	Green	21
BEDL	2012	BB9014x	DFI - Examiner Staff		Green	Green	Yellow	22
BEDL	2012	BB9015x	DFI - Clerical Staff		Green	Green	Yellow	23
BEDL	2012	BB9016x	DFI - Computer Replacement		Green	Green	Yellow	24
BEDL	2012	BB9017x	DFI - Examiner Staff Start-up Costs		Green	Green	Yellow	25
BEDL	2012	BB9018x	DFI - Clerical Staff Start-up Costs		Green	Green	Yellow	26
BEDL	2012	BB9019x	ULC - Utah Occupational Safety and Health Vehicle		Green	Green	Green	27
BEDL	2012	Bills12021	INS - Financial Examiner Retention		Green	Green	Green	28
BEDL	2012	Bills12027	DHA - Tracy Aviary		Green	Green	Yellow	29
BEDL	2012	Bills12028	DHA - The Draw in Sugarhouse		Red	Green	Yellow	30
BEDL	2012	Bills12121	ULC - IARA Adjustment		Yellow	Green	Green	31

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

Comte	Year	Item	Bill or Budget Item Description	Sponsor	Implem.	Accuracy	Perform.	Page
BEDL	2012	Bills12216	GOED - Auditor					32
BEDL	2012	Bills12218	INS - Cost of Financial Examinations			R		33
BEDL	2012	Bills12219	INS - Travel Reimbursement					34
BEDL	2012	HB0029S01	Insurance Amendments	Dunnigan, J.				35
BEDL	2012	HB0061S01	Portable Electronics Insurance Related Amendments	Kiser, T.				36
BEDL	2012	HB0144S03	Health System Reform Amendments	Niederhauser, W.				37
BEDL	2012	HB0354S02	Alcoholic Beverage Amendments	Wilcox, R.				38
BEDL	2012	SB0040S05	Cosmetic Medical Procedures	Barlow, S.				39
BEDL	2012	SB0066S01	Alcoholic Beverage Control Related Amendments	Valentine, J.				40
BEDL	2012	SB0088	Pharmacy Distribution Amendments	Bramble, C.				41
BEDL	2012	SB0144	Immigration Consultants	Robles, L.				42
BEDL	2012	SB0161S06	Pharmacy Practice Act Revisions	Vickers, E.				43
BEDL	2012	SB0202S02	Dentist Practice Act Amendments	Adams, J. S.				44
BEDL	2012	SB0258	Underage Drinking Prevention Campaign	Hillyard, L.				45
SS	2012	BB5076	DOH - Medicaid Caseload Growth					46
SS	2012	BB5276	DOH - Medicaid Administration for Caseload Growth and Federal Mandates					47
SS	2012	BB5277	DOH - Medicaid Provider Inflation					48
SS	2012	BB5282	DOH - Accountable Care Organizations Run Out			R		49
SS	2012	BB5538	USOR - Assistive Technology					50
SS	2012	BB5540	USOR - Independent Living Centers - Pass through funding					51
SS	2012	BB5636x	DWS - Reed Act Funding Re-Employment Services					52
SS	2012	BB5903	DOH - Accountable Care Ongoing Cost					53
SS	2012	BB9005x	DOH - Nursing Home Assessment					54
SS	2012	BB9006x	DOH - 2% Increase in Medicaid Physician Rates					55
SS	2012	BB9007x	DOH - CMS Mandated Compliance Projects (one-time)			R		56
SS	2012	BB9008x	DOH - Case Management in Rural Areas			R		57
SS	2012	BB9009x	DOH - Traumatic Brain Injury Fund					58
SS	2012	Bill46447x	DWS - Employee Development Projects			R		59
SS	2012	Bills12200	DOH - Primary Care Grants					60
SS	2012	Bills12210	DOH - CPR Instruction			R		61
SS	2012	HB0014	Civil Commitment Amendments	Daw, B.		R		62
SS	2012	HB0155	Drug Screening for Temporary Assistance for Needy Families Recipients	Wilson, B.		R		63
SS	2012	HB0263	Unemployment Benefits for Military Spouse	Hemingway, L.				64
SS	2012	HB0272S05	Pilot Program for Autism Spectrum Disorders Services	Bramble, C.		R		65
SS	2012	HB0393S01	Juvenile Competency Amendments	McCliff, K.		R		66
SS	2012	HB0400	Traumatic Head and Spinal Cord Injury Rehabilitation Trust Fund	Hutchings, E.		R		67
SS	2012	HB0497S02	Clearance for Direct Patient Access	Last, B.				68
SS	2012	HB0512	Rural County Health Care Special Service District Retirement Grant Program	Ipson, D.				69
SS	2013	BB6018	DOH - CHIP Caseload Growth-Inflation					70
SS	2013	BB6267	DWS - Health Care Exchange			R		71
SS	2013	BB6270	DWS - Affordable Care Act Mandatory Changes			R		72
SS	2013	BB9010x	DOH - Credit Monitoring					73
SS	2013	HB0081S02	Cytomegalovirus Public Health Initiative	Menlove, R.				74
HED	2011	HB0057	Joint Professional School of Veterinary Medicine	Mathis, J.			R	75
HED	2012	BB101	USHE - Institutional Priorities					76
HED	2012	BB5341	USHE - Equity Funding					77
HED	2012	BB5350	USHE - Technology Intensive Courses					78
HED	2012	BB5384	USHE - Elementary School Connectivity					79

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

Cmte	Year	Item	Bill or Budget Item Description	Sponsor	Implem.	Accuracy	Perform.	Page
HED	2012	BB5682	UCAT - CTE Waiting List A					80
HED	2012	BB5901	USU Regional Campuses					81
HED	2012	BB5918	DSC Crime Lab					82
HED	2012	HB0514S01	Public and Higher Education Technology Amendments	Newbold, M.				83
HED	2012	SB0286	College Readiness Assessment	Urquhart, S.				84
NRAS	2012	BB5380	DEQ - Administrative Law Judge			R		85
NRAS	2012	BB5666	Office of Energy Development New Funding, Moving Expenses					86
NRAS	2012	BB5667	Office of Energy Development New Funding					87
NRAS	2012	BB5875	DNR - Delisting of Wolves					88
NRAS	2012	Bills12116	DEQ - Don't Consolidate Positions					89
NRAS	2012	Bills12280	DNR - Sov Lands Mgt Approp					90
NRAS	2012	SB0245S01	Mule Deer Protection Act	Okerlund, R.				91
PED	2011	BB5238	MSP - Ext. Yr. Sp. Educators to WPU (Sp.Ed. State Programs)					92
PED	2012	Bills12165	SBE - iSEE - Integrated Student/New Facility Learning, Science Outreach Increase					93
PED	2012	Bills12172	SBE - Dual Immersion					94
PED	2012	HB0015	Statewide Adaptive Testing	Hughes, G.		R		95
PED	2012	HB0115	Peer Assistance and Review Pilot Program	Moss, C.		R		96
PED	2012	HB0149	Online Education Survey	Eliason, S.				97
PED	2012	HB0197	Grants for Math Teacher Training	Edwards, R.				98
PED	2012	HB0397	Charter School Start-up Amendments	Dee, B.				99
PED	2012	HB0513	Early Intervention Program	Newbold, M.				100
PED	2012	SB0081	Paraeducator Funding	Mayne, K.				101
PED	2012	SB0097	Grants for Online Testing	Osmond, A.				102
PED	2012	SB0196	Software for Special Needs Children	Niederhauser, W.		R		103
EOCJ	2009	SB0169x	Gambling Amendments	Liljenquist, D.				104
EOCJ	2010	HB0250x	Criminal Penalties Amendments - Leaving the Scene of an Accident	Herrod, C.				105
EOCJ	2010	SB0091x	Prosecutor Appeals	Liljenquist, D.		R		106
EOCJ	2011	BB9013x	GAL - Case Mgt. System					107
EOCJ	2011	Bills11007	UDC - Jail Contracting					108
EOCJ	2012	BB9011x	DPS - UHP Overtime					109
EOCJ	2012	Bills12051	GOV - Joint Resolution on Severance Tax					110
EOCJ	2012	Bills12069	GOV - Joint Resolution - Tax Opinion Question					111
EOCJ	2012	HB0172	Vote by Mail Amendments	Eliason, S.				112
RIE	2011	HB0110S01	Teacher Salary Supplement Program Amendments	Poulson, M.				113
IGG	2012	HB0136x	Budget Reserve Accounts Amendments	Ivory, K.				114
IGG	2012	SB0137	Financial Transparency Website	Niederhauser, W.		R		115
IGG	2012	SB0177S01	Government Records Access and Management Act Amendments	Bramble, C.				116
IGG	2012	SB0225	Transportation Revisions	Adams, J. S.				117

Appendix A - Guidelines for Scoring Follow-Ups

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FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB292

UNG - Tuition Assistance

Committee: EAC

Analyst: Brian D. Fay

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$500,000	\$0	\$500,000	\$0	\$500,000	\$500,000	\$0

Explanation

In the past, the Legislature has appropriated one time funding for tuition assistance for qualifying National Guard personnel. This request is for an ongoing appropriation of \$500,000.

Implementation

This program was already running and the funds were immediately put to use.

Accuracy

The Utah National Guard has continually utilized all available tuition assistance to promote continuing education within their ranks. Demand for this program is high and it is expected that funds provided for this program will continue to be fully utilized.

Performance

The tuition assistance program has provided aid for nearly 1,500 students over the past three years. Annual assistance has averaged nearly \$2,000 per student and all appropriations for this program have been utilized. This program has helped the Utah National Guard rank among the top states in the nation in assigned strength through recruitment and retention.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5889 VA - Nursing Home Start-up Costs

Committee: EAC

Analyst: Brian D. Fay

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$500,000	\$0	\$500,000	\$0	\$500,000	\$0	\$500,000

Explanation

The veterans' nursing home operations are funded through patient revenue. This appropriation was intended to offset the start-up and operations costs of the two new nursing homes prior to full occupancy.

Implementation

Due to delays, the new nursing homes did not open until the very end of FY 2013. The department is currently in negotiations with the management contractor and anticipates complete disbursement of these funds by the end of August, 2013.

Accuracy

Negotiations are currently underway with the management contractor but the department anticipates this appropriation will be sufficient to cover start-up costs for both the Ivins and Payson nursing homes.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5891 VA - Nursing Home Impact Fees

Committee: EAC

Analyst: Brian D. Fay

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$600,000	\$0	\$600,000	\$0	\$600,000	\$600,000	\$0

Explanation

City and utility company impact fees for the construction of the veterans' nursing homes in Ivins and Payson were significantly higher than originally expected. The Department of Veterans' and Military Affairs (UDVA) reports the total combined impact fees for these two nursing homes exceeded \$1 million. These funds were appropriated to cover the costs above the original estimate.

Implementation

This additional funding was channeled to DFCM and was used to partially offset the large impact fees.

Accuracy

The full sum of this appropriation was used as intended.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB4223 GOED - Health Exchange

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$600,000	\$0	\$600,000	\$0	\$600,000	\$600,000	\$0

Explanation

The legislative appropriation is used to fund the small business health exchange (Avenue H).

Implementation

The exchange was developed to provide a clearinghouse for small businesses to obtain affordable employee health coverage. During the year, the exchange rebranded itself as Avenue H. By bringing small employers together the exchange is able to offer better group rates for small businesses. The program currently covers, 3,000 employees.

Accuracy

Funds were expended to contract with outside technology partners with the expertise necessary to implement and provide the program. Funds were also used to promote the health exchange to Utah small businesses and provide call center assistance all of which were within the scope of the state contract.

Performance

The program currently covers nearly 3,000 employees and their dependents. Approximately 8,000 individuals receive health benefits through the insurance providers operating under Avenue H.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB4233 GOED - Small Business Development Centers

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$136,900	\$0	\$136,900	\$0	\$136,900	\$136,900	\$0

Explanation

The Small Business Development Centers work with emerging and small businesses to provide counseling, grants and training.

Implementation

Funds were fully disbursed in FY 2012.

Accuracy

Salt Lake Community College administers the Small Business Development Center Program. Funds were spent in accordance with the state contract. Federal SBDC funds were reduced by eight percent and as a result overall funding to the program decreased.

Performance

Jobs created: 708

Jobs saved: 245

Sales increased: \$13 million

Capital infusion: \$28.7 million

Business starts: 118

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB4329 GOED - World Trade Center

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$350,000	\$0	\$350,000	\$0	\$350,000	\$350,000	\$0

Explanation

World Trade Center funding is allocated as a legislative pass through grant to the World Trade Center Utah. In 2012 the funding was shifted from one-time to ongoing.

Implementation

All funds were distributed as required.

Accuracy

World Trade Center Utah received one-time funding in FY 2008 through FY 2012. Funding was made ongoing in FY 2013. Funds have been used to foster international business partnerships with Utah businesses and provide business consultations and educational events.

Performance

World Trade Center Utah hosted international delegations from 27 countries which included over 900 Utah business and government representatives. The WTCU is a co-sponsor with GOED and local businesses to provide trade missions focused on expanding international trade opportunities for local businesses. It is one of 330 World Trade Centers.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB4981 GOED - Manufacturer's Extension Partnership

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$200,000	\$0	\$200,000	\$0	\$200,000	\$200,000	\$0

Explanation

The Manufacturing Extension Partnership (MEP) was formed to improve the business environment for small and medium manufacturing companies, to attract more capital to the State, and promote growth in targeted manufacturing industries. They do this by providing consulting services which help enhance the efficiencies of the various companies they serve. Funds are matched by the companies and the federal government.

Implementation

The appropriation was added to the base funding for MEP bringing total funding to \$911,900. All funds were disbursed as directed.

Accuracy

Funds were matched by federal funding and company fees. Funds were spent as directed by state and federal contracts.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5873 GOED - Sports Commission

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$550,000	\$0	\$550,000	\$0	\$550,000	\$550,000	\$0

Explanation

Funding is provided as a legislative pass through grant to the Sports Commission, an organization responsible for the promotion of sports within the State of Utah.

Implementation

Funding for the Sports Commission is distributed annually. One-time funding was made ongoing in the 2012 General Session.

Accuracy

All funding was distributed as directed by the Legislature. In addition to this appropriation the Sports Commission receives 10 percent of the Tourism Marketing Performance Fund. Ongoing funding from the 2012 General Session amounted to \$1,950,000. That amount was increased by \$900,000 from the Tourism Marketing Performance Fund and \$550,000 in one-time funding for total funding of \$3,400,000.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5886 DCC - Utah Symphony Outreach (Taylorsville City)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$15,000	\$0	\$15,000	\$0	\$15,000	\$15,000	\$0

Explanation

Funding was allocated to help pay the cost of providing a free Utah Symphony concert to the community of Taylorsville.

Implementation

Funding was used as directed by contract to pay for the following: stage, lights, sound, advertising, chairs and power.

Accuracy

Funding was used as directed by the Legislature.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5887 DCC - Hole in the Rock Foundation

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$50,000	\$0	\$50,000	\$0	\$50,000	\$50,000	\$0

Explanation

The appropriation was provided to help fund improvements to the Visitor Center, including the co-op store and museum, and provided partial funding for an oral history center.

Implementation

The Department of Heritage and Arts developed and implemented rules to accommodate the provision of this appropriation by the effective date.

Accuracy

The specifications for the improvements to the Visitor Center and Oral History Center were met by the recipient, and funds issued complied with the Department of Heritage and Arts and legislative pass through grant requirements.

Performance

Visitors to the Hole in the Rock Visitor Center have increased by 25%; sales in the gift store have increased and annual donations have increased by 100%.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5888 DCC - Moab Music Festival

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$25,000	\$0	\$25,000	\$0	\$25,000	\$25,000	\$0

Explanation

Funding was provided as a state contribution to the Moab Music Festival. State funding is used to support the presentation of school assembly programs, artist fees, and the Festival Artist-in-Residence program.

Implementation

Pass through funding was used as directed by state contract for programming and general support.

Accuracy

Funds were used as directed by the Legislature.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5890 DCC - Freedom Memorial

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$250,000	\$0	\$250,000	\$0	\$250,000	\$250,000	\$0

Explanation

The appropriation provided partial funding for the construction of a Freedom Memorial in Sandy Utah. Additional funding for the project came from community and business partners.

Implementation

The Department of Heritage and Arts developed and implemented rules to accommodate the provisions of this appropriation by the effective date. The recipients of the funds needed to secure a site and purchase land for the monument, and raise funds for the monument construction. The project is not yet complete.

Accuracy

Funding for this project was issued in accordance with the Department of Heritage and Arts and legislative pass through grant requirements. As of June 20, 2013, the project is not complete. The recipients of the funds needed to secure a site and purchase land for the monument, and raise funds for the monument construction. State funds have been spent in compliance with the state contract.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5892 GOED - Sundance Film Festival

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$500,000	\$0	\$500,000	\$0	\$500,000	\$500,000	\$0

Explanation

Funding is used to help support the annual Sundance Film Festival.

Implementation

Funding was distributed to the Sundance Film Festival as directed.

Accuracy

The Sundance Film Festival spent the funds as directed by contract.

Performance

Attendance: 46,000 (65 percent from outside of Utah, 4,000 from international locations)
\$55.6 million in international media exposure
Supported over 1,400 jobs
Approximately \$5.8 million in tax revenue

Source: BEBR University of Utah

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5897 INS - Financial Manager Training

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$81,000	\$0	\$81,000	\$0	\$81,000	\$81,000	\$0

Explanation

The appropriation was provided from restricted funds to create a temporary Financial Manager I position. The new hire for this position was trained to replace the agency Administrative Services Director who left the department at the end of March 2013. After the Administrative Services Director left the Commissioner appointed the Financial Manager I incumbent to replace the Director.

Implementation

The Insurance Department hired a Financial Manager in June 2012 to train for the new position. This financial manager was then promoted to the Agency Administrative Services Director after the former director left in March 2013. During that period, the Financial Manager served as a Co-Director of the Agency Administrative Services Division.

Accuracy

The Insurance Department hired a Financial Manager in June 2012 to train for a new Administrative Director position. The amount budgeted was utilized fully to fund the position and support costs.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5912 GOED - Business Marketing Initiative

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$500,000	\$0	\$500,000	\$0	\$500,000	\$500,000	\$0

Explanation

The Business Marketing Initiative funding is used to increase the marketing budget of Business Development in an attempt to encourage corporate relocation to Utah.

Implementation

Funding was distributed to Richter 7 after a request for proposal process. Richter 7 used the funds to develop and implement an advertising plan. Utah's advertisements have been run in major site selection magazines. Funding was also used to provide sponsorships of various events in an attempt to highlight Utah as a business friendly state.

Accuracy

Funding was utilized as identified in the state contract.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5913 GOED - Business Resource Centers

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$250,000	\$0	\$250,000	\$0	\$250,000	\$250,000	\$0

Explanation

Business Resource Centers are used as one-stop resources for small businesses including resources related to start-up opportunities, growth, high tech, incubation, and general business support.

Implementation

All funds were allocated as specified in the state contract.

Accuracy

Funds have been used to provided administrative oversight for the centers and all funds have been matched by local economic development agencies or universities. Funds were spent as directed by state contract.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5914 GOED - Hill Air Force Show

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$100,000	\$0	\$100,000	\$0	\$100,000	\$100,000	\$0

Explanation

Hill Air Force Show funding was provided as a pass through to the Ogden Weber Chamber of Commerce to provide state financial support for the air show.

Implementation

The Chamber utilized funding from Weber and Davis County businesses in addition to the state funding to fund the show. The bi-annual show was held in May 2012.

Accuracy

All funds were paid as directed by contract.

Performance

Gate estimates put attendance for the event at approximately 350,000. The estimated economic impact from the event was approximately \$25 million.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9014x DFI - Examiner Staff

Committee: BEDL

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$223,600	\$0	\$223,600	\$0	\$223,600	\$210,158	\$13,442

Explanation

The Department of Financial Institutions requested funding for two additional examiners to maintain adequate supervisory oversight of the institutions under the department's jurisdiction. Beginning FY 2013, the department expects total assets under its supervision to increase anywhere from five to eight percent over the ensuing three years. This request increased the department's FTE employees from 50 to 52.

Any unspent funds laps back to the Financial Institutions Restricted Account and must be appropriated by the Legislature for spending authorization.

Implementation

Both examiners are hired.

Accuracy

Expenditures on examiner staff were within about six percent of the appropriated amounts from the 2012 General Session.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9015x DFI - Clerical Staff

Committee: BEDL

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$48,700	\$0	\$48,700	\$0	\$48,700	\$48,106	\$594

Explanation

The Department of Financial Institutions requested funding for one administrative assistant to allow more possibilities of separating duties for sensitive transactions, and to provide opportunities for supervisory staff to obtain assistance on production projects.

Any unspent funds lapse back to the Financial Institutions Restricted Account and must be appropriated by the Legislature to authorize any further expenditures.

Implementation

The clerical FTE is in place.

Accuracy

Expenditures on this position are within about one percent of the appropriation made during the 2012 General Session.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9016x DFI - Computer Replacement

Committee: BEDL

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$148,100	\$0	\$148,100	\$0	\$148,100	\$108,100	\$40,000

Explanation

The Department of Financial Institutions requested funding to Replace obsolete software and aging hardware for examiners. This entails the purchase of new laptop computers and updating the automated examination program used by examiners to perform their duties.

Any unspent funds lapse back to the Financial Institutions Restricted Account and must be appropriated by the Legislature before expenditures can be made.

Implementation

The laptop computers have been purchased and the automated examination program is updated.

Accuracy

Expenditures on computer replacement is within about 27 percent of the appropriated amount from the 2012 General Session. The reason for a green indicator is that expenditures came in under total appropriations. Savings resulted from purchasing computers for less than their estimated costs.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9017x DFI - Examiner Staff Start-up Costs

Committee: BEDL

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$6,000	\$0	\$6,000	\$0	\$6,000	\$5,740	\$260

Explanation

Hardware, software, and office supplies to equip new examiners to perform their duties.

Implementation

Hardware and software are purchased.

Accuracy

Expenditures for examiner start-up costs are within about four percent of the total appropriation.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9018x DFI - Clerical Staff Start-up Costs

Committee: BEDL

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$3,500	\$0	\$3,500	\$0	\$3,500	\$3,150	\$350

Explanation

The Department of Financial Institutions requested funding for hardware, software, and office supplies to equip a new clerical person to perform outlined duties.

Implementation

Hardware, software, and office supplies are purchased.

Accuracy

Expenditures for office tech start-up costs are within about 10 percent of appropriations.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9019x ULC - Utah Occupational Safety and Health Vehicle

Committee: BEDL

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$49,000	\$0	\$49,000	\$0	\$49,000	\$49,000	\$0

Explanation

The Labor Commission requested funding to purchase five new vehicles for the Utah Division of Occupational Safety and Health. The division has 25 inspectors who share 15 vehicles to perform their duties and this purchase brings the total to 20 vehicles. The \$49,000 one-time General Fund appropriation is accompanied by a one-time federal match of \$49,000 for a total of \$98,000 to purchase the five vehicles.

Implementation

All five vehicles are purchased as of September 2012.

Accuracy

The entire \$49,000 appropriation has been used to purchase the vehicles.

Performance

	Tot. Inspections	Citation Hazards	Employees Affected
2008	1,800	1,000	84,500
2009	2,053	937	713,883
2010	1,607	1,505	184,688
2011	1,521	2,439	234,850
2012	1,957	2,675	260,000

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills 12021 INS - Financial Examiner Retention

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$57,000	\$0	\$57,000	\$0	\$57,000	\$57,000	\$0

Explanation

The \$57,000 ongoing funding was to pay for increased salaries for 6 financial examiners achieving certain professional designations. Achieving the professional designations increased market values for the positions in the private sector. Funding was used to retain the examiners going forward.

Implementation

The Insurance Department increased salaries for all examiners commensurate with experience and merit. The department utilized all funds to provide a level of pay for these examiners that was closer to private sector averages.

Accuracy

Each examiner's salary was moved closer to industry averages and the entire amount was utilized to help retain the examiners.

Performance

The Insurance Department reviews the designations and performance of examiners on company examinations, including time to complete the examinations compared to industry standards.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12027 DHA - Tracy Aviary

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$150,000	\$0	\$150,000	\$0	\$150,000	\$150,000	\$0

Explanation

Funding was allocated to offset the cost of visiting Tracy Aviary for youth and their adult teachers/supervisors/chaperones.

Implementation

State funds were used to promote the program to various youth groups to ensure the public is aware of the Tracy Aviary as an opportunity and a resource.

Accuracy

Funding was used as directed by the Legislature.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12028 DHA - The Draw in Sugarhouse

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$150,000	\$0	\$150,000	\$0	\$150,000	\$150,000	\$0

Explanation

Funding was provided to help fund the historic and artistic features of the Parley's Trail Project (The Draw in Sugarhouse).

Implementation

Construction bids were received in November 2012. Construction of the project has recently started.

Accuracy

Funds have been used as directed by the Legislature.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills 12121 ULC - IARA Adjustment

Committee: BEDL

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$143,200	\$0	\$143,200	\$0	\$143,200	\$143,200	\$0

Explanation

The Labor Commission requested this funding to continue and complete its Electronic Data Interchange (EDI) project. The project is divided into two phases where three main items are affected by the EDI project.

Phase I includes the following: 1) microfilm conversion, and 2) high speed scanner and DTS programming costs for electronic submission of First Reports on Injury (FROI)

Phase II includes: Computerization of the Second Report of Injury (SROI.)

Implementation

Phase I has been completed except for a few items that DTS is working on (reports, and large file submission errors).

Phase II has been pushed back due to DTS programming issues. It is expected to be implemented during FY 2014 and will build upon on Phase I work.

Accuracy

All funds have been spent, and according to current information available, are within the \$10,000 or 5% threshold.

Performance

The \$143,200 was spent on the Electronic Data Interchange (EDI) project during FY2013 on the following:

- 1) \$78,750 to State Archives to scan over 2,250 rolls of microfilm;
- 2) \$6,314 to purchase a high-speed scanner for conversion of paper documents into electronic format;
- 3) \$43,200 to Mitchell and Associates, a consulting company, to test in-house programming for this project; and
- 4) \$14,936 to DTS for programming and project management.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12216 GOED - Auditor

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$77,000	\$0	\$77,000	\$0	\$77,000	\$77,000	\$0

Explanation

The Legislature appropriated \$77,000 to allow GOED to hire a full time audit specialist in the corporate incentives program.

Implementation

The auditor was hired and is currently functioning in compliance with the legislative intent.

Accuracy

Funding was fully allocated to assist the corporate incentives team complete its due diligence to audit all requests for tax incentive rebates.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills 12218 INS - Cost of Financial Examinations

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$100,000	\$0	\$100,000	\$0	\$100,000	\$22,100	\$77,900

Explanation

Funding was allocated to correct an error in the way the department had been accounting for travel costs associated with insurance company examinations. Historically, the department had not included these travel costs in its expense budget request. When insurance companies paid for examinations the travel portion was posted as a reimbursement of expenses with the remainder being posted to free revenue in the General Fund. To properly account for travel expenditures related to company examinations in the department expense budget, this increase was provided.

Implementation

The department has ensured that all costs related to travel for the Examinations Division were tracked in relation to the appropriated expense budget.

Accuracy

During FY 2013, the examination costs related to travel were \$22,100. The costs came in lower in FY 2013 than anticipated due partly to fewer examinations being requested. Costs will generally vary depending upon the number of examinations performed and the nature of the examinations. Initial estimates for FY 2014 show a significant increase in the number of examinations being requested. It is likely that funds will be fully utilized in FY 2014.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12219 INS - Travel Reimbursement

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$50,000	\$0	\$50,000	\$0	\$50,000	\$50,400	(\$400)

Explanation

An appropriation was provided to increase the department budget for training and associated travel for participation in on-line and out-of-state training.

Implementation

The department was successful in achieving its goal of providing a basic level of training to the department's employees and management including certifications.

Accuracy

The Insurance Department utilized all of the funding for training as directed.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0029S01 Insurance Amendments (Dunnigan, J.)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$311,500	\$311,500	\$311,500	\$0	\$311,500	\$310,200	\$1,300

Explanation

Enactment of this bill will cost the Department of Insurance \$311,500 annually to administer the fraud provisions of the bill. The costs are offset by the increased fees provided in the bill.

Implementation

The Insurance Department increased the fee schedule amounts collected from companies during the annual fraud assessment. The department collected an additional \$310,154 in revenue in FY 2013. With this money the Fraud Division was able to hire 2 new fraud investigators and an attorney.

Accuracy

The Insurance Department estimated the additional revenue in accordance with the fee increases and the number of companies at the time of the request. The collected revenues came in \$1,300 lower than expected. The Department also came in below the budgeted amount due to the time it took to hire new investigators and the attorney.

Performance

The Fraud Division measures performance by the number of cases prosecuted and restitution recovered for victims of insurance fraud. The division has increased the recovered victim restitution in FY 2013 by \$100,000.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0061S01 Portable Electronics Insurance Related Amendments (Kiser, T.)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$1,500	\$1,500	\$1,500	\$0	\$1,500	\$1,445	\$55

Explanation

Enactment of this bill will cost the Department of Insurance \$1,500 one-time from Insurance Department Restricted Account. The cost will be offset by fees assessed in the bill. These fees will be collected every other year.

Implementation

The Insurance Department began licensing vendors in FY 2013. Seventeen vendors applied, and paid the \$85 fee and were approved for a license in the state. This license is good for two years and will likely be renewed by vendors in FY 2015.

Accuracy

The Insurance Department set the fee for vendors to obtain a limited line license at \$85 for licensing or renewal. The department collected this fee from 17 different vendors who applied in FY 2013, resulting in \$1,445 in revenue.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0144S03 Health System Reform Amendments (Niederhauser, W.)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$53,200	\$0	\$53,200	\$0	\$53,200	\$53,200	\$0

Explanation

Enactment of this bill would cost the Insurance Department an estimated \$13,200 one-time from the Insurance Department Restricted Account in FY 2013 for rule development, reviewing filings, and establishing standards. Insurance Department Restricted Account revenues and expenditures affect the annual transfer to the General Fund. Additionally this bill appropriates one-time in FY 2012 from the General Fund \$15,000 to the Senate and \$25,000 to the House of Representatives for the costs of the Health System Reform Task Force.

Implementation

The legislation required the Insurance Department to work with the Health System Reform Task Force. The Insurance Department assigned these duties to the Assistant Commissioner and Health Division Director. They helped with study, rule development, review of any filings and establishment of standards. This was done in the allotted time frame and Administrative Rule #R590-266 was adopted effective May 1, 2013.

Accuracy

Costs to the department were kept at the estimated \$13,200 for hours taken to study and prepare standards and recommend rules by the Assistant Commissioner and Health Division Director.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0354S02 Alcoholic Beverage Amendments (Wilcox, R.)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$6,423,400	\$6,377,800	\$6,423,400	\$0	\$6,423,400	\$6,423,400	\$0

Explanation

Enacting this bill will cost the Department of Public Safety \$45,600 from the General Fund to staff the committee to study the abuse of alcohol. The bill also transfers approximately \$81,000,000 from the Liquor Control Fund to the newly created Mark Up Holding Fund. The bill also appropriates \$6,377,800 from the markup account to the Department of Alcoholic Beverage Control to account for current expenditures. The net impact of this provision would be zero, and the uses for these funds would remain the same as for the current Liquor Control Fund.

Implementation

DABC has transferred the markup collected to the Markup Holding Fund. The Alcohol Abuse Tracking Committee has been formed under the purview of the Department of Public Safety. The committee has met several times and began collecting data in 2013 for presentation to the Legislature this fall.

Accuracy

DABC will transfer \$134 million from the Liquor Control Fund to the Markup Holding Fund for FY 2013. After transfers to the School Lunch Program, Alcohol Enforcement, and the Liquor Control Fund, the amount in the fund will be approximately \$78 million at fiscal year-end. DABC's year end profit transfer to the General Fund will be made from this account. The net impact from the bill was zero as identified in the fiscal note.

Performance

The Alcohol Abuse Tracking Committee presented to the Business and Labor Interim Committee the implementation plans in October 2012. It will report the data collected from January 1 to June 30, 2013 later this year.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0040S05 Cosmetic Medical Procedures (Barlow, S.)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$8,300	\$0	\$8,300	\$0	\$8,300	\$8,300	\$0

Explanation

Enacting this bill will cost the Department of Commerce about \$8,300 from the Commerce Service Fund annually for investigations. Commerce Service Fund revenues and expenditure affect the annual transfer to the General Fund.

Implementation

The Department of Commerce implemented the investigations requirements required by the legislation.

Accuracy

An estimated 250 investigation hours per year as estimated in the fiscal note was accurate for the first year.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

**2012 SB0066S01 Alcoholic Beverage Control Related Amendments
(Valentine, J.)**

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$298,800	\$0	\$298,800	\$0	\$298,800	\$287,200	\$11,600

Explanation

Enacting this bill will cost the Department of Alcoholic Beverage Control about \$227,600 from the Liquor Control Fund annually to implement the provisions of the bill. The Attorney General costs are anticipated to be \$71,200 annually from the General Fund. Liquor Control Fund revenue and expenditures affect the annual transfer to the General Fund.

Implementation

DABC expanded to a seven-member commission and hired an internal auditor. The requirement to be audited by a private firm was changed to the State Auditor in the 2013 General Session. They have started their audit of DABC.

Accuracy

The \$227,600 appropriated to the department was allocated to pay for the internal auditor and the audit of the department. The internal auditor started March, 2013. The projected annual salary and benefits are \$116,000. The State Auditor will bill the department and will have a limit of \$100,000.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0088 Pharmacy Distribution Amendments (Bramble, C.)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$39,600	\$0	\$39,600	\$0	\$39,600	\$39,600	\$0

Explanation

Costs to the Commerce Department for implementation of the provisions of the bill would be \$39,600 ongoing from the Commerce Service Fund. Spending from the Commerce Service Fund affects annual transfers to the General Fund.

Implementation

An estimated additional staff time of 1,044 hours was expected in order to provide the upgrades to the system and provided the inspections. Investigators had to be trained on the new criteria. The updated database now requires physicians to update drugs they are dispensing for certain drug classifications. Changes have been made as directed by the statute.

Accuracy

Estimated funding levels were accurate. Investigative time was slightly less than anticipated but DTS development was above the estimated cost for a net zero impact on original estimates.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0144 Immigration Consultants (Robles, L.)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$5,400	\$5,600	\$5,400	\$0	\$5,400	\$5,400	\$0

Explanation

Enactment of this bill will increase annual Commerce Service Fund revenues by \$4,600, dedicated credit revenues by \$1,000 and annual expenditures by \$5,400. Balances in excess of the expenditures are transferred to the General Fund.

Implementation

At this time the provisions required in the bill have all been implemented.

Accuracy

Consumer Protection collected \$4,000 in licensing revenue from 20 potential licensees to the Commerce Service Fund which was \$600 less than projected. An additional \$1,000 came in in background check revenue. The number of licenses was lower than expected due to the bond requirements.

Performance

The department plan is to measure the number of complaints to determine the success of the program.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0161S06 Pharmacy Practice Act Revisions (Vickers, E.)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$8,100	\$0	\$8,100	\$0	\$8,100	\$8,100	\$0

Explanation

Costs to the Commerce Department for implementation of the provisions of the bill would be \$8,100 ongoing from the Commerce Service Fund. Spending from the Commerce Service Fund affects annual transfers to the General Fund.

Implementation

Commerce has implemented the provisions required in the bill as directed.

Accuracy

The estimated 210 hours of investigator time was accurate for the first year.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0202S02 Dentist Practice Act Amendments (Adams, J. S.)

Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$2,400	\$1,000	\$2,400	\$0	\$2,400	\$2,400	\$0

Explanation

Enactment of this bill would increase revenue to the Commerce Service Fund by \$1,000 in FY 2013 and by \$1,600 in FY 2014. Costs to the Commerce Department for implementation of the provisions of the bill would be \$2,000 ongoing from the Commerce Service Fund and \$400 one-time in FY 2013. Spending from the Commerce Service Fund affects annual transfers to the General Fund.

Implementation

Commerce has implemented the procedures and licensing requirements established in the bill.

Accuracy

Actual revenue for the new license established was \$900 in year one. Foreign teaching applications had to be created and when received had to be reviewed for the established criteria. The estimate of 70 hours of staff time was accurate.

Performance

Six new licensees have successfully completed this process.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0258 Underage Drinking Prevention Campaign (Hillyard, L.) Committee: BEDL

Analyst: Andrea Wilko

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$299,600	\$0	\$299,600	\$0	\$299,600	\$299,600	\$0

Explanation

Enactment of this bill would reduce the General Fund transfer from liquor profits by \$299,600 in FY 2013 and by \$979,000 in FY 2014. When fully phased in (FY2017), the General Fund reduction will be \$1,876,700. The bill eliminates funding for the Parents Empowered Program from the Liquor Control Fund and replaces it with funding from the newly created Underage Drinking Prevention Media and Education Campaign Restricted Account.

Implementation

DABC has transferred .6 percent of retail sales to the Underage Drinking Prevention Media and Education Campaign Restricted Account. The amount transferred including the \$299,600 increase for FY 2013 was \$1,773,300 and corresponds with the estimate in the fiscal note.

Accuracy

The transfer amount was in line with the fiscal note.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5076 DOH - Medicaid Caseload Growth

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$70,791,000	\$0	\$70,791,000	(\$40,900,000)	\$29,891,000	(\$12,500,000)	\$42,391,000

Explanation

Medicaid ended FY 2012 with unexpected unspent balances of \$19.1 million or 5% in unspent General Fund. The surplus is 1.4% due to caseload and 3.6% due to per member per month (PMPM) cost estimates. Additionally this building block includes the following: (1) Estimated increase of 5,900 or 2% clients in FY 2013 and 3,000 or 1% in FY 2014 (a utilization increase of 3% in FY 2013); (2) Forced provider inflation of \$6.8 million; (3) Federal medical assistance percentage favorable change of 0.2% for a savings of about \$2.7 million; (4) Preferred Drug List additional projected savings of \$1.4 million; (5) A 2% State-funded increase in physician rates now to be paid by the federal government for a savings of \$0.8 million.

Implementation

The Department used the funds for the cost of the Medicaid program beginning in July 2012.

Accuracy

The Department estimates a surplus of \$10 to \$15 million General Fund. The midpoint of that estimate, \$12.5 million General Fund represents an error rate of 2.6% of the \$489 million General Fund estimated for Medicaid statewide.

Performance

The Department estimates a 2.2% increase in caseload which is 0.1% less of an increase compared to consensus projections.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5276

DOH - Medicaid Administration for Caseload Growth and Federal Mandates

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$190,900	\$0	\$190,900	\$0	\$190,900	\$185,500	\$5,400

Explanation

To address increased administrative demands. The department requested additional funding for staffing due to higher caseloads and new federal mandates for the Medicaid program.

Implementation

The agency used the money to hire the following 8 FTEs: 2 health program representatives, 1 health program specialist I, 1 claims technician, 1 registered nurse, 1 auditor, 1 health economist, and 1 medical review board examiner.

Accuracy

The Department anticipates spending between and \$180,000 and \$190,900 in FY 2013.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5277 DOH - Medicaid Provider Inflation

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$4,891,000	\$0	\$4,891,000	\$0	\$4,891,000	\$4,700,000	\$191,000

Explanation

The money is for increases in the cost of Medicaid services that the State cannot control, such as pharmacy drug costs, Clawback payments, Medicare buy-in, and Medicare crossovers.

Implementation

The Department used the funds to meet the costs of the forced provider inflation beginning in July 2012.

Accuracy

The Department anticipates spending between \$4.6 to \$4.8 million of the \$4.9 million appropriation.

Performance

The Department anticipates covering all forced provider inflation with the funding provided.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5282 DOH - Accountable Care Organizations Run Out

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$6,000,000	\$0	\$6,000,000	\$2,500,000	\$8,500,000	\$9,500,000	(\$1,000,000)

Explanation

FY 2013 cost of starting a pre-payment system while still paying claims for up to 12 months under the old system of fee-for service.

Implementation

The department has spent the money on fee-for-service claim payments arriving after December 2012.

Accuracy

The department spent \$1.0 million or 12% higher than the appropriation for this purpose. Costs will continue to increase in the coming months.

Performance

The Department will pay all run out claims received within FY 2013.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5538 USOR - Assistive Technology

Committee: SS

Analyst: Stephen Jardine

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$200,000	\$0	\$200,000	\$0	\$200,000	\$200,000	\$0

Explanation

The Legislature appropriated \$200,000 one-time Education Fund to the Utah State Office of Rehabilitation to purchase independent living Assistive Technology devices and services. This funding was combined with \$200,000 ongoing Education funds to provide devices and services to additional individuals.

Implementation

This \$200,000 for the Independent Living Assistive Technology Program funded 98 pieces of equipment for 80 consumers. The state FY 2012 Independent Living Assistive Technology budget also included \$200,000 ongoing funds. The entire budget of \$400,000 (\$200,000 one-time, \$200,000 ongoing) funded 205 pieces of equipment for 165 consumers. The number of mobility related devices and services was 43, the number of communication related devices and services was 25, the number of community access-type devices and services was 73, and the number of devices and services functioning as aids to daily living was 64.

Accuracy

The \$200,000 was distributed during FY 2012.

Performance

Assistive Technology devices/services are used to help increase an individual's level of independence to assist them in becoming self-sufficient. The Utah State Office of Rehabilitation has stated that "In FY 12, there were 47 Independent Living consumers who had received AT devices/services, that transitioned into the Vocational Rehabilitation Program. Of those who had transitioned to VR, 4 individuals achieved employ[ment]."

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5540

USOR - Independent Living Centers - Pass through funding

Committee: SS

Analyst: Stephen Jardine

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$300,000	\$0	\$300,000	\$0	\$300,000	\$300,000	\$0

Explanation

This building block for \$300,000 in ongoing Education Fund to the Utah State Office of Rehabilitation was for pass through funding for the six independent living centers across the state. These centers are located in St. George, Price, Provo, Salt Lake City, and Ogden but serve wider catchment areas. The request was for additional outreach and independent living specialists.

Implementation

The \$300,000 received by the six Independent Living Centers funded outreach efforts in the form of services to assist new consumers in receiving services, supported ongoing services to other consumers, and provided funding for the addition of new independent living specialists, or more often, promoting some independent living specialists from part time to full time.

Accuracy

The \$300,000 was distributed during FY 2012.

Performance

The Independent Living Centers have provided the following detail (summarized) as performance measures:

- Ability First – Provo - \$47,100 - used for two part-time employees who became full-time in order to expand services offered to clients;
- Red Rock Center – St George - \$51,500 used to increased staffing to provide outreach to consumers in Iron and Garfield counties and also add one additional employee who delivered "783 services to consumers within [the] last fiscal year;"
- Utah Independent Living Center – Salt Lake City - \$69,500 used to expanded services through outreach to individuals with disabilities living in Tooele, Summit, and outlying areas of Salt Lake County by hiring one additional full-time Outreach Specialist and one additional part-time Independent Living Skill Trainer (who is providing services to youth with disabilities);
- Roads to Independence (formerly Tri-County Independent Living Center) - Ogden - \$43,300 used to meet increased caseloads over the past three years by hiring an Independent Living Specialist, transitioning "18 individuals out of costly nursing homes [at] a savings of about \$700,000," and using funding one-time to assist in relocating the center to a new building due to the previous office space being demolished;
- Active Re-Entry - Price - \$46,300 used to Increase outreach efforts in the Uintah Basin and fund a low-vision and community integration coordinator for Grand County;
- OPTIONS for Independence - Logan - \$36,300 used to institute a youth program where "24 youth are partiipating in the program" and increase outreach efforts in nursing homes by making a part-time employee full time;
- Utah Statewide Independent Living Council \$6,000 used to provide training and coordination to the six regional advocacy groups located around the state.

The Analyst views the information provided as general descriptions of what was purchased with the funds rather than specific measures of performance.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5636x DWS - Reed Act Funding Re-Employment Services

Committee: SS

Analyst: Stephen Jardine

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$4,567,000	\$0	\$4,567,000	\$0	\$4,567,000	\$4,567,000	\$0

Explanation

The Department of Workforce Services initially requested Unemployment Insurance funding for FY 2012 to use for employment and re-employment efforts.

Implementation

The Department of Workforce Services used these funds for front-line staff working to connect potential employees with employers. These activities were also funded by federal Wagner Peyser funds. The department increased these job connection activities beginning in FY 2012 because of the high unemployment rate and because of the high caseloads on public assistance.

Accuracy

The \$4,567,000 was distributed during FY 2012.

Performance

- Employer job orders: 162,205 in FY 2013; 152,347 in FY 2012; 118,593 in FY 2011.
- Job seeker job placements: 226,560 in April 2012 thru March 2013; 230,467 in April 2011 thru March 2012; 209,293 in April 2010 thru March 2011.
- Average Unemployment Insurance benefits duration rate: 13.2 weeks as of 6/30/2013 (was 14.2 weeks at same time last year, 6-30-2012).
- Rapid re-employment of Unemployment Insurance (UI) claimants (Re-employment Services has contributed to lowering the the average number of weeks Utah claimants remain on UI benefits [Duration Rate] and the percentage of claimants that exhaust their entitlement to UI benefits [Exhaustion Rate]. Average UI duration rate decreased from 14.2 weeks during SFY 2013. One week less duration equates to approximately \$16.4 million savings to Utah's UI Trust Fund [funded by Utah employers] in SFY 2013. Approximately 44.8% of UI claimants were exhausting benefits as of June 2012, but this was reduced to 38.1% as of June 2013).

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5903 DOH - Accountable Care Ongoing Cost

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$2,000,000	\$0	\$2,000,000	\$0	\$2,000,000	\$2,000,000	\$0

Explanation

Raise the administration rate paid to Accountable Care Organizations from 7.0% to 8.3% within Medicaid.

Implementation

The Department raised the administration rate from 7.0% to 8.3% for accountable care organizations beginning January 2013.

Accuracy

The Department anticipates spending all \$2,000,000.

Performance

The Department paid 8.3% for the administration rate for Accountable Care Organizations for FY 2013.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9005x DOH - Nursing Home Assessment

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$1,993,800	\$0	\$1,993,800	\$0	\$1,993,800	\$1,850,000	\$143,800

Explanation

Increase in the General Fund Restricted - Nursing Care Facilities Restricted Account to increase reimbursement to nursing home provider rates by a net of \$4,587,300 or 6.4% due to federal matching funds. The appropriation is funded by a \$1,993,800 increase in the assessment paid by nursing facilities.

Implementation

The Department used the money to raise the nursing home rate beginning in July 2012.

Accuracy

The Department anticipates spending between \$1.8 to \$1.9 million of the \$2.0 million appropriation.

Performance

The Department raised rates as per the funding provided.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9006x DOH - 2% Increase in Medicaid Physician Rates

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$764,000	\$0	\$764,000	\$0	\$764,000	\$733,000	\$31,000

Explanation

Restore some of the prior reductions in physician provider reimbursement rates for Medicaid.

Implementation

The Department raised Medicaid physician rates by an average of 2% beginning in July 2012.

Accuracy

The Department anticipates spending between \$700,000 to \$764,000.

Performance

The Department raised Medicaid physician rates 2% as per the funding provided.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9007x DOH - CMS Mandated Compliance Projects (one-time) Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$679,000	\$0	\$679,000	\$0	\$679,000	\$162,500	\$516,500

Explanation

To comply with federal mandates that require Utah Medicaid to have a billing system that can process ICD-10 claims beginning October 2014. The ICD-10 is a new medical coding system that adds more specificity for what happened in the billing statement.

Implementation

ICD-10 has completed the planning phase and is on schedule to meet the ICD-10 compliance date of October 1, 2014.

Accuracy

The Department anticipates spending between \$150,000 and \$175,000 in FY 2013. The Department requested and received nonlapsing authority for the unspent funds so they can be used in FY 2014.

Performance

The ICD-10 implementation timeline is on schedule to meet the October 2014 deadline.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9008x DOH - Case Management in Rural Areas

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$100,000	\$0	\$100,000	\$0	\$100,000	\$51,000	\$49,000

Explanation

Two nurses to manage Medicaid clients with chronic conditions who live in areas not served by managed care plans.

Implementation

The agency used the money to contract with the Bear River Health Department to develop a rural care coordination model.

Accuracy

The Department anticipates spending more of the appropriation in future years. This year the contract was developed and implemented.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9009x DOH - Traumatic Brain Injury Fund

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$100,000	\$0	\$100,000	\$0	\$100,000	\$50,000	\$50,000

Explanation

Resource facilitation services and education of professionals that deal with traumatic brain injury clients, and outreach to those recently injured.

Implementation

The Department used the money to link individuals with traumatic brain injuries to community resources.

Accuracy

The money provided for the fund did not necessarily need to be spent in the first year. The fund retains all money that it receives.

Performance

The money paid for 85 individuals with traumatic brain injuries to have help identifying and connecting to community resources.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bill46447x DWS - Employee Development Projects

Committee: SS

Analyst: Stephen Jardine

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$6,480,000	\$0	\$6,480,000	\$0	\$6,480,000	\$4,495,000	\$1,985,000

Explanation

During the 2012 General Session the Legislature appropriated \$6,480,000 from the Special Administrative Expense Account (SAEA) to the Department of Workforce Services (DWS) to support job grow projects in Utah. The Special Administrative Expense Account consists of interest and penalties collected in connection with the Utah Unemployment Compensation Fund. For employee development projects, the Department of Workforce Services has standardized how funds would be distributed among three different areas affecting jobs: 1) job creation, 2) job placement, and 3) training programs. DWS has attempted to optimize “how money is used to create new jobs, help public assistance customers find work and develop training programs that align with industry demand.” The department has made efforts to distribute the funding throughout the state and give priority to small businesses and rural programs.

Implementation

DWS states, "The Department of Workforce Services uses these funds for various workforce development projects (projects intended to encourage and facilitate the development of new jobs) and for development of training/education programs. These projects are developed with employers and training/education schools through the department’s Economic Service Areas."

Accuracy

As of July 2013, actual state expenditures are 69 percent of the original estimated expenditures, or 31 percent below the original estimate. DWS states, “It is important to note that DWS is working on a post-performance and reimbursement basis for programs and grantees external to DWS. This means that before funds can be spent the outcome must have already occurred and the cost has already been paid by the grantee. This ensures that the money is only used where there is a demonstrated allowable cost.”

Performance

There are three performance measures for Employment Development Projects. First, actual jobs created. The second is new capacity in education programs that meet the Governor's 66 percent by 2020 goal. The third is DWS customers placed into employment. For performance measures, see the issue brief Workforce Services Job Growth Projects found at: <http://le.utah.gov/interim/2013/pdf/00000759.pdf>.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12200 DOH - Primary Care Grants

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$200,000	\$0	\$200,000	\$0	\$200,000	\$200,000	\$0

Explanation

To provide primary medical and dental services for underinsured clients.

Implementation

One-time funding for three urban agencies and four rural agencies. Of these seven agencies: three provide primary care, three provide dental care, and one provides mental health services. The increased funding went out with the normal grant cycle.

Accuracy

The Department plans to spend all \$200,000.

Performance

About 4,300 underserved clients received primary care medical and dental services.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12210 DOH - CPR Instruction

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$25,000	\$0	\$25,000	\$0	\$25,000	\$13,500	\$11,500

Explanation

To provide CPR training, purchase mannequins, and purchase educational materials in high schools.

Implementation

The department provided one-time funding for three school districts (Taylorsville, Delta, and Garfield). The money went out with the beginning of the 2012-2013 school year.

Accuracy

The Department of Health offered CPR funding to all Utah high schools, but only three applied for the funds. The Department spent a little more than half of the money provided. The remaining funding will lapse.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0014 Civil Commitment Amendments (Daw, B.)

Committee: SS

Analyst: Stephen Jardine

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$100,000	\$0	\$100,000	\$0	\$100,000	\$19,500	\$80,500

Explanation

Enacting this bill will cost the Utah State Hospital (USH) \$100,000 ongoing from the General Fund for additional treatment and supervision costs in FY 2013 and \$200,000 ongoing from the General Fund for FY 2014. Enactment of this bill will also cost local county government and local mental health centers \$11,500 ongoing for additional treatment costs beginning in FY 2014. Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses. This bill amends Title 62A, Chapter 15, Substance Abuse and Mental Health Act, by including harmful sexual conduct as grounds for a civil commitment. The bill: defines the term "harmful sexual conduct"; amends the definition of "substantial danger"; and amends the process for civil commitment.

Implementation

The Utah State Hospital (USH) hired a Social Worker in FY 2013 to help create a program to treat sex offenders, but the position only stayed filled for 3 months (\$77,000 annual cost /4= \$19,250). Training materials (\$250) have been purchased. No patients have yet been committed to USH under H.B. 14 criteria for harmful sexual conduct. USH is currently recruiting to replace the Social Worker (\$77,000) and hire a Psychologist (\$100,000) to be prepared to treat sex offenders and meet the treatment needs of other patients. In our current population we do have individuals who are civilly committed that have histories of sexual deviant behavior and the trained professionals will begin working with them as we monitor for admissions under the new H.B.14 criteria.

Accuracy

As of July 2013, actual state expenditures resulting from passage of H.B. 14 are 20 percent of the original estimated expenditures, or 80 percent below the original estimate.

Performance

The Utah State Hospital has stated, "A sex offender program has been created, but no patients have yet been committed to USH under HB 14 criteria for harmful sexual conduct. Commitment is dependent upon the ruling of judges and decisions from the prison system as to how sex offenders are released or committed. . . The Utah State Hospital is developing Treatment Modalities for individuals who are committed to the hospital under HB 14 criteria for harmful sexual behavior. We do not have a specific "Sex Offender Program". The intent of HB 14 is to treat individuals whose harmful sexual behavior is related to their mental illness. Performance Measures mainly focus on Individual treatment goals such as target behaviors identified in treatment (i.e., boundary violations, sexually inappropriate behaviors, changes in thought processes, etc.). Aggregate data demonstrating the reduction in target behaviors is one way in which performance will be measured. Other measures include those addressing symptoms of mental illness (i.e., Brief Psychiatric Rating Scale; Severe Outcomes Questionnaire).

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0155 Drug Screening for Temporary Assistance for Needy Families Recipients (Wilson, B.)

Committee: SS
Analyst: Gary Ricks

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$169,100	\$0	\$169,100	\$0	\$169,100	\$26,400	\$142,700

Explanation

This bill modifies the Employment Support Act by requiring an applicant who otherwise qualifies for cash assistance under Utah's Family Employment Program to complete a written drug screening questionnaire and meet other requirements in order to receive cash assistance under the program.

Implementation

Provisions of this legislation were implemented as required. Workforce Services now requires parents who otherwise qualify for cash assistance under Utah's Family Employment Program to complete a written questionnaire designed to determine the likelihood of a substance use disorder. If answer(s) in the questionnaire indicate a reasonable likelihood of substance use, then the applicant must submit to a drug test. If determined to be positive, the applicant must enter into and follow an employment plan to continue receiving cash assistance. The plan includes receiving treatment for the substance use disorder; and testing negative on follow-up drug tests for a controlled substance. Failure impacts eligibility for cash assistance.

Accuracy

Actual expenditure amounted to \$26,400 in FY 2013.

Performance

Of the 4,425 individuals screened in FY 2013, 394 took the drug test, 9 tested positive and 5 underwent treatment.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0263 Unemployment Benefits for Military Spouse (Hemingway, L.)

Committee: SS

Analyst: Gary Ricks

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$109,900	\$0	\$109,900	\$0	\$109,900	\$110,900	(\$1,000)

Explanation

This bill modifies the Employment Security Act by expanding unemployment benefits eligibility for military spouses under certain circumstances.

Implementation

Provisions of this legislation were implemented as required. Workforce Services no longer charges benefit costs to employers for employees receiving unemployment benefits after voluntarily leaving employment to follow a spouse because of a spouse's military assignment. It is distributing unemployment benefits to claimants who voluntarily leave employment to follow their spouses to a new location if the claimant's spouse is a member of the United States armed forces and the claimant's spouse has been relocated by a military assignment on active duty, as stipulated in the legislation.

Accuracy

The fiscal note was accurate within \$1,000 or less than one percent of the fiscal note's original estimate.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0272S05 Pilot Program for Autism Spectrum Disorders Services (Bramble, C.)

Committee: SS

Analyst: Brian D. Fay

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$5,500,000	\$0	\$5,500,000	\$750,000	\$6,250,000	\$917,000	\$5,333,000

Explanation

This bill transfers \$1,500,000 in General Funds from the Department of Human Services - Child and Family Services to the Department of Health - Medicaid Optional Services one-time in FY 2012. A one-time FY 2012 General Fund appropriation of \$3,000,000 is made to the DOH – Medicaid Optional Services. The bill also transfers \$1,000,000 from General Fund one-time to the General Fund Autism Restricted account and \$1,000,000 from the General Fund Autism Restricted Account to the Children with Special Health Care Needs in FY 2013. The bill also authorizes the Medicaid program to retain up to \$4.5 million per year in unspent balances in FY 2012 and in FY 2013 and directs that nonlapsing funds be used to provide services to children with autism spectrum disorder.

The bill also directs the Public Employees Health Plan to use excess funds in the state risk pool contingency reserve to provide services to up to 50 children at a maximum annual benefit of \$30,000 each.

The \$750,000 in changes shown above are a result of private donations to the Autism Treatment Restricted Account.

Implementation

The requirements of this bill were implemented within the timeframes designated.

Accuracy

The funding for the Department of Health is to be used in full for the purpose described in this bill. The PEHP pilot program continues through fiscal year 2014 at which time the accuracy of this fiscal note will be measured. Through the end of FY 2013, the Medicaid pilot had spent \$387,339, the Autism Treatment Restricted Account had spent \$529,651, and PEHP has spent \$179,885.

Initial estimates for annual cost per child from ages 3 to 6 was approximately \$57,600 and was based on a 2007 Harvard study. While these pilots still in process, early estimates show annual cost per child at approximately \$12,500 for the 23 participants with PEHP, \$4,700 for the 202 children with Medicaid, and \$25,608 for the 34 children with the Autism Treatment Restricted Account.

Performance

In addition to the \$1 million appropriated by the legislature, the Autism Treatment Account has received an additional \$750,000 in private donations. To date, 34 children have received some service through this funding with an average monthly cost of \$2,134 per child.

The PEHP pilot has accepted 23 children into the program and has experienced an average monthly cost of approximately \$1,000 per month per child.

The two-year Medicaid pilot had spent \$387,339 of the \$4.5 million appropriation through June 30th, 2013. It has served 258 children and has paid out an average of \$393.30 per month per child from the general fund.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0393S01 Juvenile Competency Amendments (McIff, K.)

Committee: SS

Analyst: Stephen Jardine

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$408,700	\$0	\$408,700	\$0	\$408,700	\$266,426	\$142,274

Explanation

Enactment of this bill will cost the Department of Human Services \$268,700 ongoing and \$140,000 one-time from the General Fund to comply with additional juvenile competency provisions beginning in FY 2013. The estimated one-time cost will decrease by \$85,000 in FY 2014. This bill requires the Department of Human Services to: 1) conduct juvenile competency evaluations in the least restrictive setting and upon a finding of good cause and use a second examiner to evaluate the juvenile and 2) prepare an attainment plan when a minor is found not competent to proceed. The bill also grants the juvenile court jurisdiction over a minor not competent to proceed and defines the following terms: "Mental disorder," "Intellectual disability," "Not competent to proceed," and "Related condition."

Implementation

The Department of Human Services states, "Two Divisions . . . are responsible for carrying out Juvenile Competency Evaluations and Attainment services: The Division of Substance Abuse and Mental Health (DSAMH) and the Division of Services for People with Disabilities (DSPD). They have worked closely with the Juvenile Court, the Division of Juvenile Justice Services (DJJS), the Division of Children and Family Services (DCFS) and other agencies and organizations . . . to implement this statute. . . The DSAMH . . . [hired] a Juvenile Attainment and Competency Program Manager . . . Visits have been made to 8 of the 9 Juvenile Court Districts. . . Fact sheets . . . have been distributed to the Juvenile Court, DJJS, DCFS, Defense Attorneys, Guardian Ad-litem and other interested parties . . . A training Conference was held with Evaluators to train on the standards to be used with Juvenile Competency which vary from those used in Adult Competency. . . [T]raining and new contracts were put in place to hire Juvenile Forensic Evaluators. A Juvenile Competency workshop was also presented . . . with over 40 people in attendance. . . A Juvenile Competency Attainment manual has been developed . . . [and] also . . . Written standards and procedures for conducting both initial competency evaluations and a follow-up evaluation for individuals completing the attainment program. Training for program evaluators has been developed and a train the trainer program has been developed and tested."

Accuracy

As of July 2013, actual state expenditures resulting from passage of H.B. 393 are 65 percent of the original estimated expenditures, or 35 percent below the original estimate.

Performance

The Department of Human Services stated, "To date (6-13-13) 44 juveniles have had 51 competency evaluations. Of those evaluations 27 found the juvenile not competent and 24 found the juvenile competent to proceed. The number of Juveniles ordered by the Court to Competency Attainment services has been less than anticipated in the first year of implementing this bill. This is due to the fact that the Court, the Attorneys and the Evaluators are still learning about who are the individuals that best fit with the new Competency standards made law by H.B. 393. This is also the case with the decision around who may be not competent now but may be able to attain competency through the attainment services."

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0400

Traumatic Head and Spinal Cord Injury Rehabilitation Trust Fund (Hutchings, E.)

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$21,200	\$0	\$21,200	\$0	\$21,200	\$11,000	\$10,200

Explanation

Staffing the Traumatic Spinal Cord Injury and Brain Injury Fund Advisory Committee, and preparation and monitoring of the request for proposal for the Fund.

Implementation

The Department began holding meetings and issued a request for proposal. The advisory committee approved the needed rule for implementing the legislation in fall 2012 and the rule became effective in December 2012.

Accuracy

The Department spent \$11,000 on personnel time preparing the request for proposal and staffing meetings. The Department spent less funds in the first year due to the long startup process.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0497S02 Clearance for Direct Patient Access (Last, B.)

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$130,000	\$0	\$130,000	\$0	\$130,000	\$130,000	\$0

Explanation

The agency estimates \$130,000 annual General Fund costs beginning in FY 2013 to implement the provisions of HB 497, Clearance for Direct Patient Access, from the 2012 General Session.

Implementation

The Department hired two licensing staff to help with the back log in certifications.

Accuracy

The Department intends to use all of the money provided in FY 2013.

Performance

The Department intends to measure the number of new employees in the system and how many providers are trained on the new system.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0512 Rural County Health Care Special Service District Retirement Grant Program (Ipson, D.)

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$900,000	\$0	\$900,000	\$0	\$900,000	\$900,000	\$0

Explanation

The bill appropriates \$900,000 one-time General Fund in FY 2013 to the Department of Health for a grant program for rural county health care special service districts for retirement liabilities. The bill grants nonlapsing authority for the \$900,000.

Implementation

Kane County, the only qualifying entity, received all of the funding in July 2012.

Accuracy

The cost matched the fiscal estimate.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2013 BB6018 DOH - CHIP Caseload Growth-Inflation

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
(\$3,800,000)	\$0	(\$3,800,000)	\$0	(\$3,800,000)	(\$4,300,000)	\$500,000

Explanation

Actual caseloads and per member per month costs have been lower than originally forecasted.

Implementation

The funding reflects the ongoing operations of the program.

Accuracy

The Department anticipates additional caseload savings of \$300,000 to \$700,000 General Fund. The midpoint of \$500,000 more savings is a 4% increase over the base of state funding of \$13 million.

Performance

The Department estimates a 5.1% decrease in caseload, this is more than the consensus projections.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2013 BB6267 DWS - Health Care Exchange

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$419,600	\$0	\$419,600	\$0	\$419,600	\$0	\$419,600

Explanation

The costs to implement the health care exchange due to the mandatory provisions of the Affordable Care Act. The State's eligibility system (eREP) needs to exchange data with the federal insurance exchange. The State will be referring clients to the federal health care exchange and vice versa.

Implementation

The department will not spend any money in FY 2013. The department will make the necessary system modifications in FY 2014.

Accuracy

The department will not spend any money in FY 2013. The department requested nonlapsing authority for these funds so they can be used in FY 2014.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2013 BB6270 DWS - Affordable Care Act Mandatory Changes

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$248,000	\$0	\$248,000	\$0	\$248,000	\$140,000	\$108,000

Explanation

This is for the implementation costs to prepare eligibility systems and get the necessary infrastructure (equipment, space, etc.) in place for additional FTEs to handle 38,100 more clients due to the mandatory provisions of the Affordable Care Act.

Implementation

The Department created an Advanced Planning Document and submitted it to the federal government for approval. The Department has started to modify its computer systems according to its proposed plan.

Accuracy

The Department spent 56% of the requested amount in FY 2013. The Department requested nonlapsing authority to use the money in FY 2014.

Performance

The Department will judge success by receipt of federal approval of its modifications to the Medicaid eligibility system.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2013 BB9010x DOH - Credit Monitoring

Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$922,000	\$0	\$922,000	\$0	\$922,000	\$809,000	\$113,000

Explanation

One additional year of personal credit monitoring to potential victims who experienced loss of Social Security numbers and other sensitive information.

Implementation

The department provided a second year of credit monitoring via Experian.

Accuracy

Of the 59,400 victims who received the first year of credit monitoring, 56,300 signed up for a second year of monitoring. Additionally, the department received a credit of \$56,700 from prior year cancellations.

Performance

56,300 victims signed up for a second year of monitoring.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2013 HB0081S02 Cytomegalovirus Public Health Initiative (Menlove, R.) Committee: SS

Analyst: Russell Frandsen

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$4,000	\$0	\$4,000	\$0	\$4,000	\$4,000	\$0

Explanation

Create a public education program to inform pregnant women and women who may become pregnant about the occurrence and transmission of Cytomeglovirus.

Implementation

The department has begun development of the educational materials.

Accuracy

The department anticipates spending all \$4,000 by year end.

Performance

The department will measure the number of infants that failed their first hearing screening who return with a month for their second hearing screening.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

**2011 HB0057 Joint Professional School of Veterinary Medicine
(Mathis, J.)**

Committee: HED

Analyst: Spencer Pratt

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$1,700,000	\$0	\$1,700,000	\$0	\$1,700,000	\$1,700,000	\$0

Explanation

This bill appropriates \$1.7 million to establish a veterinary education program at Utah State University.

Implementation

Funding was appropriated to Utah State University to develop and continue operating a cooperative Doctor of Veterinary Medicine (DVM) degree program between Utah State University and Washington State University. FY 2012 was when the program was developed, new faculty was hired, teaching equipment was purchased, and the Anatomy Teaching Lab was remodeled. FY 2013 was the first year of actual teaching.

Accuracy

Development and now implementation of this program has proceeded as planned. The state appropriation, together with tuition collected during FY 2013 has been used as appropriated.

Performance

30 students enrolled in the program. Performance measurements are to designate how many were Utah residents and how many were nonresidents. Additionally, measurements should indicate how many of the total students completed the first year. Students will continue at Utah State University for their second year, then will move to Washington State University for the final two years. A new class will begin this fall (FY 2014).

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB101

USHE - Institutional Priorities

Committee: HED

Analyst: Spencer Pratt

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$4,000,000	\$0	\$4,000,000	\$0	\$4,000,000	\$4,000,000	\$0

Explanation

Funding designated as Institutional Priorities is for programs, departments, or other specific areas that the campus president has identified as important and in need of additional funding. This funding gives some discretion to the campus, as they are able to funnel the money into the programs in most need of the additional resources.

Implementation

The approved funding of \$4 million was made with the goal of increasing participation, completion, and economic development, by promoting distinct institutional missions. The \$4 million was allocated based on a formula. The allocation to the University of Utah was \$1,202,200. Completion goals include training retention specialists and increasing undergraduate research opportunities. Economic development goals involve improving post-research award management, which frees researchers from spending time on administrative duties.

Utah State University's allocations was \$843,700. Participation goals include increasing summer enrollment and development of STEM workforce. Completion goals include strengthening its retention programs. The economic development goal targets a clean coke project in Price.

The allocation to Weber State University was \$412,400, all of which is focused on participation, increasing online courses and providing nursing partnerships with Bridgerland and Mountainland ATCs for Associate Degrees in Nursing.

Southern Utah University's allocation was \$188,300. SUU expanded need-based scholarships in the area of participation, instituted a peer mentor program to improve retention and provided academic internships in the area of completion, and added a new position to identify student internship opportunities with area employers as part of the economic development.

Utah Valley University's allocation was \$471,000. The participation goal is recruiting and retaining female students. The Completion goals include one in conjunction with UVU's enrollment standards and the staff and advisors needed and the expansion of evening and weekend degree programs. Support for the entrepreneurship program ties into the economic development goals for UVU.

Snow College's allocation was \$109,300 and was used to prepare natural resource technicians for rural Utah (participation) and a placement officer serving both Ephraim and Richfield campuses (economic development). The allocation for Dixie State College was \$156,000 and was used for a DegreeWorks program to provide advising and assessment services to students to increase completion rates.

The allocation to Salt Lake Community College was \$472,700 and was used for DegreeWorks and to hire various student services staff positions, all in the area of completion.

The State Board of Regents received an allocation of \$144,500 and used the funding to establish metrics and provide support for various initiatives associated with the goal of having 66% of the state's adult population with a post-secondary degree or certificate.

Accuracy

Allocations of the \$4 million were made on a formula basis and were used by the USHE institutions as allocated.

Performance

Performance measures specifically tied to this appropriation were not provided. However, new institutional priority funding should result in improvements in traditional measurements such as enrollment, retention and graduation rates.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5341 USHE - Equity Funding

Committee: HED

Analyst: Spencer Pratt

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$4,000,000	\$0	\$4,000,000	\$0	\$4,000,000	\$4,000,000	\$0

Explanation

Recently, the USHE commissioned a study to determine which institutions had unequitable funding compared to the other institutions. The SBR request includes \$6 million divided among 5 USHE institutions to address a portion of this difference. Funding would likely be used to hire faculty to address specific areas where institutions have relied on adjunct faculty as well as staff.

Implementation

A total of \$4 million was approved starting in FY 2013 to begin to address the discrepancies in funding ratios among the USHE institutions. The distribution was based on the SBR study that looked at funding equity. Utah Valley University and Salt Lake Community College received the largest portions of this funding; Snow College received a minimal amount. Utah State University's regional campuses received a portion of the funding, but the main campus did not, based on the funding equity study.

The allocation to the University of Utah was \$344,400 and was used to pay for tours during prospective students' campus visits and staff associated with enrollment management.

Utah State University's allocation was \$413,300 and was used for faculty positions in Biology and Business and an additional internal audit position.

Weber State University's allocation was \$404,600 and increased the number of online course sections, additional faculty and staff positions.

The allocation to Southern Utah University was \$209,900 and was used for staff positions and student internships.

Snow College's allocation was \$3,900 and established a placement center on the Richfield campus.

Dixie State College's allocation was \$296,000 which was used to convert wage-rated faculty to full-time faculty positions.

The allocation to Utah Valley University was \$1,215,700 and was used to hire 11 new faculty positions and four new staff positions.

Salt Lake Community College's allocation of \$1,112,200 was used to increase the number of summer sections, 2 new programmer analysts, and to address ADA issues on campus.

Accuracy

The allocation of the \$4 million was made in accordance with the equity study's recommendations. However, achieving equity among the USHE institutions is not a short-term project. Because of the discrepancies between institutions, targeted funding will improve the situation over a number of years, if not decades.

Performance

Performance measures specifically tied to this appropriation were not provided. However, this new funding should result in improvements in traditional measurements such as retention and graduation rates.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5350 USHE - Technology Intensive Courses

Committee: HED

Analyst: Spencer Pratt

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$1,000,000	\$0	\$1,000,000	\$0	\$1,000,000	\$1,000,000	\$0

Explanation

In FY 2012, the Legislature provided \$2.5 million in one-time funding to develop six statewide, online concurrent enrollment gateway courses and train high school and college faculty in this form of education. These technology-intensive courses include Art 1010 - Introduction to Visual Arts, Chemistry 1110 - Elementary Chemistry, English 1010 - Introduction to Writing, Math 1010 - Intermediate Algebra, Math 1030 - Introduction to Quantitative Reasoning, and Psychology 1010 - General Psychology. Most college majors require these basic courses. This request is for another six courses which will help students meet General Education requirements at a reduced cost to both them and the State.

Implementation

This \$1 million (one-time) allowed for the development of a second group of six technology-intensive concurrent enrollment courses that satisfy General Education and/or Career and Technical Education requirements.

Accuracy

With the basic framework in place for online concurrent enrollment courses, the development of the second six courses was done at a lower cost than the previous year.

Performance

Performance measures specifically tied to this appropriation were not provided. However, increasing the availability of courses should result in improvements in traditional measurements such as enrollment, retention and graduation rates.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5384 USHE - Elementary School Connectivity

Committee: HED

Analyst: Angela J. Oh

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$250,000	\$0	\$250,000	\$0	\$250,000	\$250,000	\$0

Explanation

The Utah Education Network (UEN) was appropriated \$250,000 during the 2012 General Session (phase I of III) for K-6 elementary school circuit connectivity. UEN connects elementary schools to the Internet and the statewide UEN backbone and files for E-rate discounts to reduce ongoing costs. School districts, charter schools, and UEN participate in funding connectivity for elementary schools. Costs for connectivity vary based on when a particular school upgraded to broadband connections. The appropriation will assist in providing equity for connectivity costs for charter and elementary schools throughout the State.

Implementation

Since UEN holds the contracts for these circuits, UEN discontinued billing the 18 charter schools on July 1, 2012. In addition, UEN reduced billing to districts for 273 elementary schools to school districts by one-third of the monthly costs of ongoing circuit expenses on July 1, 2012.

Accuracy

The \$250,000 appropriation was applied to the broadband circuit costs of 291 elementary and charter schools. The 2012 General Session appropriation is phase one of the three-phase process. The \$250,000 appropriation was matched with \$200,000 of UEN operational efficiencies.

Performance

Eighteen K-9 charter schools and 273 elementary schools now have broadband circuit connectivity.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5682 UCAT - CTE Waiting List A

Committee: HED

Analyst: Angela J. Oh

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$2,500,000	\$0	\$2,500,000	\$0	\$2,500,000	\$2,500,000	\$0

Explanation

To respond to high demand in Career and Technical Education (CTE) programs where there are waiting lists, the Legislature appropriated \$2,381,000 to the eight Utah College of Applied Technology (UCAT) campuses and \$119,000 to the Salt Lake Community College (SLCC) School of Applied Technology.

Implementation

Each UCAT campus received a portion of the \$2,381,000 based on need and membership hours. To address waiting lists, campuses generally extended campus hours for key programs such as composites, nursing, CNC machining, welding, and dental assisting.

Accuracy

Each campus utilized the full appropriation to decrease waiting lists for their respective CTE programs.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5901 USU Regional Campuses

Committee: HED

Analyst: Spencer Pratt

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$1,000,000	\$0	\$1,000,000	\$0	\$1,000,000	\$1,000,000	\$0

Explanation

Utah State University received \$1 million during the 2012 General Session for enhancements to the University's regional campuses.

Implementation

The main focus of this initiative is to develop a high quality statewide nursing program. In addition to a new Associate Vice Provost for Nursing, five nursing directors have been added, one in each of the following locations: Price, Blanding, Uintah Basin, Moab, and Tooele. Additional lecturers are also teaching at these campuses.

The allocation to the campuses is as follows:

Eastern (Price)	\$168,300
Blanding	\$102,100
Brigham City	\$217,500
Uintah Basin	\$216,300
Southeastern (Moab)	\$78,200
Tooele	\$217,600

Accuracy

The allocation of the \$1 million was made based on USU's recommendations. Each regional campus' needs were considered in the allocation.

Performance

No performance data available. In the next couple of years, there should be an increase in the number of nursing graduates.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5918 DSC Crime Lab

Committee: HED

Analyst: Spencer Pratt

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$200,000	\$0	\$200,000	\$0	\$200,000	\$200,000	\$0

Explanation

Dixie State College received a one-time appropriation of \$200,000 during the 2012 General Session to provide continued support of the Southwest Regional Criminal Justice Computer Crime Institute.

Implementation

The \$200,000 funding was approved to replace a loss of grant funding for the Crime Lab. The FY 2013 one-time appropriation allowed the program to continue while working toward obtaining on-going funding.

Accuracy

The \$200,000 is the amount of funding previously funded with a grant.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0514S01 Public and Higher Education Technology Amendments Committee: HED
(Newbold, M.) Analyst: Thomas E. Young

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$300,000	\$0	\$300,000	\$0	\$300,000	\$296,289	\$3,711

Explanation

Enactment of this bill appropriates \$250,000 one-time Education Fund to the State Office of Education, \$25,000 one-time General Fund to Salt Lake Community College, and \$25,000 one-time General Fund to the Utah College of Applied Technology for implementation of an educational program on the use of information technology.

Implementation

The program was first implemented during the 2012-2013 school year, covering costs associated with the Microsoft IT Academy. For the Public Education portion, the program was instituted in 131 high schools; the program also included 8 face-to-face professional development training seminars for 70 teachers and virtual training throughout the school year. The program has also been implemented by SLCC and at all 8 UCAT campuses.

Accuracy

USOE spent \$249,989 of their \$250,000 allocation on licensing nad certification exams; SLCC spent all \$25,000 of their allocation; and UCAT spent \$21,300 of their \$25,000 allocation on Microsoft Learning Academy licensing for each of the 8 campuses. UCAT plans to spend the remaining \$3,700 for certification costs.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0286 College Readiness Assessment (Urquhart, S.)

Committee: HED

Analyst: Spencer Pratt

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$500,000	\$0	\$500,000	\$0	\$500,000	\$500,000	\$0

Explanation

This bill appropriates \$500,000 (one-time) from the Education Fund to the State Board of Regents to pay for a college readiness assessment tool.

Implementation

The assessment tool identifies college readiness in mathematics. It establishes standards, determines students' readiness, and provides remediation, where necessary.

Accuracy

The State Board of Regents used the University of Utah's Request for Proposal process to select the vendor to develop the assessment tool and the remediation materials as applicable to the particular student. This took the bulk of the funding, with minor amounts for the development of standards adopted by the vendor.

Performance

No performance data available. As prospective college students utilize this assessment and remediation, they should be better able to enroll and complete a degree. In the future, participation, retention, and completion rates should all increase.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5380 DEQ - Administrative Law Judge

Committee: NRAS

Analyst: Angela J. Oh

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$150,000	\$0	\$150,000	\$0	\$150,000	\$4,400	\$145,600

Explanation

The Department of Environmental Quality (DEQ) has contracted with three law firms to conduct adjudicative proceedings related to appeals of permits.

Implementation

DEQ worked with the Attorney General's Office to draft the contracts. As needed, cases are assigned to one of the law firms to provide any necessary services.

Accuracy

As of early July 2013, DEQ has spent approximately \$4,400 on contract services. DEQ currently has four appeals pending that may require appointment of an administrative law judge in the near future. There are also at least three permits that will be issued by the Division of Air Quality and the Division of Water Quality that will likely be appealed. As the number of appeals increase and become more complex, it is anticipated that DEQ will spend the full appropriation.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5666

Office of Energy Development New Funding, Moving Expenses

Committee: NRAS

Analyst: Angela J. Oh

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$70,000	\$0	\$70,000	\$0	\$70,000	\$69,600	\$400

Explanation

Prior to the initial General Fund allocation provided to support the newly created Office of Energy Development (OED), the Department of Environmental Quality hosted OED in its space in the Multi-Agency State Office Building. When, in the 2012 General Session, the Legislature approved ongoing funding for OED, it approved a one-time moving allowance, to provide OED with the funds required to make a move into its new space in Suite 300 of the World Trade Center at City Creek.

Implementation

OED used the funds to pay for normal moving expenses – a moving company, moving supplies, furniture, and office specific needs (space required build-out). OED purchased used furniture when possible.

Accuracy

OED’s finances have been handled through DEQ Finance (through 7/1/2013). DEQ Finance reports that the total amount of the moving cost is \$69,600.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5667 Office of Energy Development New Funding

Committee: NRAS

Analyst: Angela J. Oh

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$700,000	\$0	\$700,000	\$0	\$700,000	\$592,500	\$107,500

Explanation

The \$700,000 appropriation constituted the initial annual General Fund allocation to the Office of Energy Development (OED), a new office created by the 2011 State Legislature. As was anticipated at the time of allocation, the \$700,000 base budget for OED supported standard operational expenses such as office space, office supplies, travel expenses and salaries/benefits to support the staff responsible for executing on OED's core mission and objectives.

Implementation

The funding was used for basic office operations. This included staff salary, office lease expenses, support of the Research Triangle, motor pool expenses, general office supplies, DTS communications charges, parking space fees, and state travel costs.

Accuracy

Of the \$700,000 appropriation, \$107,500 of the building block was unspent. A small portion of the savings was associated with personnel costs. Another portion of the under spending was associated with travel. The building block anticipated \$45,000 in travel costs and the office spent about \$7,800. The remainder of savings was associated with current expenses.

Office expenses were buffered slightly due to the additional ARRA funds that were available. Because the ARRA grants have been expended and grant funding is significantly reduced, this will not help reduce costs for the next year. Travel costs were lower due to a reduction in both the number of trips planned and out-of-state and international travel changes. Personnel costs were lower due to position vacancies. Those positions have been filled and the personnel costs will be higher in the coming year.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB5875 DNR - Delisting of Wolves

Committee: NRAS

Analyst: Ivan Djambov

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$300,000	\$0	\$300,000	\$0	\$300,000	\$300,000	\$0

Explanation

The funding was appropriated by the Legislature to the Division of Wildlife Resources (DWR) as a pass-thru for efforts to remove the wolves from the endangered species list.

Implementation

The Division of Wildlife Resources issued a Request for Proposal (RFP), and awarded a contract to Big Game Forever on August 2, 2012.

Accuracy

The full amount was transferred to the contractor in August 2012.

Performance

No specific performance measures were established by DWR.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12116 DEQ - Don't Consolidate Positions

Committee: NRAS

Analyst: Angela J. Oh

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$228,800	\$0	\$228,800	\$0	\$228,800	\$275,600	(\$46,800)

Explanation

This funding was used to restore an ongoing General Fund reduction of \$228,800 within the Department of Environmental Quality. The funding was for three FTEs (two financial analysts and one division director).

Implementation

The three positions were retained within each respective division.

Accuracy

The appropriation was equivalent to the 2011 General Session cut that the department took.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12280 DNR - Sov Lands Mgt Approp

Committee: NRAS

Analyst: Angela J. Oh

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$1,000,000	\$0	\$1,000,000	\$0	\$1,000,000	\$1,000,000	\$0

Explanation

The funding was a one-time appropriation to offset the absence of funds flowing into the Constitutional Defense Restricted Account from the Land Exchange Distribution Account. The funding was used to support the operations of the office in regards to RS2477 roads, Resource Development Coordinating Committee, archaeology and other public land matters.

Implementation

The funds were used to pay operational costs of the office.

Accuracy

The amount was proportionate to the decreased amount from the Land Exchange Distribution Account.

Performance

The State has filed claims to rights of way to nearly 12,000 roads and is currently in litigation to quiet title to these roads in the name of the State and the respective counties. This is a long-term effort and may take 10-20 years to finally resolve.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0245S01 Mule Deer Protection Act (Okerlund, R.)

Committee: NRAS

Analyst: Ivan Djambov

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$750,000	\$750,000	\$1,500,000	\$0	\$1,500,000	\$1,500,000	\$0

Explanation

This bill appropriates \$750,000 ongoing from the General Fund as follows: \$500,000 to the Mule Deer Protection Restricted Account and \$250,000 to the Damage Prevention Restricted Account. The bill also appropriates the \$500,000 from the Mule Deer Protection Restricted Account to the Division of Wildlife Resources and the \$250,000 from the Damage Prevention Restricted Account to the Predatory Animal Control line item.

Implementation

This bill carried its own appropriation and the funding was appropriated as directed in the bill.

Accuracy

This bill carried its own appropriation and the funding was appropriated as directed in the bill.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2011 BB5238 MSP - Ext. Yr. Sp. Educators to WPU (Sp.Ed. State Programs)

Committee: PED

Analyst: R. Benjamin Leishman

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$2,558,500	\$0	\$2,558,500	\$0	\$2,558,500	\$1,783,300	\$775,200

Explanation

During the 2011 General Session, the Legislature transferred the Extended Year for Special Educators program from the Related to Basic School Program to Basic School Program - Special Education State Programs. The program is now funded through weighted pupil units and participates in WPU Value increases. A total of 909 WPUs were assigned to the program. The program allows licesned special education teachers and speech-language pathologists to work up to 10 days beyond the contract year and receive a stipend of \$200 per day.

Implementation

Program funding levels did not change in the transfer from non-WPU to WPU program. Approximately 2,700 educators participate in the stipend program each year.

Accuracy

Initially, funding was sufficient to support 2.5 days of additional work per teacher. As the funding amount has grown with the WPU Value and program balances, funding levels allow for approximately 3.5 days of additional work per teacher in the 2012-2013 and 2013-2014 school years.

Performance

The Utah State Office of Education tracks the participation rate of LEAs and eligible teachers. Compliance rates for major components of the Individuals with Disabilities Education Act (IDEA) are available annually.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills 12165 SBE - iSEE - Integrated Student/New Facility Learning, Science Outreach Increase

Committee: PED

Analyst: R. Benjamin Leishman

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$50,000	\$0	\$50,000	\$0	\$50,000	\$50,000	\$0

Explanation

The Legislature created the Informal Science Education Enhancement (iSEE) - Integrated Student and New Facility Learning program to provide additional opportunities for Utah students to participate in science education programs offered in new museums. A total of \$50,000 ongoing from the Education Fund was appropriated to the State Board of Education to contract with current iSEE providers that recently opened new museums.

Implementation

The State Board of Education distributed funding to the Natural History Museum of Utah and the Leonardo. Each organization received \$25,000 through reimbursement requests.

Accuracy

The State Board of Education was able to scale the program expenditures to the amount of funding appropriated by the Legislature.

Performance

Participating organizations are required to submit an annual report to the State Board of Education on the use of grant funding. These reports are due in September 2013. Performance metrics will include how funds were used to support the Utah Science Core Standards, the number of student experiences, the number of teacher experiences, impact numbers per LEA, and schedule engagement for statewide implementation in the next three years.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills 12172 SBE - Dual Immersion

Committee: PED

Analyst: R. Benjamin Leishman

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$800,000	\$0	\$800,000	\$0	\$800,000	\$800,000	\$0

Explanation

The Legislature appropriated \$800,000 one-time from the Education Fund to the State Board of Education to expand the number of schools participating in the Dual Immersion program.

Implementation

The program appropriation allowed for an additional 23 schools to provide dual immersion programs during the 2013-2014 school year. In total, Utah has 98 state supported dual immersion programs, including 28 Mandarin Chinese, 11 French, 5 Portuguese, and 54 Spanish. Twenty school districts and three charter schools participate in the program. The expansion programs were funded with this initial one-time appropriation. During the 2013 General Session, the Legislature provided ongoing funding to continue these programs.

Accuracy

The State Board of Education was able to scale the expansion of dual immersion programs to the amount of funding appropriated by the Legislature.

Performance

The program includes performance measures to show that students reach age-appropriate levels of proficiency in the languages they are studying and will meet all core content area standards. A final report on the implementation of this program will be completed in fall 2013.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0015 Statewide Adaptive Testing (Hughes, G.)

Committee: PED

Analyst: Thomas E. Young

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$6,700,000	\$0	\$6,700,000	\$0	\$6,700,000	\$1,376,686	\$5,323,314

Explanation

Enactment of this bill appropriates \$6,700,000 ongoing from the Education Fund for costs associated with computer adaptive testing. In addition, the State Office of Education has \$4,700,000 in its base budget for the Criterion Reference Test.

Implementation

The procurement process was completed in January 2013, with the first year of the five year contract to be completed in August 2013.

Accuracy

Total expected cost for the five year contract is \$39.3 million, with \$33.5 million from the ongoing \$6.7 million appropriation ($\$6.7 \times 5 \text{ years} = \33.5 million) and the remaining \$5.8 million from existing USOE Assessment section budget. To date, \$1,376,686 has been spent.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0115

Peer Assistance and Review Pilot Program (Moss, C.)

Committee: PED

Analyst: Thomas E. Young

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$300,000	\$0	\$300,000	\$0	\$300,000	\$72,499	\$227,501

Explanation

Enactment of this bill appropriates \$300,000 one-time from the Education Fund to the State Office of Education for the newly created Peer Assistance and Review Pilot Program.

Implementation

The grant was awarded to Salt Lake City School District. Expenditures to date comprise payments to teachers for taking the time to receive training on the Peer Assistance and Review Pilot Program and payments to trainers for travel and other costs.

Accuracy

To date, \$72,499 has been spent in Salt Lake City School District (SLCSD) on training and development. Should the pilot program continue to be funded, SLCSD may increase personnel costs to draw down the remainder of the \$300,000 one-time funding. The program was allocated an additional \$37,500 one-time during the 2013 General Session.

Performance

Adopted performance measures include the number of teachers on remediation who are successfully moved to effective status or removed from the system due to the PAR team intervention. The pilot program began last school year, so no figures are available yet.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0149 Online Education Survey (Eliaison, S.)

Committee: PED

Analyst: Thomas E. Young

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$40,000	\$0	\$40,000	\$0	\$40,000	\$40,000	\$0

Explanation

Enactment of this bill appropriates \$40,000 one-time Education Fund for creation of the online education system survey.

Implementation

The RFP was awarded to the Utah Education Policy Center for development of the State of Utah's Online Parent and Student Satisfaction Surveys. Results for the first year are finished and are being evaluated by the Utah Education Policy Center right now for presentation to USOE in September 2013.

Accuracy

Contract value was approximated by appropriated funding at \$40,000.

Performance

HB 149 details reporting of survey results once the program is up-and-running. The reporting requirements include how students evaluate their teachers and school administrators, how parents evaluate their children's teachers, children's schools, and themselves, and how teachers evaluate their schools and school administrators. Results will be available in September 2013.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0197 Grants for Math Teacher Training (Edwards, R.)

Committee: PED

Analyst: Thomas E. Young

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$500,000	\$0	\$500,000			\$500,000	

Explanation

Enactment of this bill appropriates \$500,000 to the State Office of Education for teacher math training.

Implementation

UOSE has a contract with the University of Utah for the full \$500,000 annually.

Accuracy

The entire amount of \$500,000 is contracted with University of Utah. The costs represent reimbursement for tuition and stipend costs.

Performance

Performance measures include: (1) recruitment of potential math teachers; (2) the percentage and number of individuals that actually finish the math training program; and (3) teacher effectiveness.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0397 Charter School Start-up Amendments (Dee, B.)

Committee: PED

Analyst: Thomas E. Young

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$2,500,000	\$0	\$2,500,000	\$0	\$2,500,000	\$2,284,470	\$215,530

Explanation

Enactment of this bill appropriates \$2,500,000 ongoing from the Education Fund to cover charter school startup (\$2,300,000) and administration (\$200,000) costs.

Implementation

Start-up and implementation grants (salaries, purchased technical services, property, travel, supplies and materials) of \$2,221,024 have been distributed to 19 eligible schools. An additional \$47,538 in mentoring program reimbursements has been disbursed and \$15,908 in administrative monitoring costs (Utah Charter School Board personnel costs) have been incurred since April 2013.

Accuracy

In addition to the \$2,221,024 start-up costs and the \$47,538 mentoring program reimbursements, \$15,908 has been spent on administrative monitoring.

Performance

No performance measures have been created to date.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0513 Early Intervention Program (Newbold, M.)

Committee: PED

Analyst: Thomas E. Young

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$10,000,000	\$0	\$10,000,000	\$0	\$10,000,000	\$9,998,367	\$1,633

Explanation

Enactment of this bill appropriates \$7,500,000 Education Fund one-time for schools districts' and charter schools' kindergarten programs and appropriates \$2,500,000 Education Fund one-time for early education adaptive learning technology and assessments.

Implementation

Beginning on July 1, 2012 the additional spending (\$7.5 million) was allocated to local education agencies based upon a board rule allocation formula. The second portion of the \$10 million, the \$2.5 million for software for students in grades K to 1, began to be expended in the fall and winter months of the 2012 - 2013 school year. Total participating schools amounted to 257 in 22 school districts and 22 charter schools.

Accuracy

Total obligated expenditures amount to \$9,998,367.

Performance

There are no required kindergarten assessments, and therefore no verifiable evidence of performance (\$7.5 million portion). On the \$2.5 million software portion, an external evaluation of the effectiveness of the program will be reported in November 2013.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0081 Paraeducator Funding (Mayne, K.)

Committee: PED

Analyst: R. Benjamin Leishman

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$300,000	\$0	\$300,000	\$0	\$300,000	\$219,900	\$80,100

Explanation

Enactment of this bill appropriates \$300,000 from the Education Fund to the Related to Basic School Program in the Minimum School Program to support the Title 1 Schools in Improvement Paraeducators Program.

Implementation

The Utah State Board of Education implemented Board Rule R277-527 in May 2012. Also in May 2012, the board calculated school-level grant amounts and notified all Local Education Agencies (LEAs) of funding amounts. LEAs submitted a letter of agreement to use the funds as described in statute and Board rule. The State Board of Education began distributing funding to LEAs in July 2012 and participating schools hired paraeducators for the 2012-2013 school year.

Accuracy

The funding amount allocated to each LEA is dependent on the number of participating schools and the amount of funding appropriated for the program. In the first year, the State Board of Education made grants to 17 Title I schools in the amount of \$17,647 per school. In the second year, 15 schools will participate and will receive approximately \$20,000 each. The number of paraeducators hired by each school depends on the the salary/benefits costs and the number of hours worked. Available funding to each school may provide one or two additional paraeducators. Participating schools that have not used all of their funding allocation during the school year will use the remaining funding for summer school services.

Performance

Participating schools must provide an annual report to the Utah State Office of Education that includes the following: (1) the number of paraeducators hired with program money; (2) school funding, in addition to funds provided under this rule, the school used to supplement program money to hire paraeducators; and (3) accountability measures, including student test scores and other student assessment elements for students served by the program. The first year of the program just concluded, participating schools are expected to report program performance information later this fall.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0097 Grants for Online Testing (Osmond, A.)

Committee: PED

Analyst: R. Benjamin Leishman

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$7,600,000	\$0	\$7,600,000	\$0	\$7,600,000	\$7,594,800	\$5,200

Explanation

Enactment of this bill appropriates \$7,600,000 one-time from the Education Fund to the State Board of Education to develop a matching fund for local education agencies to implement online testing systems.

Implementation

Local Education Agencies (LEAs) completed funding applications in June 2012. The Utah State Office of Education processed reimbursements as LEAs submitted requests on completion of approved expenditures. LEAs were required to provide matching funds for qualifying online adaptive assessment infrastructure purchases.

Accuracy

Program provisions allowed the Utah State Office of Education to scale funding to LEAs based on the number of participants opting into the program and the amount appropriated. Approximately \$5,200 remains unallocated as of June 2013 and all reimbursement requests have been processed.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0196 **Software for Special Needs Children (Niederhauser, W.)** Committee: PED

Analyst: R. Benjamin Leishman

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$300,000	\$0	\$300,000	\$0	\$300,000	\$225,000	\$75,000

Explanation

Enactment of this bill appropriates \$300,000 one-time from the Education Fund to the State Board of Education to contract with a technology provider as outlined in the bill.

Implementation

The private technology provider TeachTown was selected by the State Board of Education through a request for proposal (RFP) process. The contract was effective for the 2012-2013 school year in the amount of \$225,000. The software is available in 89 selected schools within 15 local education agencies (LEAs). Approximately 231 students used the full program. Additional students within the 89 participating schools accessed the social skills component of the software only.

Accuracy

The full appropriation was not used in the first year of the program and \$75,000 remains. The State Board of Education will use the remaining funding, and contribute an additional \$28,500 from other sources, to extend the contract into the 2013-2014 schoolyear.

Performance

The Utah State Office of Education receives monthly reports on LEA use of the software and student progress. Performance reports include quantitative evaluation data showing the amount of use, fidelity of use, and impact on student outcomes on student social skills and academic achievement. The Utah State Office of Education is compiling a year-end performance report of the software implementation and student achievement. This report will be available later this fall.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2009 SB0169x Gambling Amendments (Liljenquist, D.)

Committee: EOCJ

Analyst: Gary Syphus

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$0	\$0	\$0	\$0	\$0	\$0	\$0

Explanation

This bill amended the existing gambling statute with the possibility that it may impact the courts in the form of additional cases to process. The fiscal note reads "Enactment of this bill may impact the Courts, however it is unquantifiable at this time."

Implementation

This legislation took effect on April 1, 2010 as defined in the bill.

Accuracy

The Courts report that while this bill added misconduct to the statute dealing with gambling, it is not a separate section that is trackable. While filings for gambling have generally increased over this time frame, it is inconclusive as to whether it was as a direct result of this legislation.

Performance

Overall filings related to the gambling statute have increased from 43 - 68 in district court and 7 to 12 in local justice courts of which this legislation may have contributed to, however it is inconclusive at this time.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2010 HB0250x Criminal Penalties Amendments - Leaving the Scene of an Accident (Herrod, C.) Committee: EOCJ

Analyst: Gary Syphus

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$63,200	\$0	\$63,200	\$0	\$63,200	\$65,000	(\$1,800)

Explanation

This bill increased the penalties for under certain circumstances for offenders who leave the scene of an accident. The fiscal note reads, "The Department of Corrections will require one-time General Funds of \$30,600 in FY 2011 and ongoing General Funds of \$61,200 in FY 2012 and each year thereafter. The Courts will also require ongoing General Fund appropriations of \$1,000 beginning in FY 2011. The Board of Pardons will require one-time General Funds of \$500 in FY 2011 and ongoing funds of \$1,000 beginning in FY 2012."

Implementation

Provisions of this bill were implemented beginning May 11th, 2010.

Accuracy

The Department of Corrections (UDC) originally estimated that there would be on average two admissions per year due to the provisions of this bill (except in the first full year of implementation there would only be one admission). Since implementation, there have been five total admissions which corresponds with the estimated 5 admissions in the fiscal note by the end of FY 2013. (Assuming the 2010 cost used at the time of \$30,600 per admission, this would equate to approximately \$61,200 per year estimated in the fiscal note). Since the \$500 cost per hearing in the fiscal note for the Board of Pardons and Parole is linked to the amount of admissions to the Department of Corrections, their costs also parallel the original estimate. The fiscal note estimated costs of about \$1,000 per year for the Courts for processing offenders, however the Courts report about \$2,800 in average costs per year.

Performance

The Department of Corrections reports about 2 admissions per year with the Board of Pardons and Parole performing corresponding hearings for these offenders. The Courts estimate that total filings for provisions of this bill increased on average by more than 35 per year.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2010 SB0091x Prosecutor Appeals (Liljenquist, D.)

Committee: EOCJ

Analyst: Gary Syphus

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$9,200	\$0	\$9,200	\$0	\$9,200	\$9,200	\$0

Explanation

This bill changes standards for de novo review for certain orders in specified criminal prosecutions. The fiscal note reads "Enactment of this bill will require \$9,200 for increased workload costs for the Courts."

Implementation

Provisions of this bill were implemented on May 11th, 2010.

Accuracy

The original fiscal note had a cost of \$9,200 for the Courts to process new de novo hearings. The Courts experienced costs of approximately \$18,200 on average per year - more than originally projected.

Performance

The Courts originally estimated about 25 new de novo hearings appeals. They experienced about 45 on average per year.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2011 BB9013x GAL - Case Mgt. System

Committee: EOCJ

Analyst: Gary Syphus

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$150,000	\$0	\$150,000	\$0	\$150,000	\$150,000	\$0

Explanation

The Guardian ad Litem reports that "In response to a Legislative Audit, the Office of Guardian ad Litem developed a comprehensive case management system called "VOICE" to track both district and juvenile court cases. In FY 2011, the Office of Guardian ad Litem requested a building block in the amount of \$150,000 to pay for a portion of the programming costs associated with VOICE and the Legislature appropriated that amount in one-time funding." This item was funded at \$150,000.

Implementation

Production of the case management system began in FY 2011 and has been in full use since March of 2012.

Accuracy

The FY 2011 the total costs of the program totalled \$167,885.34, of which \$150,000 of requested requested to use toward building the program. Carry-over funds financed the remaining \$17,885.34.

Performance

The Office of the Guardian ad Litem reports that, "Administration is able to identify global issues throughout the state while attorneys are able to monitor their activities on individual cases."

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2011 Bills11007 UDC - Jail Contracting

Committee: EOCJ

Analyst: Gary Syphus

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$4,970,000	\$0	\$4,970,000	\$0	\$4,970,000	\$3,977,500	\$992,500

Explanation

The Department of Corrections explained their need for additional access to contracted beds with county jail in FY 2011 "In order to address inmate growth, the department will need to increase its jail contract capacity by ten (10) beds permonth for male inmates and three (3) beds per month for female inmates (beginning December 2011). Given the cost for accessing the jail contract beds demanded by growth, the department also needs \$1,182,300. With the combined cost of the full year funding for the 230 jail contract beds, as well as funding for inmate growth, the total building block request for FY 2012 is \$4,970,400." The Legislature funded this request at \$4,970,000 ongoing General Fund. This funding level would fund approximately 300 beds.

Implementation

With the increased funding, the Department of Corrections (UDC) beginning in July 2012, accessed additional county jail beds.

Accuracy

The original estimated number of additional county jail beds needed for FY 2012 was 300. In FY 2012 The Department of Corrections accessed approximately 242 beds which equates to a funding level for \$3,977,500 and have yet to determine expended amounts for FY 2013 which are expected to rise assuming historical trends of consistent increased prison populations.

Performance

The Department of Corrections originally projected needing 300 beds in county jails and used about 242 for FY 2012. Data for FY 2013 is unavailable.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 BB9011x DPS - UHP Overtime

Committee: EOCJ

Analyst: Gary Syphus

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$1,000,000	\$0	\$1,000,000	\$0	\$1,000,000	\$903,900	\$96,100

Explanation

\$1,000,000 was estimated to provide approximately 30,000 additional man hours on the roads by troopers for activities such as vehicle stops, DUI arrests, and incident response.

Implementation

Beginning July 1, 2012, the Department of Public Safety applied funding toward trooper overtime.

Accuracy

For FY 2012, the Department of Public Safety experienced expenditures of approximately \$903,900 toward trooper overtime.

Performance

One million dollars in funding provides about 30,000 of additional trooper time. The department experienced an estimated 27,117 hours of trooper overtime associated with this funding.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12051 GOV - Joint Resolution on Severance Tax

Committee: EOCJ

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$14,700	\$0	\$14,700	\$0	\$14,700	\$22,437	(\$7,737)

Explanation

This joint resolution of the Legislature proposes to amend the Utah Constitution to require specified percentages of annual severance tax revenue, except revenue that by statute is used for purposes related to federally recognized Indian tribes, to be deposited into the permanent state trust fund.

Implementation

The Severance Tax amendment was included on the 2012 ballot. The amendment was also published in the newspaper and the voter information pamphlet according to statute.

Accuracy

The Lt. Governor's Office spent \$22,437 (\$15,252 + \$7,185) to fulfill statutory requirements for publishing the amendment. The Lt. Governor's Office spent \$30,505 in printing TWO constitutional amendments in newspaper in every county. Dividing this in half would make the cost \$15,252.5 for one amendment. This amendment also took up five pages in the voter information pamphlet. The estimated cost to print and distribute the voter pamphlet statewide was \$7,185 (\$1,437 per page X 5).

The total amount spent is within \$10,000 of the appropriated amount.

Performance

The Severance Tax amendment was included on the 2012 ballot. The amendment was also published in the newspaper and the voter information pamphlet according to statute.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 Bills12069 GOV - Joint Resolution - Tax Opinion Question

Committee: EOCJ

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$14,700	\$0	\$14,700	(\$14,700)	\$0	\$0	\$0

Explanation

This joint resolution authorizes the Legislature to present an opinion question to the registered voters of the state to impose a state sales and use tax to support and enhance heritage, arts, culture, and museums throughout the state.

Implementation

This ballot question was removed from the ballot by SJR401 in the 2012 Fourth Special Session. The funding was also repealed in this bill.

Accuracy

This ballot question was removed from the ballot by SJR401 in the 2012 Fourth Special Session. The funding was also repealed in this bill.

Performance

No performance data available

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0172 **Vote by Mail Amendments (Eliason, S.)**

Committee: EOCJ

Analyst: Zackery N. King

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$13,000	\$0	\$13,000	\$7,000	\$20,000	\$760	\$19,240

Explanation

H.B. 172, "Vote By Mail Amendments", requires the Lt. Governor's office to study vote by-mail statewide by 2015. The Lt. Governor's office is required to report to the Government Operations Interim Committee in September of 2012, 2013, and 2014.

Implementation

Only a minimal amount of the appropriated funds have been spent to-date, but it is anticipated that all of the funds will be used by the end of 2014. Currently, many jurisdictions are conducting their elections by-mail which is allowing the Lt. Governor's office time to collect data for this study. Much of the data will be collected by August 2013, allowing an aggressive study and drafting a major report by September of 2014.

Accuracy

Insufficient data at this time.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

**2011 HB0110S01 Teacher Salary Supplement Program Amendments
(Poulson, M.)**

Committee: RIE

Analyst: Brian D. Fay

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$27,400	\$0	\$27,400	\$0	\$27,400	\$27,400	\$0

Explanation

Enactment of this bill was estimated to cost about \$27,400 in ongoing General Fund to the Department of Human Resource Management. It was thought that a part time employee would need to be hired to administer the appeals process outlined in the bill.

Implementation

Teacher appeals under this program typically fall in a narrow season from June to July. Development of this process was finalized and the program was implemented in July 2012.

Accuracy

The department was able to avoid hiring additional staff to administer the appeals process by reclassifying the current staff to reflect the additional responsibilities. The department was able to complete this reclassification and reorganization with the funds appropriated for this bill.

Performance

No performance data available.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 HB0136x Budget Reserve Accounts Amendments (Ivory, K.)

Committee: IGG

Analyst: Steven Allred

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$0	\$0	\$0	\$0	\$0	\$0	\$0

Explanation

Beginning in FY 2013, enactment of this bill deposits 10% of the growth in sales tax revenue between fiscal year 2011 and the current fiscal year into a new Federal Fund Replacement Budget Reserve Account. The expected shift from the General Fund to the restricted account is \$20 million ongoing beginning in FY 2013. Additional amounts of forgone General Fund revenue will accrue to the restricted account depending upon growth in subsequent fiscal years. The forgone amount estimated for FY 2014 is approximately \$9 million.

The bill requires that a portion of year-end General Fund surpluses be deposited into the Federal Fund Replacement Budget Reserve Account and sets priorities relative to other year-end deposits. Deposit amounts will depend upon surplus amounts.

Implementation

Implementation is not applicable. This bill did not pass. The analyst followed-up on this fiscal note in order to gauge its accuracy.

Accuracy

The most recent sales and use tax revenue estimates for FY 2013 are \$77 million (3.8%) higher than estimated in the fiscal note on this bill in the 2012 G.S. Taking 10% of this additional sales tax growth would have shifted another \$7.7 million to the restricted account, increasing the shift from \$20 million to \$27.7 million (+39%). Small percentage changes in total revenues lead to larger percentage changes when taking the difference. Based on current estimates the foregone revenue in FY 2014 would have remained at approximately \$9 million.

Performance

Performance is not applicable. This bill did not pass.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0137 Financial Transparency Website (Niederhauser, W.)

Committee: IGG

Analyst: Gary Ricks

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$46,000	\$0	\$46,000	\$0	\$46,000	\$35,000	\$11,000

Explanation

This bill requires that an interlocal entity provide public financial information through the Utah Public Finance Website.

Implementation

Implementation is nearly complete, as of June 14, 2013, 74 percent of participating interlocal entities have posted the required data to the website.

Accuracy

The agency has spent the \$35,000 one-time appropriated for FY 2013; it has not spent the \$11,000 ongoing yet.

Performance

Administrative Services is tracking the participation of the interlocal entities as required; as of June 14, 2013, 74 percent of participating interlocal entities have posted their data on the website.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0177S01 Government Records Access and Management Act Amendments (Bramble, C.)

Committee: IGG

Analyst: Gary Ricks

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$45,400	\$0	\$45,400	\$0	\$45,400	\$50,400	(\$5,000)

Explanation

This bill amends provisions of the Public Records Management Act and the Government Records Access and Management Act by providing for the training of records officers, creating the position of a government records ombudsman, and amending provisions relating to the disclosure or protection of records.

Implementation

The Archives division provides the training and software also enables the ability to train, test, and certify all governmental entities' records officers annually with appropriate security measures. Connectivity is also provided to post records officers' contact data and certifications online.

Accuracy

Cost of implementation is \$5,000 more than anticipated.

Performance

As of June 1, 2013 there have been 459 Records Officers certified. State Archives has identified and verified through Chief Administrative Officers a current pool of 926 records officers with contact information online. Some government entities have more than one records officer and some records officers serve more than one agency.

FISCAL NOTE AND BUDGET ITEM FOLLOW-UP REPORT

2012 SB0225 Transportation Revisions (Adams, J. S.)

Committee: IGG

Analyst: Mark Bleazard

Cost Estimate	Revenue Estimate	Original	Changes	Subtotal	Experienced	Difference
\$0	\$0	\$0	\$0	\$0	\$0	\$0

Explanation

Enactment of this bill will combine all current highway capacity program revenues and expenditures flowing through the Centennial Highway Fund Restricted Account, the Critical Highway Needs Fund, and the Transportation Investment Fund of 2005 into the Transportation Investment Fund of 2005. Enactment of this bill likely will not materially impact the state budget.

Implementation

Provisions of this bill were enacted at the beginning of the new fiscal year.

Accuracy

The revenue amounts transferred from the Centennial Highway Fund and Critical Highway Needs Fund were within the estimated margin of error for those items.

Performance

The accounting required for the Centennial Highway Restricted Account, the Critical Highway Needs Fund, and Transportation Investment Fund of 2005 has been streamlined with enactment of this bill. The Transportation Construction Capacity Program maintains proper oversight yet decreases the number of accounting transactions required to balance the program.

Appendix A - Guidelines for Scoring Follow-ups

Fiscal Note Building Block Follow-Up Report

The Analyst follows up on bills and building blocks from two sessions ago.

- **Item Explanation**
What the appropriation is supposed to do. For bills the explanation is the fiscal note
- **Implementation**
Is the item is being implemented in a timely manner?
- **Accuracy**
Was the fiscal note accurate? Both the Analyst and the agency are rated.
- **Performance Measures**
Shown and evaluated when appropriate.
- **Follow the Money**
The report traces funding from the original request to the remaining balance.

Red - Yellow - Green Guidelines

We point out problems, potential trouble, and things going as expected with traffic light colors.

One Size Does Not Fit All

Early on, we found that what was reasonable for revenue estimates is unreasonable for ordinary bills and building blocks. Our guidelines are less stringent when an agency is asked to do something new and different than their usual fare.

\$10,000 Rule

The temptation to manage a fiscal note is so great that we give an automatic Yellow to any bill with a fiscal note near \$10,000.

The Director's Exception

The Director may draw your attention to any bill or building block with a yellow if the item needs your attention.

Current Rules

Accuracy of Familiar Programs / Processes

-  Green - Within 5% of estimate or variances less than \$10,000.
-  Yellow - Greater than 5% but less than or equal to 10% of estimate and more than \$10,000.
-  Red - Greater than 10% of estimate and more than \$10,000.

Accuracy of Unfamiliar Programs / Processes

-  Green - Within 10% of estimate or variances less than \$10,000.
-  Yellow - Greater than 10% but less than or equal to 20% of estimate and more than \$10,000.
-  Red - Greater than 20% of estimate and more than \$10,000.

Accuracy of Revenue Bills

-  Green - Within the estimates margin of error.
-  Yellow - Greater than margin of error but less than two times margin of error.
-  Red - Greater than two times margin of error.

Implementation

-  Green - Implemented within the first month of the bill's effective date. The definition of implemented will vary according to the difficulty of the bill's task. Tasks that are too large to be implemented in the first month can be considered implemented if the agency has a reasonable plan and they are on schedule.
-  Yellow - Implemented after the first month but before the fourth month of the bill's effective date.
-  Red - Implemented after three months of the bill's effective date.

Performance Measures

The Analyst will decide if performance measures are appropriate and will use the "Implementation" guidelines. The Analyst will evaluate the agency's performance measures and recommend alternate measures when necessary.