

**CONCURRENT RESOLUTION ON REFUNDING FUNDS TO THE STATE FROM THE STATE INSURANCE RISK POOLS**

2020 FIFTH SPECIAL SESSION

STATE OF UTAH

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**LONG TITLE**

**General Description:**

This concurrent resolution directs the Public Employees' Benefit and Insurance Program to reimburse to the state the excess funds held in the state insurance risk pools.

**Highlighted Provisions:**

This resolution:

- ▶ directs the Public Employees' Benefit and Insurance Program to reimburse to the state the excess funds held in the state insurance risk pools; and
- ▶ finds that the reason for the reimbursement is the emergency created by the COVID-19 Novel Coronavirus.

**Special Clauses:**

None

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*Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:*

WHEREAS, Utah Code Section 49-20-402 directs the Public Employees' Benefit and Insurance Program on the process to follow if substantial excess reserves are accrued;

WHEREAS, on March 6, 2020, Governor Herbert issued an executive order declaring a state of emergency due to the COVID-19 Novel Coronavirus outbreak;

WHEREAS, the Legislature passed a joint resolution extending the state of emergency, due to infectious disease COVID-19 Novel Coronavirus, to June 30, 2020;

WHEREAS, in April 2020, during its third special session, the Legislature passed H.J.R. 301 urging fiscal responsibility and urging state and local government entities to limit expenditures and avoid unnecessary spending;

WHEREAS, on May 20, 2020, the Utah Economic Response Task Force released Utah Leads Together III, which acknowledges that the state faces massive economic challenges; and

WHEREAS, the state insurance risk pools currently contain excess funds:

32 NOW, THEREFORE, BE IT RESOLVED, that the Legislature of the state of Utah, the  
33 Governor concurring therein, directs the Public Employees' Benefit and Insurance Program to  
34 refund \$11,000,000 from the state insurance risk pools to the state before July 1, 2020.

35 BE IT FURTHER RESOLVED that \$7,370,000 of the \$11,000,000 shall come from the  
36 state health insurance risk pool.

37 BE IT FURTHER RESOLVED that \$3,630,000 of the \$11,000,000 shall come from the  
38 long-term disability risk pool.

39 BE IT FURTHER RESOLVED that the refund of excess reserves is directed due to the  
40 emergency resulting from the COVID-19 Novel Coronavirus.