

**Effective 5/12/2015**

**Chapter 12**  
**Achieving a Better Life Experience Program Act**

**Part 1**  
**General Provisions**

**35A-12-101 Title.**

This chapter is known as the "Achieving a Better Life Experience Program Act."

Enacted by Chapter 460, 2015 General Session

**35A-12-102 Definitions.**

As used in this chapter:

- (1) "Account" means an account in a qualified ABLE program.
- (2) "Qualified ABLE program" means the same as that term is defined in 26 U.S.C. Sec. 529A.
- (3) "State Achieving a Better Life Experience Program" means the program created by this chapter.

Amended by Chapter 222, 2017 General Session

**Part 2**  
**State Achieving a Better Life Experience Program**

**35A-12-201 Creation of program.**

- (1) There is created the state Achieving a Better Life Experience Program.
- (2) The department shall do one of the following:
  - (a) administer the state Achieving a Better Life Experience Program in compliance with:
    - (i) 26 U.S.C. Sec. 529A; and
    - (ii) regulations, if any, issued by the United States Department of the Treasury;
  - (b) enter into a contract with a state that maintains a qualified ABLE program to provide Utah residents access to that state's qualified ABLE program; or
  - (c) inform eligible individuals and parents or legal guardians of eligible individuals about qualified ABLE programs offered by other states to which Utah residents may apply.
- (3) This chapter may not be interpreted to:
  - (a) authorize or provide a disability-related service to an eligible individual;
  - (b) be a factor in establishing residency; or
  - (c) provide that contributions made into an account are sufficient to cover the qualified disability expenses of an eligible individual.
- (4) An account is not insured or guaranteed by the state.
- (5) The state does not guarantee the rate or payment of interest or other return on an account.

Amended by Chapter 222, 2017 General Session