

**Effective 5/12/2015**

**63A-3-109 Contribution dependent accounts -- Annual report.**

(1) As used in this section:

(a)

(i) "Contribution" means a voluntary donation of money or other valuable property to a state fund or account.

(ii) "Contribution" does not include:

(A) a fee or tax levied by a state entity; or

(B) a voluntary donation made under Title 41, Chapter 1a, Motor Vehicle Act or Title 59, Chapter 10, Part 13, Individual Income Tax Contribution Act.

(b)

(i) "Contribution dependent account" means a state fund or account that:

(A) receives at least 50% of the fund's or account's revenue from contributions; and

(B) is not intended to be used to directly provide services exclusively to a person who makes a contribution to the fund or account.

(ii) "Contribution dependent account" does not include a trust and agency fund as defined in Section 51-5-4.

(2) The Division of Finance shall annually prepare a report that:

(a) lists each contribution dependent account that did not receive at least \$30,000 in contributions during at least one of the three fiscal years before the day on which the report is compiled; and

(b) recommends that the Legislature close each contribution dependent account listed in the report.

(3) The Division of Finance shall present the report described in Subsection (2) to the Executive Appropriations Committee by November 30 of each year.

Enacted by Chapter 162, 2015 General Session