

1                                   **AUTHORIZED OVERSPENDING LIMIT IN**  
2                                   **FEDERAL MEDICAID BUDGET**

3                                   2003 GENERAL SESSION

4                                   STATE OF UTAH

5                                   **Sponsor: Beverly Ann Evans**

6   **This act modifies the Employment Support Act by granting authority to the governor to**  
7   **supplement the annual appropriation for medical benefits or public assistance.**

8   This act affects sections of Utah Code Annotated 1953 as follows:

9   ENACTS:

10           **35A-3-403**, Utah Code Annotated 1953

11   *Be it enacted by the Legislature of the state of Utah:*

12           Section 1. Section **35A-3-403** is enacted to read:

13           **35A-3-403. Overspend authority for public assistance and medical benefits.**

14           (1) The governor is authorized to supplement the annual appropriation for medical  
15 benefits or public assistance at the close of any fiscal year:

16           (a) by deficit spending; and

17           (b) in an amount not to exceed 2% of the total work program of the federal and state  
18 funds allocated for the fiscal year.

19           (2) The Legislature, at its next annual general session, shall appropriate any  
20 supplemental funds that the governor may have authorized for medical benefits or public  
21 assistance under Subsection (1).

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**Legislative Review Note**  
**as of 12-10-02 1:37 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**



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**Fiscal Note**  
**Bill Number SB0082**

**Authorized Overspending Limit in Federal Medicaid Budget**

*16-Jan-03*

*5:40 PM*

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**State Impact**

This bill authorizes the governor to supplement the Medical Assistance appropriation up to two percent by deficit spending. If overspending were to occur, the expenditure would reduce the new year's available funding, unless a supplemental appropriation was approved. The amount, if any, would vary from year to year.

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**Individual and Business Impact**

No fiscal impact.

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**Office of the Legislative Fiscal Analyst**