

FEDERAL HEALTH CARE TAX CREDIT

PROGRAM ACT

2005 GENERAL SESSION

STATE OF UTAH

Sponsor: Curtis Oda

LONG TITLE

General Description:

This bill modifies provisions related to the Federal Health Care Tax Credit Program Act.

Highlighted Provisions:

This bill:

- ▶ deletes the date terminating authorization for the Department of Workforce Services relating to the federal health coverage tax credit program;
- ▶ deletes the requirement that the Department of Workforce Services prepare legislation;
- ▶ deletes the repeal date for the Federal Health Care Tax Credit Program Act; and
- ▶ makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

31A-38-104, as enacted by Chapter 2, Laws of Utah 2004

63-55b-131, as last amended by Chapters 2 and 37, Laws of Utah 2004

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

Section 1. Section **31A-38-104** is amended to read:

31A-38-104. Authorization -- Monies transferred for reserves.

(1) ~~[Until July 1, 2005, the]~~ The Department of Workforce Services may:

(a) convert the bridge program to the state program through any of the following, or combination of the following, that the Department of Workforce Services considers best serves the needs of qualified participants:

- (i) a contract with a licensed insurance company authorized to do business in the state;
- (ii) through any other arrangement acceptable under the Trade Reform Act; or
- (iii) a self-insurance program through a third party administrator as provided in

Subsection 31A-38-103(3)(b)(ii);

(b) (i) in cooperation with the Division of Finance, establish an appropriate state fund for the purpose of operation of the state program; and

(ii) transfer the balance of any monies received under the bridge program into this fund;

and

(c) obligate up to \$2,000,000 of the Workforce Services Special Administrative Expense Fund as reserves for the state program.

(2) The monies in the fund created under Subsection (1)(b) are:

- (a) nonlapsing; and
- (b) restricted to the purposes of the state program established under this chapter.

(3) The monies in Subsection (1)(c) may be:

- (a) used until the reserves in the state program become adequate; and
- (b) transferred into or out of any fund created under Subsection (1)(b).

~~[(4) If legislation is needed to continue the state program beyond July 1, 2005, the Department of Workforce Services shall prepare draft legislation to be presented to the Workforce Services and Community and Economic Development Interim Committee by November 30, 2004.]~~

Section 2. Section **63-55b-131** is amended to read:

63-55b-131. Repeal dates, Title 31A.

~~[(1)]~~ Section 31A-23a-415 is repealed July 1, 2006.

~~[(2) Title 31A, Chapter 38, Federal Health Care Tax Credit Program Act, is repealed July 1, 2005.]~~