



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

29 Section 1. Section **76-8-1203** is amended to read:

30 **76-8-1203. Disclosure required -- Penalty.**

31 (1) Each person who applies for public assistance shall disclose to the state agency  
32 administering the public assistance each fact that may materially affect the determination of  
33 ~~[his]~~ the person's eligibility to receive public assistance, including ~~[his]~~ the person's current:

- 34 (a) marital status;
- 35 (b) household composition;
- 36 (c) employment;
- 37 (d) income;
- 38 (e) receipt of monetary and in-kind gifts, which would affect the person's eligibility;

39 and

- 40 (f) ~~[other resources]~~ assets, which would affect the person's eligibility.

41 (2) ~~[Any]~~ A person applying for public assistance who intentionally, knowingly, or  
42 recklessly fails to disclose ~~[any]~~ a material fact required to be disclosed under Subsection (1) is  
43 guilty of public assistance fraud as provided in Section 76-8-1206.

44 (3) ~~[Any]~~ With the exception of a client receiving public assistance from the  
45 Department of Workforce Services or the Department of Health, a client who intentionally,  
46 knowingly, or recklessly fails to disclose to the state agency administering the public assistance  
47 [any] a change in a material fact required to be disclosed under Subsection (1), within ten days  
48 after the date of the change, is guilty of public assistance fraud as provided in Section  
49 76-8-1206.

50 (4) A client who intentionally, knowingly, or recklessly fails to disclose to the  
51 Department of Workforce Services or the Department of Health at the time of a review or  
52 recertification, whichever comes first, a change in a material fact required to be disclosed under  
53 Subsection (1) is guilty of public assistance fraud as provided in Section 76-8-1206.

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**Legislative Review Note**  
as of 11-10-05 10:03 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

**Office of Legislative Research and General Counsel**

**Interim Committee Note**  
as of 12-16-05 11:03 AM

The Workforce Services and Community and Economic Development Interim Committee recommended this bill.