



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

29 Section 1. Section **35A-3-102** is amended to read:

30 **35A-3-102. Definitions.**

31 Unless otherwise specified, as used in this chapter:

32 (1) "Applicant" means a person who requests assistance under this chapter.

33 (2) "Average monthly number of families" means the average number of families who  
34 received cash assistance on a monthly basis during the previous federal fiscal year[~~, starting~~  
35 ~~from October 1, 1998 to September 30, 1999, and continuing each year thereafter~~].

36 (3) "Cash assistance" means a monthly dollar amount of cash a client is eligible to  
37 receive under Section 35A-3-302.

38 (4) "Child care services" means care of a child for a portion of the day that is less than  
39 24 hours in a qualified setting, as defined by rule, by a responsible person who is not the child's  
40 parent or legal guardian.

41 (5) "Date of enrollment" means the date on which the applicant was approved as  
42 eligible for cash assistance.

43 (6) "Director" means the director of the division.

44 (7) "Diversion" means a single payment of cash assistance under Section 35A-3-303 to  
45 a client who is eligible for but does not require extended cash assistance under Part 3, Family  
46 Employment Program.

47 (8) "Division" means the Employment Development Division.

48 (9) "Education or training" means:

49 (a) basic remedial education;

50 (b) adult education;

51 (c) high school education;

52 (d) education to obtain the equivalent of a high school diploma;

53 (e) education to learn English as a second language;

54 (f) applied technology training;

55 (g) employment skills training; or

56 (h) on-the-job training.

57 (10) "Full-time education or training" means training on a full-time basis as defined by  
58 the educational institution attended by the parent client.

59 (11) "General assistance" means financial assistance provided to a person who is not  
 60 otherwise eligible for cash assistance under Part 3, Family Employment Program, because that  
 61 person does not live in a family with a related dependent child.

62 (12) "Parent client" means a person who enters into an employment plan with the  
 63 division to qualify for cash assistance under Part 3, Family Employment Program.

64 ~~[(13)(a) "Passenger vehicle" means a self-propelled, two-axle vehicle intended  
 65 primarily for operation on highways and used by an applicant or client to meet basic  
 66 transportation needs and has a fair market value below 40% of the applicable amount of the  
 67 federal luxury passenger automobile tax established in 26 U.S.C. Sec. 4001 and adjusted  
 68 annually for inflation.]~~

69 ~~[(b) "Passenger vehicle" does not include:]~~

70 ~~[(i) a commercial vehicle, as defined in Section 41-1a-102;]~~

71 ~~[(ii) an off-highway vehicle, as defined in Section 41-1a-102; or]~~

72 ~~[(iii) a motor home, as defined in Section 13-14-102.]~~

73 ~~[(14)]~~ (13) "Plan" or "state plan" means the state plan submitted to the Secretary of the  
 74 United States Department of Health and Human Services to receive funding from the United  
 75 States through the Temporary Assistance for Needy Families Block Grant.

76 ~~[(15)]~~ (14) "Single minor parent" means a person under 18 years of age who is not  
 77 married and has a minor child in the person's care and custody.

78 Section 2. Section **35A-3-313** is amended to read:

79 **35A-3-313. Performance goals.**

80 (1) As used in this section:

81 (a) "Performance goals" means a target level of performance or an expected level of  
 82 performance against which actual performance is compared.

83 (b) "Performance indicators" means actual performance information regarding a  
 84 program or activity.

85 (c) "Performance monitoring system" means a process to regularly collect and analyze  
 86 performance information including performance indicators and performance goals.

87 (2) (a) The department shall establish a performance monitoring system for cash  
 88 assistance provided under this part.

89 (b) The department shall establish the performance indicators and performance goals

90 that will be used in the performance monitoring system for cash assistance under this part.

91 (c) (i) On or before December 31 of each year, the department shall submit to the  
92 legislative fiscal analyst and the director of the Office of Legislative Research and General  
93 Counsel, a written report describing the difference between actual performance and  
94 performance goals for the second, third, and fourth quarters of the prior fiscal year and the first  
95 quarter of the current fiscal year.

96 (ii) (A) The legislative fiscal analyst or the analyst's designee shall convey the  
97 information contained in the report to the appropriation subcommittee that has oversight  
98 responsibilities for the Department of Workforce Services during the General Session that  
99 follows the submission of the report.

100 (B) The subcommittee may consider the information in its deliberations regarding the  
101 budget for services and supports under this chapter.

102 (iii) The director of the Office of Legislative Research and General Counsel or the  
103 director's designee shall convey the information in the report to ~~[(A)]~~ the legislative interim  
104 committee that has oversight responsibilities for the Department of Workforce Services ~~and~~.  
105 ~~[(B) the Utah Tomorrow Strategic Planning Committee.]~~

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**Legislative Review Note**  
**as of 11-15-06 4:17 PM**

**Office of Legislative Research and General Counsel**

**Interim Committee Note**  
**as of 12-12-06 11:10 AM**

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

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**H.B. 24 - Employment Support Act - Technical Changes**

**Fiscal Note**

2007 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

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*12/19/2006, 3:27:37 PM, Lead Analyst: Eckersley, S.*

**Office of the Legislative Fiscal Analyst**