

**Representative Stephen H. Urquhart** proposes the following substitute bill:

1                                   **FUNDING FOR DEPARTMENT OF HEALTH**

2                                   **EARLY INTERVENTION PROGRAMS**

3                                   2007 GENERAL SESSION

4                                   STATE OF UTAH

5                                   **Chief Sponsor: Stephen H. Urquhart**

6                                   Senate Sponsor: Allen M. Christensen

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8                                   **LONG TITLE**

9                                   **General Description:**

10                                  This bill provides ongoing funds from beer tax revenues to the Department of Health  
11 Childhood Early Intervention Program.

12                                  **Highlighted Provisions:**

13                                  This bill:

- 14                                  ▶ beginning July 1, 2007, creates a restricted account known as the "Childhood Early  
15 Intervention Restricted Account";
- 16                                  ▶ deposits the revenue from the beer tax into the restricted account;
- 17                                  ▶ appropriates money from the restricted account to the Department of Health for  
18 childhood early intervention programs; and
- 19                                  ▶ requires an annual report from the Department of Health on the use of the money  
20 and success of the programs.

21                                  **Monies Appropriated in this Bill:**

22                                  None

23                                  **Other Special Clauses:**

24                                  None

25                                  **Utah Code Sections Affected:**



26 AMENDS:

27 **59-15-109**, as last amended by Chapter 5, Laws of Utah 2003, Second Special Session

28 ENACTS:

29 **26-1-37**, Utah Code Annotated 1953



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

32 Section 1. Section **26-1-37** is enacted to read:

33 **26-1-37. Childhood Early Intervention Restricted Account.**

34 (1) There is created within the General Fund a restricted account known as the  
35 "Childhood Early Intervention Restricted Account."

36 (2) Beginning on July 1, 2007, the revenues described in Subsection  
37 59-15-109(1)(b)(ii) shall be deposited in the Childhood Early Intervention Restricted Account.

38 (3) (a) The revenue from the account shall be annually appropriated to the Department  
39 of Health for childhood early intervention programs.

40 (b) The Department of Health shall provide an annual report to the Health and Human  
41 Services Interim Committee on or before October 1, 2008 and on or before every October 1st  
42 thereafter. The report shall include:

43 (i) the amount of funds received;

44 (ii) the use of the funds by the department; and

45 (iii) a description of the effectiveness of the programs funded by the account.

46 Section 2. Section **59-15-109** is amended to read:

47 **59-15-109. Tax moneys to be paid to state treasurer.**

48 (1) Taxes collected under this chapter shall be paid by the commission to the state  
49 treasurer daily for deposit as follows:

50 [~~(a) for fiscal year 2003-04:~~]

51 [~~(i) \$2,525,666 shall be deposited into the Alcoholic Beverage Enforcement and~~  
52 ~~Treatment Restricted Account created in Section 32A-1-115; and]~~

53 [~~(ii) the revenue collected in excess of \$2,525,666 shall be deposited into the General~~  
54 ~~Fund;]~~

55 [~~(b) for fiscal year 2004-05:~~]

56 [~~(i) \$3,133,777 shall be deposited into the Alcoholic Beverage Enforcement and~~

57 Treatment Restricted Account created in Section 32A-1-115; and]  
58 [~~(ii)~~ the revenue collected in excess of \$3,133,777 shall be deposited into the General  
59 Fund;]  
60 [~~(c)~~ for fiscal year 2005-06:]  
61 [~~(i)~~ \$3,741,888 shall be deposited into the Alcoholic Beverage Enforcement and  
62 Treatment Restricted Account created in Section 32A-1-115; and]  
63 [~~(ii)~~ the revenue collected in excess of \$3,741,888 shall be deposited into the General  
64 Fund;]  
65 [~~(d)~~] (a) for fiscal year 2006-07:  
66 (i) \$4,350,000 shall be deposited into the Alcoholic Beverage Enforcement and  
67 Treatment Restricted Account created in Section 32A-1-115; and  
68 (ii) the revenue collected in excess of \$4,350,000 shall be deposited into the General  
69 Fund; and  
70 [~~(e)~~] (b) beginning with fiscal year 2007-08:  
71 (i) the greater of the following shall be deposited into the Alcoholic Beverage  
72 Enforcement and Treatment Restricted Account created in Section 32A-1-115:  
73 (A) 40% of the revenue collected for the fiscal year two years preceding the fiscal year  
74 for which the deposit is made; or  
75 (B) \$4,350,000; [~~and~~]  
76 (ii) \$2.5 million shall be deposited into the Childhood Early Intervention Restricted  
77 Account created in Section 26-1-37; and  
78 [~~(f)~~] (iii) the revenue collected in excess of the amount deposited in accordance with  
79 [~~Subsection (1)(c)(i)~~] Subsections (1)(b)(i) and (ii) shall be deposited into the General Fund.  
80 (2) (a) Beginning with September 1, 2006, the commission shall notify the entities  
81 described in Subsection (2)(b) not later than the September 1 preceding the fiscal year of the  
82 deposit of:  
83 (i) the amount of the proceeds of the beer excise tax collected in accordance with this  
84 section for the fiscal year two years preceding the fiscal year of deposit; and  
85 (ii) an amount equal to 40% of the amount listed in Subsection (2)(a)(i).  
86 (b) The notification required by Subsection (2)(a) shall be sent to:  
87 (i) the Governor's Office of Planning and Budget; and

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(ii) the Legislative Fiscal Analyst.

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**H.B. 312 1st Sub. (Buff) - Funding for Department of Health Early Intervention Programs**

**Fiscal Note**

2007 General Session

State of Utah

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**State Impact**

Enactment of this bill will reduce the General Fund by \$2,500,000 annually. There will be a corresponding increase in the Childhood Early Intervention Restricted account. This transfer will reduce the FY 2008 and FY 2009 spending caps by the amount of the transfer.

	<u>FY 2007</u> <u>Approp.</u>	<u>FY 2008</u> <u>Approp.</u>	<u>FY 2009</u> <u>Approp.</u>	<u>FY 2007</u> <u>Revenue</u>	<u>FY 2008</u> <u>Revenue</u>	<u>FY 2009</u> <u>Revenue</u>
General Fund	\$0	\$0	\$0	\$0	(\$2,500,000)	(\$2,500,000)
Restricted Funds	\$0	\$2,500,000	\$2,500,000	\$0	\$2,500,000	\$2,500,000
<b>Total</b>	<b>\$0</b>	<b>\$2,500,000</b>	<b>\$2,500,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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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 businesses or local governments. It is anticipated that program recipients will be benefited.

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