

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: _____

7
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 This bill appropriates \$2.5 million from the Childhood Early Intervention Restricted
23 Account for fiscal year 2007-08 only, to the Department of Health for childhood early
24 intervention programs.

25 **Other Special Clauses:**



26 None

27 **Utah Code Sections Affected:**

28 AMENDS:

29 **59-15-109**, as last amended by Chapter 5, Laws of Utah 2003, Second Special Session

30 ENACTS:

31 **26-1-37**, Utah Code Annotated 1953



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

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

35 **26-1-37. Childhood Early Intervention Restricted Account.**

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

38 (2) Beginning on July 1, 2007, the revenues described in Subsection
39 59-15-109(1)(b)(ii) shall be deposited in the Childhood Early Intervention Restricted Account.

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

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

- 45 (i) the amount of funds received;
- 46 (ii) the use of the funds by the department; and
- 47 (iii) a description of the effectiveness of the programs funded by the account.

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

49 **59-15-109. Tax moneys to be paid to state treasurer.**

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

52 [~~(a) for fiscal year 2003-04;~~]

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

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

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

58 ~~[(i) \$3,133,777 shall be deposited into the Alcoholic Beverage Enforcement and~~
59 ~~Treatment Restricted Account created in Section 32A-1-115; and]~~

60 ~~[(ii) the revenue collected in excess of \$3,133,777 shall be deposited into the General~~
61 ~~Fund;]~~

62 ~~[(c) for fiscal year 2005-06:]~~

63 ~~[(i) \$3,741,888 shall be deposited into the Alcoholic Beverage Enforcement and~~
64 ~~Treatment Restricted Account created in Section 32A-1-115; and]~~

65 ~~[(ii) the revenue collected in excess of \$3,741,888 shall be deposited into the General~~
66 ~~Fund;]~~

67 ~~[(d)]~~ (a) for fiscal year 2006-07:

68 (i) \$4,350,000 shall be deposited into the Alcoholic Beverage Enforcement and
69 Treatment Restricted Account created in Section 32A-1-115; and

70 (ii) the revenue collected in excess of \$4,350,000 shall be deposited into the General
71 Fund; and

72 ~~[(e)]~~ (b) beginning with fiscal year 2007-08 to the extent tax revenues collected are
73 available for deposit in any fiscal year, the funds shall be deposited in the following order:

74 (i) the greater of the following shall be deposited into the Alcoholic Beverage
75 Enforcement and Treatment Restricted Account created in Section 32A-1-115:

76 (A) 40% of the revenue collected for the fiscal year two years preceding the fiscal year
77 for which the deposit is made; or

78 (B) \$4,350,000; ~~and]~~

79 (ii) the lesser of the following shall be deposited into the Childhood Early Intervention
80 Restricted Account created in Section 26-1-37:

81 (A) the excess of revenue collected for the fiscal year after making the deposit required
82 in Subsection (1)(b)(i); or

83 (B) \$2,500,000; and

84 ~~[(f)]~~ (iii) the revenue collected in excess of the amount deposited in accordance with
85 ~~[Subsection (1)(e)(i)]~~ Subsections (1)(b)(i) and (ii) shall be deposited into the General Fund.

86 (2) (a) Beginning with September 1, 2006, the commission shall notify the entities
87 described in Subsection (2)(b) not later than the September 1 preceding the fiscal year of the

88 deposit of:

89 (i) the amount of the proceeds of the beer excise tax collected in accordance with this
90 section for the fiscal year two years preceding the fiscal year of deposit; and

91 (ii) an amount equal to 40% of the amount listed in Subsection (2)(a)(i).

92 (b) The notification required by Subsection (2)(a) shall be sent to:

93 (i) the Governor's Office of Planning and Budget; and

94 (ii) the Legislative Fiscal Analyst.

95 **Section 3. Appropriation.**

96 There is appropriated \$2,500,000 from the Childhood Early Intervention Restricted
97 Account for fiscal year 2007-08 only, to the Department of Health to fund childhood early
98 intervention programs.