

SUPPLEMENTAL APPROPRIATIONS ADJUSTMENTS

2009 FIRST SPECIAL SESSION

STATE OF UTAH

Chief Sponsor: Lyle W. Hillyard

House Sponsor: Ron Bigelow

LONG TITLE

General Description:

This bill supplements or reduces appropriations previously provided for the use and operation of state government for the fiscal years beginning July 1, 2008 and ending June 30, 2009 and beginning July 1, 2009 and ending June 30, 2010.

Highlighted Provisions:

This bill:

- ▶ provides appropriations for the use and support of certain state agencies;
- ▶ provides appropriations for the use and support of public education;
- ▶ provides budget increases and decreases for other purposes as described; and
- ▶ provides intent language.

Monies Appropriated in this Bill:

This bill appropriates for fiscal year 2009 effective July 1, 2010:

- ▶ \$80,995,500 from the Uniform School Fund;
- ▶ (\$91,200,000) from various sources as detailed in this bill.

This bill appropriates for fiscal year 2009 effective immediately:

- ▶ \$45,000,000 as a transfer from the General Fund to the Education Fund;
- ▶ (\$80,995,500) from the Uniform School Fund;
- ▶ (\$126,534,300) as a transfer from the Education Fund to the Uniform School Fund;
- ▶ \$116,700,000 from various sources as detailed in this bill.

This bill appropriates for fiscal year 2010:

- ▶ \$4,555,000 from the General Fund;
- ▶ \$2,261,403,400 as a transfer from the Education Fund to the Uniform School Fund;
- ▶ \$3,133,700 from various sources as detailed in this bill.

Other Special Clauses:

Sections 1 and 3 of this bill take effect on July 1, 2009. Section 2 of this bill takes effect immediately.

Utah Code Sections Affected:

35 ENACTS UNCODIFIED MATERIAL

36

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

38 Section 1. Under the terms and conditions of Title 63J, the following sums of money are
 39 appropriated from resources not otherwise appropriated, or reduced from amounts previously
 40 appropriated, out of the funds or fund accounts indicated for the use and support of the government
 41 of the State of Utah for the fiscal year beginning July 1, 2008 and ending June 30, 2009. These
 42 appropriations net against amounts previously appropriated for fiscal year 2009 effective July 1,
 43 2009 in uncodified Section 15, *One-time appropriations for fiscal year 2008-09*, Chapter 391, Laws
 44 of Utah 2009, whereby negating those appropriations.

45 PUBLIC EDUCATION

46 STATE BOARD OF EDUCATION

47	ITEM 1	To State Board of Education - Minimum School Program	
48		From Uniform School Fund, One-time	(11,016,400)
49		Schedule of Programs:	
50		Minimum School Program	(11,016,400)
51	ITEM 2	To State Board of Education - Related to Basic Programs	
52		From Uniform School Fund, One-time	91,200,000
53		From Federal Funds - American Recovery and Reinvestment Act	(91,200,000)
54	ITEM 3	To State Board of Education - Other Programs	
55		From Uniform School Fund, One-time	3,983,600
56		Schedule of Programs:	
57		Educator Salary Adjustments	3,983,600
58	ITEM 4	To State Board of Education - School Building Programs	
59		From Uniform School Fund, One-time	(3,171,700)
60		Schedule of Programs:	
61		Capital Outlay Foundation Program	(1,585,900)
62		Capital Outlay Enrollment Growth Program	(1,585,800)

63 Section 2. Under the terms and conditions of Title 63J, the following sums of money are
 64 appropriated from resources not otherwise appropriated, or reduced from amounts previously
 65 appropriated, out of the funds or fund accounts indicated for the use and support of the government
 66 of the State of Utah for the fiscal year beginning July 1, 2008 and ending June 30, 2009. These are
 67 additions to amounts previously appropriated for fiscal year 2009.

68 CAPITAL FACILITIES & GOVERNMENT OPERATIONS

69 REVENUE - CAPITAL FACILITIES & GOVERNMENT OPERATIONS

70	ITEM 5	To General Fund	
71		From General Fund Restricted - State Disaster Recovery Restricted Account	2,000,000

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72	From General Fund Restricted - Severance Tax Holding Account	13,500,000
73	Schedule of Programs:	
74	General Fund, One-time	15,500,000
75	ITEM 6 To Uniform School Fund	
76	From Education Fund, One-time	(126,534,300)
77	Schedule of Programs:	
78	Uniform School Fund, One-time	(126,534,300)
79	The Legislature intends that the Division of Finance, after	
80	accounting for revenue collections that accrue directly to the	
81	Uniform School Fund in fiscal year 2009, shall transfer from	
82	the Education Fund to the Uniform School Fund an amount	
83	sufficient to cover fiscal year 2009 Uniform School Fund	
84	appropriations but not to exceed the sum of transfers between	
85	the Education and Uniform School Funds contained in all	
86	appropriations acts for fiscal year 2009.	
87	ITEM 7 To Education Fund	
88	From General Fund, One-time	45,000,000
89	Schedule of Programs:	
90	Education Fund, One-time	45,000,000
91	The Legislature intends that the Division of Finance	
92	transfer up to \$45,000,000 from the General Fund to the	
93	Education Fund in fiscal year 2009 to balance revenue and	
94	expenditures in both funds. The Division of Finance shall	
95	transfer only as much from the General Fund to the Education	
96	Fund as necessary to cover Education Fund appropriations in	
97	fiscal year 2009, but shall not transfer an amount sufficient to	
98	cause a year end deficit in the General Fund.	
99	ECONOMIC DEVELOPMENT AND REVENUE	
100	RESTRICTED REVENUE - ECONOMIC DEVELOPMENT AND REVENUE	
101	ITEM 8 To Housing Relief Restricted Special Revenue Fund	
102	From Federal Funds - American Recovery and Reinvestment Act	10,000,000
103	Schedule of Programs:	
104	Housing Relief Restricted Special Revenue Fund	10,000,000
105	To implement the provisions of <i>Housing Relief Restricted</i>	
106	<i>Special Revenue Fund</i> (Senate Bill 260, 2009 General Session).	
107	PUBLIC EDUCATION	
108	STATE BOARD OF EDUCATION	

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109	ITEM 9	To State Board of Education - Minimum School Program	
110		From Uniform School Fund, One-time	11,016,400
111		Schedule of Programs:	
112		Minimum School Program	11,016,400
113	ITEM 10	To State Board of Education - Related to Basic Programs	
114		From Uniform School Fund, One-time	(91,200,000)
115		From Federal Funds - American Recovery and Reinvestment Act	91,200,000
116	ITEM 11	To State Board of Education - Other Programs	
117		From Uniform School Fund, One-time	(3,983,600)
118		Schedule of Programs:	
119		Educator Salary Adjustments	(3,983,600)
120	ITEM 12	To State Board of Education - School Building Programs	
121		From Uniform School Fund, One-time	3,171,700
122		Schedule of Programs:	
123		Capital Outlay Foundation Program	1,585,900
124		Capital Outlay Enrollment Growth Program	1,585,800
125		Section 3. Under the terms and conditions of Title 63J, the following sums of money are	
126		appropriated from resources not otherwise appropriated, or reduced from amounts previously	
127		appropriated, out of the funds or fund accounts indicated for the use and support of the government	
128		of the State of Utah for the fiscal year beginning July 1, 2009 and ending June 30, 2010. These are	
129		additions to amounts previously appropriated for fiscal year 2010.	
130		EXECUTIVE OFFICES & CRIMINAL JUSTICE	
131		GOVERNOR'S OFFICE	
132	ITEM 13	To Governor's Office - Quality Growth Commission - LeRay	
133		McAllister Program	
134		From General Fund	410,200
135		From Beginning Nonlapsing Appropriation Balances	4,238,300
136		From Closing Nonlapsing Appropriation Balances	(2,498,500)
137		Schedule of Programs:	
138		LeRay McAllister Critical Land Conservation Program	2,150,000
139		To implement the provisions of <i>Budgetary Procedures Act</i>	
140		<i>Revisions</i> (House Bill 391, 2009 General Session).	
141		The Legislature intends that upon FY 2009 year-end	
142		close-out of the LeRay McAllister Critical Land Conservation	
143		Fund the Division of Finance shall transfer fund balances from	
144		the Fund to the LeRay McAllister Critical Land Conservation	
145		Program as beginning nonlapsing balances for FY 2010.	

146	CAPITAL FACILITIES & GOVERNMENT OPERATIONS		
147	DEPARTMENT OF ADMINISTRATIVE SERVICES		
148	ITEM 14	To Department of Administrative Services - Finance - Mandated	
149		From General Fund	(410,200)
150		Schedule of Programs:	
151		LeRay McAllister Critical Land Conservation Fund	(410,200)
152		To implement the provisions of <i>Budgetary Procedures Act</i>	
153		<i>Revisions</i> (House Bill 391, 2009 General Session).	
154	ITEM 15	To Department of Administrative Services - Finance - Mandated	
155		From Federal Funds - American Recovery and Reinvestment Act	(10,000,000)
156		Schedule of Programs:	
157		Housing Relief	(10,000,000)
158		To implement the provisions of <i>Housing Relief Restricted</i>	
159		<i>Special Revenue Fund</i> (Senate Bill 260, 2009 General Session).	
160	REVENUE - CAPITAL FACILITIES & GOVERNMENT OPERATIONS		
161	ITEM 16	To General Fund	
162		From General Fund Restricted - Severance Tax Holding Account	(11,500,000)
163		Schedule of Programs:	
164		General Fund, One-time	(11,500,000)
165	ITEM 17	To Uniform School Fund	
166		From Education Fund	2,173,558,200
167		From Education Fund, One-time	87,845,200
168		Schedule of Programs:	
169		Uniform School Fund	2,173,558,200
170		Uniform School Fund, One-time	87,845,200
171		The Legislature intends that the Division of Finance, after	
172		accounting for revenue collections that accrue directly to the	
173		Uniform School Fund in fiscal year 2010, shall transfer from	
174		the Education Fund to the Uniform School Fund an amount	
175		sufficient to cover fiscal year 2010 Uniform School Fund	
176		appropriations but not to exceed the sum of transfers between	
177		the Education and Uniform School Funds contained in all	
178		appropriations acts for fiscal year 2010.	
179	COMMERCE & WORKFORCE SERVICES		
180	DEPARTMENT OF COMMERCE		
181	ITEM 18	To Department of Commerce - Commerce General Regulation	
182		From General Fund Restricted - Commerce Service Fund, One-time	50,000

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183	Schedule of Programs:	
184	Occupational & Professional Licensing	50,000
185	To implement the provisions of <i>Construction Payment</i>	
186	<i>Amendments</i> (Senate Bill 230, 2009 General Session).	
187	ECONOMIC DEVELOPMENT AND REVENUE	
188	UTAH STATE TAX COMMISSION	
189	ITEM 19 To Utah State Tax Commission - Rural Health Care Facilities	
190	Distribution	
191	From General Fund Restricted - Rural Health Care Facilities Fund	555,000
192	Schedule of Programs:	
193	Rural Health Care Facilities Distribution	555,000
194	To implement the provisions of <i>Budgetary Procedures Act</i>	
195	<i>Revisions</i> (House Bill 391, 2009 General Session).	
196	RESTRICTED REVENUE - ECONOMIC DEVELOPMENT AND REVENUE	
197	ITEM 20 To General Fund Restricted - Rural Health Care Facilities Fund	
198	From General Fund	555,000
199	Schedule of Programs:	
200	GFR - Rural Health Care Facilities Fund	555,000
201	To implement the provisions of <i>Budgetary Procedures Act</i>	
202	<i>Revisions</i> (House Bill 391, 2009 General Session).	
203	HEALTH & HUMAN SERVICES	
204	DEPARTMENT OF HEALTH	
205	ITEM 21 To Department of Health - Medicaid Mandatory Services	
206	From General Fund, One-time	5,919,500
207	From Federal Funds	21,574,900
208	From Federal Funds - American Recovery and Reinvestment Act	2,169,200
209	From General Fund Restricted - Medicaid Restricted Account	537,500
210	Schedule of Programs:	
211	Inpatient Hospital	30,201,100
212	DEPARTMENT OF HUMAN SERVICES	
213	ITEM 22 To Department of Human Services - Office of Recovery Services	
214	From General Fund, One-time	(1,919,500)
215	From Federal Funds	(3,839,000)
216	Schedule of Programs:	
217	Child Support Services	(5,758,500)
218	NATURAL RESOURCES	
219	DEPARTMENT OF AGRICULTURE AND FOOD	

220 ITEM 23 To Department of Agriculture and Food - Invasive Species
221 Mitigation
222 From General Fund Restricted - Invasive Species Mitigation 500,000
223 Schedule of Programs:
224 Invasive Species Mitigation 500,000
225 To implement the provisions of *Budgetary Procedures Act*
226 *Revisions* (House Bill 391, 2009 General Session).
227 ITEM 24 To Department of Agriculture and Food - Rangeland Improvement
228 From General Fund Restricted - Rangeland Improvement 1,346,300
229 Schedule of Programs:
230 Rangeland Improvement 1,346,300
231 To implement the provisions of *Budgetary Procedures Act*
232 *Revisions* (House Bill 391, 2009 General Session).
233 Section 4. **Effective Date.**
234 Sections 1 and 3 of this bill take effect on July 1, 2009. If approved by two-thirds of all the
235 members elected to each house, Section 2 of this bill takes effect upon approval by the Governor, or
236 the day following the constitutional time limit of Utah Constitution Article VII, Section 8 without the
237 Governor's signature, or in the case of a veto, the date of override.