

59 fiscal year may be used as set forth in Subsection (7).

60 (5) The division:

61 (a) has the functions, powers, duties, rights, and responsibilities described in Section
62 62A-5-103; and

63 (b) is authorized to work in cooperation with other state, governmental, and private
64 agencies to carry out the responsibilities described in Subsection (5)(a).

65 (6) Within appropriations authorized by the Legislature, and to the extent allowed
66 under Title XIX of the Social Security Act, the division shall ensure that the services and
67 support that the division provides to any person with a disability:

68 (a) are provided in the least restrictive and most enabling environment;

69 (b) ensure opportunities to access employment; and

70 (c) enable reasonable personal choice in selecting services and support that:

71 (i) best meet individual needs; and

72 (ii) promote:

73 (A) independence;

74 (B) productivity; and

75 (C) integration in community life.

76 (7) (a) Appropriations to the division are nonlapsing.

76a **H→ (b) If an individual receiving services under Subsection (4)(b) or (c) ceases to receive**
76b **those services, the division shall use the funds that were allocated to that individual to provide**
76c **services to another eligible individual waiting for services as described in Subsection (4)(b).**

77 ~~[(b)] (c) ←H~~ Funds unexpended by the division at the end of the fiscal year may be used
77a only for

78 one-time expenditures unless otherwise authorized by the Legislature.

79 **H→ [(c)] (d) ←H** A one-time expenditure under this section:

80 (i) is not an entitlement;

81 (ii) may be withdrawn at any time; and

82 (iii) may provide short-term, limited services, including:

83 (A) respite care;

84 (B) service brokering;

85 (C) family skill building and preservation classes;

86 (D) after school group services; and

87 (E) other professional services.