

1 **STATE EMPLOYEE BENEFIT AMENDMENTS**

2 2013 SECOND SPECIAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Brad L. Dee**

5 Senate Sponsor: Peter C. Knudson

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the Budgetary Procedures Act by amending provisions relating to
10 state employee furloughs due to reductions in federal funding.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ defines furlough;
- 14 ▶ authorizes certain state agencies to use existing resources from funds appropriated
15 to the agency to pay fixed cost benefits and holiday leave benefits for state
16 employees furloughed as a result of a reduction or loss in federal funding;
- 17 ▶ repeals the authorization on December 1, 2013; and
- 18 ▶ makes technical corrections.

19 **Money Appropriated in this Bill:**

20 None

21 **Other Special Clauses:**

22 This bill provides an immediate effective date.

23 **Utah Code Sections Affected:**

24 AMENDS:

25 **63I-2-263**, as last amended by Laws of Utah 2013, Chapter 173

26 **63J-1-218**, as renumbered and amended by Laws of Utah 2009, Chapter 183

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

29 Section 1. Section **63I-2-263** is amended to read:

30 **63I-2-263. Repeal dates, Title 63A to Title 63M.**

31 (1) Section 63A-1-115 is repealed on July 1, 2014.

32 (2) Subsection 63J-1-218(3) is repealed on December 1, 2013.

33 [~~2~~] (3) Subsection 63M-1-903(1)(d) is repealed on July 1, 2015.

34 Section 2. Section **63J-1-218** is amended to read:

35 **63J-1-218. Reduction in federal funds -- Agencies to reduce budgets.**

36 (1) In any fiscal year in which federal grants to be received by state agencies,
37 departments, divisions, or institutions are reduced below the level estimated in the
38 appropriations acts for that year, the programs supported by those grants must be reduced
39 commensurate with the amount of the federal reduction unless the Legislature appropriates
40 state funds to offset the loss in federal funding.

41 (2) This program modification shall be reported to the Legislature through the
42 Executive Appropriations Committee and the Office of the Legislative Fiscal Analyst.

43 (3) (a) As used in this Subsection (3), "furlough" means a temporary leave of absence
44 from duty without pay for budgetary reasons.

45 (b) Notwithstanding Subsection (1), the following state agencies may use existing
46 resources from funds previously appropriated to the agency to pay fixed cost benefits and
47 holiday leave benefits for state employees furloughed as a result of a reduction or loss in
48 federal funding:

49 (i) the Utah National Guard;

50 (ii) the Utah State Office of Rehabilitation;

51 (iii) the Utah Labor Commission;

52 (iv) the Division of Family Health and Preparedness within the Utah Department of
53 Health; and

54 (v) the Utah Department of Workforce Services.

55 Section 3. **Effective date.**

56 If approved by two-thirds of all the members elected to each house, this bill takes effect
57 upon approval by the governor, or the day following the constitutional time limit of Utah

58 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,
59 the date of veto override.