

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31 (1) Section 63A-1-115 is repealed on July 1, 2014.

32 (2) Subsection 63J-1-218(3) is repealed on December 1, 2013.

33 ~~[(2)]~~ (3) Subsection 63M-1-903(1)(d) is repealed on July 1, 2015.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

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

54 Section 3. **Effective date.**

55 If approved by two-thirds of all the members elected to each house, this bill takes effect  
56 upon approval by the governor, or the day following the constitutional time limit of Utah  
57 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,  
58 the date of veto override.

---

---

**Legislative Review Note**  
as of 10-15-13 1:44 PM

**Office of Legislative Research and General Counsel**