

BUDGETING AMENDMENTS

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Deidre M. Henderson

House Sponsor: Jon E. Stanard

LONG TITLE

General Description:

This bill modifies provisions relating to the state's liabilities and expenses.

Highlighted Provisions:

This bill:

► addresses how a claim processed under the authority of Title 53A, Chapter 24, State Office of Rehabilitation Act, is treated for budgetary purposes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63J-1-601, as last amended by Laws of Utah 2013, Chapter 400

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

Section 1. Section **63J-1-601** is amended to read:

63J-1-601. End of fiscal year -- Unexpended balances -- Funds not to be closed out -- Pending claims -- Transfer of amounts from item of appropriation -- Nonlapsing accounts and funds -- Institutions of higher education to report unexpended balances.

(1) As used in this section, "transaction control number" means the unique numerical identifier established by the Department of Health to track each medical claim~~[, which]~~ and indicates the date ~~[upon]~~ on which the claim is entered.

30 (2) On or before August 31 of each fiscal year, the director of the Division of Finance
31 shall close out to the proper fund or account all remaining unexpended and unencumbered
32 balances of appropriations made by the Legislature, except:

33 (a) those funds classified under Title 51, Chapter 5, Funds Consolidation Act, as:

34 (i) enterprise funds;

35 (ii) internal service funds;

36 (iii) trust and agency funds;

37 (iv) capital projects funds;

38 (v) discrete component unit funds;

39 (vi) debt service funds; and

40 (vii) permanent funds;

41 (b) those revenue collections, appropriations from a fund or account, or appropriations
42 to a program that are designated as nonlapsing under Sections [63J-1-602.1](#) through
43 [63J-1-602.5](#);

44 (c) expendable special revenue funds, unless specifically directed to close out the fund
45 in the fund's enabling legislation;

46 (d) acquisition and development funds appropriated to the Division of Parks and
47 Recreation;

48 (e) funds encumbered to pay purchase orders issued prior to May 1 for capital
49 equipment if delivery is expected before June 30; and

50 (f) unexpended and unencumbered balances of appropriations that meet the
51 requirements of Section [63J-1-603](#).

52 (3) (a) Liabilities and related expenses for goods and services received on or before
53 June 30 shall be recognized as expenses due and payable from appropriations made prior to
54 June 30.

55 (b) The liability and related expense shall be recognized within time periods
56 established by the Division of Finance but shall be recognized not later than August 31.

57 (c) Liabilities and expenses not so recognized may be paid from regular departmental

58 appropriations for the subsequent fiscal year, if these claims do not exceed unexpended and
59 unencumbered balances of appropriations for the years in which the obligation was incurred.

60 (d) No amounts may be transferred from an item of appropriation of any department,
61 institution, or agency into the Capital Projects Fund or any other fund without the prior express
62 approval of the Legislature.

63 (4) (a) For purposes of this chapter, ~~[claims]~~ a claim processed under the authority of
64 Title 26, Chapter 18, Medical Assistance Act:

65 (i) ~~[may not be considered]~~ is not a liability or an expense to the state for budgetary
66 purposes, unless ~~[they are received by]~~ the Division of Health Care Financing receives the
67 claim within the time periods established by the Division of Finance under Subsection (3)(b);
68 and

69 (ii) ~~[are]~~ is not subject to ~~[the requirements of]~~ Subsection (3)(c).

70 (b) The transaction control number ~~[recorded]~~ that the Division of Health Care
71 Financing records on each claim invoice ~~[by the division is considered]~~ is the date of receipt.

72 (5) (a) For purposes of this chapter, a claim processed in accordance with Title 53A,
73 Chapter 24, State Office of Rehabilitation Act:

74 (i) is not a liability or an expense to the state for budgetary purposes, unless the Utah
75 State Office of Rehabilitation receives the claim within the time periods established by the
76 Division of Finance under Subsection (3)(b); and

77 (ii) is not subject to Subsection (3)(c).

78 (b) (i) The Utah State Office of Rehabilitation shall mark each claim invoice with the
79 date on which the Utah State Office of Rehabilitation receives the claim invoice.

80 (ii) The date described in Subsection (5)(b)(i) is the date of receipt for purposes of this
81 section.

82 ~~[(5)]~~ (6) Any balance from an appropriation to a state institution of higher education
83 that remains unexpended at the end of the fiscal year shall be reported to the Division of
84 Finance by the September 1 following the close of the fiscal year.