

181 receiving the federal funds or participating in the federal program.

182 (ii) "New state money" includes money expended to meet federal maintenance of effort
183 requirements.

184 (j) "One-time TANF request" means a proposed expenditure by the Department of
185 Workforce Services from its reserves of federal Temporary Assistance for Needy Families
186 funds:

187 (i) for a project or program that will last for a fixed amount of time and is not an
188 ongoing project or program of the Department of Workforce Services; and

189 (ii) that is greater than \$1,000,000 over the amount most recently approved by the
190 Legislature.

191 (k) (i) "Pass-through federal funds" means federal funds provided to an agency that are
192 distributed to local governments or private entities without being used by the agency.

193 (ii) "Pass-through federal funds" does not include federal funds provided to the State
194 Board of Education that are distributed to a local education agency or other subrecipient
195 without being used by the State Board of Education.

196 (l) "State" means the state of Utah and all of its agencies, and any administrative
197 subunits of those agencies.

198 (2) When this chapter describes an employee as a "permanent full-time employee" or a
199 "permanent part-time employee," it is not intended to, and may not be construed to, affect the
200 employee's status as an at-will employee.

201 Section 5. Section **63J-5-103** is amended to read:

202 **63J-5-103. Scope and applicability of chapter.**

203 (1) Except as provided in Subsection (2), and except as otherwise provided by a statute
204 superseding provisions of this chapter by explicit reference to this chapter, the provisions of
205 this chapter apply to each agency and govern each federal funds request.

206 (2) (a) This chapter does not govern federal funds requests for:

207 ~~[(a)]~~ (i) except as provided in Section 63J-5-206, the Medical Assistance Program,
208 commonly known as Medicaid; and

209 ~~[(b)]~~ (ii) except as provided in Section 63J-5-206, the Children's Health Insurance
210 Program[;].

211 (b) Until ~~§~~ → [October 1, 2017] Subsections (2)(c) and (d) apply ← ~~§~~, this chapter does
211a not govern federal funds requests for:

212 ~~(e)~~ (i) the Women, Infant, and Children program;

213 ~~(f)~~ (ii) the Temporary Assistance for Needy Families program, except for a one-time

214 TANF request as defined in Section [63J-5-102](#);

215 ~~(e)~~ (iii) Social Security Act money;

216 ~~(f)~~ (iv) the Substance Abuse Prevention and Treatment program;

217 ~~(g)~~ (v) Child Care and Development Block Grant;

218 ~~(h)~~ (vi) SNAP Administration and Training money;

219 ~~(i)~~ (vii) Unemployment Insurance Operations money;

220 ~~(j)~~ (viii) Federal Highway Administration money;

221 ~~(k)~~ (ix) the Utah National Guard; or

222 ~~(l)~~ (x) pass-through federal funds.

222a **§→ (c) Federal funds requests described in Subsection (2)(b) are subject to the provisions of**

222b **this chapter:**

222c **(i) beginning on January 1, 2018, for each agency that receives more than \$200,000,000**

222d **annually in federal funds; or**

222e **(ii) beginning on July 1, 2018, for each agency that receives \$200,000,000 or less**

222f **annually in federal funds.**

222g **(d) Maintenance of effort reporting requirements described in Subsection 63J-5-**

222h **102(1)(d)(ii)(B) may not be required until:**

222i **(i) January 1, 2018, for each agency that receives more than \$200,000,000 annually in**

222j **federal funds; or**

222k **(ii) July 1, 2018, for each agency that receives \$200,000,000 or less annually in federal**

222l **funds. ←§**

223 (3) The governor need not seek legislative review or approval of federal funds

224 received by the state if:

225 (a) the governor has declared a state of emergency; and

226 (b) the federal funds are received to assist victims of the state of emergency under

227 Section [53-2a-204](#).

228 Section 6. Section **63J-5-206** is enacted to read:

229 **63J-5-206. Intergovernmental transfers for Medicaid.**

230 (1) Subject to Subsections (2) and (3), an intergovernmental transfer program under

231 Section [26-18-21](#) is subject to the same review provisions as a federal funds request under this

232 chapter.

233 (2) Notwithstanding Subsection (1), if an intergovernmental transfer program created