

59 fiscal year from the Liquor Control Fund \$1,000,000 that the department may use for:

60 (a) capital equipment purchases;

60a **H→ (b) salary increases for department employees;**

61 ~~[(b)] (c) ←H~~ performance awards for department employees; **H→ [and] or**

62 ~~[(c)] (d) ←H~~ information technology enhancements because of changes or trends in
62a technology.

63 ~~[(5)] (7)~~ The department shall transfer annually from the Liquor Control Fund and the
64 State Tax Commission shall transfer annually from the Markup Holding Fund to the General
65 Fund a sum equal to the amount of net profit earned from the sale of liquor since the preceding
66 transfer of money under this Subsection ~~[(5)] (7)~~. The transfers shall be calculated by no later
67 than September 1 and made by no later than September 30 after a fiscal year. The Division of
68 Finance may make year-end closing entries in the Liquor Control Fund and the Markup
69 Holding Fund in order to comply with Subsection 51-5-6(2).

70 ~~[(6)] (8)~~ (a) By the end of each day, the department shall:

71 (i) make a deposit to a qualified depository, as defined in Section 51-7-3; and

72 (ii) report the deposit to the state treasurer.

73 (b) A commissioner or department employee is not personally liable for a loss caused
74 by the default or failure of a qualified depository.

75 (c) Money deposited in a qualified depository is entitled to the same priority of
76 payment as other public funds of the state.

77 ~~[(7)] (9)~~ If the cash balance of the Liquor Control Fund is not adequate to cover a
78 warrant drawn against the Liquor Control Fund by the department, the cash resources of the
79 General Fund may be used to the extent necessary. At no time may the fund equity of the
80 Liquor Control Fund fall below zero.

81 **Section 2. Effective date.**

82 This bill takes effect on July 1, 2017.

Legislative Review Note
Office of Legislative Research and General Counsel