

**LABORATORY EQUIPMENT AMENDMENTS**

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Steven J. Lund**

Senate Sponsor: David P. Hinkins

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**LONG TITLE**

**General Description:**

This bill addresses funding related to laboratory equipment in the Department of Agriculture and Food.

**Highlighted Provisions:**

This bill:

- ▶ creates the Department of Agriculture and Food Laboratory Equipment Fund;
- ▶ outlines the source of money in the fund;
- ▶ addresses restrictions on the use of the fund; and
- ▶ imposes a cap on money in the fund.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill provides a special effective date.

**Utah Code Sections Affected:**

ENACTS:

**4-2-203**, Utah Code Annotated 1953

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

Section 1. Section **4-2-203** is enacted to read:

**4-2-203. Department of Agriculture and Food Laboratory Equipment Fund.**



28 (1) There is created an expendable special revenue fund known as the "Department of  
29 Agriculture and Food Laboratory Equipment Fund," which is referred to in this section as the  
30 "fund."

31 (2) The fund consists of:

32 (a) collections the Division of Laboratories within the department receives under this  
33 title that are not expended during the previous fiscal year;

34 (b) appropriations from the Legislature; and

35 (c) interest and earnings on the fund.

36 (3) The state treasurer shall invest the money in the fund according to Title 51, Chapter  
37 7, State Money Management Act, except that interest or other earnings derived from those  
38 investments shall be deposited into the fund.

39 (4) (a) The department may use money in the fund only to pay for the repair,  
40 replacement, or upgrade of laboratory equipment in accordance with this section.

41 (5) The state chemist or the commissioner shall approve expenditures from the fund for  
42 laboratory equipment repair, replacement, or upgrade as follows:

43 (a) the state chemist may approve using money in the fund to repair, replace, or  
44 upgrade laboratory equipment if the amount to be expended is less than \$10,000; and

45 (b) the state chemist shall obtain the approval of the commissioner for using money in  
46 the fund to repair, replace, or upgrade laboratory equipment if the amount to be expended  
47 equals or exceeds \$10,000.

48 (6) (a) Subject to the other provisions of this Subsection (6), the Division of Finance  
49 shall deposit into the fund the collections that the Division of Laboratories receives under this  
50 title that are not expended during a fiscal year.

51 (b) The fund may not exceed \$500,000 at the end of a fiscal year.

52 (c) If the fund exceeds \$500,000 at the end of the fiscal year, the Division of Finance  
53 shall deposit into the General Fund the money in excess of the amount necessary to maintain  
54 the fund balance at \$500,000.

55 **Section 2. Effective date.**

56 This bill takes effect on July 1, 2021.