

HB0365S01 compared with HB0365

~~text~~ shows text that was in HB0365 but was deleted in HB0365S01.

text shows text that was not in HB0365 but was inserted into HB0365S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Paul Ray proposes the following substitute bill:

STATE AGENCY REALIGNMENT

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Paul Ray

Senate Sponsor: Jacob L. Anderegg

LONG TITLE

General Description:

This bill creates the Department of Health and Human Services and provides for the transition of the Department of Health and the Department of Human Services into the newly created single state agency.

Highlighted Provisions:

This bill:

- ▶ creates the Department of Health and Human Services to combine the functions of the Department of Health and the Department of Human Services;
- ▶ describes the duties, responsibilities, and powers of the agency created in this bill;
- ▶ provides for the transition of the Department of Health and the Department of Human Services into the agency created in this bill;
- ▶ amends the certain responsibilities of the Department of Workforce Services,

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particularly relating to administration of Medicaid eligibility; and

- ▶ creates a sunset date for certain provisions relating to the transition to the agency created in this bill.

Money Appropriated in this Bill:

~~(None)~~ This bill appropriates in fiscal year 2022:

- ▶ to General Fund Restricted – Department of Health and Human Services Transition Restricted Account, as a one-time appropriation:
 - from the General Fund, One-time, \$1,500,000.
 - from Federal Funds, One-time, \$1,500,000.
- ▶ to Department of Health – Executive Director’s Operations, as an ongoing appropriation:
 - from the General Fund, Ongoing, (\$135,000).
 - from Federal Funds, Ongoing, (\$135,000).
- ▶ to Department of Health – Executive Director’s Operations, as a one-time appropriation:
 - from the General Fund, One-time, \$135,000.
 - from Federal Funds, One-time, \$135,000.
- ▶ to Department of Health – Medicaid and Health Financing, as an ongoing appropriation:
 - from the General Fund, Ongoing, (\$486,500).
 - from the Federal Funds, Ongoing, (\$486,500).
- ▶ to Department of Health – Medicaid and Health Financing, as a one-time appropriation:
 - from the General Fund, One-time, \$486,500.
 - from Federal Funds, One-time, \$486,500.
- ▶ to Department of Health – Executive Director’s Operations, as an ongoing appropriation:
 - from the General Fund, Ongoing, (\$58,200).
 - from Federal Funds, Ongoing, (\$58,200).
- ▶ to Department of Health – Executive Director’s Operations, as a one-time appropriation:

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- from the General Fund, One-time, \$58,200.
- from Federal Funds, One-time, \$58,200.
- ▶ to Department of Workforce Services – Operations and Policy, as an ongoing appropriation:
 - from the General Fund, Ongoing, \$486,500.
 - from the Federal Funds, Ongoing, \$486,500.
- ▶ to Department of Workforce Services – Operations and Policy, as a one-time appropriation:
 - from the General Fund, One-time, (\$486,500).
 - from Federal Funds, One-time, (\$486,500).
- ▶ to Department of Workforce Services – Administration, as an ongoing appropriation:
 - from the General Fund, Ongoing, \$58,200.
 - from Federal Funds, Ongoing, \$58,200.
- ▶ to Department of Workforce Services – Administration, as a one-time appropriation:
 - from the General Fund, One-time, (\$58,200).
 - from Federal Funds, One-time, (\$58,200).
- ▶ to Department of Health – Executive Director’s Operations, as a one-time appropriation:
 - from the Department of Health and Human Services Transition Restricted Account, One-time, \$3,000,000.
- ▶ to Department of Human Services – Executive Director Operations, as a one-time appropriation:
 - from the Department of Health and Human Services Transition Restricted Account, One-time, \$3,000,000.

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

26-18-3, as last amended by Laws of Utah 2019, Chapters 104 and 253

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35A-1-304, as last amended by Laws of Utah 1998, Chapter 116

35A-1-307, as repealed and reenacted by Laws of Utah 1997, Chapter 375

35A-3-103, as last amended by Laws of Utah 2016, Chapters 296 and 348

63I-2-226, as last amended by Laws of Utah 2020, Chapters 154, 187, 215, and 354

ENACTS:

26B-1-101, Utah Code Annotated 1953

26B-1-102, Utah Code Annotated 1953

26B-1-103, Utah Code Annotated 1953

26B-1-201, Utah Code Annotated 1953

26B-1-201.1, Utah Code Annotated 1953

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

Section 1. Section **26-18-3** is amended to read:

26-18-3. Administration of Medicaid program by department -- Reporting to the Legislature -- Disciplinary measures and sanctions -- Funds collected -- Eligibility standards -- Internal audits -- Health opportunity accounts.

(1) The department shall be the single state agency responsible for the administration of the Medicaid program in connection with the United States Department of Health and Human Services pursuant to Title XIX of the Social Security Act.

(2) (a) The department shall implement the Medicaid program through administrative rules in conformity with this chapter, Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the requirements of Title XIX, and applicable federal regulations.

(b) The rules adopted under Subsection (2)(a) shall include, in addition to other rules necessary to implement the program:

(i) the standards used by the department for determining eligibility for Medicaid services;

(ii) the services and benefits to be covered by the Medicaid program;

(iii) reimbursement methodologies for providers under the Medicaid program; and

(iv) a requirement that:

(A) a person receiving Medicaid services shall participate in the electronic exchange of clinical health records established in accordance with Section 26-1-37 unless the individual

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opts out of participation;

(B) prior to enrollment in the electronic exchange of clinical health records the enrollee shall receive notice of enrollment in the electronic exchange of clinical health records and the right to opt out of participation at any time; and

(C) beginning July 1, 2012, when the program sends enrollment or renewal information to the enrollee and when the enrollee logs onto the program's website, the enrollee shall receive notice of the right to opt out of the electronic exchange of clinical health records.

(3) (a) The department shall, in accordance with Subsection (3)(b), report to the Social Services Appropriations Subcommittee when the department:

(i) implements a change in the Medicaid State Plan;

(ii) initiates a new Medicaid waiver;

(iii) initiates an amendment to an existing Medicaid waiver;

(iv) applies for an extension of an application for a waiver or an existing Medicaid waiver;

(v) applies for or receives approval for a change in any capitation rate within the Medicaid program; or

(vi) initiates a rate change that requires public notice under state or federal law.

(b) The report required by Subsection (3)(a) shall:

(i) be submitted to the Social Services Appropriations Subcommittee prior to the department implementing the proposed change; and

(ii) include:

(A) a description of the department's current practice or policy that the department is proposing to change;

(B) an explanation of why the department is proposing the change;

(C) the proposed change in services or reimbursement, including a description of the effect of the change;

(D) the effect of an increase or decrease in services or benefits on individuals and families;

(E) the degree to which any proposed cut may result in cost-shifting to more expensive services in health or human service programs; and

(F) the fiscal impact of the proposed change, including:

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(I) the effect of the proposed change on current or future appropriations from the Legislature to the department;

(II) the effect the proposed change may have on federal matching dollars received by the state Medicaid program;

(III) any cost shifting or cost savings within the department's budget that may result from the proposed change; and

(IV) identification of the funds that will be used for the proposed change, including any transfer of funds within the department's budget.

(4) Any rules adopted by the department under Subsection (2) are subject to review and reauthorization by the Legislature in accordance with Section 63G-3-502.

(5) The department may, in its discretion, contract with the Department of Human Services or other qualified agencies for services in connection with the administration of the Medicaid program, including:

(a) the determination of the eligibility of individuals for the program;

(b) recovery of overpayments; and

(c) consistent with Section 26-20-13, and to the extent permitted by law and quality control services, enforcement of fraud and abuse laws.

(6) The department shall provide, by rule, disciplinary measures and sanctions for Medicaid providers who fail to comply with the rules and procedures of the program, provided that sanctions imposed administratively may not extend beyond:

(a) termination from the program;

(b) recovery of claim reimbursements incorrectly paid; and

(c) those specified in Section 1919 of Title XIX of the federal Social Security Act.

(7) (a) Funds collected as a result of a sanction imposed under Section 1919 of Title XIX of the federal Social Security Act shall be deposited in the General Fund as dedicated credits to be used by the division in accordance with the requirements of Section 1919 of Title XIX of the federal Social Security Act.

(b) In accordance with Section 63J-1-602.2, sanctions collected under this Subsection (7) are nonlapsing.

(8) (a) In determining whether an applicant or recipient is eligible for a service or benefit under this part or Chapter 40, Utah Children's Health Insurance Act, the department

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shall, if Subsection (8)(b) is satisfied, exclude from consideration one passenger vehicle designated by the applicant or recipient.

(b) Before Subsection (8)(a) may be applied:

(i) the federal government shall:

(A) determine that Subsection (8)(a) may be implemented within the state's existing public assistance-related waivers as of January 1, 1999;

(B) extend a waiver to the state permitting the implementation of Subsection (8)(a); or

(C) determine that the state's waivers that permit dual eligibility determinations for cash assistance and Medicaid are no longer valid; and

(ii) the department shall determine that Subsection (8)(a) can be implemented within existing funding.

(9) (a) For purposes of this Subsection (9):

(i) "aged, blind, or has a disability" means an aged, blind, or disabled individual, as defined in 42 U.S.C. Sec. 1382c(a)(1); and

(ii) "spend down" means an amount of income in excess of the allowable income standard that shall be paid in cash to the department or incurred through the medical services not paid by Medicaid.

(b) In determining whether an applicant or recipient who is aged, blind, or has a disability is eligible for a service or benefit under this chapter, the department shall use 100% of the federal poverty level as:

(i) the allowable income standard for eligibility for services or benefits; and

(ii) the allowable income standard for eligibility as a result of spend down.

(10) The department shall conduct internal audits of the Medicaid program.

(11) (a) The department may apply for and, if approved, implement a demonstration program for health opportunity accounts, as provided for in 42 U.S.C. Sec. 1396u-8.

(b) A health opportunity account established under Subsection (11)(a) shall be an alternative to the existing benefits received by an individual eligible to receive Medicaid under this chapter.

(c) Subsection (11)(a) is not intended to expand the coverage of the Medicaid program.

(12) (a) (i) The department shall apply for, and if approved, implement an amendment to the state plan under this Subsection (12) for benefits for:

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- (A) medically needy pregnant women;
- (B) medically needy children; and
- (C) medically needy parents and caretaker relatives.

(ii) The department may implement the eligibility standards of Subsection (12)(b) for eligibility determinations made on or after the date of the approval of the amendment to the state plan.

(b) In determining whether an applicant is eligible for benefits described in Subsection (12)(a)(i), the department shall:

(i) disregard resources held in an account in the savings plan created under Title 53B, Chapter 8a, Utah Educational Savings Plan, if the beneficiary of the account is:

- (A) under the age of 26; and
- (B) living with the account owner, as that term is defined in Section 53B-8a-102, or temporarily absent from the residence of the account owner; and

(ii) include the withdrawals from an account in the Utah Educational Savings Plan as resources for a benefit determination, if the withdrawal was not used for qualified higher education costs as that term is defined in Section 53B-8a-102.5.

(13) (a) The department may not deny or terminate eligibility for Medicaid solely because an individual is:

- (i) incarcerated; and
- (ii) not an inmate as defined in Section 64-13-1.

(b) Subsection (13)(a) does not require the Medicaid program to provide coverage for any services for an individual while the individual is incarcerated.

(14) The department is a party to, and may intervene at any time in, any judicial or administrative action:

(a) to which the Department of Workforce Services is a party; and

(b) that involves medical assistance under:

(i) Title 26, Chapter 18, Medical Assistance Act; or

(ii) Title 26, Chapter 40, Utah Children's Health Insurance Act.

Section 2. Section **26B-1-101** is enacted to read:

TITLE 26B. DEPARTMENT OF HEALTH AND HUMAN SERVICES

CHAPTER 1. GENERAL PROVISIONS AND ORGANIZATION

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Part 1. General Provisions

26B-1-101. Title.

This title is known as the "Department of Health and Human Services."

Section 3. Section **26B-1-102** is enacted to read:

26B-1-102. Definitions.

As used in this title:

(1) "Department" means the Department of Health and Human Services created in Section ~~26B-2-103~~26B-1-201.

(2) "Department of Health" means the Department of Health created in Section 26-1-4.

(3) "Department of Human Services" means the Department of Human Services created in Section 62A-1-102.

Section 4. Section **26B-1-103** is enacted to read:

26B-1-103. Purpose of title -- Consolidation of functions into single state agency.

The purpose of this title is to consolidate into a single agency of state government all of the functions exercised by:

(1) the Department of Health, including all of the powers and duties described in Title 26, Utah Health Code; and

(2) the Department of Human Services, including all of the powers and duties described in Title 62A, Utah Human Services Code.

Section 5. Section **26B-1-201** is enacted to read:

Part 2. Organization

26B-1-201. Department of Health and Human Services -- Creation -- Duties.

(1) There is created within state government the Department of Health and Human Services, which has all of the policymaking functions, regulatory and enforcement powers, rights, duties, and responsibilities outlined in this title.

(2) In addition to Subsection (1), during the transition period described in ~~Sections 26-1-43 and 62A-1-123~~Section 26B-1-201.1, the Department of Health and Human Services may exercise any of the policymaking functions, regulatory and enforcement powers, rights, duties, and responsibilities of the Department of Health and the Department of Human Services under the joint direction of:

(a) the executive director of the Department of Health; and

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(b) the executive director of the Department of Human Services.

Section 6. Section **26B-1-201.1** is enacted to read:

26B-1-201.1. Transition to single state agency -- Transition plan -- Restricted

Account.

(1) As used in this section:

(a) "Transition agencies" means the:

(i) Department of Health; and

(ii) Department of Human Services.

(b) "Transition period" means the period of time:

(i) during which the transition of the department to the Department of Health and Human Services takes place; and

(ii) beginning on the effective date of the bill, and ending on July 1, 2022.

(2) On or before December 1, 2021, the transition agencies shall develop a written transition plan for merging the functions of the transition agencies into the Department of Health and Human Services on July 1, 2022, in order to:

(a) more efficiently and effectively manage health and human services programs that are the responsibility of the state;

(b) establish a health and human services policy for the state; and

(c) promote health and the quality of life in the health and human services field.

(3) The written transition plan described in Subsection (2) shall describe:

(a) the tasks that need to be completed before the move on July 1, 2022, including a description of:

(i) how the transition agencies solicited comment from stakeholders, including:

(A) employees of the transition agencies;

(B) clients and partners of the transition agencies;

(C) members of the public;

(D) the Legislature; and

(E) the executive office of the governor;

(ii) the proposed organizational structure of the department, including the transition of responsibilities of employees, by job title and classification, under the newly proposed organizational structure and a plan for these transitions;

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- (iii) office space and infrastructure requirements related to the transition;
- (iv) any work site location changes for transitioning employees;
- (v) the transition of service delivery sites;
- (vi) amendments needed to existing contracts, including grants;
- (vii) legislative changes needed to implement the transition described in this section;
- (viii) how the transition agencies will coordinate agency rules;
- (ix) procedures for the transfer and reconciliation of budgeting and funding of the department as the transition agencies transition into the department; and
- (x) the transition of technology services to the department;
- (b) the tasks that may need to be completed after the transition on July 1, 2022; and
- (c) how the transition to the department will be funded, including details of:
 - (i) how expenses associated with the transition will be managed;
 - (ii) how funding for services provided by the transition agencies will be managed to ensure services will be provided by the transition agencies and the department without interruption; and
 - (iii) how federal funds will be used by or transferred between the transition agencies and the department to ensure services will be provided by the transition agencies and the department without interruption.
- (4) The written transition plan described in Subsection (2) shall:
 - (a) include a detailed timeline for the completion of the tasks described in Subsection (3)(a);
 - (b) be updated at least one time in every two week period until the transition is complete;
 - (c) describe how information will be provided to clients of the transition agencies and the department regarding any changes to where services will be provided and the hours services will be provided;
 - (d) be provided to the:
 - (i) Health and Human Services Interim Committee;
 - (ii) Social Services Appropriations Subcommittee;
 - (iii) the executive office of the governor;
 - (iv) Division of Finance; and

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(v) Department of Technology Services; and

(e) be made available to employees that are transitioning or may potentially be transitioned.

(5) The transition agencies shall publish information that provides a full overview of the written transition plan and how the move may affect client services offered by the transition agencies on the transition agencies' respective websites, including regular updates regarding:

(a) how the move may affect client services offered by the transition agencies;

(b) information regarding the location where services are provided and the hours services are provided; and

(c) contact information so that clients of the transition agencies can contact transitioning employees and obtain information regarding client services.

(6) The transition agencies may, separately or collectively, enter into a memorandum of understanding regarding how costs and responsibilities will be shared to:

(a) ensure that services provided under agreements with the federal government, including new and ongoing grant programs, are fulfilled;

(b) ensure that commitments made by the transition agencies are met;

(c) provide ongoing or shared services as needed, including the provision of payments to the department from the transition agencies; and

(d) ensure that money from the Department of Health and Human Services Transition Restricted Account created in Subsection (8) is used appropriately by the transition agencies and the department.

(7) In implementing the written transition plan described in this section, the transition agencies and the department shall protect existing services, programs, and access to services provided by the transition agencies.

(8) (a) There is created a restricted account within the General Fund known as the "Department of Health and Human Services Transition Restricted Account."

(b) The restricted account shall consist of appropriations made by the Legislature.

(c) Subject to appropriation, the transition agencies and the department may spend money from the restricted account to pay for expenses related to moving the transition agencies into the department, including staff and legal services.

Section 7. Section **35A-1-304** is amended to read:

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35A-1-304. Review authority of the Workforce Appeals Board.

(1) (a) In accordance with this title and Title 63G, Chapter 4, Administrative Procedures Act, the Workforce Appeals Board may allow an appeal from a decision of an administrative law judge from a formal adjudicative proceeding if a motion for review is filed with the Division of Adjudication within the designated time by any party entitled to the notice of the administrative law judge's decision.

(b) An appeal filed by the party shall be allowed as of right if the decision of the administrative law judge did not affirm the department's prior decision.

(c) If the Workforce Appeals Board denies an application for appeal from the decision of an administrative law judge, the decision of the administrative law judge is considered a decision of the Workforce Appeals Board for purposes of judicial review and is subject to judicial review if further appeal is initiated under this title.

(2) On appeal, the Workforce Appeals Board may on the basis of the evidence previously submitted in the case, or upon the basis of any additional evidence it requires:

(a) affirm the decision of the administrative law judge;

(b) modify the decision of the administrative law judge; or

(c) reverse the findings, conclusions, and decision of the administrative law judge.

(3) The Workforce Appeals Board shall promptly notify the parties to any proceedings before it of its decision, including its findings and conclusions, and the decision is a final order of the department unless within 30 days after the date the decision of the Workforce Appeals Board is issued, further appeal is initiated under this title.

Section 8. Section **35A-1-307** is amended to read:

35A-1-307. Scope of part.

This part does not apply to adjudication under~~[(1) Chapter 3, Employment Support Act, or (2)]~~ Chapter 5, Part 1, Job Training Coordination Act.

Section 9. Section **35A-3-103** is amended to read:

35A-3-103. Department responsibilities.

The department shall:

(1) administer public assistance programs assigned by the Legislature and the governor;

(2) determine eligibility for public assistance programs in accordance with the

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requirements of this chapter;

(3) cooperate with the federal government in the administration of public assistance programs;

(4) administer state employment services;

(5) provide for the compilation of necessary or desirable information, statistics, and reports;

(6) perform other duties and functions required by law;

(7) monitor the application of eligibility policy;

(8) develop personnel training programs for effective and efficient operation of the programs administered by the department;

(9) provide refugee resettlement services in accordance with Section 35A-3-701;

(10) provide child care assistance for children in accordance with Part 2, Office of Child Care; [~~and~~]

(11) provide services that enable an applicant or recipient to qualify for affordable housing in cooperation with:

(a) the Utah Housing Corporation;

(b) the Housing and Community Development Division; and

(c) local housing authorities[-];

(12) in accordance with 42 C.F.R. Sec. 431.10, develop non-clinical eligibility policy and procedures to implement the eligibility state plan, waivers, and administrative rules developed and issued by the Department of Health and Human Services for medical assistance under:

(a) Title 26, Chapter 18, Medical Assistance Act; and

(b) Title 26, Chapter 40, Utah Children's Health Insurance Act;

(13) administer the Medicaid Eligibility Quality Control function in accordance with 42 C.F.R. Sec. 431.812; and

(14) conduct eligibility hearings and issue final decisions in adjudicative proceedings, including expedited appeals as defined in 42 C.F.R. Sec. 431.224, for medical assistance eligibility under:

(a) Title 26, Chapter 18, Medical Assistance Act; or

(b) Title 26, Chapter 40, Utah Children's Health Insurance Act.

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Section 10. Section **63I-2-226** is amended to read:

63I-2-226. Repeal dates, Title 26 through 26B.

(1) Subsection 26-1-7(1)(c), in relation to the Air Ambulance Committee, is repealed July 1, 2024.

(2) Subsection 26-7-8(3) is repealed January 1, 2027.

(3) Section 26-8a-107 is repealed July 1, 2024.

(4) Subsection 26-8a-203(3)(a)(i) is repealed January 1, 2023.

(5) Section 26-8a-211 is repealed July 1, 2023.

(6) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection 26-8a-602(1)(a) is amended to read:

"(a) provide the patient or the patient's representative with the following information before contacting an air medical transport provider:

(i) which health insurers in the state the air medical transport provider contracts with;

(ii) if sufficient data is available, the average charge for air medical transport services for a patient who is uninsured or out of network; and

(iii) whether the air medical transport provider balance bills a patient for any charge not paid by the patient's health insurer; and"

(7) Subsection 26-18-2.4(3)(e) is repealed January 1, 2023.

(8) Subsection 26-18-411(8), related to reporting on the health coverage improvement program, is repealed January 1, 2023.

(9) Subsection 26-18-420(5), related to reporting on coverage for in vitro fertilization and genetic testing, is repealed July 1, 2030.

~~[(10) Subsection 26-21-28(2)(b) is repealed January 1, 2021.]~~

~~[(11)]~~ (10) In relation to the Air Ambulance Committee, July 1, 2024, Subsection 26-21-32(1)(a) is amended to read:

"(a) provide the patient or the patient's representative with the following information before contacting an air medical transport provider:

(i) which health insurers in the state the air medical transport provider contracts with;

(ii) if sufficient data is available, the average charge for air medical transport services for a patient who is uninsured or out of network; and

(iii) whether the air medical transport provider balance bills a patient for any charge

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not paid by the patient's health insurer; and".

~~[(12)]~~ (11) Subsection 26-33a-106.1(2)(a) is repealed January 1, 2023.

~~[(13)]~~ (12) Title 26, Chapter 46, Utah Health Care Workforce Financial Assistance Program, is repealed July 1, 2027.

~~[(14) Subsection 26-55-107(8) is repealed January 1, 2021.]~~

~~[(15)]~~ (13) Subsection 26-61-202(4)(b) is repealed January 1, 2022.

~~[(16)]~~ (14) Subsection 26-61-202(5) is repealed January 1, 2022.

(15) Section 26B-1-201.1 is repealed July 1, 2022.

Section 11. Appropriation.

The following sums of money are appropriated for the fiscal year beginning July 1, 2021, and ending June 30, 2022. These are additions to amounts previously appropriated for fiscal year 2022.

Subsection 11(a). Operating and Capital Budgets.

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 1

To Department of Health -- Executive Director's Operations

<u>From General Fund</u>	<u>(\$135,000)</u>
<u>From General Fund, One-time</u>	<u>\$135,000</u>
<u>From Federal Funds</u>	<u>(\$135,000)</u>
<u>From Federal Funds, One-time</u>	<u>\$135,000</u>

ITEM 2

To Department of Health -- Medicaid and Health Financing

<u>From General Fund</u>	<u>(\$486,500)</u>
<u>From General Fund, One-time</u>	<u>\$486,500</u>
<u>From Federal Funds</u>	<u>(\$486,500)</u>
<u>From Federal Funds, One-time</u>	<u>\$486,500</u>

ITEM 3

To Department of Health -- Executive Director's Operations

<u>From General Fund</u>	<u>(\$58,200)</u>
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<u>From General Fund, One-time</u>	<u>\$58,200</u>
<u>From Federal Funds</u>	<u>(\$58,200)</u>
<u>From Federal Funds, One-time</u>	<u>\$58,200</u>

ITEM 4

To Department of Health -- Executive Director's Operations

<u>From Department of Health and Human Services Transition Restricted</u>	
<u>Account, One-time</u>	<u>\$3,000,000</u>
<u>Schedule of Programs:</u>	
<u>Program Operations</u>	<u>\$3,000,000</u>

ITEM 5

To Department of Human Services -- Executive Director Operations

<u>From Department of Health and Human Services Transition Restricted</u>	
<u>Account, One-time</u>	<u>\$3,000,000</u>
<u>Schedule of Programs:</u>	
<u>Fiscal Operations</u>	<u>\$3,000,000</u>

ITEM 6

To Department of Workforce Services -- Operations and Policy

<u>From General Fund</u>	<u>\$486,500</u>
<u>From General Fund, One-time</u>	<u>(\$486,500)</u>
<u>From Federal Funds</u>	<u>\$486,500</u>
<u>From Federal Funds, One-time</u>	<u>(\$486,500)</u>

ITEM 7

To Department of Workforce Services -- Administration

<u>From General Fund</u>	<u>\$58,200</u>
<u>From General Fund, One-time</u>	<u>(\$58,200)</u>
<u>From Federal Funds</u>	<u>\$58,200</u>
<u>From Federal Funds, One-time</u>	<u>(\$58,200)</u>

Subsection 11(b). Restricted Fund and Account Transfers.

The Legislature authorizes the State Division of Finance to transfer the following amounts between the following funds or accounts as indicated. Expenditures and outlays from the funds to which the money is transferred must be authorized by an appropriation.

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ITEM 1

To General Fund Restricted -- Department of Health and Human Services Transition Restricted Account

From General Fund, One-time \$1,500,000

From Federal Funds, One-time \$1,500,000

Schedule of Programs:

General Fund Restricted -- Department of Health and Human Services

Transition Restricted Account \$3,000,000

Section ~~{11}~~12. **Effective date.**

(1) Except as provided in Subsection (2), if approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

(2) The actions affecting the following sections take effect on July 1, 2022:

(a) Section 26-18-3;

(b) Section 35A-1-304;

(c) Section 35A-1-307; and

(d) Section 35A-3-103.