

Senator Lincoln Fillmore proposes the following substitute bill:

FINANCIAL EDUCATION AND SAVINGS PLAN TO

BENEFIT AT-RISK CHILDREN

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lincoln Fillmore

House Sponsor: _____

LONG TITLE

General Description:

This bill creates the Parental Coaching to Encourage Student Savings Program.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the Parental Coaching to Encourage Student Savings Program (the program)

within the Department of Workforce Services which provides:

- financial training to parents of certain children experiencing intergenerational poverty, to encourage the parents to start saving money for their child's higher education expenses; and

- a financial contribution to the 529 savings accounts of certain children experiencing intergenerational poverty, if a parent successfully meets the requirements of the program;

- ▶ excludes financial contributions made by the Department of Workforce Services from qualifying for certain tax credits available to the owners of 529 savings accounts;

- ▶ requires the Department of Workforce Services to make rules to administer the



26 program;

27 ▶ creates the Parental Coaching to Encourage Student Savings Program Restricted
28 Account;

29 ▶ describes the reporting and other requirements of the Department of Workforce
30 Services related to the program;

31 ▶ requires local education agencies to provide written notification of the program to
32 the parents of children attending kindergarten;

33 ▶ requires the Division of Finance to transfer a certain amount of money each year
34 from the Unclaimed Property Trust Fund to the Parental Coaching to Encourage
35 Student Savings Program Restricted Account; and

36 ▶ makes technical changes.

37 **Money Appropriated in this Bill:**

38 None

39 **Other Special Clauses:**

40 None

41 **Utah Code Sections Affected:**

42 AMENDS:

43 **59-10-1017**, as last amended by Laws of Utah 2021, Chapters 367 and 370

44 **63I-1-263**, as last amended by Laws of Utah 2021, Chapters 70, 72, 84, 90, 171, 196,
45 260, 280, 282, 345, 382, 401, 421 and last amended by Coordination Clause, Laws
46 of Utah 2021, Chapter 382

47 **63J-1-602.1**, as last amended by Laws of Utah 2021, Chapters 280, 382, 401, and 438

48 **67-4a-801**, as repealed and reenacted by Laws of Utah 2017, Chapter 371

49 ENACTS:

50 **35A-3-901**, Utah Code Annotated 1953

51 **35A-3-902**, Utah Code Annotated 1953

52 **35A-3-903**, Utah Code Annotated 1953

53 **35A-3-904**, Utah Code Annotated 1953

54 **53G-4-412**, Utah Code Annotated 1953



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

57 Section 1. Section 35A-3-901 is enacted to read:

58 **Part 9. Parental Coaching to Encourage Student Savings Program**

59 **35A-3-901. Definitions.**

60 As used in this part:

61 (1) "529 savings account" means a tax-advantaged method of saving for higher
62 education costs on behalf of a particular individual that:

63 (a) meets the requirements of Section 529, Internal Revenue Code; and

64 (b) is managed by the plan.

65 (2) "Eligible 529 savings account" means a 529 savings account for which:

66 (a) a parent applicant is the account owner; and

67 (b) the parent applicant's qualified child is a beneficiary.

68 (3) "Intergenerational poverty" means the same as that term is defined in Section
69 35A-9-102.

70 (4) "Local education agency" means a school district, a charter school, or the Utah
71 Schools for the Deaf and the Blind.

72 (5) "Parent applicant" means an applicant for the program who is a parent, legal
73 custodian, or legal guardian of a qualified child and who is living with the qualified child.

74 (6) "Parental coaching" means the training described in Subsection 35A-3-902(4).

75 (7) "Plan" means the Utah Educational Savings Plan created in Section 53B-8a-103.

76 (8) "Program" means the Parental Coaching to Encourage Student Savings Program
77 created in Section 35A-3-902.

78 (9) "Qualified child" means a child who is:

79 (a) five or six years old; and

80 (b) experiencing intergenerational poverty.

81 (10) "Restricted account" means the Parental Coaching to Encourage Student Savings
82 Program Restricted Account created in Section 35A-3-903.

83 Section 2. Section 35A-3-902 is enacted to read:

84 **35A-3-902. Program creation and description.**

85 (1) There is created the Parental Coaching to Encourage Student Savings Program.

86 (2) The program shall be administered by the department.

87 (3) Subject to available funds, the program shall provide:

- 88 (a) parental coaching to a parent applicant as described in Subsection (4);
- 89 (b) a one-time contribution of \$500 made by the department to an eligible 529 savings
- 90 account in accordance with Subsection (7), if:
- 91 (i) the parent applicant completes the parental coaching; and
- 92 (ii) the parent applicant opens the eligible 529 savings account no later than 60 days
- 93 after the day on which the parent applicant completes the parental coaching; and
- 94 (c) an additional one-time contribution of \$50 made by the department to an eligible
- 95 529 savings account in accordance with Subsection (7), if the parent applicant contributes at
- 96 least \$50 to the eligible 529 savings account within 60 days after the day on which the parent
- 97 applicant completes the parental coaching.
- 98 (4) The department shall ensure that parental coaching:
- 99 (a) is a program of financial coaching designed to teach a parent applicant the
- 100 advantages of beginning a savings program for future higher education expenses of the parent
- 101 applicant's child while the child is still young;
- 102 (b) demonstrates how compound interest works in increasing savings over time;
- 103 (c) describes the general financial and other advantages of individuals who obtain
- 104 education beyond the high school level;
- 105 (d) provides information about how to open an eligible 529 savings account;
- 106 (e) provides information about the benefits of the program, including an explanation of
- 107 the requirements for an eligible 529 savings account to receive the one-time contributions
- 108 described in Subsections (3)(b) and (c);
- 109 (f) encourages a parent applicant to be actively involved in the education of the parent
- 110 applicant's child; and
- 111 (g) is provided at no cost to a parent applicant.
- 112 (5) Parental coaching may be offered by the department or any of the following if
- 113 approved by the department:
- 114 (a) a civic organization, if the executive director enters into a contract with the civic
- 115 organization following the procedures for contracting with a civic organization for the
- 116 provision of social capital under Section [35A-3-507](#);
- 117 (b) a for-profit entity;
- 118 (c) an educational institution; or

119 (d) a government entity.

120 (6) A parent applicant may apply to the department, in a form approved by the
121 department, to participate in the program.

122 (7) (a) If a parent applicant completes the parental coaching portion of the program and
123 provides evidence to the department of having opened an eligible 529 savings account no later
124 than 60 days after the day on which the parent applicant completes the parental coaching, the
125 department, in coordination with the plan, shall provide a one-time contribution of \$500 to the
126 eligible 529 savings account.

127 (b) The department shall provide an additional one-time contribution of \$50 to the 529
128 savings account described in Subsection (7)(a) if the parent applicant provides evidence to the
129 department of having contributed at least \$50 to the eligible 529 savings account within 60
130 days after the day on which the parent applicant completes the parental coaching.

131 (c) (i) The department shall ensure that the maximum total contribution for one
132 qualified child under Subsection (7)(a) does not exceed \$500, even if more than one parent
133 applicant of a qualified child completes the parental coaching portion of the program or more
134 than one eligible 529 savings account is opened on behalf of a qualified child.

135 (ii) The department shall ensure that the maximum total contribution for one qualified
136 child under Subsection (7)(b) does not exceed \$50, even if more than one parent applicant of a
137 qualified child completes the parental coaching portion of the program or more than one
138 eligible 529 savings account is opened on behalf of a qualified child.

139 (d) (i) The department shall make the contribution described in Subsection (7)(a)
140 within 30 days after the day on which the department receives from the parent applicant
141 evidence of having opened the eligible 529 savings account.

142 (ii) The department shall make the contribution described in Subsection (7)(b) within
143 30 days after the day on which the department receives from the parent applicant evidence of
144 the parental applicant's contribution to the eligible 529 savings account.

145 (8) The department shall disseminate information about the program to local education
146 agencies, including information regarding program eligibility.

147 (9) (a) The department shall, in accordance with Title 63G, Chapter 3, Utah
148 Administrative Rulemaking Act, make rules to administer the program and carry out the
149 provisions of this part.

- 150 (b) The rules made under Subsection (9)(a) shall include:
151 (i) procedures for a parent applicant to apply to the department to participate in the
152 program;
153 (ii) standards for the provision of parental coaching under Subsection (4);
154 (iii) procedures for a parent applicant to provide to the department evidence of opening
155 an eligible 529 savings account or contributing to an eligible 529 savings account as required
156 under Subsection (7); and
157 (iv) provisions for information sharing and coordination with the plan.

158 Section 3. Section **35A-3-903** is enacted to read:

159 **35A-3-903. Parental Coaching to Encourage Student Savings Program Restricted**
160 **Account.**

- 161 (1) There is created a restricted account within the General Fund known as the
162 "Parental Coaching to Encourage Student Savings Program Restricted Account".
163 (2) The department is the administrator of the restricted account.
164 (3) (a) Subject to Subsection (3)(b), the department shall use account money to pay for
165 the program.
166 (b) The department may not use more than \$1,000,000 each year for the one-time
167 contributions described in Subsections [35A-3-902\(3\)\(b\)](#) and (c).
168 (4) The restricted account consists of:
169 (a) money transferred to the restricted account under Section [67-4a-801](#); and
170 (b) money appropriated or otherwise made available by the Legislature.
171 (5) (a) The restricted account shall earn interest.
172 (b) All interest earned on the restricted account shall be deposited into the restricted
173 account.

174 Section 4. Section **35A-3-904** is enacted to read:

175 **35A-3-904. Reporting.**

176 As part of the annual written report described in Section [35A-1-109](#), the department
177 shall:

- 178 (1) provide the number of parent applicants who have participated in the program;
179 (2) provide the number of parent applicants who have completed parental coaching;
180 (3) provide the number of qualified children who have received a contribution from the

181 program to an eligible 529 savings account opened on behalf of the qualified children;

182 (4) describe the status of the restricted account, including an accounting of
183 expenditures made from the restricted account; and

184 (5) make recommendations to the Legislature regarding the effectiveness of the
185 program and any suggestions for improving the program.

186 Section 5. Section **53G-4-412** is enacted to read:

187 **53G-4-412. Parental Coaching to Encourage Student Savings Program**
188 **notification requirements.**

189 (1) As used in this section, "local education agency" means a school district, a charter
190 school, or the Utah Schools for the Deaf and the Blind.

191 (2) On or before October 1 of each school year, a local education agency that offers
192 kindergarten shall provide to a parent, legal custodian, or legal guardian of each incoming
193 kindergarten student, written notification regarding the Parental Coaching to Encourage
194 Student Savings Program created in Section [35A-3-902](#), including information regarding
195 program eligibility.

196 Section 6. Section **59-10-1017** is amended to read:

197 **59-10-1017. Utah Educational Savings Plan tax credit.**

198 (1) As used in this section:

199 (a) "Account owner" means the same as that term is defined in Section [53B-8a-102](#).

200 (b) "Grantor trust" means the same as that term is defined in Section [53B-8a-102.5](#).

201 (c) "Higher education costs" means the same as that term is defined in Section
202 [53B-8a-102.5](#).

203 (d) "Maximum amount of a qualified investment for the taxable year" means, for a
204 taxable year, the product of the percentage listed in Subsection [59-10-104\(2\)](#) and:

205 (i) subject to Subsection (1)(d)(iii), for a claimant, estate, or trust that is an account
206 owner, if that claimant, estate, or trust is other than husband and wife account owners who file
207 a single return jointly, the maximum amount of a qualified investment:

208 (A) listed in Subsection [53B-8a-106\(1\)\(e\)\(ii\)](#); and

209 (B) increased or kept for that taxable year in accordance with Subsections
210 [53B-8a-106\(1\)\(f\)](#) and (g);

211 (ii) subject to Subsection (1)(d)(iii), for claimants who are husband and wife account

212 owners who file a single return jointly, the maximum amount of a qualified investment:

213 (A) listed in Subsection [53B-8a-106\(1\)\(e\)\(iii\)](#); and

214 (B) increased or kept for that taxable year in accordance with Subsections

215 [53B-8a-106\(1\)\(f\)](#) and (g); or

216 (iii) for a grantor trust:

217 (A) if the owner of the grantor trust has a single filing status or head of household

218 filing status as defined in Section [59-10-1018](#), the amount described in Subsection (1)(d)(i); or

219 (B) if the owner of the grantor trust has a joint filing status as defined in Section

220 [59-10-1018](#), the amount described in Subsection (1)(d)(ii).

221 (e) "Owner of the grantor trust" means the same as that term is defined in Section

222 [53B-8a-102.5](#).

223 (f) "Plan" means the Utah Educational Savings Plan created in Section [53B-8a-103](#).

224 ~~[(f)]~~ (g) (i) "Qualified investment" means the same as that term is defined in Section

225 [53B-8a-102.5](#).

226 (ii) "Qualified investment" does not include any contributions made by the Department

227 of Workforce Services under Section [35A-3-902](#).

228 (2) Except as provided in Section [59-10-1002.2](#) and subject to the other provisions of

229 this section, a claimant, estate, or trust that is an account owner may claim a nonrefundable tax

230 credit equal to the product of:

231 (a) the amount of a qualified investment made:

232 (i) during the taxable year; and

233 (ii) into an account owned by the claimant, estate, or trust; and

234 (b) the percentage listed in Subsection [59-10-104\(2\)](#).

235 (3) A claimant, estate, or trust, or a person other than the claimant, estate, or trust, may

236 make a qualified investment described in Subsection (2).

237 (4) A claimant, estate, or trust that is an account owner may not claim a tax credit

238 under this section with respect to any portion of a qualified investment described in Subsection

239 (2) that a claimant, estate, trust, or person described in Subsection (3) deducts on a federal

240 income tax return.

241 (5) A tax credit under this section may not exceed the maximum amount of a qualified

242 investment for the taxable year.

243 (6) A claimant, estate, or trust that is an account owner may not carry forward or carry
244 back the tax credit under this section.

245 (7) (a) An account owner may not claim a tax credit under this section with respect to
246 any contributions made by the Department of Workforce Services under Section 35A-3-902.

247 (b) The plan shall coordinate with the commission to ensure compliance with
248 Subsection (7)(a).

249 Section 7. Section **63I-1-263** is amended to read:

250 **63I-1-263. Repeal dates, Titles 63A to 63N.**

251 (1) In relation to the Utah Transparency Advisory Board, on January 1, 2025:

252 (a) Section 63A-16-102 is repealed;

253 (b) Section 63A-16-201 is repealed; and

254 (c) Section 63A-16-202 is repealed.

255 (2) Subsection 63A-5b-405(5), relating to prioritizing and allocating capital
256 improvement funding, is repealed July 1, 2024.

257 (3) Section 63A-5b-1003, State Facility Energy Efficiency Fund, is repealed July 1,
258 2023.

259 (4) Sections 63A-9-301 and 63A-9-302, related to the Motor Vehicle Review
260 Committee, are repealed July 1, 2023.

261 (5) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
262 1, 2028.

263 (6) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
264 2025.

265 (7) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,
266 2024.

267 (8) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is
268 repealed July 1, 2023.

269 (9) Title 63C, Chapter 18, Behavioral Health Crisis Response Commission, is repealed
270 July 1, 2023.

271 (10) Title 63C, Chapter 23, Education and Mental Health Coordinating Council, is
272 repealed July 1, 2026.

273 (11) Title 63A, Chapter 16, Part 7, Data Security Management Council, is repealed

274 July 1, 2025.

275 (12) Section 63G-6a-805, which creates the Purchasing from Persons with Disabilities
276 Advisory Board, is repealed July 1, 2026.

277 (13) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,
278 2025.

279 (14) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
280 2024.

281 (15) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.

282 (16) Subsection 63J-1-602.1(17), Nurse Home Visiting Restricted Account is repealed
283 July 1, 2026.

284 (17) (a) Subsection 63J-1-602.1[(61)](62), relating to the Utah Statewide Radio System
285 Restricted Account, is repealed July 1, 2022.

286 (b) When repealing Subsection 63J-1-602.1[(61)](62), the Office of Legislative
287 Research and General Counsel shall, in addition to the office's authority under Subsection
288 36-12-12(3), make necessary changes to subsection numbering and cross references.

289 (18) Subsection 63J-1-602.2(5), referring to dedicated credits to the Utah Marriage
290 Commission, is repealed July 1, 2023.

291 (19) Subsection 63J-1-602.2(6), referring to the Trip Reduction Program, is repealed
292 July 1, 2022.

293 (20) Subsection 63J-1-602.2(24), related to the Utah Seismic Safety Commission, is
294 repealed January 1, 2025.

295 (21) Title 63J, Chapter 4, Part 5, Resource Development Coordinating Committee, is
296 repealed July 1, 2027.

297 (22) In relation to the advisory committee created in Subsection 63L-11-305(3), on July
298 1, 2022:

299 (a) Subsection 63L-11-305(1)(a), which defines "advisory committee," is repealed; and

300 (b) Subsection 63L-11-305(3), which creates the advisory committee, is repealed.

301 (23) In relation to the Utah Substance Use and Mental Health Advisory Council, on
302 January 1, 2023:

303 (a) Sections 63M-7-301, 63M-7-302, 63M-7-303, 63M-7-304, and 63M-7-306 are
304 repealed;

- 305 (b) Section 63M-7-305, the language that states "council" is replaced with
306 "commission";
- 307 (c) Subsection 63M-7-305(1) is repealed and replaced with:
308 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and
309 (d) Subsection 63M-7-305(2) is repealed and replaced with:
310 "(2) The commission shall:
311 (a) provide ongoing oversight of the implementation, functions, and evaluation of the
312 Drug-Related Offenses Reform Act; and
313 (b) coordinate the implementation of Section 77-18-104 and related provisions in
314 Subsections 77-18-103(2)(c) and (d).".
- 315 (24) The Crime Victim Reparations and Assistance Board, created in Section
316 63M-7-504, is repealed July 1, 2027.
- 317 (25) Title 63M, Chapter 7, Part 6, Utah Council on Victims of Crime, is repealed July
318 1, 2022.
- 319 (26) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2026.
- 320 (27) Title 63N, Chapter 1, Part 5, Governor's Economic Development Coordinating
321 Council, is repealed July 1, 2024.
- 322 (28) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.
- 323 (29) Section 63N-2-512, related to the Hotel Impact Mitigation Fund, is repealed July
324 1, 2028.
- 325 (30) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed
326 January 1, 2021.
- 327 (b) Section 59-9-107 regarding tax credits against premium taxes is repealed for
328 calendar years beginning on or after January 1, 2021.
- 329 (c) Notwithstanding Subsection(30)(b), an entity may carry forward a tax credit in
330 accordance with Section 59-9-107 if:
331 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December
332 31, 2020; and
333 (ii) the qualified equity investment that is the basis of the tax credit is certified under
334 Section 63N-2-603 on or before December 31, 2023.
- 335 (31) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed

336 July 1, 2023.

337 (32) Title 63N, Chapter 7, Part 1, Board of Tourism Development, is repealed July 1,
338 2025.

339 (33) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant Program,
340 is repealed January 1, 2028.

341 Section 8. Section **63J-1-602.1** is amended to read:

342 **63J-1-602.1. List of nonlapsing appropriations from accounts and funds.**

343 Appropriations made from the following accounts or funds are nonlapsing:

344 (1) The Utah Intracurricular Student Organization Support for Agricultural Education
345 and Leadership Restricted Account created in Section [4-42-102](#).

346 (2) The Native American Repatriation Restricted Account created in Section [9-9-407](#).

347 (3) The Martin Luther King, Jr. Civil Rights Support Restricted Account created in
348 Section [9-18-102](#).

349 (4) The National Professional Men's Soccer Team Support of Building Communities
350 Restricted Account created in Section [9-19-102](#).

351 (5) Funds collected for directing and administering the C-PACE district created in
352 Section [11-42a-106](#).

353 (6) Money received by the Utah Inland Port Authority, as provided in Section
354 [11-58-105](#).

355 (7) The "Latino Community Support Restricted Account" created in Section [13-1-16](#).

356 (8) The Clean Air Support Restricted Account created in Section [19-1-109](#).

357 (9) The Division of Air Quality Oil, Gas, and Mining Restricted Account created in
358 Section [19-2a-106](#).

359 (10) The Division of Water Quality Oil, Gas, and Mining Restricted Account created in
360 Section [19-5-126](#).

361 (11) The "Support for State-Owned Shooting Ranges Restricted Account" created in
362 Section [23-14-13.5](#).

363 (12) Award money under the State Asset Forfeiture Grant Program, as provided under
364 Section [24-4-117](#).

365 (13) Funds collected from the program fund for local health department expenses
366 incurred in responding to a local health emergency under Section [26-1-38](#).

- 367 (14) The Children with Cancer Support Restricted Account created in Section
368 [26-21a-304](#).
- 369 (15) State funds for matching federal funds in the Children's Health Insurance Program
370 as provided in Section [26-40-108](#).
- 371 (16) The Children with Heart Disease Support Restricted Account created in Section
372 [26-58-102](#).
- 373 (17) The Nurse Home Visiting Restricted Account created in Section [26-63-601](#).
- 374 (18) The Technology Development Restricted Account created in Section [31A-3-104](#).
- 375 (19) The Criminal Background Check Restricted Account created in Section
376 [31A-3-105](#).
- 377 (20) The Captive Insurance Restricted Account created in Section [31A-3-304](#), except
378 to the extent that Section [31A-3-304](#) makes the money received under that section free revenue.
- 379 (21) The Title Licensee Enforcement Restricted Account created in Section
380 [31A-23a-415](#).
- 381 (22) The Health Insurance Actuarial Review Restricted Account created in Section
382 [31A-30-115](#).
- 383 (23) The Insurance Fraud Investigation Restricted Account created in Section
384 [31A-31-108](#).
- 385 (24) The Underage Drinking Prevention Media and Education Campaign Restricted
386 Account created in Section [32B-2-306](#).
- 387 (25) The Parental Coaching to Encourage Student Savings Program Restricted Account
388 created in Section [35A-3-903](#).
- 389 [~~25~~] (26) The School Readiness Restricted Account created in Section [35A-15-203](#).
- 390 [~~26~~] (27) Money received by the Utah State Office of Rehabilitation for the sale of
391 certain products or services, as provided in Section [35A-13-202](#).
- 392 [~~27~~] (28) The Oil and Gas Administrative Penalties Account created in Section
393 [40-6-11](#).
- 394 [~~28~~] (29) The Oil and Gas Conservation Account created in Section [40-6-14.5](#).
- 395 [~~29~~] (30) The Division of Oil, Gas, and Mining Restricted account created in Section
396 [40-6-23](#).
- 397 [~~30~~] (31) The Electronic Payment Fee Restricted Account created by Section

398 [41-1a-121](#) to the Motor Vehicle Division.

399 ~~[(31)]~~ [\(32\)](#) The Motor Vehicle Enforcement Division Temporary Permit Restricted
400 Account created by Section [41-3-110](#) to the State Tax Commission.

401 ~~[(32)]~~ [\(33\)](#) The Utah Law Enforcement Memorial Support Restricted Account created
402 in Section [53-1-120](#).

403 ~~[(33)]~~ [\(34\)](#) The State Disaster Recovery Restricted Account to the Division of
404 Emergency Management, as provided in Section [53-2a-603](#).

405 ~~[(34)]~~ [\(35\)](#) The Department of Public Safety Restricted Account to the Department of
406 Public Safety, as provided in Section [53-3-106](#).

407 ~~[(35)]~~ [\(36\)](#) The Utah Highway Patrol Aero Bureau Restricted Account created in
408 Section [53-8-303](#).

409 ~~[(36)]~~ [\(37\)](#) The DNA Specimen Restricted Account created in Section [53-10-407](#).

410 ~~[(37)]~~ [\(38\)](#) The Canine Body Armor Restricted Account created in Section [53-16-201](#).

411 ~~[(38)]~~ [\(39\)](#) The Technical Colleges Capital Projects Fund created in Section
412 [53B-2a-118](#).

413 ~~[(39)]~~ [\(40\)](#) The Higher Education Capital Projects Fund created in Section
414 [53B-22-202](#).

415 ~~[(40)]~~ [\(41\)](#) A certain portion of money collected for administrative costs under the
416 School Institutional Trust Lands Management Act, as provided under Section [53C-3-202](#).

417 ~~[(41)]~~ [\(42\)](#) The Public Utility Regulatory Restricted Account created in Section
418 [54-5-1.5](#), subject to Subsection [54-5-1.5\(4\)\(d\)](#).

419 ~~[(42)]~~ [\(43\)](#) Funds collected from a surcharge fee to provide certain licensees with
420 access to an electronic reference library, as provided in Section [58-3a-105](#).

421 ~~[(43)]~~ [\(44\)](#) Certain fines collected by the Division of Occupational and Professional
422 Licensing for violation of unlawful or unprofessional conduct that are used for education and
423 enforcement purposes, as provided in Section [58-17b-505](#).

424 ~~[(44)]~~ [\(45\)](#) Funds collected from a surcharge fee to provide certain licensees with
425 access to an electronic reference library, as provided in Section [58-22-104](#).

426 ~~[(45)]~~ [\(46\)](#) Funds collected from a surcharge fee to provide certain licensees with
427 access to an electronic reference library, as provided in Section [58-55-106](#).

428 ~~[(46)]~~ [\(47\)](#) Funds collected from a surcharge fee to provide certain licensees with

429 access to an electronic reference library, as provided in Section 58-56-3.5.

430 [~~(47)~~] (48) Certain fines collected by the Division of Occupational and Professional
431 Licensing for use in education and enforcement of the Security Personnel Licensing Act, as
432 provided in Section 58-63-103.

433 [~~(48)~~] (49) The Relative Value Study Restricted Account created in Section 59-9-105.

434 [~~(49)~~] (50) The Cigarette Tax Restricted Account created in Section 59-14-204.

435 [~~(50)~~] (51) Funds paid to the Division of Real Estate for the cost of a criminal
436 background check for a mortgage loan license, as provided in Section 61-2c-202.

437 [~~(51)~~] (52) Funds paid to the Division of Real Estate for the cost of a criminal
438 background check for principal broker, associate broker, and sales agent licenses, as provided
439 in Section 61-2f-204.

440 [~~(52)~~] (53) Certain funds donated to the Department of Human Services, as provided in
441 Section 62A-1-111.

442 [~~(53)~~] (54) The National Professional Men's Basketball Team Support of Women and
443 Children Issues Restricted Account created in Section 62A-1-202.

444 [~~(54)~~] (55) Certain funds donated to the Division of Child and Family Services, as
445 provided in Section 62A-4a-110.

446 [~~(55)~~] (56) The Choose Life Adoption Support Restricted Account created in Section
447 62A-4a-608.

448 [~~(56)~~] (57) Funds collected by the Office of Administrative Rules for publishing, as
449 provided in Section 63G-3-402.

450 [~~(57)~~] (58) The Immigration Act Restricted Account created in Section 63G-12-103.

451 [~~(58)~~] (59) Money received by the military installation development authority, as
452 provided in Section 63H-1-504.

453 [~~(59)~~] (60) The Computer Aided Dispatch Restricted Account created in Section
454 63H-7a-303.

455 [~~(60)~~] (61) The Unified Statewide 911 Emergency Service Account created in Section
456 63H-7a-304.

457 [~~(61)~~] (62) The Utah Statewide Radio System Restricted Account created in Section
458 63H-7a-403.

459 [~~(62)~~] (63) The Utah Capital Investment Restricted Account created in Section

460 63N-6-204.

461 [~~(63)~~] (64) The Motion Picture Incentive Account created in Section 63N-8-103.

462 [~~(64)~~] (65) Certain money payable for expenses of the Pete Suazo Utah Athletic
463 Commission, as provided under Section 63N-10-301.

464 [~~(65)~~] (66) Funds collected by the housing of state probationary inmates or state parole
465 inmates, as provided in Subsection 64-13e-104(2).

466 [~~(66)~~] (67) Certain forestry and fire control funds utilized by the Division of Forestry,
467 Fire, and State Lands, as provided in Section 65A-8-103.

468 [~~(67)~~] (68) The Transportation of Veterans to Memorials Support Restricted Account
469 created in Section 71-14-102.

470 [~~(68)~~] (69) The Amusement Ride Safety Restricted Account, as provided in Section
471 72-16-204.

472 [~~(69)~~] (70) Certain funds received by the Office of the State Engineer for well drilling
473 fines or bonds, as provided in Section 73-3-25.

474 [~~(70)~~] (71) The Water Resources Conservation and Development Fund, as provided in
475 Section 73-23-2.

476 [~~(71)~~] (72) Funds donated or paid to a juvenile court by private sources, as provided in
477 Subsection 78A-6-203(1)(c).

478 [~~(72)~~] (73) Fees for certificate of admission created under Section 78A-9-102.

479 [~~(73)~~] (74) Funds collected for adoption document access as provided in Sections
480 78B-6-141, 78B-6-144, and 78B-6-144.5.

481 [~~(74)~~] (75) Funds collected for indigent defense as provided in Title 78B, Chapter 22,
482 Part 4, Utah Indigent Defense Commission.

483 [~~(75)~~] (76) The Utah Geological Survey Oil, Gas, and Mining Restricted Account
484 created in Section 79-3-403.

485 [~~(76)~~] (77) Revenue for golf user fees at the Wasatch Mountain State Park, Palisades
486 State Park, and Green River State Park, as provided under Section 79-4-403.

487 [~~(77)~~] (78) Certain funds received by the Division of State Parks from the sale or
488 disposal of buffalo, as provided under Section 79-4-1001.

489 [~~(78)~~] (79) The Drinking While Pregnant Prevention Media and Education Campaign
490 Restricted Account created in Section 32B-2-308.

491 Section 9. Section **67-4a-801** is amended to read:

492 **67-4a-801. Deposit of funds by administrator.**

493 (1) (a) There is created a private-purpose trust fund entitled the "Unclaimed Property
494 Trust Fund."

495 (b) Except as otherwise provided in this section, the administrator shall deposit all
496 funds received under this chapter, including proceeds from the sale of property under Part 7,
497 Sale of Property by Administrator, in the fund.

498 (c) The fund shall earn interest.

499 (2) The administrator shall:

500 (a) pay any legitimate claims or deductions authorized by this chapter from the fund;

501 (b) before the end of the fiscal year, estimate the amount of money from the fund that
502 will ultimately be needed to be paid to claimants; and

503 (c) at the end of the fiscal year, transfer any amount in excess of that amount to the
504 Uniform School Fund, except that:

505 (i) the lessor of \$1,000,000 or five percent of the excess amount shall be transferred to
506 the Parental Coaching to Encourage Student Savings Program Restricted Account created in
507 Section 35A-3-903; and

508 (ii) unclaimed restitution for crime victims shall be transferred to the Crime Victim
509 Reparations Fund.

510 (3) Before making any transfer [~~to the Uniform School Fund~~] under Subsection (2)(c),
511 the administrator may deduct from the fund:

512 (a) amounts appropriated by the Legislature for administration of this chapter;

513 (b) any costs incurred in connection with the sale of abandoned property;

514 (c) costs of mailing and publication in connection with any abandoned property;

515 (d) reasonable service charges; and

516 (e) costs incurred in examining records of holders of property and in collecting the
517 property from those holders.