

**FUNDS AMENDMENTS**

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Don L. Ipson**

House Sponsor: Robert M. Spendlove

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**LONG TITLE**

**General Description:**

This bill modifies provisions related to various funds and repeals contribution dependent accounts that have not received a sufficient level of contributions, together with those accounts' associated programs, where applicable.

**Highlighted Provisions:**

This bill:

- ▶ repeals the Utah Intracurricular Student Organization Support for Agricultural Education and Leadership Restricted Account;
- ▶ repeals the Survivors of Suicide Loss Account and makes technical amendments to the program;
- ▶ repeals the Psychiatric Consultation Program Account and makes technical adjustments to the program;
- ▶ repeals the Choose Life Adoption Support Restricted Account;
- ▶ repeals the Mule Deer Protection Restricted Account;
- ▶ repeals the Automatic External Defibrillator Restricted Account;
- ▶ repeals the Children's Hearing Aid Program Restricted Account;
- ▶ repeals the Children with Cancer Support Restricted Account;
- ▶ repeals the Children with Heart Disease Support Restricted Account;
- ▶ repeals the Drinking While Pregnant Prevention Media and Education Campaign Restricted Account and the Drinking While Pregnant Prevention Media and Education Campaign;

- 29           ▶ repeals the West Traverse Sentinel Landscape Fund;
- 30           ▶ repeals the Prison Development Restricted Account;
- 31           ▶ repeals the State Capitol Fund;
- 32           ▶ repeals the Child Care Fund;
- 33           ▶ repeals the Invest More for Education Account and its associated tax return
- 34 contribution option;
- 35           ▶ modifies the purposes of the State Disaster Recovery Restricted Account to add
- 36 payment of state earthquake deductibles as a permitted use;
- 37           ▶ permits the State Employees' Annual Leave Trust Fund to be used for the purpose of
- 38 reimbursing overpayments; and
- 39           ▶ changes lapsing procedures for the Commerce Electronic Payment Fee Restricted
- 40 Account.

**41 Money Appropriated in this Bill:**

42           None

**43 Other Special Clauses:**

44           This bill provides a special effective date.

45           This bill provides a coordination clause.

**46 Utah Code Sections Affected:**

47 AMENDS:

- 48           **26-8b-102**, as last amended by Laws of Utah 2015, Chapter 411
- 49           **35A-3-205**, as last amended by Laws of Utah 2016, Chapter 144
- 50           **41-1a-418**, as last amended by Laws of Utah 2022, Chapters 19, 48, 68, and 451
- 51           **41-1a-422**, as last amended by Laws of Utah 2022, Chapters 19, 48, 68, 255, 259, 335,
- 52 451, and 456
- 53           **53-2a-603**, as last amended by Laws of Utah 2022, Chapters 111, 373
- 54           **59-10-1304**, as last amended by Laws of Utah 2020, Chapter 311
- 55           **62A-15-1501**, as last amended by Laws of Utah 2021, Chapter 277

- 56           **62A-15-1502**, as last amended by Laws of Utah 2021, Chapter 277
- 57           **62A-15-1601**, as last amended by Laws of Utah 2021, Chapter 278
- 58           **62A-15-1602**, as last amended by Laws of Utah 2021, Chapter 278
- 59           **62A-15-1801**, as enacted by Laws of Utah 2020, Chapter 304
- 60           **63A-5b-1107**, as last amended by Laws of Utah 2020, Chapter 354 and renumbered and
- 61 amended by Laws of Utah 2020, Chapter 152
- 62           **63C-9-501**, as last amended by Laws of Utah 2014, Chapter 172
- 63           **63I-1-263**, as last amended by Laws of Utah 2022, Chapters 23, 34, 68, 153, 218, 236,
- 64 249, 274, 296, 313, 361, 362, 417, 419, and 472
- 65           **63J-1-602.1**, as last amended by Laws of Utah 2022, Chapters 48, 191, 255, 335, 415,
- 66 and 451
- 67           **63J-1-602.2**, as last amended by Laws of Utah 2022, Chapters 59, 68, 154, 224, 236,
- 68 242, and 447 and last amended by Coordination Clause, Laws of Utah 2022,
- 69 Chapter 154
- 70           **63M-7-303**, as last amended by Laws of Utah 2022, Chapter 211
- 71           **67-19f-201**, as last amended by Laws of Utah 2021, Chapter 344
- 72 REPEALS:
- 73           **4-42-101**, as enacted by Laws of Utah 2017, Chapter 194
- 74           **4-42-102**, as enacted by Laws of Utah 2017, Chapter 194
- 75           **23-30-103**, as enacted by Laws of Utah 2012, Chapter 143
- 76           **26-8b-601**, as enacted by Laws of Utah 2013, Chapter 99
- 77           **26-8b-602**, as last amended by Laws of Utah 2014, Chapter 109
- 78           **26-10-11**, as last amended by Laws of Utah 2021, Chapter 50
- 79           **26-21a-304**, as enacted by Laws of Utah 2016, Chapter 46
- 80           **26-58-101**, as enacted by Laws of Utah 2016, Chapter 71
- 81           **26-58-102**, as enacted by Laws of Utah 2016, Chapter 71
- 82           **32B-2-308**, as last amended by Laws of Utah 2022, Chapter 255

- 83 **35A-3-206**, as last amended by Laws of Utah 2015, Chapter 221
- 84 **39A-8-105**, as renumbered and amended by Laws of Utah 2022, Chapter 373
- 85 **53F-9-205**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 86 **59-10-1318**, as last amended by Laws of Utah 2018, Chapter 415
- 87 **62A-15-403**, as renumbered and amended by Laws of Utah 2022, Chapter 211
- 88 **63C-9-502**, as last amended by Laws of Utah 2015, Chapter 314
- 89 **80-2-502**, as renumbered and amended by Laws of Utah 2022, Chapter 334

**Utah Code Sections Affected by Coordination Clause:**

- 91 **13-1-17**, Utah Code Annotated 1953
- 92 **63J-1-602.1**, as last amended by Laws of Utah 2022, Chapters 48, 191, 255, 335, 415,
- 93 and 451

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

Section 1. Section **26-8b-102** is amended to read:

**26-8b-102. Definitions.**

As used in this chapter:

~~[(1) "Account" means the Automatic External Defibrillator Restricted Account, created in Section **26-8b-602**.]~~

[(2)] (1) "Automatic external defibrillator" or "AED" means an automated or automatic computerized medical device that:

(a) has received pre-market notification approval from the United States Food and Drug Administration, pursuant to 21 U.S.C. Sec. 360(k);

(b) is capable of recognizing the presence or absence of ventricular fibrillation or rapid ventricular tachycardia;

(c) is capable of determining, without intervention by an operator, whether defibrillation should be performed; and

(d) upon determining that defibrillation should be performed, automatically charges,

110 enabling delivery of, or automatically delivers, an electrical impulse through the chest wall and  
111 to a person's heart.

112 [(3)] (2) "Bureau" means the Bureau of Emergency Medical Services, within the  
113 department.

114 [(4)] (3) "Cardiopulmonary resuscitation" or "CPR" means artificial ventilation or  
115 external chest compression applied to a person who is unresponsive and not breathing.

116 [(5)] (4) "Emergency medical dispatch center" means a public safety answering point,  
117 as defined in Section 63H-7a-103, that is designated as an emergency medical dispatch center  
118 by the bureau.

119 [(6)] (5) "Sudden cardiac arrest" means a life-threatening condition that results when a  
120 person's heart stops or fails to produce a pulse.

121 Section 2. Section 35A-3-205 is amended to read:

122 **35A-3-205. Creation of committee.**

123 (1) There is created a Child Care Advisory Committee.

124 (2) The committee shall counsel and advise the office in fulfilling its statutory  
125 obligations, including:

126 (a) reviewing and providing recommendations on the office's annual budget;

127 (b) providing recommendations on how the office might best respond to child care  
128 needs throughout the state; and

129 (c) providing recommendations on the use of money [~~in the Child Care Fund and other~~  
130 ~~money that comes into~~] that is provided to the office for the purpose of addressing child care  
131 needs.

132 (3) The committee is composed of the following members, with special attention given  
133 to insure diversity and representation from both urban and rural groups:

134 (a) one expert in early childhood development;

135 (b) one child care provider who operates a center;

136 (c) one child care provider who operates a family child care business;

137 (d) one parent who is representative of households receiving a child care subsidy from  
138 the office;

139 (e) one representative from the public at-large;

140 (f) one representative selected by the State Board of Education;

141 (g) one representative of the Department of Health;

142 (h) one representative of the Department of Human Services;

143 (i) two representatives from the corporate community, one who is a recent "Family  
144 Friendly" award winner and who received the award because of efforts related to child care;

145 (j) two representatives from the small business community;

146 (k) one representative from child care advocacy groups;

147 (l) one representative of children with disabilities;

148 (m) one representative from the state Head Start Association appointed by the  
149 association;

150 (n) one representative from each child care provider association; and

151 (o) one representative of a child care resource and referral center appointed by the  
152 organization representing child care resource and referral agencies.

153 (4) (a) The executive director shall appoint the members designated in Subsections  
154 (3)(a) through (e) and (j) through (n).

155 (b) The head of the respective departments shall appoint the members referred to in  
156 Subsections (3)(f) through (i).

157 (c) Each child care provider association shall appoint its respective member referred to  
158 in Subsection (3)(o).

159 (5) (a) Except as required by Subsection (5)(b), as terms of current committee members  
160 expire, the appointing authority shall appoint each new member or reappointed member to a  
161 four-year term.

162 (b) Notwithstanding the requirements of Subsection (5)(a), the appointing authority  
163 shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the

164 terms of committee members are staggered so that approximately half of the committee is  
165 appointed every two years.

166 (6) When a vacancy occurs in the membership for any reason, including missing three  
167 consecutive meetings where the member has not been excused by the chair prior to or during  
168 the meeting, the replacement shall be appointed for the unexpired term.

169 (7) A majority of the members constitutes a quorum for the transaction of business.

170 (8) (a) The executive director shall select a chair from the committee membership.

171 (b) A chair may serve no more than two one-year terms as chair.

172 (9) A member may not receive compensation or benefits for the member's service, but  
173 may receive per diem and travel expenses as allowed in:

174 (a) Section 63A-3-106;

175 (b) Section 63A-3-107; and

176 (c) rules made by the Division of Finance according to Sections 63A-3-106 and  
177 63A-3-107.

178 Section 3. Section 41-1a-418 is amended to read:

179 **41-1a-418. Authorized special group license plates.**

180 (1) The division shall only issue special group license plates in accordance with this  
181 section through Section 41-1a-422 to a person who is specified under this section within the  
182 categories listed as follows:

183 (a) disability special group license plates issued in accordance with Section 41-1a-420;

184 (b) honor special group license plates, as in a war hero, which plates are issued for a:

185 (i) survivor of the Japanese attack on Pearl Harbor;

186 (ii) former prisoner of war;

187 (iii) recipient of a Purple Heart;

188 (iv) disabled veteran;

189 (v) recipient of a gold star award issued by the United States Secretary of Defense; or

190 (vi) recipient of a campaign or combat theater award determined by the Department of

191 Veterans and Military Affairs;

192 (c) unique vehicle type special group license plates, as for historical, collectors value,  
193 or other unique vehicle type, which plates are issued for:

194 (i) a special interest vehicle;

195 (ii) a vintage vehicle;

196 (iii) a farm truck; or

197 (iv) (A) until Subsection (1)(c)(iv)(B) or (4) applies, a vehicle powered by clean fuel as  
198 defined in Section 59-13-102; or

199 (B) beginning on the effective date of rules made by the Department of Transportation  
200 authorized under Subsection 41-6a-702(5)(b) and until Subsection (4) applies, a vehicle  
201 powered by clean fuel that meets the standards established by the Department of Transportation  
202 in rules authorized under Subsection 41-6a-702(5)(b);

203 (d) recognition special group license plates, which plates are issued for:

204 (i) a current member of the Legislature;

205 (ii) a current member of the United States Congress;

206 (iii) a current member of the National Guard;

207 (iv) a licensed amateur radio operator;

208 (v) a currently employed, volunteer, or retired firefighter until June 30, 2009;

209 (vi) an emergency medical technician;

210 (vii) a current member of a search and rescue team;

211 (viii) a current honorary consulate designated by the United States Department of  
212 State;

213 (ix) an individual supporting commemoration and recognition of women's suffrage;

214 (x) an individual supporting a fraternal, initiatic order for those sharing moral and  
215 metaphysical ideals, and designed to teach ethical and philosophical matters of brotherly love,  
216 relief, and truth;

217 (xi) an individual supporting the Utah Wing of the Civil Air Patrol; or



- 218 (xii) an individual supporting the recognition and continuation of the work and life of  
219 Dr. Martin Luther King, Jr.; or
- 220 (e) support special group license plates, as for a contributor to an institution or cause,  
221 which plates are issued for a contributor to:
- 222 (i) an institution's scholastic scholarship fund;
  - 223 (ii) the Division of Wildlife Resources;
  - 224 (iii) the Department of Veterans and Military Affairs;
  - 225 (iv) the Division of Outdoor Recreation;
  - 226 (v) the Department of Agriculture and Food;
  - 227 (vi) the Guardian Ad Litem Services Account and the Children's Museum of Utah;
  - 228 (vii) the Boy Scouts of America;
  - 229 (viii) spay and neuter programs through No More Homeless Pets in Utah;
  - 230 (ix) the Boys and Girls Clubs of America;
  - 231 (x) Utah public education;
  - 232 (xi) programs that provide support to organizations that create affordable housing for  
233 those in severe need through the Division of Real Estate;
  - 234 (xii) the Department of Public Safety;
  - 235 (xiii) programs that support Zion National Park;
  - 236 (xiv) beginning on July 1, 2009, programs that provide support to firefighter  
237 organizations;
  - 238 (xv) programs that promote bicycle operation and safety awareness;
  - 239 (xvi) programs that conduct or support cancer research;
  - 240 (xvii) programs that create or support autism awareness;
  - 241 (xviii) programs that create or support humanitarian service and educational and  
242 cultural exchanges;
  - 243 (xix) until September 30, 2017, programs that conduct or support prostate cancer  
244 awareness, screening, detection, or prevention;

245            [~~(xx)~~ programs that support and promote adoptions;]  
246            [~~(xxi)~~ (xx) programs that support issues affecting women and children through an  
247 organization affiliated with a national professional men's basketball organization;  
248            [~~(xxii)~~ (xxi) programs that strengthen youth soccer, build communities, and promote  
249 environmental sustainability through an organization affiliated with a professional men's soccer  
250 organization;  
251            [~~(xxiii)~~ programs that support children with heart disease;]  
252            [~~(xxiv)~~ (xxii) programs that support the operation and maintenance of the Utah Law  
253 Enforcement Memorial;  
254            [~~(xxv)~~ programs that provide assistance to children with cancer;]  
255            [~~(xxvi)~~ programs that promote leadership and career development through agricultural  
256 education;]  
257            [~~(xxvii)~~ (xxiii) the Utah State Historical Society;  
258            [~~(xxviii)~~ (xxiv) programs that promote motorcycle safety awareness;  
259            [~~(xxix)~~ (xxv) organizations that promote clean air through partnership, education, and  
260 awareness;  
261            [~~(xxx)~~ (xxvi) programs dedicated to strengthening the state's Latino community  
262 through education, mentoring, and leadership opportunities;  
263            [~~(xxxi)~~ (xxvii) organizations dedicated to facilitating, connecting, registering, and  
264 advocating for organ donors and donor families;  
265            [~~(xxxii)~~ (xxviii) public education on behalf of the Kiwanis International clubs;  
266            [~~(xxxiii)~~ (xxix) the Live On suicide prevention campaign; or  
267            [~~(xxxiv)~~ (xxx) the Division of State Parks to advance the Utah State Parks dark sky  
268 initiative.  
269            (2) (a) The division may not issue a new type of special group license plate or decal  
270 unless the division receives:  
271            (i) (A) a private donation for the start-up fee established under Section [63J-1-504](#) for

272 the production and administrative costs of providing the new special group license plates or  
273 decals; or

274 (B) a legislative appropriation for the start-up fee provided under Subsection  
275 (2)(a)(i)(A); and

276 (ii) beginning on January 1, 2012, and for the issuance of a support special group  
277 license plate authorized in Section 41-1a-422, at least 500 completed applications for the new  
278 type of support special group license plate or decal to be issued with all fees required under this  
279 part for the support special group license plate or decal issuance paid by each applicant.

280 (b) (i) Beginning on January 1, 2012, each participating organization shall collect and  
281 hold applications for support special group license plates or decals authorized in Section  
282 41-1a-422 on or after January 1, 2012, until it has received at least 500 applications.

283 (ii) Once a participating organization has received at least 500 applications, it shall  
284 submit the applications, along with the necessary fees, to the division for the division to begin  
285 working on the design and issuance of the new type of support special group license plate or  
286 decal to be issued.

287 (iii) Beginning on January 1, 2012, the division may not work on the issuance or design  
288 of a new support special group license plate or decal authorized in Section 41-1a-422 until the  
289 applications and fees required under this Subsection (2) have been received by the division.

290 (iv) The division shall begin issuance of a new support special group license plate or  
291 decal authorized in Section 41-1a-422 on or after January 1, 2012, no later than six months  
292 after receiving the applications and fees required under this Subsection (2).

293 (c) (i) Beginning on July 1, 2009, the division may not renew a motor vehicle  
294 registration of a motor vehicle that has been issued a firefighter recognition special group  
295 license plate unless the applicant is a contributor as defined in Subsection  
296 41-1a-422(1)(a)(ii)(D) to the Firefighter Support Restricted Account.

297 (ii) A registered owner of a vehicle that has been issued a firefighter recognition  
298 special group license plate prior to July 1, 2009, upon renewal of the owner's motor vehicle

299 registration shall:

300 (A) be a contributor to the Firefighter Support Restricted Account as required under  
301 Subsection (2)(c)(i); or

302 (B) replace the firefighter recognition special group license plate with a new license  
303 plate.

304 (3) Beginning on July 1, 2011, if a support special group license plate or decal type  
305 authorized in Section 41-1a-422 and issued on or after January 1, 2012, has fewer than 500  
306 license plates issued each year for a three consecutive year time period that begins on July 1,  
307 the division may not issue that type of support special group license plate or decal to a new  
308 applicant beginning on January 1 of the following calendar year after the three consecutive year  
309 time period for which that type of support special group license plate or decal has fewer than  
310 500 license plates issued each year.

311 (4) Beginning on July 1, 2011, the division may not issue to an applicant a unique  
312 vehicle type license plate for a vehicle powered by clean fuel under Subsection (1)(c)(iv).

313 (5) (a) Beginning on October 1, 2017, the division may not issue a new prostate cancer  
314 support special group license plate.

315 (b) A registered owner of a vehicle that has been issued a prostate cancer support  
316 special group license plate before October 1, 2017, may renew the owner's motor vehicle  
317 registration, with the contribution allocated as described in Section 41-1a-422.

318 Section 4. Section 41-1a-422 is amended to read:

319 **41-1a-422. Support special group license plates -- Contributor -- Voluntary**  
320 **contribution collection procedures.**

321 (1) As used in this section:

322 (a) (i) except as provided in Subsection (1)(a)(ii), "contributor" means a person who  
323 has donated or in whose name at least \$25 has been donated to:

324 (A) a scholastic scholarship fund of a single named institution;

325 (B) the Department of Veterans and Military Affairs for veterans programs;

326 (C) the Division of Wildlife Resources for the Wildlife Resources Account created in  
327 Section 23-14-13, for conservation of wildlife and the enhancement, preservation, protection,  
328 access, and management of wildlife habitat;

329 (D) the Department of Agriculture and Food for the benefit of conservation districts;

330 (E) the Division of Outdoor Recreation for the benefit of snowmobile programs;

331 (F) the Guardian Ad Litem Services Account and the Children's Museum of Utah, with  
332 the donation evenly divided between the two;

333 (G) the Boy Scouts of America for the benefit of a Utah Boy Scouts of America  
334 council as specified by the contributor;

335 (H) No More Homeless Pets in Utah for distribution to organizations or individuals  
336 that provide spay and neuter programs that subsidize the sterilization of domestic animals;

337 (I) the Utah Alliance of Boys and Girls Clubs, Inc. to provide and enhance youth  
338 development programs;

339 (J) the Utah Association of Public School Foundations to support public education;

340 (K) the Utah Housing Opportunity Restricted Account created in Section 61-2-204 to  
341 assist people who have severe housing needs;

342 (L) the Public Safety Honoring Heroes Restricted Account created in Section 53-1-118  
343 to support the families of fallen Utah Highway Patrol troopers and other Department of Public  
344 Safety employees;

345 (M) the Division of Outdoor Recreation for distribution to organizations that provide  
346 support for Zion National Park;

347 (N) the Firefighter Support Restricted Account created in Section 53-7-109 to support  
348 firefighter organizations;

349 (O) the Share the Road Bicycle Support Restricted Account created in Section  
350 72-2-127 to support bicycle operation and safety awareness programs;

351 (P) the Cancer Research Restricted Account created in Section 26-21a-302 to support  
352 cancer research programs;

353 (Q) Autism Awareness Restricted Account created in Section 53F-9-401 to support  
354 autism awareness programs;

355 (R) Humanitarian Service and Educational and Cultural Exchange Restricted Account  
356 created in Section 9-17-102 to support humanitarian service and educational and cultural  
357 programs;

358 (S) Upon renewal of a prostate cancer support special group license plate, to the  
359 Cancer Research Restricted Account created in Section 26-21a-302 to support cancer research  
360 programs;

361 ~~[(T) the Choose Life Adoption Support Restricted Account created in Section 80-2-502~~  
362 ~~to support programs that promote adoption;]~~

363 ~~[(U)]~~ (T) the National Professional Men's Basketball Team Support of Women and  
364 Children Issues Restricted Account created in Section 26B-1-302;

365 ~~[(V)]~~ (U) the Utah Law Enforcement Memorial Support Restricted Account created in  
366 Section 53-1-120;

367 ~~[(W) the Children with Cancer Support Restricted Account created in Section~~  
368 ~~26-21a-304 for programs that provide assistance to children with cancer;]~~

369 ~~[(X)]~~ (V) the National Professional Men's Soccer Team Support of Building  
370 Communities Restricted Account created in Section 9-19-102;

371 ~~[(Y) the Children with Heart Disease Support Restricted Account created in Section~~  
372 ~~26-58-102;]~~

373 ~~[(Z) the Utah Intracurricular Student Organization Support for Agricultural Education~~  
374 ~~and Leadership Restricted Account created in Section 4-42-102;]~~

375 ~~[(AA)]~~ (W) the Division of Wildlife Resources for the Support for State-Owned  
376 Shooting Ranges Restricted Account created in Section 23-14-13.5, for the creation of new,  
377 and operation and maintenance of existing, state-owned firearm shooting ranges;

378 ~~[(BB)]~~ (X) the Utah State Historical Society to further the mission and purpose of the  
379 Utah State Historical Society;

380           ~~[(CC)]~~ (Y) the Motorcycle Safety Awareness Support Restricted Account created in  
381 Section [72-2-130](#);

382           ~~[(DD)]~~ (Z) clean air support causes, with half of the donation deposited into the Clean  
383 Air Support Restricted Account created in Section [19-1-109](#), and half of the donation deposited  
384 into the Clean Air Fund created in Section [59-10-1319](#);

385           ~~[(EE)]~~ (AA) the Latino Community Support Restricted Account created in Section  
386 [13-1-16](#);

387           ~~[(FF)]~~ (BB) the Allyson Gamble Organ Donation Contribution Fund created in Section  
388 [26-18b-101](#);

389           ~~[(GG)]~~ (CC) public education on behalf of the Kiwanis International clubs, with the  
390 amount of the donation required to cover the costs of issuing, ordering, or reordering Kiwanis  
391 support special group plates, as determined by the State Tax Commission, deposited into the  
392 Kiwanis Education Support Fund created in Section [53F-9-403](#), and all remaining donation  
393 amounts deposited into the Uniform School Fund;

394           ~~[(HH)]~~ (DD) the Governor's Suicide Prevention Fund created in Section [62A-15-1103](#)  
395 to support the Live On suicide prevention campaign administered by the Division of Integrated  
396 Healthcare; or

397           ~~[(I)]~~ (EE) the State Park Fees Restricted Account created in Section [79-4-402](#) to  
398 support the Division of State Parks' dark sky initiative.

399           (ii) (A) For a veterans special group license plate described in Subsection (4) or  
400 [41-1a-421\(1\)\(a\)\(v\)](#), "contributor" means a person who has donated or in whose name at least a  
401 \$25 donation at the time of application and \$10 annual donation thereafter has been made.

402           (B) For a Utah Housing Opportunity special group license plate, "contributor" means a  
403 person who:

404           (I) has donated or in whose name at least \$30 has been donated at the time of  
405 application and annually after the time of application; and

406           (II) is a member of a trade organization for real estate licensees that has more than

407 15,000 Utah members.

408 (C) For an Honoring Heroes special group license plate, "contributor" means a person  
409 who has donated or in whose name at least \$35 has been donated at the time of application and  
410 annually thereafter.

411 (D) For a firefighter support special group license plate, "contributor" means a person  
412 who:

413 (I) has donated or in whose name at least \$15 has been donated at the time of  
414 application and annually after the time of application; and

415 (II) is a currently employed, volunteer, or retired firefighter.

416 (E) For a cancer research special group license plate, "contributor" means a person who  
417 has donated or in whose name at least \$35 has been donated at the time of application and  
418 annually after the time of application.

419 (F) For a Utah Law Enforcement Memorial Support special group license plate,  
420 "contributor" means a person who has donated or in whose name at least \$35 has been donated  
421 at the time of application and annually thereafter.

422 (b) "Institution" means a state institution of higher education as defined under Section  
423 [53B-3-102](#) or a private institution of higher education in the state accredited by a regional or  
424 national accrediting agency recognized by the United States Department of Education.

425 (2) (a) An applicant for original or renewal collegiate special group license plates under  
426 Subsection (1)(a)(i) must be a contributor to the institution named in the application and  
427 present the original contribution verification form under Subsection (2)(b) or make a  
428 contribution to the division at the time of application under Subsection (3).

429 (b) An institution with a support special group license plate shall issue to a contributor  
430 a verification form designed by the commission containing:

431 (i) the name of the contributor;

432 (ii) the institution to which a donation was made;

433 (iii) the date of the donation; and



434 (iv) an attestation that the donation was for a scholastic scholarship.

435 (c) The state auditor may audit each institution to verify that the money collected by the  
436 institutions from contributors is used for scholastic scholarships.

437 (d) After an applicant has been issued collegiate license plates or renewal decals, the  
438 commission shall charge the institution whose plate was issued, a fee determined in accordance  
439 with Section 63J-1-504 for management and administrative expenses incurred in issuing and  
440 renewing the collegiate license plates.

441 (e) If the contribution is made at the time of application, the contribution shall be  
442 collected, treated, and deposited as provided under Subsection (3).

443 (3) (a) (i) Except as provided in Subsection (3)(a)(ii), an applicant for original or  
444 renewal support special group license plates under this section must be a contributor to the  
445 sponsoring organization associated with the license plate.

446 (ii) An applicant for a historical special group license plate is not required to make a  
447 donation to the Utah State Historical Society if the historical special group license plate is for a  
448 vintage vehicle that has a model year of 1980 or older.

449 (b) This contribution shall be:

450 (i) unless collected by the named institution under Subsection (2), collected by the  
451 division;

452 (ii) considered a voluntary contribution for the funding of the activities specified under  
453 this section and not a motor vehicle registration fee;

454 (iii) deposited into the appropriate account less actual administrative costs associated  
455 with issuing the license plates; and

456 (iv) for a firefighter special group license plate, deposited into the appropriate account  
457 less:

458 (A) the costs of reordering firefighter special group license plate decals; and

459 (B) the costs of replacing recognition special group license plates with new license  
460 plates under Subsection 41-1a-1211(13).

461 (c) The donation described in Subsection (1)(a) must be made in the 12 months before  
462 registration or renewal of registration.

463 (d) The donation described in Subsection (1)(a) shall be a one-time donation made to  
464 the division when issuing original:

465 (i) snowmobile license plates; or

466 (ii) conservation license plates.

467 (4) Veterans license plates shall display one of the symbols representing the Army,  
468 Navy, Air Force, Marines, Coast Guard, or American Legion.

469 Section 5. Section **53-2a-603** is amended to read:

470 **53-2a-603. State Disaster Recovery Restricted Account.**

471 (1) (a) There is created a restricted account in the General Fund known as the "State  
472 Disaster Recovery Restricted Account."

473 (b) The disaster recovery account consists of:

474 (i) money deposited into the disaster recovery account in accordance with Section  
475 [63J-1-314](#);

476 (ii) money appropriated to the disaster recovery account by the Legislature; and

477 (iii) any other public or private money received by the division that is:

478 (A) given to the division for purposes consistent with this section; and

479 (B) deposited into the disaster recovery account at the request of:

480 (I) the division; or

481 (II) the person or entity giving the money.

482 (c) The Division of Finance shall deposit interest or other earnings derived from  
483 investment of account money into the General Fund.

484 (2) Subject to being appropriated by the Legislature, money in the disaster recovery  
485 account may only be expended or committed to be expended as follows:

486 (a) (i) subject to Section [53-2a-606](#), in any fiscal year the division may expend or  
487 commit to expend an amount that does not exceed \$500,000, in accordance with Section

488 53-2a-604, to fund costs to the state of emergency disaster services in response to a declared  
489 disaster;

490 (ii) subject to Section 53-2a-606, in any fiscal year the division may expend or commit  
491 to expend an amount that exceeds \$500,000, but does not exceed \$3,000,000, in accordance  
492 with Section 53-2a-604, to fund costs to the state of emergency disaster services in response to  
493 a declared disaster if the division:

494 (A) before making the expenditure or commitment to expend, obtains approval for the  
495 expenditure or commitment to expend from the governor;

496 (B) subject to Subsection (5), provides written notice of the expenditure or  
497 commitment to expend to the speaker of the House of Representatives, the president of the  
498 Senate, the Division of Finance, the Executive Offices and Criminal Justice Appropriations  
499 Subcommittee, the Legislative Management Committee, and the Office of the Legislative  
500 Fiscal Analyst no later than 72 hours after making the expenditure or commitment to expend;  
501 and

502 (C) makes the report required by Subsection 53-2a-606(2);

503 (iii) subject to Section 53-2a-606, in any fiscal year the division may expend or commit  
504 to expend an amount that exceeds \$3,000,000, but does not exceed \$5,000,000, in accordance  
505 with Section 53-2a-604, to fund costs to the state of emergency disaster services in response to  
506 a declared disaster if, before making the expenditure or commitment to expend, the division:

507 (A) obtains approval for the expenditure or commitment to expend from the governor;  
508 and

509 (B) submits the expenditure or commitment to expend to the Executive Appropriations  
510 Committee in accordance with Subsection 53-2a-606(3); and

511 (iv) in any fiscal year the division may expend or commit to expend an amount that  
512 does not exceed \$500,000 to fund expenses incurred by the National Guard if:

513 (A) in accordance with Section 39A-3-103, the governor orders into active service the  
514 National Guard in response to a declared disaster; and

515 (B) the money is not used for expenses that qualify for payment as emergency disaster  
516 services;

517 (b) money not described in Subsections (2)(a)(i), (ii), and (iii) may be expended or  
518 committed to be expended to fund costs to the state directly related to a declared disaster that  
519 are not costs related to:

520 (i) emergency disaster services;

521 (ii) emergency preparedness; or

522 (iii) notwithstanding whether a county participates in the Wildland Fire Suppression  
523 Fund created in Section 65A-8-204, any fire suppression or presuppression costs that may be  
524 paid for from the Wildland Fire Suppression Fund if the county participates in the Wildland  
525 Fire Suppression Fund;

526 (c) to fund the Local Government Emergency Response Loan Fund created in Section  
527 53-2a-607;

528 (d) the division may provide advanced funding from the disaster recovery account to  
529 recognized agents of the state when:

530 (i) Utah has agreed, through the division, to enact the Emergency Management  
531 Assistance Compact with another member state that has requested assistance during a declared  
532 disaster;

533 (ii) Utah agrees to provide resources to the requesting member state;

534 (iii) the agent of the state who represents the requested resource has no other funding  
535 source available at the time of the Emergency Management Assistance Compact request; and

536 (iv) the disaster recovery account has a balance of funds available to be utilized while  
537 maintaining a minimum balance of \$5,000,000; [~~and~~]

538 (e) to fund up to \$500,000 for the governor's emergency appropriations described in  
539 Subsection 63J-1-217(4)[-]; and

540 (f) to pay the state's deductible in the event of an earthquake.

541 (3) All funding provided in advance to an agent of the state and subsequently

542 reimbursed shall be credited to the account.

543 (4) The state treasurer shall invest money in the disaster recovery account according to  
544 Title 51, Chapter 7, State Money Management Act.

545 (5) (a) Except as provided in Subsections (1) and (2), the money in the disaster  
546 recovery account may not be diverted, appropriated, expended, or committed to be expended  
547 for a purpose that is not listed in this section.

548 (b) Notwithstanding Section 63J-1-410, the Legislature may not appropriate money  
549 from the disaster recovery account to eliminate or otherwise reduce an operating deficit if the  
550 money appropriated from the disaster recovery account is expended or committed to be  
551 expended for a purpose other than one listed in this section.

552 (c) The Legislature may not amend the purposes for which money in the disaster  
553 recovery account may be expended or committed to be expended except by the affirmative vote  
554 of two-thirds of all the members elected to each house.

555 (6) The division:

556 (a) shall provide the notice required by Subsection (2)(a)(ii) using the best available  
557 method under the circumstances as determined by the division; and

558 (b) may provide the notice required by Subsection (2)(a)(ii) in electronic format.

559 Section 6. Section 59-10-1304 is amended to read:

560 **59-10-1304. Removal of designation and prohibitions on collection for certain**  
561 **contributions on income tax return -- Conditions for removal and prohibitions on**  
562 **collection -- Commission publication requirements.**

563 (1) (a) If a contribution or combination of contributions described in Subsection (1)(b)  
564 generate less than \$30,000 per year for three consecutive years, the commission shall remove  
565 the designation for the contribution from the individual income tax return and may not collect  
566 the contribution from a resident or nonresident individual beginning two taxable years after the  
567 three-year period for which the contribution generates less than \$30,000 per year.

568 (b) The following contributions apply to Subsection (1)(a):

- 569 (i) the contribution provided for in Section 59-10-1306;
- 570 (ii) the sum of the contributions provided for in Subsection 59-10-1307(1);
- 571 (iii) the contribution provided for in Section 59-10-1308;
- 572 (iv) the contribution provided for in Section 59-10-1315;
- 573 [~~(v) the contribution provided for in Section 59-10-1318;~~]
- 574 [~~(vi)~~] (v) the contribution provided for in Section 59-10-1319; or
- 575 [~~(vii)~~] (vi) the contribution provided for in Section 59-10-1320.

576 (2) If the commission removes the designation for a contribution under Subsection (1),  
577 the commission shall report to the Revenue and Taxation Interim Committee by electronic  
578 means that the commission removed the designation on or before the November interim  
579 meeting of the year in which the commission determines to remove the designation.

580 (3) (a) Within a 30-day period after making the report required by Subsection (2), the  
581 commission shall publish a list in accordance with Subsection (3)(b) stating each contribution  
582 that the commission will remove from the individual income tax return.

583 (b) The list shall:

584 (i) be published on:

585 (A) the commission's website; and

586 (B) the public legal notice website in accordance with Section 45-1-101;

587 (ii) include a statement that the commission:

588 (A) is required to remove the contribution from the individual income tax return; and

589 (B) may not collect the contribution;

590 (iii) state the taxable year for which the removal described in Subsection (3)(a) takes  
591 effect; and

592 (iv) remain available for viewing and searching until the commission publishes a new  
593 list in accordance with this Subsection (3).

594 Section 7. Section 62A-15-1501 is amended to read:

595 **62A-15-1501. Definitions.**

596 As used in this part:

597 [~~(1)~~] "~~Account~~" means the ~~Survivors of Suicide Loss Account~~ created in Section  
598 ~~62A-15-1502.~~]

599 [~~(2)~~] (1) (a) "Cohabitant" means an individual who lives with another individual.

600 (b) "Cohabitant" does not include a relative.

601 [~~(3)~~] (2) "Relative" means father, mother, husband, wife, son, daughter, sister, brother,  
602 grandfather, grandmother, uncle, aunt, nephew, niece, grandson, granddaughter, first cousin,  
603 mother-in-law, father-in-law, brother-in-law, sister-in-law, son-in-law, or daughter-in-law.

604 Section 8. Section **62A-15-1502** is amended to read:

605 **62A-15-1502. Survivors of Suicide Loss Assistance.**

606 [~~(1)~~] ~~There is created a restricted account within the General Fund known as the~~  
607 ~~"Survivors of Suicide Loss Account."~~]

608 [~~(2)~~] ~~The division shall administer the account in accordance with this part.]~~

609 [~~(3)~~] ~~The account shall consist of:]~~

610 [~~(a)~~] ~~money appropriated to the account by the Legislature; and]~~

611 [~~(b)~~] ~~interest earned on money in the account.]~~

612 [~~(4)~~] (1) Upon appropriation, the division shall award grants from the [account]  
613 appropriation to a person who provides, for no or minimal cost:

614 (a) clean-up of property affected or damaged by an individual's suicide, as  
615 reimbursement for the costs incurred for the clean-up; and

616 (b) bereavement services to a relative, legal guardian, or cohabitant of an individual  
617 who dies by suicide.

618 [~~(5)~~] (2) Before November 30 of each year, the division shall report to the Health and  
619 Human Services Interim Committee regarding [~~the status of the account and~~] expenditures  
620 made [~~from the account~~] in accordance with this section.

621 Section 9. Section **62A-15-1601** is amended to read:

622 **62A-15-1601. Definitions.**

623 As used in this part:

624 [~~(1)~~] "Account" means the Psychiatric and Psychotherapeutic Consultation Program  
625 Account created in Section ~~62A-15-1602~~.]

626 [~~(2)~~] (1) "Child care" means the child care services defined in Section 35A-3-102 for a  
627 child during early childhood.

628 [~~(3)~~] (2) "Child care provider" means a person who provides child care or mental  
629 health support or interventions to a child during early childhood.

630 [~~(4)~~] (3) "Child mental health therapist" means a mental health therapist who:

631 (a) is knowledgeable and trained in early childhood mental health; and

632 (b) provides mental health services to children during early childhood.

633 [~~(5)~~] (4) "Child mental health care facility" means a facility that provides licensed  
634 mental health care programs and services to children and families and employs a child mental  
635 health therapist.

636 [~~(6)~~] (5) "Early childhood" means the time during which a child is zero to six years old.

637 [~~(7)~~] (6) "Early childhood psychotherapeutic telehealth consultation" means a  
638 consultation regarding a child's mental health care during the child's early childhood between a  
639 child care provider or a mental health therapist and a child mental health therapist that is  
640 focused on psychotherapeutic and psychosocial interventions and is completed through the use  
641 of electronic or telephonic communication.

642 [~~(8)~~] (7) "Health care facility" means a facility that provides licensed health care  
643 programs and services and employs at least two psychiatrists, at least one of whom is a child  
644 psychiatrist.

645 [~~(9)~~] (8) "Mental health therapist" means the same as that term is defined in Section  
646 58-60-102.

647 [~~(10)~~] (9) "Nurse practitioner" means an individual who is licensed to practice as an  
648 advanced practice registered nurse under Title 58, Chapter 31b, Nurse Practice Act.

649 [~~(11)~~] (10) "Physician" means an individual licensed to practice as a physician or



650 osteopath under Title 58, Chapter 67, Utah Medical Practice Act, or Title 58, Chapter 68, Utah  
651 Osteopathic Medical Practice Act.

652 ~~[(12)]~~ (11) "Physician assistant" means an individual who is licensed to practice as a  
653 physician assistant under Title 58, Chapter 70a, Utah Physician Assistant Act.

654 ~~[(13)]~~ (12) "Primary care provider" means a nurse practitioner, physician, or physician  
655 assistant.

656 ~~[(14)]~~ (13) "Psychiatrist" means an individual who:

657 (a) is licensed as a physician under Title 58, Chapter 67, Utah Medical Practice Act, or  
658 Title 58, Chapter 68, Utah Osteopathic Medical Practice Act; and

659 (b) is board eligible for a psychiatry specialization recognized by the American Board  
660 of Medical Specialists or the American Osteopathic Association's Bureau of Osteopathic  
661 Specialists.

662 ~~[(15)]~~ (14) "Telehealth psychiatric consultation" means a consultation regarding a  
663 patient's mental health care, including diagnostic clarification, medication adjustment, or  
664 treatment planning, between a primary care provider and a psychiatrist that is completed  
665 through the use of electronic or telephonic communication.

666 Section 10. Section **62A-15-1602** is amended to read:

667 **62A-15-1602. Psychiatric and Psychotherapeutic Consultation Program.**

668 ~~[(1) There is created a restricted account within the General Fund known as the  
669 "Psychiatric and Psychotherapeutic Consultation Program Account."]~~

670 ~~[(2) The division shall administer the account in accordance with this part.]~~

671 ~~[(3) The account shall consist of:]~~

672 ~~[(a) money appropriated to the account by the Legislature; and]~~

673 ~~[(b) interest earned on money in the account.]~~

674 ~~[(4)]~~ (1) Upon appropriation, the division shall award grants from the ~~[account]~~  
675 appropriation to:

676 (a) at least one health care facility to implement a program that provides a primary care

677 provider access to a telehealth psychiatric consultation when the primary care provider is  
678 evaluating a patient for or providing a patient mental health treatment; and

679 (b) at least one child mental health care facility to implement a program that provides  
680 access to an early childhood psychotherapeutic telehealth consultation to:

681 (i) a mental health therapist when the mental health therapist is evaluating a child for or  
682 providing a child mental health treatment; or

683 (ii) a child care provider when the child care provider is providing child care to a child.

684 ~~[(5)]~~ (2) The division may award and distribute grant money to a health care facility or  
685 child mental health care facility only if the health care facility or child mental health care  
686 facility:

687 (a) is located in the state; and

688 (b) submits an application in accordance with Subsection ~~[(6)]~~ (3).

689 ~~[(6)]~~ (3) An application for a grant under this section shall include:

690 (a) the number of psychiatrists employed by the health care facility or the number of  
691 child mental health therapists employed by the child mental health care facility;

692 (b) the health care facility's or child mental health care facility's plan to implement the  
693 telehealth psychiatric consultation program or the early childhood psychotherapeutic telehealth  
694 consultation program described in Subsection ~~[(4)]~~ (1);

695 (c) the estimated cost to implement the telehealth psychiatric consultation program or  
696 the early childhood psychotherapeutic telehealth consultation program described in Subsection  
697 ~~[(4)]~~ (1);

698 (d) any plan to use one or more funding sources in addition to a grant under this section  
699 to implement the telehealth psychiatric consultation program or the early childhood  
700 psychotherapeutic telehealth consultation program described in Subsection ~~[(4)]~~ (1);

701 (e) the amount of grant money requested to fund the telehealth psychiatric consultation  
702 program or the early childhood psychotherapeutic telehealth consultation program described in  
703 Subsection ~~[(4)]~~ (1); and

704 (f) any existing or planned contract or partnership between the health care facility and  
705 another person to implement the telehealth psychiatric consultation program or the early  
706 childhood psychotherapeutic telehealth consultation program described in Subsection [(4)] (1).

707 [(7)] (4) A health care facility or child mental health care facility that receives grant  
708 money under this section shall file a report with the division before October 1 of each year that  
709 details for the immediately preceding calendar year:

710 (a) the type and effectiveness of each service provided in the telehealth psychiatric  
711 program or the early childhood psychotherapeutic telehealth consultation program;

712 (b) the utilization of the telehealth psychiatric program or the early childhood  
713 psychotherapeutic telehealth consultation program based on metrics or categories determined  
714 by the division;

715 (c) the total amount expended from the grant money; and

716 (d) the intended use for grant money that has not been expended.

717 [(8)] (5) Before November 30 of each year, the division shall report to the Health and  
718 Human Services Interim Committee regarding:

719 (a) [~~the status of the account and~~] expenditures made [~~from the account~~] in accordance  
720 with this section; and

721 (b) a summary of any report provided to the division under Subsection [(7)] (4).

722 Section 11. Section **62A-15-1801** is amended to read:

723 **62A-15-1801. Definitions.**

724 As used in this part:

725 (1) "ACT team personnel" means a licensed psychiatrist or mental health therapist, or  
726 another individual, as determined by the division, who is part of an ACT team.

727 (2) "Assertive community treatment team" or "ACT team" means a mobile team of  
728 medical and mental health professionals that provides assertive community outreach treatment  
729 and, based on the individual circumstances of each case, coordinates with other medical  
730 providers and appropriate community resources.

731 (3) (a) "Assertive community treatment" means mental health services and on-site  
732 intervention that a person renders to an individual with a mental illness.

733 (b) "Assertive community treatment" includes the provision of assessment and  
734 treatment plans, rehabilitation, support services, and referrals to other community resources.

735 (4) "Mental health therapist" means the same as that term is defined in Section  
736 [58-60-102](#).

737 (5) "Mental illness" means the same as that term is defined in Section [62A-15-602](#).

738 (6) "Psychiatrist" means [~~the same as that term is defined in Section [62A-15-1601](#)~~] an  
739 individual who:

740 (a) is licensed as a physician under Title 58, Chapter 67, Utah Medical Practice Act, or  
741 Title 58, Chapter 68, Utah Osteopathic Medical Practice Act; and

742 (b) is board eligible for a psychiatry specialization recognized by the American Board  
743 of Medical Specialists or the American Osteopathic Association's Bureau of Osteopathic  
744 Specialists.

745 Section 12. Section **63A-5b-1107** is amended to read:

746 **63A-5b-1107. Development of new correctional facilities.**

747 (1) As used in this section:

748 (a) "Committee" means the Legislative Management Committee created in Section  
749 [36-12-6](#).

750 (b) "New correctional facilities" means a new prison and related facilities to be  
751 constructed to replace the state prison located in Draper.

752 (c) "Prison project" means all aspects of a project for the design and construction of  
753 new correctional facilities on the selected site, including:

754 (i) the acquisition of land, interests in land, easements, or rights-of-way;

755 (ii) site improvement; and

756 (iii) the acquisition, construction, equipping, or furnishing of facilities, structures,  
757 infrastructure, roads, parking facilities, utilities, and improvements, whether on or off the

758 selected site, that are necessary, incidental, or convenient to the development of new  
759 correctional facilities on the selected site.

760 (d) "Selected site" means the site selected as the site for new correctional facilities.

761 (2) In consultation with the committee, the division shall oversee the prison project, as  
762 provided in this section.

763 (3) (a) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, and this  
764 section, the division shall:

765 (i) enter into contracts with persons providing professional and construction services  
766 for the prison project;

767 (ii) provide reports to the committee regarding the prison project, as requested by the  
768 committee; and

769 (iii) consider input from the committee on the prison project, subject to Subsection  
770 (3)(b).

771 (b) The division may not consult with or receive input from the committee regarding:

772 (i) the evaluation of proposals from persons seeking to provide professional and  
773 construction services for the prison project; or

774 (ii) the selection of persons to provide professional and construction services for the  
775 prison project.

776 (c) A contract with a project manager or person with a comparable position on the  
777 prison project shall include a provision that requires the project manager or other person to  
778 provide reports to the committee regarding the prison project, as requested by the committee.

779 (4) All contracts associated with the design or construction of new correctional  
780 facilities shall be awarded and managed by the division in accordance with Title 63G, Chapter  
781 6a, Utah Procurement Code, and this section.

782 (5) The division shall coordinate with the Department of Corrections, created in  
783 Section 64-13-2, and the State Commission on Criminal and Juvenile Justice, created in  
784 Section 63M-7-201, during the prison project to help ensure that the design and construction of

785 new correctional facilities are conducive to and consistent with, and help to implement any  
786 reforms of or changes to, the state's corrections system and corrections programs.

787 ~~[(6) (a) There is created within the General Fund a restricted account known as the~~  
788 ~~"Prison Development Restricted Account."]~~

789 ~~[(b) The account created in Subsection (6)(a) is funded by legislative appropriations.]~~

790 ~~[(c) (i) The account shall earn interest or other earnings.]~~

791 ~~[(ii) The Division of Finance shall deposit interest or other earnings derived from the~~  
792 ~~investment of account funds into the account.]~~

793 ~~[(d) Upon appropriation from the Legislature, money from the account shall be used to~~  
794 ~~fund the Prison Project Fund created in Subsection (7).]~~

795 ~~[(7)]~~ (6) (a) There is created a capital projects fund known as the "Prison Project  
796 Fund."

797 (b) The fund consists of:

798 (i) money appropriated to the fund by the Legislature; and

799 (ii) proceeds from the issuance of bonds authorized in Section 63B-25-101 to provide  
800 funding for the prison project.

801 (c) (i) The fund shall earn interest or other earnings.

802 (ii) The Division of Finance shall deposit interest or other earnings derived from the  
803 investment of fund money into the fund.

804 (d) Money in the fund shall be used by the division to fund the prison project.

805 Section 13. Section 63C-9-501 is amended to read:

806 **63C-9-501. Soliciting donations.**

807 (1) The executive director, under the direction of the board, shall:

808 (a) develop plans and programs to solicit gifts, money, and items of value from private  
809 persons, foundations, or organizations; and

810 (b) actively solicit donations from those persons and entities.

811 (2) (a) Property provided by those entities is the property of the state and is under the

812 control of the board.

813 (b) Subsection (2)(a) does not apply to temporary exhibits or to the personal property  
814 of persons having an office in a building on capitol hill.

815 (3) The board:

816 (a) shall deposit money donated to the board into the State Capitol [~~Fund established~~  
817 ~~by this part~~] Preservation Board budget as expendable receipts;

818 (b) shall use gifts of money made to the board for the purpose specified by the grantor,  
819 if any; and

820 (c) may return to the donor any gift or money donated to the board if a majority of the  
821 board determines that use of the gift or money is unfeasible, or will otherwise not be placed or  
822 used on capitol hill.

823 Section 14. Section **63I-1-263** is amended to read:

824 **63I-1-263. Repeal dates: Titles 63A to 63N.**

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

827 (2) Section **63A-5b-1003**, State Facility Energy Efficiency Fund, is repealed July 1,  
828 2023.

829 (3) Sections **63A-9-301** and **63A-9-302**, related to the Motor Vehicle Review  
830 Committee, are repealed July 1, 2023.

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

832 (a) Section **63A-18-102** is repealed;

833 (b) Section **63A-18-201** is repealed; and

834 (c) Section **63A-18-202** is repealed.

835 (5) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July  
836 1, 2028.

837 (6) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,  
838 2025.

839 (7) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,  
840 2024.

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

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

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

847 (11) Title 63C, Chapter 27, Cybersecurity Commission, is repealed July 1, 2032.

848 (12) Title 63C, Chapter 28, Ethnic Studies Commission, is repealed July 1, 2026.

849 (13) Section [63G-6a-805](#), which creates the Purchasing from Persons with Disabilities  
850 Advisory Board, is repealed July 1, 2026.

851 (14) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,  
852 2028.

853 (15) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,  
854 2024.

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

856 [~~(17) Subsection [63J-1-602.1\(17\)](#), relating to the Nurse Home Visiting Restricted  
857 Account, is repealed July 1, 2026.]~~

858 [~~(18)~~] (17) Subsection [~~[63J-1-602.2\(6\)](#)~~] [63J-1-602.2\(7\)](#), referring to dedicated credits  
859 to the Utah Marriage Commission, is repealed July 1, 2023.

860 [~~(19) Subsection [63J-1-602.2\(7\)](#), referring to the Trip Reduction Program, is repealed  
861 July 1, 2022.]~~

862 [~~(20)~~] (18) Subsection [~~[63J-1-602.2\(26\)](#)~~] [63J-1-602.2\(25\)](#), related to the Utah Seismic  
863 Safety Commission, is repealed January 1, 2025.

864 [~~(21)~~] (19) Title 63L, Chapter 11, Part 4, Resource Development Coordinating  
865 Committee, is repealed July 1, 2027.



866            [~~(22)~~] (20) In relation to the Utah Substance Use and Mental Health Advisory Council,  
867 on January 1, 2033:

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

870            (b) Section 63M-7-305, the language that states "council" is replaced with  
871 "commission";

872            (c) Subsection 63M-7-305(1)(a) is repealed and replaced with:

873            "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

874            (d) Subsection 63M-7-305(2) is repealed and replaced with:

875            "(2) The commission shall:

876            (a) provide ongoing oversight of the implementation, functions, and evaluation of the  
877 Drug-Related Offenses Reform Act; and

878            (b) coordinate the implementation of Section 77-18-104 and related provisions in  
879 Subsections 77-18-103(2)(c) and (d)."

880            [~~(23)~~] (21) The Crime Victim Reparations and Assistance Board, created in Section  
881 63M-7-504, is repealed July 1, 2027.

882            [~~(24)~~] (22) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,  
883 2026.

884            [~~(25)~~] (23) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is  
885 repealed January 1, 2025.

886            [~~(26)~~] (24) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

887            [~~(27)~~] (25) Section 63N-2-512, related to the Hotel Impact Mitigation Fund, is repealed  
888 July 1, 2028.

889            [~~(28)~~] (26) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is  
890 repealed July 1, 2027.

891            [~~(29)~~] (27) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant  
892 Program, is repealed July 1, 2025.

893           ~~[(30)]~~ (28) In relation to the Rural Employment Expansion Program, on July 1, 2023:

894           (a) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed;

895 and

896           (b) Subsection 63N-4-805(5)(b), referring to the Rural Employment Expansion  
897 Program, is repealed.

898           ~~[(31)]~~ (29) In relation to the Board of Tourism Development, on July 1, 2025:

899           (a) Subsection 63N-2-511(1)(b), which defines "tourism board," is repealed;

900           (b) Subsections 63N-2-511(3)(a) and (5), the language that states "tourism board" is  
901 repealed and replaced with "Utah Office of Tourism";

902           (c) Subsection 63N-7-101(1), which defines "board," is repealed;

903           (d) Subsection 63N-7-102(3)(c), which requires the Utah Office of Tourism to receive  
904 approval from the Board of Tourism Development, is repealed; and

905           (e) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed.

906           ~~[(32)]~~ (30) Subsection 63N-8-103(3)(c), which allows the Governor's Office of  
907 Economic Opportunity to issue an amount of tax credit certificates only for rural productions,  
908 is repealed on July 1, 2024.

909           Section 15. Section 63J-1-602.1 is amended to read:

910           **63J-1-602.1. List of nonlapsing appropriations from accounts and funds.**

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

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

914           ~~[(2)]~~ (1) The Native American Repatriation Restricted Account created in Section  
915 9-9-407.

916           ~~[(3)]~~ (2) The Martin Luther King, Jr. Civil Rights Support Restricted Account created  
917 in Section 9-18-102.

918           ~~[(4)]~~ (3) The National Professional Men's Soccer Team Support of Building  
919 Communities Restricted Account created in Section 9-19-102.

920           ~~[(5)]~~ (4) Funds collected for directing and administering the C-PACE district created in  
921 Section [11-42a-106](#).

922           ~~[(6)]~~ (5) Money received by the Utah Inland Port Authority, as provided in Section  
923 [11-58-105](#).

924           ~~[(7)]~~ (6) The "Latino Community Support Restricted Account" created in Section  
925 [13-1-16](#).

926           ~~[(8)]~~ (7) The Clean Air Support Restricted Account created in Section [19-1-109](#).

927           ~~[(9)]~~ (8) The Division of Air Quality Oil, Gas, and Mining Restricted Account created  
928 in Section [19-2a-106](#).

929           ~~[(10)]~~ (9) The Division of Water Quality Oil, Gas, and Mining Restricted Account  
930 created in Section [19-5-126](#).

931           ~~[(11)]~~ (10) The "Support for State-Owned Shooting Ranges Restricted Account"  
932 created in Section [23-14-13.5](#).

933           ~~[(12)]~~ (11) Award money under the State Asset Forfeiture Grant Program, as provided  
934 under Section [24-4-117](#).

935           ~~[(13)]~~ (12) Funds collected from the program fund for local health department  
936 expenses incurred in responding to a local health emergency under Section [26-1-38](#).

937           ~~[(14) The Children with Cancer Support Restricted Account created in Section~~  
938 ~~[26-21a-304](#).]~~

939           ~~[(15)]~~ (13) State funds for matching federal funds in the Children's Health Insurance  
940 Program as provided in Section [26-40-108](#).

941           ~~[(16) The Children with Heart Disease Support Restricted Account created in Section~~  
942 ~~[26-58-102](#).]~~

943           ~~[(17)]~~ (14) The Technology Development Restricted Account created in Section  
944 [31A-3-104](#).

945           ~~[(18)]~~ (15) The Criminal Background Check Restricted Account created in Section  
946 [31A-3-105](#).

947           ~~[(19)]~~ (16) The Captive Insurance Restricted Account created in Section [31A-3-304](#),  
948 except to the extent that Section [31A-3-304](#) makes the money received under that section free  
949 revenue.

950           ~~[(20)]~~ (17) The Title Licensee Enforcement Restricted Account created in Section  
951 [31A-23a-415](#).

952           ~~[(21)]~~ (18) The Health Insurance Actuarial Review Restricted Account created in  
953 Section [31A-30-115](#).

954           ~~[(22)]~~ (19) The Insurance Fraud Investigation Restricted Account created in Section  
955 [31A-31-108](#).

956           ~~[(23)]~~ (20) The Underage Drinking Prevention Media and Education Campaign  
957 Restricted Account created in Section [32B-2-306](#).

958           ~~[(24)]~~ (21) The Drinking While Pregnant Prevention Media and Education Campaign  
959 Restricted Account created in Section [32B-2-308](#).

960           ~~[(25)]~~ (22) The School Readiness Restricted Account created in Section [35A-15-203](#).

961           ~~[(26)]~~ (23) Money received by the Utah State Office of Rehabilitation for the sale of  
962 certain products or services, as provided in Section [35A-13-202](#).

963           ~~[(27)]~~ (24) The Oil and Gas Administrative Penalties Account created in Section  
964 [40-6-11](#).

965           ~~[(28)]~~ (25) The Oil and Gas Conservation Account created in Section [40-6-14.5](#).

966           ~~[(29)]~~ (26) The Division of Oil, Gas, and Mining Restricted account created in Section  
967 [40-6-23](#).

968           ~~[(30)]~~ (27) The Electronic Payment Fee Restricted Account created by Section  
969 [41-1a-121](#) to the Motor Vehicle Division.

970           ~~[(31)]~~ (28) The Motor Vehicle Enforcement Division Temporary Permit Restricted  
971 Account created by Section [41-3-110](#) to the State Tax Commission.

972           ~~[(32)]~~ (29) The Utah Law Enforcement Memorial Support Restricted Account created  
973 in Section [53-1-120](#).

974           ~~[(33)]~~ (30) The State Disaster Recovery Restricted Account to the Division of  
975 Emergency Management, as provided in Section 53-2a-603.

976           ~~[(34)]~~ (31) The Post Disaster Recovery and Mitigation Restricted Account created in  
977 Section 53-2a-1302.

978           ~~[(35)]~~ (32) The Department of Public Safety Restricted Account to the Department of  
979 Public Safety, as provided in Section 53-3-106.

980           ~~[(36)]~~ (33) The Utah Highway Patrol Aero Bureau Restricted Account created in  
981 Section 53-8-303.

982           ~~[(37)]~~ (34) The DNA Specimen Restricted Account created in Section 53-10-407.

983           ~~[(38)]~~ (35) The Canine Body Armor Restricted Account created in Section 53-16-201.

984           ~~[(39)]~~ (36) The Technical Colleges Capital Projects Fund created in Section  
985 53B-2a-118.

986           ~~[(40)]~~ (37) The Higher Education Capital Projects Fund created in Section  
987 53B-22-202.

988           ~~[(41)]~~ (38) A certain portion of money collected for administrative costs under the  
989 School Institutional Trust Lands Management Act, as provided under Section 53C-3-202.

990           ~~[(42)]~~ (39) The Public Utility Regulatory Restricted Account created in Section  
991 54-5-1.5, subject to Subsection 54-5-1.5(4)(d).

992           ~~[(43)]~~ (40) Funds collected from a surcharge fee to provide certain licensees with  
993 access to an electronic reference library, as provided in Section 58-3a-105.

994           ~~[(44)]~~ (41) Certain fines collected by the Division of Professional Licensing for  
995 violation of unlawful or unprofessional conduct that are used for education and enforcement  
996 purposes, as provided in Section 58-17b-505.

997           ~~[(45)]~~ (42) Funds collected from a surcharge fee to provide certain licensees with  
998 access to an electronic reference library, as provided in Section 58-22-104.

999           ~~[(46)]~~ (43) Funds collected from a surcharge fee to provide certain licensees with  
1000 access to an electronic reference library, as provided in Section 58-55-106.

1001            [~~(47)~~] (44) Funds collected from a surcharge fee to provide certain licensees with  
1002 access to an electronic reference library, as provided in Section 58-56-3.5.

1003            [~~(48)~~] (45) Certain fines collected by the Division of Professional Licensing for use in  
1004 education and enforcement of the Security Personnel Licensing Act, as provided in Section  
1005 58-63-103.

1006            [~~(49)~~] (46) The Relative Value Study Restricted Account created in Section 59-9-105.

1007            [~~(50)~~] (47) The Cigarette Tax Restricted Account created in Section 59-14-204.

1008            [~~(51)~~] (48) Funds paid to the Division of Real Estate for the cost of a criminal  
1009 background check for a mortgage loan license, as provided in Section 61-2c-202.

1010            [~~(52)~~] (49) Funds paid to the Division of Real Estate for the cost of a criminal  
1011 background check for principal broker, associate broker, and sales agent licenses, as provided  
1012 in Section 61-2f-204.

1013            [~~(53)~~] (50) Certain funds donated to the Department of Health and Human Services, as  
1014 provided in Section 26B-1-202.

1015            [~~(54)~~] (51) The National Professional Men's Basketball Team Support of Women and  
1016 Children Issues Restricted Account created in Section 26B-1-302.

1017            [~~(55)~~] (52) Certain funds donated to the Division of Child and Family Services, as  
1018 provided in Section 80-2-404.

1019            [~~(56)~~] (53) The Choose Life Adoption Support Restricted Account created in Section  
1020 80-2-502.

1021            [~~(57)~~] (54) Funds collected by the Office of Administrative Rules for publishing, as  
1022 provided in Section 63G-3-402.

1023            [~~(58)~~] (55) The Immigration Act Restricted Account created in Section 63G-12-103.

1024            [~~(59)~~] (56) Money received by the military installation development authority, as  
1025 provided in Section 63H-1-504.

1026            [~~(60)~~] (57) The Computer Aided Dispatch Restricted Account created in Section  
1027 63H-7a-303.

- 1028            [~~(61)~~] (58) The Unified Statewide 911 Emergency Service Account created in Section  
1029 [63H-7a-304](#).
- 1030            [~~(62)~~] (59) The Utah Statewide Radio System Restricted Account created in Section  
1031 [63H-7a-403](#).
- 1032            [~~(63)~~] (60) The Utah Capital Investment Restricted Account created in Section  
1033 [63N-6-204](#).
- 1034            [~~(64)~~] (61) The Motion Picture Incentive Account created in Section [63N-8-103](#).
- 1035            [~~(65)~~] (62) Certain money payable for expenses of the Pete Suazo Utah Athletic  
1036 Commission, as provided under Section [63N-10-301](#).
- 1037            [~~(66)~~] (63) Funds collected by the housing of state probationary inmates or state parole  
1038 inmates, as provided in Subsection [64-13e-104\(2\)](#).
- 1039            [~~(67)~~] (64) Certain forestry and fire control funds utilized by the Division of Forestry,  
1040 Fire, and State Lands, as provided in Section [65A-8-103](#).
- 1041            [~~(68)~~] (65) The Amusement Ride Safety Restricted Account, as provided in Section  
1042 [72-16-204](#).
- 1043            [~~(69)~~] (66) Certain funds received by the Office of the State Engineer for well drilling  
1044 fines or bonds, as provided in Section [73-3-25](#).
- 1045            [~~(70)~~] (67) The Water Resources Conservation and Development Fund, as provided in  
1046 Section [73-23-2](#).
- 1047            [~~(71)~~] (68) Funds donated or paid to a juvenile court by private sources, as provided in  
1048 Subsection [78A-6-203\(1\)\(c\)](#).
- 1049            [~~(72)~~] (69) Fees for certificate of admission created under Section [78A-9-102](#).
- 1050            [~~(73)~~] (70) Funds collected for adoption document access as provided in Sections  
1051 [78B-6-141](#), [78B-6-144](#), and [78B-6-144.5](#).
- 1052            [~~(74)~~] (71) Funds collected for indigent defense as provided in Title 78B, Chapter 22,  
1053 Part 4, Utah Indigent Defense Commission.
- 1054            [~~(75)~~] (72) The Utah Geological Survey Oil, Gas, and Mining Restricted Account

1055 created in Section [79-3-403](#).

1056 ~~[(76)]~~ [\(73\)](#) Revenue for golf user fees at the Wasatch Mountain State Park, Palisades  
1057 State Park, and Green River State Park, as provided under Section [79-4-403](#).

1058 ~~[(77)]~~ [\(74\)](#) Funds donated as described in Section [41-1a-422](#) for the State Park Fees  
1059 Restricted Account created in Section [79-4-402](#) for support of the Division of State Parks' dark  
1060 sky initiative.

1061 ~~[(78)]~~ [\(75\)](#) Certain funds received by the Division of State Parks from the sale or  
1062 disposal of buffalo, as provided under Section [79-4-1001](#).

1063 Section 16. Section **63J-1-602.2** is amended to read:

1064 **63J-1-602.2. List of nonlapsing appropriations to programs.**

1065 Appropriations made to the following programs are nonlapsing:

1066 (1) The Legislature and the Legislature's committees.

1067 (2) The State Board of Education, including all appropriations to agencies, line items,  
1068 and programs under the jurisdiction of the State Board of Education, in accordance with  
1069 Section [53F-9-103](#).

1070 [\(3\)](#) The Rangeland Improvement Act created in Section [4-20-101](#).

1071 ~~[(3)]~~ [\(4\)](#) The Percent-for-Art Program created in Section [9-6-404](#).

1072 ~~[(4)]~~ [\(5\)](#) The LeRay McAllister Critical Land Conservation Program created in Section  
1073 4-46-301.

1074 ~~[(5)]~~ [\(6\)](#) The Utah Lake Authority created in Section [11-65-201](#).

1075 ~~[(6)]~~ [\(7\)](#) Dedicated credits accrued to the Utah Marriage Commission as provided  
1076 under Subsection [17-16-21\(2\)\(d\)\(ii\)](#).

1077 ~~[(7)]~~ [\(8\)](#) The Division of Wildlife Resources for the appraisal and purchase of lands  
1078 under the Pelican Management Act, as provided in Section [23-21a-6](#).

1079 ~~[(8)]~~ [\(9\)](#) The Emergency Medical Services Grant Program in Section [26-8a-207](#).

1080 ~~[(9)]~~ [\(10\)](#) The primary care grant program created in Section [26-10b-102](#).

1081 ~~[(10)]~~ [\(11\)](#) Sanctions collected as dedicated credits from Medicaid providers under



1082 Subsection [26-18-3](#)(7).

1083       ~~[(11)]~~ [\(12\)](#) The Utah Health Care Workforce Financial Assistance Program created in

1084 Section [26-46-102](#).

1085       ~~[(12)]~~ [\(13\)](#) The Rural Physician Loan Repayment Program created in Section

1086 [26-46a-103](#).

1087       ~~[(13)]~~ [\(14\)](#) The Opiate Overdose Outreach Pilot Program created in Section [26-55-107](#).

1088       ~~[(14)]~~ [\(15\)](#) The Utah Medical Education Council for the:

1089       (a) administration of the Utah Medical Education Program created in Section

1090 [26-69-403](#);

1091       (b) provision of medical residency grants described in Section [26-69-407](#); and

1092       (c) provision of the forensic psychiatric fellowship grant described in Section

1093 [26-69-408](#).

1094       ~~[(15)]~~ [\(16\)](#) Funds that the Department of Alcoholic Beverage Services retains in

1095 accordance with Subsection [32B-2-301](#)(8)(a) or (b).

1096       ~~[(16)]~~ [\(17\)](#) The General Assistance program administered by the Department of

1097 Workforce Services, as provided in Section [35A-3-401](#).

1098       ~~[(17)]~~ [\(18\)](#) The Utah National Guard, created in Title 39, Militia and Armories.

1099       ~~[(18)]~~ [\(19\)](#) The State Tax Commission under Section [41-1a-1201](#) for the:

1100       (a) purchase and distribution of license plates and decals; and

1101       (b) administration and enforcement of motor vehicle registration requirements.

1102       ~~[(19)]~~ [\(20\)](#) The Search and Rescue Financial Assistance Program, as provided in

1103 Section [53-2a-1102](#).

1104       ~~[(20)]~~ [\(21\)](#) The Motorcycle Rider Education Program, as provided in Section [53-3-905](#).

1105       ~~[(21)]~~ [\(22\)](#) The Utah Board of Higher Education for teacher preparation programs, as

1106 provided in Section [53B-6-104](#).

1107       ~~[(22)]~~ [\(23\)](#) Innovation grants under Section [53G-10-608](#), except as provided in

1108 Subsection [53G-10-608](#)(6).

- 1109            [~~(23)~~] (24) The Division of Services for People with Disabilities, as provided in  
1110 Section [62A-5-102](#).
- 1111            [~~(24)~~] (25) The Division of Fleet Operations for the purpose of upgrading underground  
1112 storage tanks under Section [63A-9-401](#).
- 1113            [~~(25)~~] (26) The Utah Seismic Safety Commission, as provided in Section [63C-6-104](#).
- 1114            [~~(26)~~] (27) The Division of Technology Services for technology innovation as provided  
1115 under Section [63A-16-903](#).
- 1116            (28) The State Capitol Preservation Board created by Section [63C-9-201](#).
- 1117            [~~(27)~~] (29) The Office of Administrative Rules for publishing, as provided in Section  
1118 [63G-3-402](#).
- 1119            [~~(28)~~] (30) The Colorado River Authority of Utah, created in Title 63M, Chapter 14,  
1120 Colorado River Authority of Utah Act.
- 1121            [~~(29)~~] (31) The Governor's Office of Economic Opportunity to fund the Enterprise  
1122 Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.
- 1123            [~~(30)~~] (32) The Governor's Office of Economic Opportunity's Rural Employment  
1124 Expansion Program, as described in Title 63N, Chapter 4, Part 4, Rural Employment  
1125 Expansion Program.
- 1126            [~~(31)~~] (33) Programs for the Jordan River Recreation Area as described in Section  
1127 [65A-2-8](#).
- 1128            [~~(32)~~] (34) The Division of Human Resource Management user training program, as  
1129 provided in Section [63A-17-106](#).
- 1130            [~~(33)~~] (35) A public safety answering point's emergency telecommunications service  
1131 fund, as provided in Section [69-2-301](#).
- 1132            [~~(34)~~] (36) The Traffic Noise Abatement Program created in Section [72-6-112](#).
- 1133            [~~(35)~~] (37) The money appropriated from the Navajo Water Rights Negotiation  
1134 Account to the Division of Water Rights, created in Section [73-2-1.1](#), for purposes of  
1135 participating in a settlement of federal reserved water right claims.

1136            [~~(36)~~] (38) The Judicial Council for compensation for special prosecutors, as provided  
1137 in Section 77-10a-19.

1138            [~~(37)~~] (39) A state rehabilitative employment program, as provided in Section  
1139 78A-6-210.

1140            [~~(38)~~] (40) The Utah Geological Survey, as provided in Section 79-3-401.

1141            [~~(39)~~] (41) The Bonneville Shoreline Trail Program created under Section 79-5-503.

1142            [~~(40)~~] (42) Adoption document access as provided in Sections 78B-6-141, 78B-6-144,  
1143 and 78B-6-144.5.

1144            [~~(41)~~] (43) Indigent defense as provided in Title 78B, Chapter 22, Part 4, Utah Indigent  
1145 Defense Commission.

1146            [~~(42)~~] (44) The program established by the Division of Facilities Construction and  
1147 Management under Section 63A-5b-703 under which state agencies receive an appropriation  
1148 and pay lease payments for the use and occupancy of buildings owned by the Division of  
1149 Facilities Construction and Management.

1150            [~~(43)~~] (45) The State Tax Commission for reimbursing counties for deferred property  
1151 taxes in accordance with Section 59-2-1802.

1152            Section 17. Section 63M-7-303 is amended to read:

1153            **63M-7-303. Duties of council.**

1154            (1) The Utah Substance Use and Mental Health Advisory Council shall:

1155            (a) provide leadership and generate unity for Utah's ongoing efforts to reduce and  
1156 eliminate the impact of substance use and mental health disorders in Utah through a  
1157 comprehensive and evidence-based prevention, treatment, and justice strategy;

1158            (b) recommend and coordinate the creation, dissemination, and implementation of  
1159 statewide policies to address substance use and mental health disorders;

1160            (c) facilitate planning for a balanced continuum of substance use and mental health  
1161 disorder prevention, treatment, and justice services;

1162            (d) promote collaboration and mutually beneficial public and private partnerships;

1163 (e) coordinate recommendations made by any committee created under Section  
1164 63M-7-302;

1165 (f) analyze and provide an objective assessment of all proposed legislation concerning  
1166 substance use, mental health, and related issues;

1167 (g) coordinate the implementation of Section 77-18-104 and related provisions in  
1168 Subsections 77-18-103(2)(c) and (d), as provided in Section 63M-7-305;

1169 (h) comply with [~~Sections 32B-2-306 and 62A-15-403~~] Section 32B-2-306; and

1170 (i) oversee coordination for the funding, implementation, and evaluation of suicide  
1171 prevention efforts described in Section 62A-15-1101.

1172 (2) The council shall meet quarterly or more frequently as determined necessary by the  
1173 chair.

1174 (3) The council shall report the council's recommendations annually to the  
1175 commission, governor, the Legislature, and the Judicial Council.

1176 Section 18. Section 67-19f-201 is amended to read:

1177 **67-19f-201. State Employees Annual Leave Trust Fund -- Creation -- Oversight --**  
1178 **Dissolution.**

1179 (1) There is created a trust fund entitled the "State Employees' Annual Leave Trust  
1180 Fund."

1181 (2) The trust fund consists of:

1182 (a) ongoing revenue provided from a state agency set aside for accrued annual leave II  
1183 required under Section 63A-17-510;

1184 (b) appropriations made to the trust fund by the Legislature, if any;

1185 (c) transfers from the termination pool described in Subsection 63A-17-510(6) made  
1186 by the Division of Finance to the trust fund for annual leave liabilities accrued before the  
1187 change date established under Section 63A-17-510;

1188 (d) income; and

1189 (e) revenue received from other sources.

1190 (3) (a) The Division of Finance shall account for the receipt and expenditures of trust  
1191 fund money.

1192 (b) The Division of Finance shall make the necessary adjustments to the amount of set  
1193 aside costs required under Subsection 63A-17-510(4)(a) to provide that upon the trust fund's  
1194 accrual of funding equal to 10% of the annual leave liability, year-end trust fund balances  
1195 remain equal to at least 10% of the total state employee annual leave liability.

1196 (4) (a) The state treasurer shall invest trust fund money by following the procedures  
1197 and requirements of Part 3, Investment of Trust Funds.

1198 (b) (i) The trust fund shall earn interest.

1199 (ii) The state treasurer shall deposit all interest or other income earned from investment  
1200 of the trust fund back into the trust fund.

1201 (5) The board of trustees created in Section 67-19f-202 may expend money from the  
1202 trust fund for:

1203 (a) reimbursement to the employer of the costs paid to the trust fund in accordance  
1204 with Section 63A-17-510 as annual leave II is used by an employee;

1205 (b) payments based on accrued annual leave and on accrued annual leave II that are  
1206 made upon termination of an employee; [~~and~~]

1207 (c) refunds for overpayments; and

1208 [~~(c)~~] (d) reasonable administrative costs that the board of trustees incurs in performing  
1209 its duties as trustee of the trust fund.

1210 (6) The board of trustees shall ensure that:

1211 (a) money deposited into the trust fund is irrevocable and is expended only for the  
1212 costs described in Subsection (5); and

1213 (b) assets of the trust fund are dedicated to providing annual leave and annual leave II  
1214 established by statute and rule.

1215 (7) A creditor of the board of trustees or a state agency liable for annual leave benefits  
1216 may not seize, attach, or otherwise obtain assets of the trust fund.

- 1217 Section 19. **Repealer.**
- 1218 This bill repeals:
- 1219 Section **4-42-101**, Title.
- 1220 Section **4-42-102**, Utah Intracurricular Student Organization Support for
- 1221 **Agricultural Education and Leadership Restricted Account.**
- 1222 Section **23-30-103**, Mule Deer Protection Account -- Contents -- Use of Funds.
- 1223 Section **26-8b-601**, Title.
- 1224 Section **26-8b-602**, Automatic External Defibrillator Restricted Account.
- 1225 Section **26-10-11**, Children's Hearing Aid Program -- Advisory Committee --
- 1226 **Restricted Account -- Rulemaking.**
- 1227 Section **26-21a-304**, Children with Cancer Support Restricted Account.
- 1228 Section **26-58-101**, Title.
- 1229 Section **26-58-102**, Children with Heart Disease Support Restricted Account.
- 1230 Section **32B-2-308**, Drinking while pregnant prevention media and education
- 1231 **campaign restricted account.**
- 1232 Section **35A-3-206**, Child Care Fund -- Use of money -- Committee and director
- 1233 **duties -- Restrictions.**
- 1234 Section **39A-8-105**, West Traverse Sentinel Landscape Fund.
- 1235 Section **53F-9-205**, Invest More for Education Account.
- 1236 Section **59-10-1318**, Contribution to Invest More for Education Account.
- 1237 Section **62A-15-403**, Drinking while pregnant prevention media and education
- 1238 **campaign.**
- 1239 Section **63C-9-502**, Fund created -- Donations.
- 1240 Section **80-2-502**, Choose Life Adoption Support Restricted Account.
- 1241 Section 20. **Effective date.**
- 1242 This bill takes effect on July 1, 2023.
- 1243 Section 21. **Coordinating S.B. 272 with H.B. 12 -- Superseding amendments --**

1244 **Omitting substantive changes.**

1245 If this S.B. 272 and H.B. 12, Department of Commerce Electronic Payment Fees, both  
1246 pass and become law, it is the intent of the Legislature that the Office of Legislative Research  
1247 and General Counsel, in preparing the Utah Code database for publication:

1248 (1) amend Subsection 13-1-17(5) of H.B. 12 to read:

1249 "(5) (a) The account balance may not exceed \$1,000,000 at the end of each fiscal year.

1250 (b) At the end of each fiscal year, the Division of Finance shall transfer into the

1251 General Fund any funds in the account that exceed an account balance of \$1,000,000."; and

1252 (2) not make the changes in H.B. 12 Section 3.