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FUNDS AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Don L. Ipson

House Sponsor: _____

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;
- ▶ repeals the Psychiatric Consultation Program Account;
- ▶ repeals the Choose Life Adoption Support Restricted Account;
- ▶ repeals the Agricultural Water Optimization Account;
- ▶ repeals the Mule Deer Protection Restricted Account and the associated Mule Deer Protection Act;
- ▶ 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 Emergency Medical Services System Account and the Emergency Medical Services Grant Program;



28 ▶ repeals the Drinking While Pregnant Prevention Media and Education Campaign
29 Restricted Account and the Drinking While Pregnant Prevention Media and
30 Education Campaign;

31 ▶ repeals the West Traverse Sentinel Landscape Fund;

32 ▶ repeals the Prison Development Restricted Account;

33 ▶ repeals the State Capitol Fund;

34 ▶ repeals the Winter Sports Venue Grant Fund;

35 ▶ repeals the Child Care Fund;

36 ▶ repeals the Invest More for Education Account and its associated tax return
37 contribution option;

38 ▶ repeals the tax return contribution option for school districts and school district
39 foundations;

40 ▶ modifies the purposes of the State Disaster Recovery Restricted Account to add
41 payment of state earthquake deductibles as a permitted use;

42 ▶ permits the State Employees' Annual Leave Trust Fund to be used for the purpose of
43 reimbursing overpayments; and

44 ▶ changes lapsing procedures for the Commerce Electronic Payment Fee Restricted
45 Account.

46 **Money Appropriated in this Bill:**

47 None

48 **Other Special Clauses:**

49 This bill provides a coordination clause.

50 **Utah Code Sections Affected:**

51 AMENDS:

52 4-18-106, as last amended by Laws of Utah 2022, Chapter 79

53 26-8a-104, as last amended by Laws of Utah 2021, Chapters 237, 265

54 26-8a-211, as enacted by Laws of Utah 2020, Chapter 215

55 26-8b-102, as last amended by Laws of Utah 2015, Chapter 411

56 35A-3-205, as last amended by Laws of Utah 2016, Chapter 144

57 41-1a-230.7, as enacted by Laws of Utah 2021, Chapter 395

58 41-1a-422, as last amended by Laws of Utah 2022, Chapters 19, 48, 68, 255, 259, 335,

59 451, and 456
60 **53-2a-603**, as last amended by Laws of Utah 2022, Chapters 111, 373
61 **59-10-1304**, as last amended by Laws of Utah 2020, Chapter 311
62 **62A-15-1801**, as enacted by Laws of Utah 2020, Chapter 304
63 **63A-5b-1107**, as last amended by Laws of Utah 2020, Chapter 354 and renumbered and
64 amended by Laws of Utah 2020, Chapter 152
65 **63C-9-501**, as last amended by Laws of Utah 2014, Chapter 172
66 **63I-1-263**, as last amended by Laws of Utah 2022, Chapters 23, 34, 68, 153, 218, 236,
67 249, 274, 296, 313, 361, 362, 417, 419, and 472
68 **63J-1-602.1**, as last amended by Laws of Utah 2022, Chapters 48, 191, 255, 335, 415,
69 and 451
70 **63J-1-602.2**, as last amended by Laws of Utah 2022, Chapters 59, 68, 154, 224, 236,
71 242, and 447 and last amended by Coordination Clause, Laws of Utah 2022,
72 Chapter 154
73 **63M-7-303**, as last amended by Laws of Utah 2022, Chapter 211
74 **67-19f-201**, as last amended by Laws of Utah 2021, Chapter 344
75 REPEALS:
76 **4-42-101**, as enacted by Laws of Utah 2017, Chapter 194
77 **4-42-102**, as enacted by Laws of Utah 2017, Chapter 194
78 **23-30-101**, as enacted by Laws of Utah 2012, Chapter 143
79 **23-30-102**, as enacted by Laws of Utah 2012, Chapter 143
80 **23-30-103**, as enacted by Laws of Utah 2012, Chapter 143
81 **23-30-104**, as enacted by Laws of Utah 2012, Chapter 143
82 **26-8a-108**, as last amended by Laws of Utah 2021, Chapter 395
83 **26-8a-207**, as last amended by Laws of Utah 2020, Chapters 215, 230
84 **26-8b-601**, as enacted by Laws of Utah 2013, Chapter 99
85 **26-8b-602**, as last amended by Laws of Utah 2014, Chapter 109
86 **26-10-11**, as last amended by Laws of Utah 2021, Chapter 50
87 **26-21a-304**, as enacted by Laws of Utah 2016, Chapter 46
88 **26-58-101**, as enacted by Laws of Utah 2016, Chapter 71
89 **26-58-102**, as enacted by Laws of Utah 2016, Chapter 71

- 90 **32B-2-308**, as last amended by Laws of Utah 2022, Chapter 255
- 91 **35A-3-206**, as last amended by Laws of Utah 2015, Chapter 221
- 92 **39A-8-105**, as renumbered and amended by Laws of Utah 2022, Chapter 373
- 93 **51-11-101**, as enacted by Laws of Utah 2018, Chapter 253
- 94 **51-11-102**, as last amended by Laws of Utah 2020, Chapters 152, 354
- 95 **51-11-201**, as enacted by Laws of Utah 2018, Chapter 253
- 96 **53F-9-205**, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 97 **59-10-1307**, as last amended by Laws of Utah 2018, Chapter 415
- 98 **59-10-1318**, as last amended by Laws of Utah 2018, Chapter 415
- 99 **62A-15-403**, as renumbered and amended by Laws of Utah 2022, Chapter 211
- 100 **62A-15-1501**, as last amended by Laws of Utah 2021, Chapter 277
- 101 **62A-15-1502**, as last amended by Laws of Utah 2021, Chapter 277
- 102 **62A-15-1601**, as last amended by Laws of Utah 2021, Chapter 278
- 103 **62A-15-1602**, as last amended by Laws of Utah 2021, Chapter 278
- 104 **63C-9-502**, as last amended by Laws of Utah 2015, Chapter 314
- 105 **73-10g-204**, as last amended by Laws of Utah 2022, Chapter 79
- 106 **80-2-502**, as renumbered and amended by Laws of Utah 2022, Chapter 334

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

109 Section 1. Section **4-18-106** is amended to read:

110 **4-18-106. Agriculture Resource Development Fund -- Contents -- Use of fund**
 111 **money -- Advisory board.**

112 (1) As used in this section:

113 (a) "Disaster" means an extraordinary circumstance, including a flood, drought, or fire,
 114 that results in:

115 (i) the president of the United States declaring an emergency or major disaster in the
 116 state;

117 (ii) the governor declaring a state of emergency under Title 53, Chapter 2a, Part 2,
 118 Disaster Response and Recovery Act; or

119 (iii) the chief executive officer of a local government declaring a local emergency
 120 under Title 53, Chapter 2a, Part 2, Disaster Response and Recovery Act.

121 (b) "Local government" means the same as that term is defined in Section 53-2a-602.

122 (2) There is created a revolving loan fund known as the Agriculture Resource
123 Development Fund.

124 (3) The Agriculture Resource Development Fund shall consist of:

125 (a) money appropriated to the fund by the Legislature;

126 (b) sales and use tax receipts transferred to the fund in accordance with Section
127 59-12-103;

128 (c) money received for the repayment of loans made from the fund;

129 (d) money made available to the state for agriculture resource development from any
130 source; and

131 (e) interest earned on the fund.

132 (4) The commission may make loans from the Agriculture Resource Development
133 Fund for:

134 (a) a rangeland improvement and management project;

135 (b) a watershed protection or flood prevention project;

136 (c) a soil and water conservation project;

137 (d) a program designed to promote energy efficient farming practices;

138 (e) an improvement program for agriculture product storage or program designed to
139 protect a crop or animal resource;

140 (f) a hydroponic or aquaponic system;

141 (g) a project or program to improve water quality;

142 (h) a project to address other environmental issues; or

143 (i) subject to Subsection (5), a disaster relief program designed to aid the sustainability
144 of agriculture during and immediately following a disaster.

145 (5) (a) Loans made through a disaster relief program described in Subsection (4)(i) may
146 not comprise more than 10% of the funds appropriated by the Legislature to the Agriculture
147 Resource Development Fund.

148 (b) Notwithstanding Subsection (5)(a), the department may use all money appropriated
149 to the Agriculture Resource Development Fund by the Legislature or another source, without
150 limitation, if the money is appropriated specifically for use in a disaster relief program.

151 ~~[(c) (i) Until December 31, 2024, the department is authorized to borrow up to~~

152 \$3,000,000 of General Fund appropriations from the Agricultural Water Optimization Account
153 created in Section ~~73-10g-204~~ to be used in making loans through a disaster relief program
154 described in Subsection (4)(i).]

155 [~~(ii) If the department borrows from the Agricultural Water Optimization Account
156 under Subsection (5)(c)(i), the department shall deposit the repayment of principal and interest
157 on loans made through a disaster relief program, regardless of the source of the funds used to
158 make those loans, into the Agricultural Water Optimization Account, with preference over the
159 repayment of any other source of funds, until the Agricultural Water Optimization Account is
160 repaid in full.~~]

161 (6) The commission may appoint an advisory board to:

162 (a) oversee the award process for loans, as described in this section;

163 (b) approve loans; and

164 (c) recommend policies and procedures for the Agriculture Resource Development
165 Fund that are consistent with statute.

166 Section 2. Section **26-8a-104** is amended to read:

167 **26-8a-104. Committee advisory duties.**

168 The committee shall adopt rules, with the concurrence of the department, in accordance
169 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that:

170 (1) establish licensure, certification, and reciprocity requirements under Section
171 ~~26-8a-302~~;

172 (2) establish designation requirements under Section ~~26-8a-303~~;

173 (3) promote the development of a statewide emergency medical services system under
174 Section ~~26-8a-203~~;

175 (4) establish insurance requirements for ambulance providers;

176 (5) provide guidelines for requiring patient data under Section ~~26-8a-203~~;

177 [~~(6) establish criteria for awarding grants under Section ~~26-8a-207~~;~~]

178 [~~(7)~~] (6) establish requirements for the coordination of emergency medical services and
179 the medical supervision of emergency medical service providers under Section ~~26-8a-306~~;

180 [~~(8)~~] (7) select appropriate vendors to establish certification requirements for
181 emergency medical dispatchers;

182 [~~(9)~~] (8) establish the minimum level of service for 911 ambulance services provided

183 under Section 11-48-103; and

184 ~~[(10)]~~ (9) are necessary to carry out the responsibilities of the committee as specified in
185 other sections of this chapter.

186 Section 3. Section 26-8a-211 is amended to read:

187 **26-8a-211. Report.**

188 The department shall report to the Health and Human Services Interim Committee
189 before November 30, 2022, regarding:

190 (1) the activities and accomplishments of the regional medical services liaisons hired
191 under Section 26-8a-210;

192 ~~[(2) the efficacy of the emergency medical services grant program established in
193 Section 26-8a-207, including grant distribution;]~~

194 ~~[(3)]~~ (2) the condition of emergency medical services within the state, including
195 emergency medical services provider response times and personnel numbers; and

196 ~~[(4)]~~ (3) the financial condition of the department, including department operational
197 costs under this chapter.

198 Section 4. Section 26-8b-102 is amended to read:

199 **26-8b-102. Definitions.**

200 As used in this chapter:

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

203 ~~[(2)]~~ (1) "Automatic external defibrillator" or "AED" means an automated or automatic
204 computerized medical device that:

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

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

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

211 (d) upon determining that defibrillation should be performed, automatically charges,
212 enabling delivery of, or automatically delivers, an electrical impulse through the chest wall and
213 to a person's heart.

214 [(3)] (2) "Bureau" means the Bureau of Emergency Medical Services, within the
215 department.

216 [(4)] (3) "Cardiopulmonary resuscitation" or "CPR" means artificial ventilation or
217 external chest compression applied to a person who is unresponsive and not breathing.

218 [(5)] (4) "Emergency medical dispatch center" means a public safety answering point,
219 as defined in Section 63H-7a-103, that is designated as an emergency medical dispatch center
220 by the bureau.

221 [(6)] (5) "Sudden cardiac arrest" means a life-threatening condition that results when a
222 person's heart stops or fails to produce a pulse.

223 Section 5. Section 35A-3-205 is amended to read:

224 **35A-3-205. Creation of committee.**

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

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

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

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

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

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

236 (a) one expert in early childhood development;

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

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

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

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

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

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

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

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

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

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

249 (l) one representative of children with disabilities;

250 (m) one representative from the state Head Start Association appointed by the
251 association;

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

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

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

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

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

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

264 (b) Notwithstanding the requirements of Subsection (5)(a), the appointing authority
265 shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the
266 terms of committee members are staggered so that approximately half of the committee is
267 appointed every two years.

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

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

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

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

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

- 276 (a) Section [63A-3-106](#);
- 277 (b) Section [63A-3-107](#); and
- 278 (c) rules made by the Division of Finance according to Sections [63A-3-106](#) and
- 279 [63A-3-107](#).

280 Section 6. Section **41-1a-230.7** is amended to read:

281 **41-1a-230.7. Registration checkoff for supporting search and rescue operations.**

282 (1) A person who applies for a motor vehicle registration or registration renewal may

283 designate a voluntary contribution of \$3 for the purpose of supporting ~~[(a) the Emergency~~

284 ~~Medical Services Grant Program; and (b)]~~ the Search and Rescue Financial Assistance

285 Program.

286 (2) This contribution shall be:

287 (a) collected by the division;

288 (b) treated as a voluntary contribution and not as a motor vehicle or off-highway

289 vehicle registration fee; and

290 (c) distributed ~~[equally to the Emergency Medical Services System Account created in~~

291 ~~Section [26-8a-108](#) and]~~ to the Search and Rescue Financial Assistance Program created in

292 Section [53-2a-1102](#) at least monthly, less actual administrative costs associated with collecting

293 and transferring the contributions.

294 (3) In addition to the administrative costs deducted under Subsection (2)(c), the

295 division may deduct the first \$1,000 collected to cover costs incurred to change the registration

296 form.

297 Section 7. Section **41-1a-422** is amended to read:

298 **41-1a-422. Support special group license plates -- Contributor -- Voluntary**

299 **contribution collection procedures.**

300 (1) As used in this section:

301 (a) (i) except as provided in Subsection (1)(a)(ii), "contributor" means a person who

302 has donated or in whose name at least \$25 has been donated to:

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

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

305 (C) the Division of Wildlife Resources for the Wildlife Resources Account created in

306 Section [23-14-13](#), for conservation of wildlife and the enhancement, preservation, protection,

- 307 access, and management of wildlife habitat;
- 308 (D) the Department of Agriculture and Food for the benefit of conservation districts;
- 309 (E) the Division of Outdoor Recreation for the benefit of snowmobile programs;
- 310 (F) the Guardian Ad Litem Services Account and the Children's Museum of Utah, with
- 311 the donation evenly divided between the two;
- 312 (G) the Boy Scouts of America for the benefit of a Utah Boy Scouts of America
- 313 council as specified by the contributor;
- 314 (H) No More Homeless Pets in Utah for distribution to organizations or individuals
- 315 that provide spay and neuter programs that subsidize the sterilization of domestic animals;
- 316 (I) the Utah Alliance of Boys and Girls Clubs, Inc. to provide and enhance youth
- 317 development programs;
- 318 (J) the Utah Association of Public School Foundations to support public education;
- 319 (K) the Utah Housing Opportunity Restricted Account created in Section [61-2-204](#) to
- 320 assist people who have severe housing needs;
- 321 (L) the Public Safety Honoring Heroes Restricted Account created in Section [53-1-118](#)
- 322 to support the families of fallen Utah Highway Patrol troopers and other Department of Public
- 323 Safety employees;
- 324 (M) the Division of Outdoor Recreation for distribution to organizations that provide
- 325 support for Zion National Park;
- 326 (N) the Firefighter Support Restricted Account created in Section [53-7-109](#) to support
- 327 firefighter organizations;
- 328 (O) the Share the Road Bicycle Support Restricted Account created in Section
- 329 [72-2-127](#) to support bicycle operation and safety awareness programs;
- 330 (P) the Cancer Research Restricted Account created in Section [26-21a-302](#) to support
- 331 cancer research programs;
- 332 (Q) Autism Awareness Restricted Account created in Section [53F-9-401](#) to support
- 333 autism awareness programs;
- 334 (R) Humanitarian Service and Educational and Cultural Exchange Restricted Account
- 335 created in Section [9-17-102](#) to support humanitarian service and educational and cultural
- 336 programs;
- 337 (S) Upon renewal of a prostate cancer support special group license plate, to the

338 Cancer Research Restricted Account created in Section [26-21a-302](#) to support cancer research
339 programs;

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

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

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

346 ~~[(W) the Children with Cancer Support Restricted Account created in Section~~
347 ~~[26-21a-304](#) for programs that provide assistance to children with cancer;]~~

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

350 ~~[(Y) the Children with Heart Disease Support Restricted Account created in Section~~
351 ~~[26-58-102](#);]~~

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

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

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

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

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

364 ~~[(EE)]~~ (AA) the Latino Community Support Restricted Account created in Section
365 [13-1-16](#);

366 ~~[(FF)]~~ (BB) the Allyson Gamble Organ Donation Contribution Fund created in Section
367 [26-18b-101](#);

368 ~~[(GG)]~~ (CC) public education on behalf of the Kiwanis International clubs, with the

369 amount of the donation required to cover the costs of issuing, ordering, or reordering Kiwanis
370 support special group plates, as determined by the State Tax Commission, deposited into the
371 Kiwanis Education Support Fund created in Section 53F-9-403, and all remaining donation
372 amounts deposited into the Uniform School Fund;

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

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

378 (ii) (A) For a veterans special group license plate described in Subsection (4) or
379 41-1a-421(1)(a)(v), "contributor" means a person who has donated or in whose name at least a
380 \$25 donation at the time of application and \$10 annual donation thereafter has been made.

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

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

385 (II) is a member of a trade organization for real estate licensees that has more than
386 15,000 Utah members.

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

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

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

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

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

398 (F) For a Utah Law Enforcement Memorial Support special group license plate,
399 "contributor" means a person who has donated or in whose name at least \$35 has been donated

400 at the time of application and annually thereafter.

401 (b) "Institution" means a state institution of higher education as defined under Section
402 [53B-3-102](#) or a private institution of higher education in the state accredited by a regional or
403 national accrediting agency recognized by the United States Department of Education.

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

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

410 (i) the name of the contributor;

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

412 (iii) the date of the donation; and

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

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

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

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

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

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

428 (b) This contribution shall be:

429 (i) unless collected by the named institution under Subsection (2), collected by the
430 division;

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

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

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

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

438 (B) the costs of replacing recognition special group license plates with new license
439 plates under Subsection [41-1a-1211](#)(13).

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

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

444 (i) snowmobile license plates; or

445 (ii) conservation license plates.

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

448 Section 8. Section **53-2a-603** is amended to read:

449 **53-2a-603. State Disaster Recovery Restricted Account.**

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

452 (b) The disaster recovery account consists of:

453 (i) money deposited into the disaster recovery account in accordance with Section
454 [63J-1-314](#);

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

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

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

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

459 (I) the division; or

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

461 (c) The Division of Finance shall deposit interest or other earnings derived from

462 investment of account money into the General Fund.

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

465 (a) (i) subject to Section 53-2a-606, in any fiscal year the division may expend or
466 commit to expend an amount that does not exceed \$500,000, in accordance with Section
467 53-2a-604, to fund costs to the state of emergency disaster services in response to a declared
468 disaster;

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

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

475 (B) subject to Subsection (5), provides written notice of the expenditure or
476 commitment to expend to the speaker of the House of Representatives, the president of the
477 Senate, the Division of Finance, the Executive Offices and Criminal Justice Appropriations
478 Subcommittee, the Legislative Management Committee, and the Office of the Legislative
479 Fiscal Analyst no later than 72 hours after making the expenditure or commitment to expend;
480 and

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

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

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

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

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

492 (A) in accordance with Section 39A-3-103, the governor orders into active service the

493 National Guard in response to a declared disaster; and

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

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

499 (i) emergency disaster services;

500 (ii) emergency preparedness; or

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

505 (c) to fund the Local Government Emergency Response Loan Fund created in Section
506 53-2a-607;

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

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

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

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

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

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

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

520 (3) All funding provided in advance to an agent of the state and subsequently
521 reimbursed shall be credited to the account.

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

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

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

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

534 (6) The division:

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

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

538 Section 9. Section 59-10-1304 is amended to read:

539 **59-10-1304. Removal of designation and prohibitions on collection for certain**
 540 **contributions on income tax return -- Conditions for removal and prohibitions on**
 541 **collection -- Commission publication requirements.**

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

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

548 (i) the contribution provided for in Section 59-10-1306;

549 [~~(ii) the sum of the contributions provided for in Subsection 59-10-1307(1);~~]

550 [~~(iii)~~] (ii) the contribution provided for in Section 59-10-1308;

551 [~~(iv)~~] (iii) the contribution provided for in Section 59-10-1315;

552 [~~(v) the contribution provided for in Section 59-10-1318;~~]

553 [~~(vi)~~] (iv) the contribution provided for in Section 59-10-1319; or

554 [~~(vii)~~] (v) the contribution provided for in Section 59-10-1320.

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

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

562 (b) The list shall:

563 (i) be published on:

564 (A) the commission's website; and

565 (B) the public legal notice website in accordance with Section [45-1-101](#);

566 (ii) include a statement that the commission:

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

568 (B) may not collect the contribution;

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

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

573 Section 10. Section **62A-15-1801** is amended to read:

574 **62A-15-1801. Definitions.**

575 As used in this part:

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

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

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

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

586 (4) "Mental health therapist" means the same as that term is defined in Section
587 [58-60-102](#).

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

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

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

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

596 Section 11. Section **63A-5b-1107** is amended to read:

597 **63A-5b-1107. Development of new correctional facilities.**

598 (1) As used in this section:

599 (a) "Committee" means the Legislative Management Committee created in Section
600 [36-12-6](#).

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

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

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

606 (ii) site improvement; and

607 (iii) the acquisition, construction, equipping, or furnishing of facilities, structures,
608 infrastructure, roads, parking facilities, utilities, and improvements, whether on or off the
609 selected site, that are necessary, incidental, or convenient to the development of new
610 correctional facilities on the selected site.

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

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

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

616 (i) enter into contracts with persons providing professional and construction services

617 for the prison project;

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

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

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

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

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

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

630 (4) All contracts associated with the design or construction of new correctional
631 facilities shall be awarded and managed by the division in accordance with Title 63G, Chapter
632 6a, Utah Procurement Code, and this section.

633 (5) The division shall coordinate with the Department of Corrections, created in
634 Section 64-13-2, and the State Commission on Criminal and Juvenile Justice, created in
635 Section 63M-7-201, during the prison project to help ensure that the design and construction of
636 new correctional facilities are conducive to and consistent with, and help to implement any
637 reforms of or changes to, the state's corrections system and corrections programs.

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

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

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

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

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

646 [~~(7)~~] (6) (a) There is created a capital projects fund known as the "Prison Project
647 Fund."

648 (b) The fund consists of:
649 (i) money appropriated to the fund by the Legislature; and
650 (ii) proceeds from the issuance of bonds authorized in Section 63B-25-101 to provide
651 funding for the prison project.

652 (c) (i) The fund shall earn interest or other earnings.
653 (ii) The Division of Finance shall deposit interest or other earnings derived from the
654 investment of fund money into the fund.

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

656 Section 12. Section 63C-9-501 is amended to read:

657 **63C-9-501. Soliciting donations.**

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

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

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

662 (2) (a) Property provided by those entities is the property of the state and is under the
663 control of the board.

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

666 (3) The board:

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

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

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

674 Section 13. Section 63I-1-263 is amended to read:

675 **63I-1-263. Repeal dates: Titles 63A to 63N.**

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

678 (2) Section 63A-5b-1003, State Facility Energy Efficiency Fund, is repealed July 1,

679 2023.

680 (3) Sections [63A-9-301](#) and [63A-9-302](#), related to the Motor Vehicle Review
681 Committee, are repealed July 1, 2023.

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

683 (a) Section [63A-18-102](#) is repealed;

684 (b) Section [63A-18-201](#) is repealed; and

685 (c) Section [63A-18-202](#) is repealed.

686 (5) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
687 1, 2028.

688 (6) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
689 2025.

690 (7) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,
691 2024.

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

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

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

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

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

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

702 (14) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,
703 2028.

704 (15) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
705 2024.

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

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

709 [~~(18)~~] (17) Subsection [~~[63J-1-602.2](#)(6)~~] [63J-1-602.2](#)(7), referring to dedicated credits

710 to the Utah Marriage Commission, is repealed July 1, 2023.

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

713 ~~[(20) (18) Subsection [63J-1-602.2(26)] 63J-1-602.2(25), related to the Utah Seismic~~
714 ~~Safety Commission, is repealed January 1, 2025.~~

715 ~~[(21) (19) Title 63L, Chapter 11, Part 4, Resource Development Coordinating~~
716 ~~Committee, is repealed July 1, 2027.~~

717 ~~[(22) (20) In relation to the Utah Substance Use and Mental Health Advisory Council,~~
718 ~~on January 1, 2033:~~

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

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

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

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

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

726 ~~"(2) The commission shall:~~

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

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

731 ~~[(23) (21) The Crime Victim Reparations and Assistance Board, created in Section~~
732 ~~63M-7-504, is repealed July 1, 2027.~~

733 ~~[(24) (22) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,~~
734 ~~2026.~~

735 ~~[(25) (23) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is~~
736 ~~repealed January 1, 2025.~~

737 ~~[(26) (24) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.~~

738 ~~[(27) (25) Section 63N-2-512, related to the Hotel Impact Mitigation Fund, is repealed~~
739 ~~July 1, 2028.~~

740 ~~[(28) (26) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is~~

741 repealed July 1, 2027.

742 ~~[(29)]~~ (27) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant
743 Program, is repealed July 1, 2025.

744 ~~[(30)]~~ (28) In relation to the Rural Employment Expansion Program, on July 1, 2023:

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

747 (b) Subsection [63N-4-805\(5\)\(b\)](#), referring to the Rural Employment Expansion
748 Program, is repealed.

749 ~~[(31)]~~ (29) In relation to the Board of Tourism Development, on July 1, 2025:

750 (a) Subsection [63N-2-511\(1\)\(b\)](#), which defines "tourism board," is repealed;

751 (b) Subsections [63N-2-511\(3\)\(a\)](#) and (5), the language that states "tourism board" is
752 repealed and replaced with "Utah Office of Tourism";

753 (c) Subsection [63N-7-101\(1\)](#), which defines "board," is repealed;

754 (d) Subsection [63N-7-102\(3\)\(c\)](#), which requires the Utah Office of Tourism to receive
755 approval from the Board of Tourism Development, is repealed; and

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

757 ~~[(32)]~~ (30) Subsection [63N-8-103\(3\)\(c\)](#), which allows the Governor's Office of
758 Economic Opportunity to issue an amount of tax credit certificates only for rural productions,
759 is repealed on July 1, 2024.

760 Section 14. Section **63J-1-602.1** is amended to read:

761 **63J-1-602.1. List of nonlapsing appropriations from accounts and funds.**

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

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

765 ~~[(2)]~~ (1) The Native American Repatriation Restricted Account created in Section
766 [9-9-407](#).

767 ~~[(3)]~~ (2) The Martin Luther King, Jr. Civil Rights Support Restricted Account created
768 in Section [9-18-102](#).

769 ~~[(4)]~~ (3) The National Professional Men's Soccer Team Support of Building
770 Communities Restricted Account created in Section [9-19-102](#).

771 ~~[(5)]~~ (4) Funds collected for directing and administering the C-PACE district created in

772 Section [11-42a-106](#).

773 ~~[(6)]~~ (5) Money received by the Utah Inland Port Authority, as provided in Section
774 [11-58-105](#).

775 ~~[(7)]~~ (6) The "Latino Community Support Restricted Account" created in Section
776 [13-1-16](#).

777 ~~[(8)]~~ (7) The Clean Air Support Restricted Account created in Section [19-1-109](#).

778 ~~[(9)]~~ (8) The Division of Air Quality Oil, Gas, and Mining Restricted Account created
779 in Section [19-2a-106](#).

780 ~~[(10)]~~ (9) The Division of Water Quality Oil, Gas, and Mining Restricted Account
781 created in Section [19-5-126](#).

782 ~~[(11)]~~ (10) The "Support for State-Owned Shooting Ranges Restricted Account"
783 created in Section [23-14-13.5](#).

784 ~~[(12)]~~ (11) Award money under the State Asset Forfeiture Grant Program, as provided
785 under Section [24-4-117](#).

786 ~~[(13)]~~ (12) Funds collected from the program fund for local health department
787 expenses incurred in responding to a local health emergency under Section [26-1-38](#).

788 ~~[(14) The Children with Cancer Support Restricted Account created in Section
789 [26-21a-304](#).]~~

790 ~~[(15)]~~ (13) State funds for matching federal funds in the Children's Health Insurance
791 Program as provided in Section [26-40-108](#).

792 ~~[(16) The Children with Heart Disease Support Restricted Account created in Section
793 [26-58-102](#).]~~

794 ~~[(17)]~~ (14) The Technology Development Restricted Account created in Section
795 [31A-3-104](#).

796 ~~[(18)]~~ (15) The Criminal Background Check Restricted Account created in Section
797 [31A-3-105](#).

798 ~~[(19)]~~ (16) The Captive Insurance Restricted Account created in Section [31A-3-304](#),
799 except to the extent that Section [31A-3-304](#) makes the money received under that section free
800 revenue.

801 ~~[(20)]~~ (17) The Title Licensee Enforcement Restricted Account created in Section
802 [31A-23a-415](#).

- 803 [~~(21)~~] (18) The Health Insurance Actuarial Review Restricted Account created in
804 Section 31A-30-115.
- 805 [~~(22)~~] (19) The Insurance Fraud Investigation Restricted Account created in Section
806 31A-31-108.
- 807 [~~(23)~~] (20) The Underage Drinking Prevention Media and Education Campaign
808 Restricted Account created in Section 32B-2-306.
- 809 [~~(24)~~] (21) The Drinking While Pregnant Prevention Media and Education Campaign
810 Restricted Account created in Section 32B-2-308.
- 811 [~~(25)~~] (22) The School Readiness Restricted Account created in Section 35A-15-203.
- 812 [~~(26)~~] (23) Money received by the Utah State Office of Rehabilitation for the sale of
813 certain products or services, as provided in Section 35A-13-202.
- 814 [~~(27)~~] (24) The Oil and Gas Administrative Penalties Account created in Section
815 40-6-11.
- 816 [~~(28)~~] (25) The Oil and Gas Conservation Account created in Section 40-6-14.5.
- 817 [~~(29)~~] (26) The Division of Oil, Gas, and Mining Restricted account created in Section
818 40-6-23.
- 819 [~~(30)~~] (27) The Electronic Payment Fee Restricted Account created by Section
820 41-1a-121 to the Motor Vehicle Division.
- 821 [~~(31)~~] (28) The Motor Vehicle Enforcement Division Temporary Permit Restricted
822 Account created by Section 41-3-110 to the State Tax Commission.
- 823 [~~(32)~~] (29) The Utah Law Enforcement Memorial Support Restricted Account created
824 in Section 53-1-120.
- 825 [~~(33)~~] (30) The State Disaster Recovery Restricted Account to the Division of
826 Emergency Management, as provided in Section 53-2a-603.
- 827 [~~(34)~~] (31) The Post Disaster Recovery and Mitigation Restricted Account created in
828 Section 53-2a-1302.
- 829 [~~(35)~~] (32) The Department of Public Safety Restricted Account to the Department of
830 Public Safety, as provided in Section 53-3-106.
- 831 [~~(36)~~] (33) The Utah Highway Patrol Aero Bureau Restricted Account created in
832 Section 53-8-303.
- 833 [~~(37)~~] (34) The DNA Specimen Restricted Account created in Section 53-10-407.

- 834 [~~(38)~~] (35) The Canine Body Armor Restricted Account created in Section 53-16-201.
- 835 [~~(39)~~] (36) The Technical Colleges Capital Projects Fund created in Section
- 836 53B-2a-118.
- 837 [~~(40)~~] (37) The Higher Education Capital Projects Fund created in Section
- 838 53B-22-202.
- 839 [~~(41)~~] (38) A certain portion of money collected for administrative costs under the
- 840 School Institutional Trust Lands Management Act, as provided under Section 53C-3-202.
- 841 [~~(42)~~] (39) The Public Utility Regulatory Restricted Account created in Section
- 842 54-5-1.5, subject to Subsection 54-5-1.5(4)(d).
- 843 [~~(43)~~] (40) Funds collected from a surcharge fee to provide certain licensees with
- 844 access to an electronic reference library, as provided in Section 58-3a-105.
- 845 [~~(44)~~] (41) Certain fines collected by the Division of Professional Licensing for
- 846 violation of unlawful or unprofessional conduct that are used for education and enforcement
- 847 purposes, as provided in Section 58-17b-505.
- 848 [~~(45)~~] (42) Funds collected from a surcharge fee to provide certain licensees with
- 849 access to an electronic reference library, as provided in Section 58-22-104.
- 850 [~~(46)~~] (43) Funds collected from a surcharge fee to provide certain licensees with
- 851 access to an electronic reference library, as provided in Section 58-55-106.
- 852 [~~(47)~~] (44) Funds collected from a surcharge fee to provide certain licensees with
- 853 access to an electronic reference library, as provided in Section 58-56-3.5.
- 854 [~~(48)~~] (45) Certain fines collected by the Division of Professional Licensing for use in
- 855 education and enforcement of the Security Personnel Licensing Act, as provided in Section
- 856 58-63-103.
- 857 [~~(49)~~] (46) The Relative Value Study Restricted Account created in Section 59-9-105.
- 858 [~~(50)~~] (47) The Cigarette Tax Restricted Account created in Section 59-14-204.
- 859 [~~(51)~~] (48) Funds paid to the Division of Real Estate for the cost of a criminal
- 860 background check for a mortgage loan license, as provided in Section 61-2c-202.
- 861 [~~(52)~~] (49) Funds paid to the Division of Real Estate for the cost of a criminal
- 862 background check for principal broker, associate broker, and sales agent licenses, as provided
- 863 in Section 61-2f-204.
- 864 [~~(53)~~] (50) Certain funds donated to the Department of Health and Human Services, as

865 provided in Section [26B-1-202](#).

866 [~~(54)~~] [\(51\)](#) The National Professional Men's Basketball Team Support of Women and
867 Children Issues Restricted Account created in Section [26B-1-302](#).

868 [~~(55)~~] [\(52\)](#) Certain funds donated to the Division of Child and Family Services, as
869 provided in Section [80-2-404](#).

870 [~~(56)~~] [\(53\)](#) The Choose Life Adoption Support Restricted Account created in Section
871 [80-2-502](#).

872 [~~(57)~~] [\(54\)](#) Funds collected by the Office of Administrative Rules for publishing, as
873 provided in Section [63G-3-402](#).

874 [~~(58)~~] [\(55\)](#) The Immigration Act Restricted Account created in Section [63G-12-103](#).

875 [~~(59)~~] [\(56\)](#) Money received by the military installation development authority, as
876 provided in Section [63H-1-504](#).

877 [~~(60)~~] [\(57\)](#) The Computer Aided Dispatch Restricted Account created in Section
878 [63H-7a-303](#).

879 [~~(61)~~] [\(58\)](#) The Unified Statewide 911 Emergency Service Account created in Section
880 [63H-7a-304](#).

881 [~~(62)~~] [\(59\)](#) The Utah Statewide Radio System Restricted Account created in Section
882 [63H-7a-403](#).

883 [~~(63)~~] [\(60\)](#) The Utah Capital Investment Restricted Account created in Section
884 [63N-6-204](#).

885 [~~(64)~~] [\(61\)](#) The Motion Picture Incentive Account created in Section [63N-8-103](#).

886 [~~(65)~~] [\(62\)](#) Certain money payable for expenses of the Pete Suazo Utah Athletic
887 Commission, as provided under Section [63N-10-301](#).

888 [~~(66)~~] [\(63\)](#) Funds collected by the housing of state probationary inmates or state parole
889 inmates, as provided in Subsection [64-13e-104\(2\)](#).

890 [~~(67)~~] [\(64\)](#) Certain forestry and fire control funds utilized by the Division of Forestry,
891 Fire, and State Lands, as provided in Section [65A-8-103](#).

892 [~~(68)~~] [\(65\)](#) The Amusement Ride Safety Restricted Account, as provided in Section
893 [72-16-204](#).

894 [~~(69)~~] [\(66\)](#) Certain funds received by the Office of the State Engineer for well drilling
895 fines or bonds, as provided in Section [73-3-25](#).

896 ~~[(70)]~~ (67) The Water Resources Conservation and Development Fund, as provided in
897 Section 73-23-2.

898 ~~[(71)]~~ (68) Funds donated or paid to a juvenile court by private sources, as provided in
899 Subsection 78A-6-203(1)(c).

900 ~~[(72)]~~ (69) Fees for certificate of admission created under Section 78A-9-102.

901 ~~[(73)]~~ (70) Funds collected for adoption document access as provided in Sections
902 78B-6-141, 78B-6-144, and 78B-6-144.5.

903 ~~[(74)]~~ (71) Funds collected for indigent defense as provided in Title 78B, Chapter 22,
904 Part 4, Utah Indigent Defense Commission.

905 ~~[(75)]~~ (72) The Utah Geological Survey Oil, Gas, and Mining Restricted Account
906 created in Section 79-3-403.

907 ~~[(76)]~~ (73) Revenue for golf user fees at the Wasatch Mountain State Park, Palisades
908 State Park, and Green River State Park, as provided under Section 79-4-403.

909 ~~[(77)]~~ (74) Funds donated as described in Section 41-1a-422 for the State Park Fees
910 Restricted Account created in Section 79-4-402 for support of the Division of State Parks' dark
911 sky initiative.

912 ~~[(78)]~~ (75) Certain funds received by the Division of State Parks from the sale or
913 disposal of buffalo, as provided under Section 79-4-1001.

914 Section 15. Section **63J-1-602.2** is amended to read:

915 **63J-1-602.2. List of nonlapsing appropriations to programs.**

916 Appropriations made to the following programs are nonlapsing:

- 917 (1) The Legislature and the Legislature's committees.
918 (2) The State Board of Education, including all appropriations to agencies, line items,
919 and programs under the jurisdiction of the State Board of Education, in accordance with
920 Section 53F-9-103.

921 (3) The Rangeland Improvement Act created in Section 4-20-101.

922 ~~[(3)]~~ (4) The Percent-for-Art Program created in Section 9-6-404.

923 ~~[(4)]~~ (5) The LeRay McAllister Critical Land Conservation Program created in Section
924 4-46-301.

925 ~~[(5)]~~ (6) The Utah Lake Authority created in Section 11-65-201.

926 ~~[(6)]~~ (7) Dedicated credits accrued to the Utah Marriage Commission as provided

- 927 under Subsection [17-16-21\(2\)\(d\)\(ii\)](#).
- 928 ~~[(7)]~~ (8) The Division of Wildlife Resources for the appraisal and purchase of lands
929 under the Pelican Management Act, as provided in Section [23-21a-6](#).
- 930 ~~[(8) The Emergency Medical Services Grant Program in Section [26-8a-207](#).]~~
- 931 (9) The primary care grant program created in Section [26-10b-102](#).
- 932 (10) Sanctions collected as dedicated credits from Medicaid providers under
933 Subsection [26-18-3\(7\)](#).
- 934 (11) The Utah Health Care Workforce Financial Assistance Program created in Section
935 [26-46-102](#).
- 936 (12) The Rural Physician Loan Repayment Program created in Section [26-46a-103](#).
- 937 (13) The Opiate Overdose Outreach Pilot Program created in Section [26-55-107](#).
- 938 (14) The Utah Medical Education Council for the:
- 939 (a) administration of the Utah Medical Education Program created in Section
940 [26-69-403](#);
- 941 (b) provision of medical residency grants described in Section [26-69-407](#); and
- 942 (c) provision of the forensic psychiatric fellowship grant described in Section
943 [26-69-408](#).
- 944 (15) Funds that the Department of Alcoholic Beverage Services retains in accordance
945 with Subsection [32B-2-301\(8\)\(a\)](#) or (b).
- 946 (16) The General Assistance program administered by the Department of Workforce
947 Services, as provided in Section [35A-3-401](#).
- 948 (17) The Utah National Guard, created in Title 39, Militia and Armories.
- 949 (18) The State Tax Commission under Section [41-1a-1201](#) for the:
- 950 (a) purchase and distribution of license plates and decals; and
- 951 (b) administration and enforcement of motor vehicle registration requirements.
- 952 (19) The Search and Rescue Financial Assistance Program, as provided in Section
953 [53-2a-1102](#).
- 954 (20) The Motorcycle Rider Education Program, as provided in Section [53-3-905](#).
- 955 (21) The Utah Board of Higher Education for teacher preparation programs, as
956 provided in Section [53B-6-104](#).
- 957 (22) Innovation grants under Section [53G-10-608](#), except as provided in Subsection

958 [53G-10-608\(6\)](#).

959 (23) The Division of Services for People with Disabilities, as provided in Section
960 [62A-5-102](#).

961 (24) The Division of Fleet Operations for the purpose of upgrading underground
962 storage tanks under Section [63A-9-401](#).

963 (25) The Utah Seismic Safety Commission, as provided in Section [63C-6-104](#).

964 (26) The Division of Technology Services for technology innovation as provided under
965 Section [63A-16-903](#).

966 (27) The State Capitol Preservation Board created by Section [63C-9-201](#).

967 [~~(27)~~] (28) The Office of Administrative Rules for publishing, as provided in Section
968 [63G-3-402](#).

969 [~~(28)~~] (29) The Colorado River Authority of Utah, created in Title 63M, Chapter 14,
970 Colorado River Authority of Utah Act.

971 [~~(29)~~] (30) The Governor's Office of Economic Opportunity to fund the Enterprise
972 Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.

973 [~~(30)~~] (31) The Governor's Office of Economic Opportunity's Rural Employment
974 Expansion Program, as described in Title 63N, Chapter 4, Part 4, Rural Employment
975 Expansion Program.

976 [~~(31)~~] (32) Programs for the Jordan River Recreation Area as described in Section
977 [65A-2-8](#).

978 [~~(32)~~] (33) The Division of Human Resource Management user training program, as
979 provided in Section [63A-17-106](#).

980 [~~(33)~~] (34) A public safety answering point's emergency telecommunications service
981 fund, as provided in Section [69-2-301](#).

982 [~~(34)~~] (35) The Traffic Noise Abatement Program created in Section [72-6-112](#).

983 [~~(35)~~] (36) The money appropriated from the Navajo Water Rights Negotiation
984 Account to the Division of Water Rights, created in Section [73-2-1.1](#), for purposes of
985 participating in a settlement of federal reserved water right claims.

986 [~~(36)~~] (37) The Judicial Council for compensation for special prosecutors, as provided
987 in Section [77-10a-19](#).

988 [~~(37)~~] (38) A state rehabilitative employment program, as provided in Section

989 78A-6-210.

990 [~~(38)~~] (39) The Utah Geological Survey, as provided in Section 79-3-401.

991 [~~(39)~~] (40) The Bonneville Shoreline Trail Program created under Section 79-5-503.

992 [~~(40)~~] (41) Adoption document access as provided in Sections 78B-6-141, 78B-6-144,
993 and 78B-6-144.5.

994 [~~(41)~~] (42) Indigent defense as provided in Title 78B, Chapter 22, Part 4, Utah Indigent
995 Defense Commission.

996 [~~(42)~~] (43) The program established by the Division of Facilities Construction and
997 Management under Section 63A-5b-703 under which state agencies receive an appropriation
998 and pay lease payments for the use and occupancy of buildings owned by the Division of
999 Facilities Construction and Management.

1000 [~~(43)~~] (44) The State Tax Commission for reimbursing counties for deferred property
1001 taxes in accordance with Section 59-2-1802.

1002 Section 16. Section 63M-7-303 is amended to read:

1003 **63M-7-303. Duties of council.**

1004 (1) The Utah Substance Use and Mental Health Advisory Council shall:

1005 (a) provide leadership and generate unity for Utah's ongoing efforts to reduce and
1006 eliminate the impact of substance use and mental health disorders in Utah through a
1007 comprehensive and evidence-based prevention, treatment, and justice strategy;

1008 (b) recommend and coordinate the creation, dissemination, and implementation of
1009 statewide policies to address substance use and mental health disorders;

1010 (c) facilitate planning for a balanced continuum of substance use and mental health
1011 disorder prevention, treatment, and justice services;

1012 (d) promote collaboration and mutually beneficial public and private partnerships;

1013 (e) coordinate recommendations made by any committee created under Section
1014 63M-7-302;

1015 (f) analyze and provide an objective assessment of all proposed legislation concerning
1016 substance use, mental health, and related issues;

1017 (g) coordinate the implementation of Section 77-18-104 and related provisions in
1018 Subsections 77-18-103(2)(c) and (d), as provided in Section 63M-7-305;

1019 (h) comply with [~~Sections 32B-2-306 and 62A-15-403~~] Section 32B-2-306; and

1020 (i) oversee coordination for the funding, implementation, and evaluation of suicide
1021 prevention efforts described in Section [62A-15-1101](#).

1022 (2) The council shall meet quarterly or more frequently as determined necessary by the
1023 chair.

1024 (3) The council shall report the council's recommendations annually to the
1025 commission, governor, the Legislature, and the Judicial Council.

1026 Section 17. Section **67-19f-201** is amended to read:

1027 **67-19f-201. State Employees Annual Leave Trust Fund -- Creation -- Oversight --**
1028 **Dissolution.**

1029 (1) There is created a trust fund entitled the "State Employees' Annual Leave Trust
1030 Fund."

1031 (2) The trust fund consists of:

1032 (a) ongoing revenue provided from a state agency set aside for accrued annual leave II
1033 required under Section [63A-17-510](#);

1034 (b) appropriations made to the trust fund by the Legislature, if any;

1035 (c) transfers from the termination pool described in Subsection [63A-17-510\(6\)](#) made
1036 by the Division of Finance to the trust fund for annual leave liabilities accrued before the
1037 change date established under Section [63A-17-510](#);

1038 (d) income; and

1039 (e) revenue received from other sources.

1040 (3) (a) The Division of Finance shall account for the receipt and expenditures of trust
1041 fund money.

1042 (b) The Division of Finance shall make the necessary adjustments to the amount of set
1043 aside costs required under Subsection [63A-17-510\(4\)\(a\)](#) to provide that upon the trust fund's
1044 accrual of funding equal to 10% of the annual leave liability, year-end trust fund balances
1045 remain equal to at least 10% of the total state employee annual leave liability.

1046 (4) (a) The state treasurer shall invest trust fund money by following the procedures
1047 and requirements of Part 3, Investment of Trust Funds.

1048 (b) (i) The trust fund shall earn interest.

1049 (ii) The state treasurer shall deposit all interest or other income earned from investment
1050 of the trust fund back into the trust fund.

1051 (5) The board of trustees created in Section 67-19f-202 may expend money from the
1052 trust fund for:

1053 (a) reimbursement to the employer of the costs paid to the trust fund in accordance
1054 with Section 63A-17-510 as annual leave II is used by an employee;

1055 (b) payments based on accrued annual leave and on accrued annual leave II that are
1056 made upon termination of an employee; [~~and~~]

1057 (c) refunds for overpayments; and

1058 [~~(c)~~] (d) reasonable administrative costs that the board of trustees incurs in performing
1059 its duties as trustee of the trust fund.

1060 (6) The board of trustees shall ensure that:

1061 (a) money deposited into the trust fund is irrevocable and is expended only for the
1062 costs described in Subsection (5); and

1063 (b) assets of the trust fund are dedicated to providing annual leave and annual leave II
1064 established by statute and rule.

1065 (7) A creditor of the board of trustees or a state agency liable for annual leave benefits
1066 may not seize, attach, or otherwise obtain assets of the trust fund.

1067 Section 18. **Repealer.**

1068 This bill repeals:

1069 Section 4-42-101, Title.

1070 Section 4-42-102, **Utah Intracurricular Student Organization Support for**
1071 **Agricultural Education and Leadership Restricted Account.**

1072 Section 23-30-101, Title.

1073 Section 23-30-102, **Definitions.**

1074 Section 23-30-103, **Mule Deer Protection Account -- Contents -- Use of Funds.**

1075 Section 23-30-104, **Rulemaking authority, coordination, and administration for**
1076 **predator control.**

1077 Section 26-8a-108, **Emergency Medical Services System Account.**

1078 Section 26-8a-207, **Emergency Medical Services Grant Program.**

1079 Section 26-8b-601, **Title.**

1080 Section 26-8b-602, **Automatic External Defibrillator Restricted Account.**

1081 Section 26-10-11, **Children's Hearing Aid Program -- Advisory Committee --**

- 1082 **Restricted Account -- Rulemaking.**
- 1083 Section **26-21a-304**, Children with Cancer Support Restricted Account.
- 1084 Section **26-58-101**, Title.
- 1085 Section **26-58-102**, Children with Heart Disease Support Restricted Account.
- 1086 Section **32B-2-308**, Drinking while pregnant prevention media and education
- 1087 **campaign restricted account.**
- 1088 Section **35A-3-206**, Child Care Fund -- Use of money -- Committee and director
- 1089 **duties -- Restrictions.**
- 1090 Section **39A-8-105**, West Traverse Sentinel Landscape Fund.
- 1091 Section **51-11-101**, Title.
- 1092 Section **51-11-102**, Definitions.
- 1093 Section **51-11-201**, Winter Sports Venue Grant Fund.
- 1094 Section **53F-9-205**, Invest More for Education Account.
- 1095 Section **59-10-1307**, Contributions for education.
- 1096 Section **59-10-1318**, Contribution to Invest More for Education Account.
- 1097 Section **62A-15-403**, Drinking while pregnant prevention media and education
- 1098 **campaign.**
- 1099 Section **62A-15-1501**, Definitions.
- 1100 Section **62A-15-1502**, Survivors of Suicide Loss Account.
- 1101 Section **62A-15-1601**, Definitions.
- 1102 Section **62A-15-1602**, Psychiatric and Psychotherapeutic Consultation Program
- 1103 **Account.**
- 1104 Section **63C-9-502**, Fund created -- Donations.
- 1105 Section **73-10g-204**, Agricultural Water Optimization Account.
- 1106 Section **80-2-502**, Choose Life Adoption Support Restricted Account.
- 1107 Section 19. **Coordinating S.B. 272 with H.B. 12 -- Superseding amendments --**
- 1108 **Omitting substantive changes.**
- 1109 If this S.B. 272 and H.B. 12, Department of Commerce Electronic Payment Fees, both
- 1110 pass and become law, it is the intent of the Legislature that the Office of Legislative Research
- 1111 and General Counsel, in preparing the Utah Code database for publication:
- 1112 (1) amend Subsection **31-1-17(5)** of H.B. 12 to read:

1113 "(5) (a) The account balance may not exceed \$1,000,000 at the end of each fiscal year.
1114 (b) At the end of each fiscal year, the Division of Finance shall transfer into the
1115 General Fund any funds in the account that exceed an account balance of \$1,000,000."; and
1116 (2) not make the changes in H.B. 12 Section 3.