

Senator Don L. Ipson proposes the following substitute bill:

FUNDS AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Don L. Ipson

House Sponsor: Robert M. Spendlove

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 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



26 Education Campaign;

27 ▶ repeals the West Traverse Sentinel Landscape Fund;

28 ▶ repeals the Prison Development Restricted Account;

29 ▶ repeals the State Capitol Fund;

30 ▶ repeals the Child Care Fund;

31 ▶ repeals the Invest More for Education Account and its associated tax return

32 contribution option;

33 ▶ amends provisions relating to the tax return contribution option for school districts

34 and school district foundations;

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 **59-10-1307**, as last amended by Laws of Utah 2018, Chapter 415

56 **62A-15-1801**, as enacted by Laws of Utah 2020, Chapter 304

57 **63A-5b-1107**, as last amended by Laws of Utah 2020, Chapter 354 and renumbered and
58 amended by Laws of Utah 2020, Chapter 152

59 **63C-9-501**, as last amended by Laws of Utah 2014, Chapter 172

60 **63I-1-263**, as last amended by Laws of Utah 2022, Chapters 23, 34, 68, 153, 218, 236,
61 249, 274, 296, 313, 361, 362, 417, 419, and 472

62 **63J-1-602.1**, as last amended by Laws of Utah 2022, Chapters 48, 191, 255, 335, 415,
63 and 451

64 **63J-1-602.2**, as last amended by Laws of Utah 2022, Chapters 59, 68, 154, 224, 236,
65 242, and 447 and last amended by Coordination Clause, Laws of Utah 2022,
66 Chapter 154

67 **63M-7-303**, as last amended by Laws of Utah 2022, Chapter 211

68 **67-19f-201**, as last amended by Laws of Utah 2021, Chapter 344

69 REPEALS:

70 **4-42-101**, as enacted by Laws of Utah 2017, Chapter 194

71 **4-42-102**, as enacted by Laws of Utah 2017, Chapter 194

72 **23-30-103**, as enacted by Laws of Utah 2012, Chapter 143

73 **26-8b-601**, as enacted by Laws of Utah 2013, Chapter 99

74 **26-8b-602**, as last amended by Laws of Utah 2014, Chapter 109

75 **26-10-11**, as last amended by Laws of Utah 2021, Chapter 50

76 **26-21a-304**, as enacted by Laws of Utah 2016, Chapter 46

77 **26-58-101**, as enacted by Laws of Utah 2016, Chapter 71

78 **26-58-102**, as enacted by Laws of Utah 2016, Chapter 71

79 **32B-2-308**, as last amended by Laws of Utah 2022, Chapter 255

80 **35A-3-206**, as last amended by Laws of Utah 2015, Chapter 221

81 **39A-8-105**, as renumbered and amended by Laws of Utah 2022, Chapter 373

82 **53F-9-205**, as renumbered and amended by Laws of Utah 2018, Chapter 2

83 **59-10-1318**, as last amended by Laws of Utah 2018, Chapter 415

84 **62A-15-403**, as renumbered and amended by Laws of Utah 2022, Chapter 211

85 **62A-15-1501**, as last amended by Laws of Utah 2021, Chapter 277

86 **62A-15-1502**, as last amended by Laws of Utah 2021, Chapter 277

87 **62A-15-1601**, as last amended by Laws of Utah 2021, Chapter 278

88 [62A-15-1602](#), as last amended by Laws of Utah 2021, Chapter 278

89 [63C-9-502](#), as last amended by Laws of Utah 2015, Chapter 314

90 [80-2-502](#), as renumbered and amended by Laws of Utah 2022, Chapter 334

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

92 [13-1-17](#), Utah Code Annotated 1953



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

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

96 **26-8b-102. Definitions.**

97 As used in this chapter:

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

100 ~~[(2)]~~ (1) "Automatic external defibrillator" or "AED" means an automated or automatic
101 computerized medical device that:

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

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

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

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

111 ~~[(3)]~~ (2) "Bureau" means the Bureau of Emergency Medical Services, within the
112 department.

113 ~~[(4)]~~ (3) "Cardiopulmonary resuscitation" or "CPR" means artificial ventilation or
114 external chest compression applied to a person who is unresponsive and not breathing.

115 ~~[(5)]~~ (4) "Emergency medical dispatch center" means a public safety answering point,
116 as defined in Section [63H-7a-103](#), that is designated as an emergency medical dispatch center
117 by the bureau.

118 ~~[(6)]~~ (5) "Sudden cardiac arrest" means a life-threatening condition that results when a

119 person's heart stops or fails to produce a pulse.

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

121 **35A-3-205. Creation of committee.**

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

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

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

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

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

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

133 (a) one expert in early childhood development;

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

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

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

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

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

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

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

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

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

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

146 (l) one representative of children with disabilities;

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

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

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

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

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

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

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

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

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

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

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

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

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

173 (a) Section [63A-3-106](#);

174 (b) Section [63A-3-107](#); and

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

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

178 **41-1a-418. Authorized special group license plates.**

179 (1) The division shall only issue special group license plates in accordance with this
180 section through Section [41-1a-422](#) to a person who is specified under this section within the

181 categories listed as follows:

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

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

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

185 (ii) former prisoner of war;

186 (iii) recipient of a Purple Heart;

187 (iv) disabled veteran;

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

189 (vi) recipient of a campaign or combat theater award determined by the Department of
190 Veterans and Military Affairs;

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

193 (i) a special interest vehicle;

194 (ii) a vintage vehicle;

195 (iii) a farm truck; or

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

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

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

203 (i) a current member of the Legislature;

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

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

206 (iv) a licensed amateur radio operator;

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

208 (vi) an emergency medical technician;

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

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

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

243 awareness, screening, detection, or prevention;

244 ~~[(xx) programs that support and promote adoptions;]~~

245 ~~[(xxi)]~~ (xx) programs that support issues affecting women and children through an

246 organization affiliated with a national professional men's basketball organization;

247 ~~[(xxii)]~~ (xxi) programs that strengthen youth soccer, build communities, and promote

248 environmental sustainability through an organization affiliated with a professional men's soccer

249 organization;

250 ~~[(xxiii) programs that support children with heart disease;]~~

251 ~~[(xxiv)]~~ (xxii) programs that support the operation and maintenance of the Utah Law

252 Enforcement Memorial;

253 ~~[(xxv) programs that provide assistance to children with cancer;]~~

254 ~~[(xxvi) programs that promote leadership and career development through agricultural~~

255 ~~education;]~~

256 ~~[(xxvii)]~~ (xxiii) the Utah State Historical Society;

257 ~~[(xxviii)]~~ (xxiv) programs that promote motorcycle safety awareness;

258 ~~[(xxix)]~~ (xxv) organizations that promote clean air through partnership, education, and

259 awareness;

260 ~~[(xxx)]~~ (xxvi) programs dedicated to strengthening the state's Latino community

261 through education, mentoring, and leadership opportunities;

262 ~~[(xxxi)]~~ (xxvii) organizations dedicated to facilitating, connecting, registering, and

263 advocating for organ donors and donor families;

264 ~~[(xxxii)]~~ (xxviii) public education on behalf of the Kiwanis International clubs;

265 ~~[(xxxiii)]~~ (xxix) the Live On suicide prevention campaign; or

266 ~~[(xxxiv)]~~ (xxx) the Division of State Parks to advance the Utah State Parks dark sky

267 initiative.

268 (2) (a) The division may not issue a new type of special group license plate or decal

269 unless the division receives:

270 (i) (A) a private donation for the start-up fee established under Section [63J-1-504](#) for

271 the production and administrative costs of providing the new special group license plates or

272 decals; or

273 (B) a legislative appropriation for the start-up fee provided under Subsection

274 (2)(a)(i)(A); and

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

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

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

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

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

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

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

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

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

303 (3) Beginning on July 1, 2011, if a support special group license plate or decal type
304 authorized in Section 41-1a-422 and issued on or after January 1, 2012, has fewer than 500

305 license plates issued each year for a three consecutive year time period that begins on July 1,
306 the division may not issue that type of support special group license plate or decal to a new
307 applicant beginning on January 1 of the following calendar year after the three consecutive year
308 time period for which that type of support special group license plate or decal has fewer than
309 500 license plates issued each year.

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

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

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

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

318 **41-1a-422. Support special group license plates -- Contributor -- Voluntary**
319 **contribution collection procedures.**

320 (1) As used in this section:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

366 ~~[(W) the Children with Cancer Support Restricted Account created in Section~~

367 ~~26-21a-304~~ for programs that provide assistance to children with cancer;]
368 [~~(X)~~] (V) the National Professional Men's Soccer Team Support of Building
369 Communities Restricted Account created in Section ~~9-19-102~~;
370 [~~(Y)~~ the Children with Heart Disease Support Restricted Account created in Section
371 ~~26-58-102~~;]
372 [~~(Z)~~ the Utah Intracurricular Student Organization Support for Agricultural Education
373 and Leadership Restricted Account created in Section ~~4-42-102~~;]
374 [~~(AA)~~] (W) the Division of Wildlife Resources for the Support for State-Owned
375 Shooting Ranges Restricted Account created in Section ~~23-14-13.5~~, for the creation of new,
376 and operation and maintenance of existing, state-owned firearm shooting ranges;
377 [~~(BB)~~] (X) the Utah State Historical Society to further the mission and purpose of the
378 Utah State Historical Society;
379 [~~(CC)~~] (Y) the Motorcycle Safety Awareness Support Restricted Account created in
380 Section ~~72-2-130~~;
381 [~~(DD)~~] (Z) clean air support causes, with half of the donation deposited into the Clean
382 Air Support Restricted Account created in Section ~~19-1-109~~, and half of the donation deposited
383 into the Clean Air Fund created in Section ~~59-10-1319~~;
384 [~~(EE)~~] (AA) the Latino Community Support Restricted Account created in Section
385 ~~13-1-16~~;
386 [~~(FF)~~] (BB) the Allyson Gamble Organ Donation Contribution Fund created in Section
387 ~~26-18b-101~~;
388 [~~(GG)~~] (CC) public education on behalf of the Kiwanis International clubs, with the
389 amount of the donation required to cover the costs of issuing, ordering, or reordering Kiwanis
390 support special group plates, as determined by the State Tax Commission, deposited into the
391 Kiwanis Education Support Fund created in Section ~~53F-9-403~~, and all remaining donation
392 amounts deposited into the Uniform School Fund;
393 [~~(HH)~~] (DD) the Governor's Suicide Prevention Fund created in Section ~~62A-15-1103~~
394 to support the Live On suicide prevention campaign administered by the Division of Integrated
395 Healthcare; or
396 [~~(II)~~] (EE) the State Park Fees Restricted Account created in Section ~~79-4-402~~ to
397 support the Division of State Parks' dark sky initiative.

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

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

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

405 (II) is a member of a trade organization for real estate licensees that has more than
406 15,000 Utah members.

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

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

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

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

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

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

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

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

428 (b) An institution with a support special group license plate shall issue to a contributor

429 a verification form designed by the commission containing:

430 (i) the name of the contributor;

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

432 (iii) the date of the donation; and

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

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

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

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

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

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

448 (b) This contribution shall be:

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

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

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

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

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

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

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

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

- 464 (i) snowmobile license plates; or
- 465 (ii) conservation license plates.

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

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

469 **53-2a-603. State Disaster Recovery Restricted Account.**

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

472 (b) The disaster recovery account consists of:

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

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

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

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

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

479 (I) the division; or

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

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

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

485 (a) (i) subject to Section [53-2a-606](#), in any fiscal year the division may expend or
486 commit to expend an amount that does not exceed \$500,000, in accordance with Section
487 [53-2a-604](#), to fund costs to the state of emergency disaster services in response to a declared
488 disaster;

489 (ii) subject to Section [53-2a-606](#), in any fiscal year the division may expend or commit
490 to expend an amount that exceeds \$500,000, but does not exceed \$3,000,000, in accordance

491 with Section 53-2a-604, to fund costs to the state of emergency disaster services in response to
492 a declared disaster if the division:

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

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

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

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

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

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

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

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

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

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

519 (i) emergency disaster services;

520 (ii) emergency preparedness; or

521 (iii) notwithstanding whether a county participates in the Wildland Fire Suppression

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

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

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

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

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

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

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

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

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

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

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

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

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

551 (c) The Legislature may not amend the purposes for which money in the disaster
552 recovery account may be expended or committed to be expended except by the affirmative vote

553 of two-thirds of all the members elected to each house.

554 (6) The division:

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

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

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

559 **59-10-1304. Removal of designation and prohibitions on collection for certain**
560 **contributions on income tax return -- Conditions for removal and prohibitions on**
561 **collection -- Commission publication requirements.**

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

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

568 (i) the contribution provided for in Section [59-10-1306](#);

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

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

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

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

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

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

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

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

582 (b) The list shall:

583 (i) be published on:

- 584 (A) the commission's website; and
- 585 (B) the public legal notice website in accordance with Section 45-1-101;
- 586 (ii) include a statement that the commission:
 - 587 (A) is required to remove the contribution from the individual income tax return; and
 - 588 (B) may not collect the contribution;
- 589 (iii) state the taxable year for which the removal described in Subsection (3)(a) takes
- 590 effect; and
- 591 (iv) remain available for viewing and searching until the commission publishes a new
- 592 list in accordance with this Subsection (3).

593 Section 7. Section 59-10-1307 is amended to read:

594 **59-10-1307. Contributions for education.**

595 (1) Except as provided in Section 59-10-1304, a resident or nonresident individual that

596 files an individual income tax return under this chapter may designate on the resident or

597 nonresident individual's individual income tax return a contribution as provided in this part to:

598 (a) the foundation of any school district if that foundation is exempt from federal

599 income taxation under Section 501(c)(3), Internal Revenue Code; or

600 (b) a school district described in Title 53G, Chapter 3, School District Creation and

601 Change, if the school district has not established a foundation.

602 (2) If a resident or nonresident individual designates an amount as a contribution

603 under:

604 (a) Subsection (1)(a), but does not designate a particular school district foundation to

605 receive the contribution, the contribution shall be [~~made to the State Board of Education to be~~

606 ~~distributed to one or more associations of foundations.~~]

607 [~~(i) if those foundations that are members of the association are established in~~

608 ~~accordance with Section 53E-3-403; and]~~

609 [~~(ii) as determined by the State Board of Education]~~ deposited in the Uniform School

610 Fund; or

611 (b) Subsection (1)(b), but does not designate a particular school district to receive the

612 contribution, the contribution shall be [~~made to the State Board of Education]~~ deposited in the

613 Uniform School Fund.

614 (3) The commission shall:

615 (a) determine annually the total amount of contributions designated to each entity
616 described in Subsection (1) in accordance with this section; and

617 (b) subject to Subsection (2), credit the amounts described in Subsection (1) to the
618 entities.

619 Section 8. Section **62A-15-1801** is amended to read:

620 **62A-15-1801. Definitions.**

621 As used in this part:

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

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

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

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

632 (4) "Mental health therapist" means the same as that term is defined in Section
633 [58-60-102](#).

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

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

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

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

642 Section 9. Section **63A-5b-1107** is amended to read:

643 **63A-5b-1107. Development of new correctional facilities.**

644 (1) As used in this section:

645 (a) "Committee" means the Legislative Management Committee created in Section

646 36-12-6.

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

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

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

652 (ii) site improvement; and

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

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

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

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

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

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

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

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

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

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

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

676 (4) All contracts associated with the design or construction of new correctional

677 facilities shall be awarded and managed by the division in accordance with Title 63G, Chapter
678 6a, Utah Procurement Code, and this section.

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

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

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

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

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

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

692 [~~(7)~~] (6) (a) There is created a capital projects fund known as the "Prison Project
693 Fund."

694 (b) The fund consists of:

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

696 (ii) proceeds from the issuance of bonds authorized in Section [63B-25-101](#) to provide
697 funding for the prison project.

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

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

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

702 Section 10. Section [63C-9-501](#) is amended to read:

703 **[63C-9-501. Soliciting donations.](#)**

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

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

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

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

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

712 (3) The board:

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

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

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

720 Section 11. Section **63I-1-263** is amended to read:

721 **63I-1-263. Repeal dates: Titles 63A to 63N.**

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

724 (2) Section **63A-5b-1003**, State Facility Energy Efficiency Fund, is repealed July 1,
725 2023.

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

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

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

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

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

732 (5) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
733 1, 2028.

734 (6) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
735 2025.

736 (7) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,
737 2024.

738 (8) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is

739 repealed July 1, 2023.

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

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

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

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

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

748 (14) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,
749 2028.

750 (15) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
751 2024.

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

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

755 [~~(18)~~] (17) Subsection [~~[63J-1-602.2\(6\)](#)~~] [63J-1-602.2\(7\)](#), referring to dedicated credits
756 to the Utah Marriage Commission, is repealed July 1, 2023.

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

759 [~~(20)~~] (18) Subsection [~~[63J-1-602.2\(26\)](#)~~] [63J-1-602.2\(25\)](#), related to the Utah Seismic
760 Safety Commission, is repealed January 1, 2025.

761 [~~(21)~~] (19) Title 63L, Chapter 11, Part 4, Resource Development Coordinating
762 Committee, is repealed July 1, 2027.

763 [~~(22)~~] (20) In relation to the Utah Substance Use and Mental Health Advisory Council,
764 on January 1, 2033:

765 (a) Sections [63M-7-301](#), [63M-7-302](#), [63M-7-303](#), [63M-7-304](#), and [63M-7-306](#) are
766 repealed;

767 (b) Section [63M-7-305](#), the language that states "council" is replaced with
768 "commission";

769 (c) Subsection [63M-7-305\(1\)\(a\)](#) is repealed and replaced with:

770 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and
771 (d) Subsection 63M-7-305(2) is repealed and replaced with:
772 "(2) The commission shall:
773 (a) provide ongoing oversight of the implementation, functions, and evaluation of the
774 Drug-Related Offenses Reform Act; and
775 (b) coordinate the implementation of Section 77-18-104 and related provisions in
776 Subsections 77-18-103(2)(c) and (d)."
777 [~~(23)~~] (21) The Crime Victim Reparations and Assistance Board, created in Section
778 63M-7-504, is repealed July 1, 2027.
779 [~~(24)~~] (22) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,
780 2026.
781 [~~(25)~~] (23) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is
782 repealed January 1, 2025.
783 [~~(26)~~] (24) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.
784 [~~(27)~~] (25) Section 63N-2-512, related to the Hotel Impact Mitigation Fund, is repealed
785 July 1, 2028.
786 [~~(28)~~] (26) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is
787 repealed July 1, 2027.
788 [~~(29)~~] (27) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant
789 Program, is repealed July 1, 2025.
790 [~~(30)~~] (28) In relation to the Rural Employment Expansion Program, on July 1, 2023:
791 (a) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed;
792 and
793 (b) Subsection 63N-4-805(5)(b), referring to the Rural Employment Expansion
794 Program, is repealed.
795 [~~(31)~~] (29) In relation to the Board of Tourism Development, on July 1, 2025:
796 (a) Subsection 63N-2-511(1)(b), which defines "tourism board," is repealed;
797 (b) Subsections 63N-2-511(3)(a) and (5), the language that states "tourism board" is
798 repealed and replaced with "Utah Office of Tourism";
799 (c) Subsection 63N-7-101(1), which defines "board," is repealed;
800 (d) Subsection 63N-7-102(3)(c), which requires the Utah Office of Tourism to receive

801 approval from the Board of Tourism Development, is repealed; and

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

803 ~~[(32)]~~ (30) Subsection 63N-8-103(3)(c), which allows the Governor's Office of
804 Economic Opportunity to issue an amount of tax credit certificates only for rural productions,
805 is repealed on July 1, 2024.

806 Section 12. Section 63J-1-602.1 is amended to read:

807 **63J-1-602.1. List of nonlapsing appropriations from accounts and funds.**

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

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

811 ~~[(2)]~~ (1) The Native American Repatriation Restricted Account created in Section
812 9-9-407.

813 ~~[(3)]~~ (2) The Martin Luther King, Jr. Civil Rights Support Restricted Account created
814 in Section 9-18-102.

815 ~~[(4)]~~ (3) The National Professional Men's Soccer Team Support of Building
816 Communities Restricted Account created in Section 9-19-102.

817 ~~[(5)]~~ (4) Funds collected for directing and administering the C-PACE district created in
818 Section 11-42a-106.

819 ~~[(6)]~~ (5) Money received by the Utah Inland Port Authority, as provided in Section
820 11-58-105.

821 ~~[(7)]~~ (6) The "Latino Community Support Restricted Account" created in Section
822 13-1-16.

823 ~~[(8)]~~ (7) The Clean Air Support Restricted Account created in Section 19-1-109.

824 ~~[(9)]~~ (8) The Division of Air Quality Oil, Gas, and Mining Restricted Account created
825 in Section 19-2a-106.

826 ~~[(10)]~~ (9) The Division of Water Quality Oil, Gas, and Mining Restricted Account
827 created in Section 19-5-126.

828 ~~[(11)]~~ (10) The "Support for State-Owned Shooting Ranges Restricted Account"
829 created in Section 23-14-13.5.

830 ~~[(12)]~~ (11) Award money under the State Asset Forfeiture Grant Program, as provided
831 under Section 24-4-117.

- 832 [~~(13)~~] (12) Funds collected from the program fund for local health department
833 expenses incurred in responding to a local health emergency under Section [26-1-38](#).
- 834 [~~(14)~~] ~~The Children with Cancer Support Restricted Account created in Section~~
835 [26-21a-304](#).]
- 836 [~~(15)~~] (13) State funds for matching federal funds in the Children's Health Insurance
837 Program as provided in Section [26-40-108](#).
- 838 [~~(16)~~] ~~The Children with Heart Disease Support Restricted Account created in Section~~
839 [26-58-102](#).]
- 840 [~~(17)~~] (14) The Technology Development Restricted Account created in Section
841 [31A-3-104](#).
- 842 [~~(18)~~] (15) The Criminal Background Check Restricted Account created in Section
843 [31A-3-105](#).
- 844 [~~(19)~~] (16) The Captive Insurance Restricted Account created in Section [31A-3-304](#),
845 except to the extent that Section [31A-3-304](#) makes the money received under that section free
846 revenue.
- 847 [~~(20)~~] (17) The Title Licensee Enforcement Restricted Account created in Section
848 [31A-23a-415](#).
- 849 [~~(21)~~] (18) The Health Insurance Actuarial Review Restricted Account created in
850 Section [31A-30-115](#).
- 851 [~~(22)~~] (19) The Insurance Fraud Investigation Restricted Account created in Section
852 [31A-31-108](#).
- 853 [~~(23)~~] (20) The Underage Drinking Prevention Media and Education Campaign
854 Restricted Account created in Section [32B-2-306](#).
- 855 [~~(24)~~] (21) The Drinking While Pregnant Prevention Media and Education Campaign
856 Restricted Account created in Section [32B-2-308](#).
- 857 [~~(25)~~] (22) The School Readiness Restricted Account created in Section [35A-15-203](#).
- 858 [~~(26)~~] (23) Money received by the Utah State Office of Rehabilitation for the sale of
859 certain products or services, as provided in Section [35A-13-202](#).
- 860 [~~(27)~~] (24) The Oil and Gas Administrative Penalties Account created in Section
861 [40-6-11](#).
- 862 [~~(28)~~] (25) The Oil and Gas Conservation Account created in Section [40-6-14.5](#).

863 [~~(29)~~] (26) The Division of Oil, Gas, and Mining Restricted account created in Section
864 [40-6-23](#).

865 [~~(30)~~] (27) The Electronic Payment Fee Restricted Account created by Section
866 [41-1a-121](#) to the Motor Vehicle Division.

867 [~~(31)~~] (28) The Motor Vehicle Enforcement Division Temporary Permit Restricted
868 Account created by Section [41-3-110](#) to the State Tax Commission.

869 [~~(32)~~] (29) The Utah Law Enforcement Memorial Support Restricted Account created
870 in Section [53-1-120](#).

871 [~~(33)~~] (30) The State Disaster Recovery Restricted Account to the Division of
872 Emergency Management, as provided in Section [53-2a-603](#).

873 [~~(34)~~] (31) The Post Disaster Recovery and Mitigation Restricted Account created in
874 Section [53-2a-1302](#).

875 [~~(35)~~] (32) The Department of Public Safety Restricted Account to the Department of
876 Public Safety, as provided in Section [53-3-106](#).

877 [~~(36)~~] (33) The Utah Highway Patrol Aero Bureau Restricted Account created in
878 Section [53-8-303](#).

879 [~~(37)~~] (34) The DNA Specimen Restricted Account created in Section [53-10-407](#).

880 [~~(38)~~] (35) The Canine Body Armor Restricted Account created in Section [53-16-201](#).

881 [~~(39)~~] (36) The Technical Colleges Capital Projects Fund created in Section
882 [53B-2a-118](#).

883 [~~(40)~~] (37) The Higher Education Capital Projects Fund created in Section
884 [53B-22-202](#).

885 [~~(41)~~] (38) A certain portion of money collected for administrative costs under the
886 School Institutional Trust Lands Management Act, as provided under Section [53C-3-202](#).

887 [~~(42)~~] (39) The Public Utility Regulatory Restricted Account created in Section
888 [54-5-1.5](#), subject to Subsection [54-5-1.5\(4\)\(d\)](#).

889 [~~(43)~~] (40) Funds collected from a surcharge fee to provide certain licensees with
890 access to an electronic reference library, as provided in Section [58-3a-105](#).

891 [~~(44)~~] (41) Certain fines collected by the Division of Professional Licensing for
892 violation of unlawful or unprofessional conduct that are used for education and enforcement
893 purposes, as provided in Section [58-17b-505](#).

894 [~~(45)~~] (42) Funds collected from a surcharge fee to provide certain licensees with
895 access to an electronic reference library, as provided in Section 58-22-104.

896 [~~(46)~~] (43) Funds collected from a surcharge fee to provide certain licensees with
897 access to an electronic reference library, as provided in Section 58-55-106.

898 [~~(47)~~] (44) Funds collected from a surcharge fee to provide certain licensees with
899 access to an electronic reference library, as provided in Section 58-56-3.5.

900 [~~(48)~~] (45) Certain fines collected by the Division of Professional Licensing for use in
901 education and enforcement of the Security Personnel Licensing Act, as provided in Section
902 58-63-103.

903 [~~(49)~~] (46) The Relative Value Study Restricted Account created in Section 59-9-105.

904 [~~(50)~~] (47) The Cigarette Tax Restricted Account created in Section 59-14-204.

905 [~~(51)~~] (48) Funds paid to the Division of Real Estate for the cost of a criminal
906 background check for a mortgage loan license, as provided in Section 61-2c-202.

907 [~~(52)~~] (49) Funds paid to the Division of Real Estate for the cost of a criminal
908 background check for principal broker, associate broker, and sales agent licenses, as provided
909 in Section 61-2f-204.

910 [~~(53)~~] (50) Certain funds donated to the Department of Health and Human Services, as
911 provided in Section 26B-1-202.

912 [~~(54)~~] (51) The National Professional Men's Basketball Team Support of Women and
913 Children Issues Restricted Account created in Section 26B-1-302.

914 [~~(55)~~] (52) Certain funds donated to the Division of Child and Family Services, as
915 provided in Section 80-2-404.

916 [~~(56)~~] (53) The Choose Life Adoption Support Restricted Account created in Section
917 80-2-502.

918 [~~(57)~~] (54) Funds collected by the Office of Administrative Rules for publishing, as
919 provided in Section 63G-3-402.

920 [~~(58)~~] (55) The Immigration Act Restricted Account created in Section 63G-12-103.

921 [~~(59)~~] (56) Money received by the military installation development authority, as
922 provided in Section 63H-1-504.

923 [~~(60)~~] (57) The Computer Aided Dispatch Restricted Account created in Section
924 63H-7a-303.

925 [~~(61)~~] (58) The Unified Statewide 911 Emergency Service Account created in Section
926 [63H-7a-304](#).

927 [~~(62)~~] (59) The Utah Statewide Radio System Restricted Account created in Section
928 [63H-7a-403](#).

929 [~~(63)~~] (60) The Utah Capital Investment Restricted Account created in Section
930 [63N-6-204](#).

931 [~~(64)~~] (61) The Motion Picture Incentive Account created in Section [63N-8-103](#).

932 [~~(65)~~] (62) Certain money payable for expenses of the Pete Suazo Utah Athletic
933 Commission, as provided under Section [63N-10-301](#).

934 [~~(66)~~] (63) Funds collected by the housing of state probationary inmates or state parole
935 inmates, as provided in Subsection [64-13e-104\(2\)](#).

936 [~~(67)~~] (64) Certain forestry and fire control funds utilized by the Division of Forestry,
937 Fire, and State Lands, as provided in Section [65A-8-103](#).

938 [~~(68)~~] (65) The Amusement Ride Safety Restricted Account, as provided in Section
939 [72-16-204](#).

940 [~~(69)~~] (66) Certain funds received by the Office of the State Engineer for well drilling
941 fines or bonds, as provided in Section [73-3-25](#).

942 [~~(70)~~] (67) The Water Resources Conservation and Development Fund, as provided in
943 Section [73-23-2](#).

944 [~~(71)~~] (68) Funds donated or paid to a juvenile court by private sources, as provided in
945 Subsection [78A-6-203\(1\)\(c\)](#).

946 [~~(72)~~] (69) Fees for certificate of admission created under Section [78A-9-102](#).

947 [~~(73)~~] (70) Funds collected for adoption document access as provided in Sections
948 [78B-6-141](#), [78B-6-144](#), and [78B-6-144.5](#).

949 [~~(74)~~] (71) Funds collected for indigent defense as provided in Title 78B, Chapter 22,
950 Part 4, Utah Indigent Defense Commission.

951 [~~(75)~~] (72) The Utah Geological Survey Oil, Gas, and Mining Restricted Account
952 created in Section [79-3-403](#).

953 [~~(76)~~] (73) Revenue for golf user fees at the Wasatch Mountain State Park, Palisades
954 State Park, and Green River State Park, as provided under Section [79-4-403](#).

955 [~~(77)~~] (74) Funds donated as described in Section [41-1a-422](#) for the State Park Fees

956 Restricted Account created in Section [79-4-402](#) for support of the Division of State Parks' dark
957 sky initiative.

958 ~~[(78)]~~ [\(75\)](#) Certain funds received by the Division of State Parks from the sale or
959 disposal of buffalo, as provided under Section [79-4-1001](#).

960 Section 13. Section **63J-1-602.2** is amended to read:

961 **63J-1-602.2. List of nonlapsing appropriations to programs.**

962 Appropriations made to the following programs are nonlapsing:

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

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

967 [\(3\)](#) The Rangeland Improvement Act created in Section [4-20-101](#).

968 ~~[(3)]~~ [\(4\)](#) The Percent-for-Art Program created in Section [9-6-404](#).

969 ~~[(4)]~~ [\(5\)](#) The LeRay McAllister Critical Land Conservation Program created in Section
970 [4-46-301](#).

971 ~~[(5)]~~ [\(6\)](#) The Utah Lake Authority created in Section [11-65-201](#).

972 ~~[(6)]~~ [\(7\)](#) Dedicated credits accrued to the Utah Marriage Commission as provided
973 under Subsection [17-16-21\(2\)\(d\)\(ii\)](#).

974 ~~[(7)]~~ [\(8\)](#) The Division of Wildlife Resources for the appraisal and purchase of lands
975 under the Pelican Management Act, as provided in Section [23-21a-6](#).

976 ~~[(8)]~~ [\(9\)](#) The Emergency Medical Services Grant Program in Section [26-8a-207](#).

977 ~~[(9)]~~ [\(10\)](#) The primary care grant program created in Section [26-10b-102](#).

978 ~~[(10)]~~ [\(11\)](#) Sanctions collected as dedicated credits from Medicaid providers under
979 Subsection [26-18-3\(7\)](#).

980 ~~[(11)]~~ [\(12\)](#) The Utah Health Care Workforce Financial Assistance Program created in
981 Section [26-46-102](#).

982 ~~[(12)]~~ [\(13\)](#) The Rural Physician Loan Repayment Program created in Section
983 [26-46a-103](#).

984 ~~[(13)]~~ [\(14\)](#) The Opiate Overdose Outreach Pilot Program created in Section [26-55-107](#).

985 ~~[(14)]~~ [\(15\)](#) The Utah Medical Education Council for the:

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

987 [26-69-403](#);

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

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

990 [26-69-408](#).

991 [~~15~~] [\(16\)](#) Funds that the Department of Alcoholic Beverage Services retains in
992 accordance with Subsection [32B-2-301](#)(8)(a) or (b).

993 [~~16~~] [\(17\)](#) The General Assistance program administered by the Department of
994 Workforce Services, as provided in Section [35A-3-401](#).

995 [~~17~~] [\(18\)](#) The Utah National Guard, created in Title 39, Militia and Armories.

996 [~~18~~] [\(19\)](#) The State Tax Commission under Section [41-1a-1201](#) for the:

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

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

999 [~~19~~] [\(20\)](#) The Search and Rescue Financial Assistance Program, as provided in
1000 Section [53-2a-1102](#).

1001 [~~20~~] [\(21\)](#) The Motorcycle Rider Education Program, as provided in Section [53-3-905](#).

1002 [~~21~~] [\(22\)](#) The Utah Board of Higher Education for teacher preparation programs, as
1003 provided in Section [53B-6-104](#).

1004 [~~22~~] [\(23\)](#) Innovation grants under Section [53G-10-608](#), except as provided in
1005 Subsection [53G-10-608](#)(6).

1006 [~~23~~] [\(24\)](#) The Division of Services for People with Disabilities, as provided in
1007 Section [62A-5-102](#).

1008 [~~24~~] [\(25\)](#) The Division of Fleet Operations for the purpose of upgrading underground
1009 storage tanks under Section [63A-9-401](#).

1010 [~~25~~] [\(26\)](#) The Utah Seismic Safety Commission, as provided in Section [63C-6-104](#).

1011 [~~26~~] [\(27\)](#) The Division of Technology Services for technology innovation as provided
1012 under Section [63A-16-903](#).

1013 [\(28\)](#) The State Capitol Preservation Board created by Section [63C-9-201](#).

1014 [~~27~~] [\(29\)](#) The Office of Administrative Rules for publishing, as provided in Section
1015 [63G-3-402](#).

1016 [~~28~~] [\(30\)](#) The Colorado River Authority of Utah, created in Title 63M, Chapter 14,
1017 Colorado River Authority of Utah Act.

1018 [~~(29)~~] (31) The Governor's Office of Economic Opportunity to fund the Enterprise
1019 Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.

1020 [~~(30)~~] (32) The Governor's Office of Economic Opportunity's Rural Employment
1021 Expansion Program, as described in Title 63N, Chapter 4, Part 4, Rural Employment
1022 Expansion Program.

1023 [~~(31)~~] (33) Programs for the Jordan River Recreation Area as described in Section
1024 [65A-2-8](#).

1025 [~~(32)~~] (34) The Division of Human Resource Management user training program, as
1026 provided in Section [63A-17-106](#).

1027 [~~(33)~~] (35) A public safety answering point's emergency telecommunications service
1028 fund, as provided in Section [69-2-301](#).

1029 [~~(34)~~] (36) The Traffic Noise Abatement Program created in Section [72-6-112](#).

1030 [~~(35)~~] (37) The money appropriated from the Navajo Water Rights Negotiation
1031 Account to the Division of Water Rights, created in Section [73-2-1.1](#), for purposes of
1032 participating in a settlement of federal reserved water right claims.

1033 [~~(36)~~] (38) The Judicial Council for compensation for special prosecutors, as provided
1034 in Section [77-10a-19](#).

1035 [~~(37)~~] (39) A state rehabilitative employment program, as provided in Section
1036 [78A-6-210](#).

1037 [~~(38)~~] (40) The Utah Geological Survey, as provided in Section [79-3-401](#).

1038 [~~(39)~~] (41) The Bonneville Shoreline Trail Program created under Section [79-5-503](#).

1039 [~~(40)~~] (42) Adoption document access as provided in Sections [78B-6-141](#), [78B-6-144](#),
1040 and [78B-6-144.5](#).

1041 [~~(41)~~] (43) Indigent defense as provided in Title 78B, Chapter 22, Part 4, Utah Indigent
1042 Defense Commission.

1043 [~~(42)~~] (44) The program established by the Division of Facilities Construction and
1044 Management under Section [63A-5b-703](#) under which state agencies receive an appropriation
1045 and pay lease payments for the use and occupancy of buildings owned by the Division of
1046 Facilities Construction and Management.

1047 [~~(43)~~] (45) The State Tax Commission for reimbursing counties for deferred property
1048 taxes in accordance with Section [59-2-1802](#).

1049 Section 14. Section **63M-7-303** is amended to read:

1050 **63M-7-303. Duties of council.**

1051 (1) The Utah Substance Use and Mental Health Advisory Council shall:

1052 (a) provide leadership and generate unity for Utah's ongoing efforts to reduce and
1053 eliminate the impact of substance use and mental health disorders in Utah through a
1054 comprehensive and evidence-based prevention, treatment, and justice strategy;

1055 (b) recommend and coordinate the creation, dissemination, and implementation of
1056 statewide policies to address substance use and mental health disorders;

1057 (c) facilitate planning for a balanced continuum of substance use and mental health
1058 disorder prevention, treatment, and justice services;

1059 (d) promote collaboration and mutually beneficial public and private partnerships;

1060 (e) coordinate recommendations made by any committee created under Section
1061 [63M-7-302](#);

1062 (f) analyze and provide an objective assessment of all proposed legislation concerning
1063 substance use, mental health, and related issues;

1064 (g) coordinate the implementation of Section [77-18-104](#) and related provisions in
1065 Subsections [77-18-103](#)(2)(c) and (d), as provided in Section [63M-7-305](#);

1066 (h) comply with [~~Sections [32B-2-306](#) and [62A-15-403](#)]~~ [Section \[32B-2-306\]\(#\)](#); and

1067 (i) oversee coordination for the funding, implementation, and evaluation of suicide
1068 prevention efforts described in Section [62A-15-1101](#).

1069 (2) The council shall meet quarterly or more frequently as determined necessary by the
1070 chair.

1071 (3) The council shall report the council's recommendations annually to the
1072 commission, governor, the Legislature, and the Judicial Council.

1073 Section 15. Section **67-19f-201** is amended to read:

1074 **67-19f-201. State Employees Annual Leave Trust Fund -- Creation -- Oversight --**
1075 **Dissolution.**

1076 (1) There is created a trust fund entitled the "State Employees' Annual Leave Trust
1077 Fund."

1078 (2) The trust fund consists of:

1079 (a) ongoing revenue provided from a state agency set aside for accrued annual leave II

1080 required under Section 63A-17-510;

1081 (b) appropriations made to the trust fund by the Legislature, if any;

1082 (c) transfers from the termination pool described in Subsection 63A-17-510(6) made
1083 by the Division of Finance to the trust fund for annual leave liabilities accrued before the
1084 change date established under Section 63A-17-510;

1085 (d) income; and

1086 (e) revenue received from other sources.

1087 (3) (a) The Division of Finance shall account for the receipt and expenditures of trust
1088 fund money.

1089 (b) The Division of Finance shall make the necessary adjustments to the amount of set
1090 aside costs required under Subsection 63A-17-510(4)(a) to provide that upon the trust fund's
1091 accrual of funding equal to 10% of the annual leave liability, year-end trust fund balances
1092 remain equal to at least 10% of the total state employee annual leave liability.

1093 (4) (a) The state treasurer shall invest trust fund money by following the procedures
1094 and requirements of Part 3, Investment of Trust Funds.

1095 (b) (i) The trust fund shall earn interest.

1096 (ii) The state treasurer shall deposit all interest or other income earned from investment
1097 of the trust fund back into the trust fund.

1098 (5) The board of trustees created in Section 67-19f-202 may expend money from the
1099 trust fund for:

1100 (a) reimbursement to the employer of the costs paid to the trust fund in accordance
1101 with Section 63A-17-510 as annual leave II is used by an employee;

1102 (b) payments based on accrued annual leave and on accrued annual leave II that are
1103 made upon termination of an employee; ~~and~~

1104 (c) refunds for overpayments; and

1105 ~~(e)~~ (d) reasonable administrative costs that the board of trustees incurs in performing
1106 its duties as trustee of the trust fund.

1107 (6) The board of trustees shall ensure that:

1108 (a) money deposited into the trust fund is irrevocable and is expended only for the
1109 costs described in Subsection (5); and

1110 (b) assets of the trust fund are dedicated to providing annual leave and annual leave II

1111 established by statute and rule.

1112 (7) A creditor of the board of trustees or a state agency liable for annual leave benefits
1113 may not seize, attach, or otherwise obtain assets of the trust fund.

1114 Section 16. **Repealer.**

1115 This bill repeals:

1116 Section 4-42-101, Title.

1117 Section 4-42-102, **Utah Intracurricular Student Organization Support for**
1118 **Agricultural Education and Leadership Restricted Account.**

1119 Section 23-30-103, **Mule Deer Protection Account -- Contents -- Use of Funds.**

1120 Section 26-8b-601, Title.

1121 Section 26-8b-602, **Automatic External Defibrillator Restricted Account.**

1122 Section 26-10-11, **Children's Hearing Aid Program -- Advisory Committee --**
1123 **Restricted Account -- Rulemaking.**

1124 Section 26-21a-304, **Children with Cancer Support Restricted Account.**

1125 Section 26-58-101, Title.

1126 Section 26-58-102, **Children with Heart Disease Support Restricted Account.**

1127 Section 32B-2-308, **Drinking while pregnant prevention media and education**
1128 **campaign restricted account.**

1129 Section 35A-3-206, **Child Care Fund -- Use of money -- Committee and director**
1130 **duties -- Restrictions.**

1131 Section 39A-8-105, **West Traverse Sentinel Landscape Fund.**

1132 Section 53F-9-205, **Invest More for Education Account.**

1133 Section 59-10-1318, **Contribution to Invest More for Education Account.**

1134 Section 62A-15-403, **Drinking while pregnant prevention media and education**
1135 **campaign.**

1136 Section 62A-15-1501, **Definitions.**

1137 Section 62A-15-1502, **Survivors of Suicide Loss Account.**

1138 Section 62A-15-1601, **Definitions.**

1139 Section 62A-15-1602, **Psychiatric and Psychotherapeutic Consultation Program**
1140 **Account.**

1141 Section 63C-9-502, **Fund created -- Donations.**

1142 Section **80-2-502, Choose Life Adoption Support Restricted Account.**

1143 Section 17. **Effective date.**

1144 This bill takes effect on July 1, 2023.

1145 Section 18. **Coordinating S.B. 272 with H.B. 12 -- Superseding amendments --**
1146 **omitting substantive changes.**

1147 If this S.B. 272 and H.B. 12, Department of Commerce Electronic Payment Fees, both
1148 pass and become law, it is the intent of the Legislature that the Office of Legislative Research
1149 and General Counsel, in preparing the Utah Code database for publication:

1150 (1) amend Subsection 31-1-17(5) of H.B. 12 to read:

1151 "(5) (a) The account balance may not exceed \$1,000,000 at the end of each fiscal year.

1152 (b) At the end of each fiscal year, the Division of Finance shall transfer into the
1153 General Fund any funds in the account that exceed an account balance of \$1,000,000."; and

1154 (2) not make the changes in H.B. 12 Section 3.