

EXPENDABLE REVENUE FUND AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael K. McKell

House Sponsor: _____

LONG TITLE

General Description:

This bill creates certain expendable special revenue funds.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the Licensed Provider Assessment Fund and describes how the fund is funded and how the fund may be used; and
- ▶ creates the Division of Services for People with Disabilities Expendable Special Revenue Fund and describes how the fund is funded and how the fund may be used.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

62A-2-129, Utah Code Annotated 1953

62A-5-112, Utah Code Annotated 1953

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

Section 1. Section **62A-2-129** is enacted to read:



28 **62A-2-129. Licensed Provider Assessment Fund -- Creation -- Deposits -- Uses.**

29 (1) There is created an expendable special revenue fund known as the "Licensed
30 Provider Assessment Fund" consisting of:

31 (a) the assessments collected under, and any interest and penalties levied with the
32 administration of:

33 (i) Title 26, Chapter 21, Health Care Facility Licensing and Inspection Act;

34 (ii) Title 26, Chapter 39, Utah Child Care Licensing Act; and

35 (iii) Title 62A, Chapter 2, Licensure of Programs and Facilities;

36 (b) money appropriated or otherwise made available by the Legislature; and

37 (c) any interest earned on the fund.

38 (2) Money in the fund may only be used by the department:

39 (a) for upgrades to and maintenance of licensing databases and applications;

40 (b) for training for providers and staff;

41 (c) to assist individuals during a facility shutdown; or

42 (d) for administrative expenses, if the administrative expenses for the fiscal year do not
43 exceed 3% of the money deposited into the fund during the fiscal year.

44 Section 2. Section **62A-5-112** is enacted to read:

45 **62A-5-112. Division of Services for People with Disabilities Expendable Special**
46 **Revenue Fund.**

47 (1) As used in this section, "fund" means the Division of Services for People with
48 Disabilities Expendable Special Revenue Fund created in Subsection (2).

49 (2) There is created in the General Fund an expendable special revenue fund known as
50 the "Division of Services for People with Disabilities Expendable Special Revenue Fund."

51 (3) The fund consists of carry forward funds from the division's budget.

52 (4) The Department of Health and Human Services may expend funds from the fund to
53 serve individuals eligible for division services statewide.