

28 (2) There is created an expendable special revenue fund known as the "Public Health
29 Laboratory Equipment Replacement Fund."

30 (3) The fund consists of:

31 (a) a portion of the fees specifically designated for equipment replacement paid to the
32 laboratory for testing services;

33 (b) money appropriated to the fund by the Legislature;

34 (c) gifts, grants, donations, or any other conveyance of money that may be made to the
35 fund from private sources; and

36 (d) interest earned on the money in the fund.

37 (4) (a) The fund shall earn interest.

38 (b) All interest earned on fund money shall be deposited into the fund.

39 (5) The portion of the fees described in Subsection (3)(a) may not exceed 10% of each
40 individual fee where equipment is an essential component of the testing process, as determined
41 by the department by rule made in accordance with Title 63G, Chapter 3, Utah Administrative
42 Rulemaking Act.

43 (6) The Public Health Laboratory shall use money in the fund to replace or upgrade
44 equipment that supports public health programs and medical services in the state under
45 Subsection [26-1-30](#)(14).

46 (7) (a) The balance in the fund may not exceed \$1,500,000 at the end of each fiscal
47 year.

48 (b) At the end of each fiscal year, the Division of Finance shall transfer into the
49 General Fund any money in the fund that exceeds the amount necessary to maintain the fund
50 balance at \$1,500,000.