



MINUTES

HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Friday, February 23, 2024 | 4:00 p.m. | 30 House Building

Members Present:

Rep. Ken Ivory, Chair
Rep. Cheryl K. Acton, Vice Chair
Rep. Stewart E. Barlow
Rep. Jennifer Dailey-Provost
Rep. Steve Eliason
Rep. Stephanie Gricius
Rep. Sandra Hollins
Rep. Tim Jimenez
Rep. Marsha Judkins

Rep. Rosemary T. Lesser
Rep. Anthony E. Loubet
Rep. Matt MacPherson
Rep. Raymond P. Ward

Members Absent:

Rep. Robert M. Spendlove

Staff Present:

Lisa Sorensen, Policy Analyst
Karen C. Allred, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Chair Acton called the meeting to order at 4:21 p.m.

MOTION: Chair Ivory moved to approve the minutes of the February 22, 2024 meeting. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 6

Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

1. H.B. 570 Health Care Facility Amendments (*Hall, K.*)

Rep. Katy Hall presented the bill with the assistance of Dr. William Sheffield, Emergency Room Physician, Ogden Regional Medical Center.

[Health Care Facility Amendments - 6](#)

[Health Care Facility Amendments - 7](#)

Janelle Gardiner, Utah Society for Respiratory Care, spoke in favor of the bill.

Dave Gessel, Executive Vice President, Utah Hospital Association, spoke to the bill.

Dr. Peter Crossno, Medical Director, Pulmonary and Respiratory Care, Intermountain Health, and Pulmonary and Critical Physician, spoke in favor of the bill.

Nicole Milo, Common Spirit Health, which owns and operates five Holy Cross Hospitals in Utah, spoke in favor of the bill.

Shawn Huff, Respiratory Therapist, spoke in favor of the bill.

Carrie Winberg, Respiratory Therapist, spoke in favor of the bill.

Jade Bringhurst, Emergency Room Physician, spoke in favor of the bill.

MOTION: Rep. Lesser moved to replace H.B. 570 with 2nd Substitute H.B. 570. The motion passed with a vote of 9 - 0 - 5.

Yeas - 9

Nays - 0

Absent - 5

- Rep. C. Acton
- Rep. J. Dailey-Provost
- Rep. S. Eliason
- Rep. S. Hollins
- Rep. K. Ivory
- Rep. T. Jimenez
- Rep. M. Judkins
- Rep. R. Lesser
- Rep. M. MacPherson

- Rep. S. Barlow
- Rep. S. Gricius
- Rep. A. Loubet
- Rep. R. Spendlove
- Rep. R. Ward

MOTION: Rep. MacPherson moved to amend 2nd Substitute H.B. 570 with Amendment #1. The motion passed with a vote of 9 - 0 - 5.

Amendment 1
2nd Sub. H.B. 570

1. Page 2, Lines 30 through 33:
 30 (ii) holds itself out as providing emergency care or critical care.
 31 ~~{(b) "Rural emergency medical services" means the same as that term is defined in~~
 32 ~~Section 59-12-801.}~~
 33 ~~[(1)] (2)~~ General acute hospitals and specialty hospitals shall remain open and be
2. Page 2, Lines 34 through 38:
 34 continuously ready to receive patients 24 hours of every day in a year and have an attending
 35 medical staff consisting of one or more physicians who are:
 36 (a) licensed to practice medicine and surgery
 37 under Title 58, Chapter 67, Utah Medical Practice Act, or Title 58, Chapter 68, Utah
 38 Osteopathic Medical Practice Act{-.}; and
 39 (b) board eligible or board certified in emergency medicine or have 10 years of direct patient care experience in an
 40 emergency medicine setting.
 41 ~~[(2)] (3)~~ A specialty hospital shall provide on-site all basic services required of a
3. Page 2, Lines 48 through 50:
 42 ~~(6) (a) This Subsection (6) does not apply to freestanding emergency departments~~
 43 ~~providing rural emergency medical services in counties of the third, fourth, fifth, or sixth class.~~
 44 ~~(b) A freestanding emergency department shall have available, at a minimum, on-site,~~

Yeas - 9

Nays - 0

Absent - 5

- Rep. C. Acton
- Rep. J. Dailey-Provost
- Rep. S. Eliason
- Rep. S. Hollins
- Rep. K. Ivory
- Rep. T. Jimenez
- Rep. M. Judkins
- Rep. R. Lesser
- Rep. M. MacPherson

- Rep. S. Barlow
- Rep. S. Gricius
- Rep. A. Loubet
- Rep. R. Spendlove
- Rep. R. Ward

MOTION: Rep. MacPherson moved to pass 2nd Substitute H.B. 570 out favorably. The motion passed with a vote of 11 - 1 - 2.

Yeas - 11

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson

Nays - 1

Rep. K. Ivory

Absent - 2

Rep. R. Spendlove
Rep. R. Ward

2. H.B. 528 Behavioral Health Amendments (*Eliason, S.*)

Rep. Steve Eliason presented the bill.

MOTION: Rep. Lesser moved to pass H.B. 528 out favorably. The motion passed with a vote of 12 - 0 - 2.

Yeas - 12

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson

Nays - 0

Absent - 2

Rep. R. Spendlove
Rep. R. Ward

3. H.B. 549 Product Disclosure Requirements (*Lee, T.*)

Rep. Trevor Lee presented the bill with the assistance of Pierre Kory, MD, MPA, Medical Director, Trauma and Life Support Center, Critical Care Service, Associate Professor of Medicine, University of Wisconsin School of Medicine and Public Health; and Janci Lindsay, PhD Biochemist, Molecular Biologist and Practicing Toxicologist.

[HB 549 Speaker's Presentations](#)

Kelvyn Cullimore, President and Chief Executive Officer, BioUtah, spoke in opposition to the bill.

Nicholeen Peck, President, World Wide Organization for Women, spoke in favor of the bill.

Terry Camp, Vice President of Public Policy, Farm Bureau Federation, spoke in opposition to the bill.

Maryann Christensen, Executive Director, Utah Legislative Watch, spoke in favor of the bill.

Amber Brown, Director of Legislative Affairs, Utah Department of Agriculture and Food, spoke in opposition to the bill.

Dr. Gopi, Penmetsa, Assistant Professor, Division of Pheumatology, Department of Internal Medicine, University of Utah, spoke in favor of the bill.

Dave Davis, President, Utah Food Industry Association, spoke in opposition to the bill.

MOTION: Rep. Dailey-Provost moved to go to the next item on the agenda.

SUBSTITUTE MOTION: Rep. MacPherson moved to pass H.B. 549 out favorably.

Motion withdrawn

SUBSTITUTE MOTION: Rep. MacPherson moved to amend H.B. 549 with Amendment #1. The substitute motion passed with a vote of 13 - 0 - 1.

Amendment 1
H.B. 549

- 1. Page 2, Lines 35 through 44:
- 35 As used in this part:
- 36 ~~(1) "Genetically modified meat product" means a meat product that:~~
- 37 ~~(a) comes from an animal{:~~
- 38 ~~(i) with a genetic modification; or~~
- 39 ~~(ii)}vaccinated with an mRNA vaccine; or~~
- 40 ~~(b) is produced by cultivating or culturing animal cells in vitro.~~
- 41 ~~(2) {"Genetic material" means a gene, deoxyribonucleic acid, or chromosome.~~
- 42 ~~(3) "Genetic modification" means the modification of genetic material:~~
- 43 ~~(a) through modern biotechnology, directed evolution, or other mechanism; and~~
- 44 ~~(b) in a way that does not occur naturally or that does not occur at a natural rate.} "mRNA vaccine" means~~
a vaccine that introduces a piece of mRNA into the cells of an animal to induce the production of a viral protein in the animal's cells.

Yeas - 13

Nays - 0

Absent - 1

- Rep. C. Acton
- Rep. S. Barlow
- Rep. J. Dailey-Provost
- Rep. S. Eliason
- Rep. S. Gricius
- Rep. S. Hollins
- Rep. K. Ivory
- Rep. T. Jimenez
- Rep. M. Judkins
- Rep. R. Lesser
- Rep. A. Loubet
- Rep. M. MacPherson
- Rep. R. Ward

Rep. R. Spendlove

MOTION: Rep. MacPherson moved to pass H.B. 549 out favorably.

SUBSTITUTE MOTION: Rep. Dailey-Provost moved to go to the next item on the agenda. The substitute motion passed with a vote of 9 - 4 - 1.

Yeas - 9

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Ward

Nays - 4

Rep. S. Gricius
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. MacPherson

Absent - 1

Rep. R. Spendlove

4. H.B. 561 Communication Awareness Pilot Program (Welton, D.)

Rep. Douglas Welton presented the bill.

Communication Awareness

MOTION: Rep. Eliason moved to replace H.B. 561 with 2nd Substitute H.B. 561. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. T. Jimenez
Rep. M. Judkins
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 6

Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. S. Hollins
Rep. K. Ivory
Rep. R. Lesser
Rep. R. Spendlove

MOTION: Rep. Eliason moved to pass 2nd Substitute H.B. 561 out favorably. The motion passed with a vote of 6 - 2 - 6.

Yeas - 6

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Ward

Nays - 2

Rep. T. Jimenez
Rep. M. MacPherson

Absent - 6

Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. S. Hollins
Rep. K. Ivory
Rep. R. Lesser
Rep. R. Spendlove

5. 1st Sub. S.B. 166 Health Benefit Amendments (Kennedy, M.)

Sen. Mike Kennedy presented the bill.

MOTION: Rep. Eliason moved to amend 1st Substitute S.B. 166 with Amendment #1. The motion passed with a vote of 8 - 0 - 6.

Amendment 1
1st Sub. S.B. 166

1. Page 3, Lines 81 through 82:

81 qualified child was not enrolled in the eligible health benefit plan.

(7) If a qualified child has the option to enroll in one of several eligible health benefit plans, the department shall, to the extent that is practicable, ensure that the number of qualified children receiving assistance under this section are divided evenly among eligible health benefit plans.

82 ~~{(7)}~~ (8) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Gricius
Rep. T. Jimenez
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Ward

Nays - 0

Absent - 6

Rep. J. Dailey-Provost
Rep. S. Hollins
Rep. K. Ivory
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Spendlove

MOTION:

Rep. Eliason moved to pass 1st Substitute S.B. 166 out favorably. The motion passed with a vote of 6 - 2 - 6.

Yeas - 6

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Gricius
Rep. M. Judkins
Rep. A. Loubet

Nays - 2

Rep. T. Jimenez
Rep. R. Ward

Absent - 6

Rep. J. Dailey-Provost
Rep. S. Hollins
Rep. K. Ivory
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Spendlove

6. H.B. 505 Property Loss Amendments (Briscoe, J.)

Rep. Joel Briscoe presented the bill with the assistance of Rep. Tyler Clancy, Co-Sponsor.

John Margetts, Owner, DynaPack Rotating Company and Board Member, Ballpark Community Council, spoke in favor of the bill.

Amy J. Hawkins, Chair, Ballpark Community Council, and Chair, Neighborhood Advisory Council Meetings, Gail Miller Resource Center, spoke in favor of the bill.

Nancy Clayton, Asher Adams Hotel, spoke in favor of the bill.

Laurie Karlik, works for a local small business, spoke in favor of the bill.

Michelle Flynn, Executive Director, The Road Home, spoke in favor of the bill.

MOTION:

Rep. Judkins moved to replace H.B. 505 with 2nd Substitute H.B. 505. The motion passed with a vote of 9 - 0 - 5.

Yeas - 9

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Hollins
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Ward

Nays - 0

Absent - 5

Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. K. Ivory
Rep. M. MacPherson
Rep. R. Spendlove

MOTION:

Rep. Eliason moved to pass 2nd Substitute H.B. 505 out favorably. The motion passed with a vote of 7 - 3 - 4.



Yeas - 7

Rep. C. Acton
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Ward

Nays - 3

Rep. S. Barlow
Rep. S. Gricius
Rep. T. Jimenez

Absent - 4

Rep. J. Dailey-Provost
Rep. K. Ivory
Rep. M. MacPherson
Rep. R. Spendlove

MOTION: Rep. Eliason moved to adjourn. The motion passed with a vote of 10 - 0 - 4.

Yeas - 10

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Ward

Nays - 0

Absent - 4

Rep. J. Dailey-Provost
Rep. K. Ivory
Rep. M. MacPherson
Rep. R. Spendlove

Chair Acton adjourned the meeting at 6:40 p.m.