

1 **CONTROLLED SUBSTANCES ADVISORY COMMITTEE**

2 **AMENDMENTS**

3 2011 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Paul Ray**

6 Senate Sponsor: _____

7

LONG TITLE

8 **General Description:**

9 This bill modifies Title 58, Occupations and Professions, regarding the Controlled
10 Substances Advisory Committee Act.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ adds two members to the Controlled Substances Advisory Committee:

- 14 • one ~~H~~→ **advanced practice registered** ~~H~~ nurse ~~H~~→ [practitioner] ~~H~~ ; and
- 15 • one representative of the public ~~H~~→ ; **and**

16a ▶ **amends the quorum requirements to reflect the membership changes** ~~H~~ .

17 **Money Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 None

21 **Utah Code Sections Affected:**

22 AMENDS:

23 **58-38a-201**, as enacted by Laws of Utah 2010, Chapter 231

23a ~~H~~→ **58-38a-202**, as enacted by Laws of Utah 2010, Chapter 231 ~~H~~

24

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

25 Section 1. Section **58-38a-201** is amended to read:

26 **58-38a-201. Controlled Substances Advisory Committee.**



28 There is created within the Division of Occupational and Professional Licensing the
 29 Controlled Substances Advisory Committee. The committee consists of:

30 (1) the director of the Department of Health or the director's designee;

31 (2) the State Medical Examiner or the examiner's designee;

32 (3) the commissioner of the Department of Public Safety or the commissioner's
 33 designee;

34 (4) one physician who is a member of the Physicians Licensing Board and is
 35 designated by that board;

36 (5) one pharmacist who is a member of the Utah State Board of Pharmacy and is
 37 designated by that board;

38 (6) one dentist who is a member of the Dentist and Dental Hygienist Licensing Board
 39 and is designated by that board;

40 (7) one physician who is currently licensed and practicing in the state, to be appointed
 41 by the governor;

42 (8) one psychiatrist who is currently licensed and practicing in the state, to be
 43 appointed by the governor;

44 (9) one individual with expertise in substance abuse addiction, to be appointed by the
 45 governor;

46 (10) one representative from the Statewide Association of Prosecutors, to be

46a **Ĥ→ [-appointed] designated ←Ĥ**

47 by that association; ~~[and]~~

48 (11) one naturopathic physician who is currently licensed and practicing in the state, to
 49 be appointed by the governor[.];

50 (12) one Ĥ→ advanced practice registered ←Ĥ nurse Ĥ→ [practitioner] ←Ĥ who is
 50a currently licensed and practicing in this state, to be

51 appointed by the governor; and

52 (13) one member of the public, to be appointed by the governor.

52a **Ĥ→ Section 2. Section 58-38A-202 is amended to read:**

52b **58-38a-202. Terms of committee service.**

52c (1) (a) **Members of the advisory committee shall serve terms of four years, except that the**
 52d **members under Subsections 58-38a-201(1), (2), and (3) shall serve during their terms as appointed**
 52e **officials.**

52f (b) **Vacancies in the committee occurring otherwise than by the expiration of a term shall be**
 52g **filled for the unexpired term in the same manner as original appointments.**

52h (2) **A member may not receive compensation or benefits for the member's service, but**

- 52i may receive per diem and travel expenses in accordance with:
- 52j (a) Section 63A-3-106;
- 52k (b) Section 63A-3-107; and
- 52l (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.
- 52m (3) (a) The director of the Department of Health, or the director's designee, is the chair of the
- 52n committee.
- 52o (b) The advisory committee meets at the call of the chair or at the call of a majority of the
- 52p committee members.
- 52q (c) The advisory committee meets annually and more often as required to carry out its duties
- 52r under this chapter.
- 52s (d) [~~Six~~] Seven members of the advisory committee constitute a quorum.
- 52t (e) Action by the committee requires a majority vote of a quorum. ←H

Legislative Review Note
as of 11-16-10 4:38 PM

Office of Legislative Research and General Counsel