

**1st Sub. S.B. 119**  
**PRESCRIPTION DATABASE REVISIONS**

Representative **Paul Ray** proposes the following amendments:

1. *Page 1, Lines 16 through 18:*

16 { ~~requires law enforcement to use a search warrant to gain database information~~  
17 ~~related to a controlled substance investigation and requires specification of the~~  
18 ~~person regarding whom the information is sought; } =  
▶ provides access for law enforcement personnel investigating cases involving controlled substances under specified conditions;  
▶ provides access for state and local prosecutors regarding controlled substance cases concerning specific individuals;~~

2. *Page 8, Lines 218 through 222:*

218 { ~~(k) pursuant to a valid search warrant, federal, state, and local law enforcement~~  
219 ~~[authorities,] agencies and state and local prosecutors[,] that are engaged [as a specified duty of~~  
220 ~~their employment in enforcing laws:] in an investigation related to:~~  
221 ~~(i) one or more controlled substances; and~~  
222 ~~(ii) a specific person who is a subject of the investigation; }~~

3. *Page 8, Line 228:*

(k) federal, state, and local law enforcement personnel designated by their agency head as a narcotics investigator and assigned to controlled substance abuse investigations, and their access to database information is limited to requests when:  
(i) the law enforcement agency's personnel is currently conducting an investigation relating to controlled substance abuse;  
(ii) a reasonable articulable suspicion exists that the person under investigation is suspected of violating a criminal offense and the use of controlled substances may be reasonably related to the offense; and  
(iii) the access to the database information is through the Utah Criminal Justice Information System and is subject to the same access and dissemination requirements as in Section 53-10-108;  
(l) a narcotics investigator designated by the investigator's agency may request database information through the Utah Criminal Justice Information System upon referral from the Division of Occupational and Professional Licensing regarding a potential criminal violation involving controlled substances;  
(m) state and local prosecutors who are engaged in a prosecution or investigation related to:  
(i) one or more controlled substances; and  
(ii) a specific person who is a subject of the investigation.

228 =            ~~{(t)}~~    (n)    employees of the Office of Internal Audit and Program Integrity within the

4. Page 9, Line 231:

231            ~~{(m)}~~    (o)    a mental health therapist, if:

5. Page 9, Line 246:

246            ~~{(n)}~~    (p)    an individual who is the recipient of a controlled substance prescription entered into

6. Page 9, Line 249:

249            ~~{(o)}~~    (q)    an individual under Subsection (2)(n) for the purpose of obtaining a list of the

7. Page 9, Line 253:

253            [(t)]    ~~{(p)}~~    (r)    the inspector general, or a designee of the inspector general, of the Office of

8. Page 9, Line 256:

256            [(p)]    ~~{(q)}~~    (s)    the following licensed physicians for the purpose of reviewing and offering an