

**MINUTES OF THE  
HOUSE HEALTH AND HUMAN SERVICES  
STANDING COMMITTEE**

Thursday, February 9, 2017 • 3:00 pm • 210 Senate Building

**Members Present:**

Rep. Brad M. Daw, Chair  
Rep. Michael S. Kennedy, Vice Chair  
Rep. Stewart E. Barlow  
Rep. Rebecca Chavez-Houck  
Rep. Craig Hall  
Rep. Sandra Hollins  
Rep. Kelly B. Miles  
Rep. Paul Ray

Rep. Edward H. Redd  
Rep. Robert M. Spendlove  
Rep. Norman K Thurston  
Rep. Raymond P. Ward

**Staff Present:**

Mr. Mark D. Andrews, Policy Analyst  
Mr. Steve Benard, Committee Secretary

**Note:** A list of others present, a copy of related materials, and an audio recording of the meeting can be found at [le.utah.gov](http://le.utah.gov).

Chair Kennedy called the meeting to order at 3:10 p.m.

**1. H.B. 50 Opioid Prescribing Regulations (*Ward, R.*)**

Rep. Raymond P. Ward presented the bill.

Mr. David Skalka, Utah Nurse Practitioners, spoke in favor of the bill.

Mr. Cole Brinkerhoff spoke in favor of the bill.

Ms. Michelle McOmber, Utah Medical Association, spoke in opposition to the current substitute bill and in favor of amending the bill.

**MOTION:** Rep. Redd moved to move to next agenda item. The motion passed with a vote of 11-0-1.

Yeas:

Rep. S. Barlow  
Rep. R. Chavez-Houck  
Rep. B. Daw  
Rep. C. Hall  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. K. Miles  
Rep. E. Redd  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

Nays:

Abs:

Rep. P. Ray

**2. H.B. 76 End of Life Options Act (*Chavez-Houck, R.*)**

Rep. Rebecca Chavez-Houck presented the bill.

Mr. Forest Shaw spoke in favor of the bill.

Ms. Arlene Pentila spoke in favor of the bill.

Mr. John Sharf spoke in favor of the bill.

Mr. Stan Rasmussen, Sutherland Institute, spoke in opposition to the bill.

Mr. Mark Rothacher spoke in favor of the bill.

Ms. Laura Bunker, Family Policy Resource, spoke in opposition to the bill.

Dr. Victoria Burgess spoke in favor of the bill.

Ms. Angela Falconer spoke in opposition to the bill.

Ms. Vickie Samuelson, League of Women Voters, spoke in favor of the bill.

Maryann Christensen, Utah Eagle Forum, spoke in opposition to the bill.

Ms. Michele Melendez Rasich spoke in favor of the bill.

Dr. Catherine Stokes spoke in opposition to the bill.

Ms. Michelle Sharf spoke in favor of the bill.

Ms. Delane England spoke in opposition to the bill.

Ms. Kathleen Kaufman spoke in favor of the bill.

Ms. Jean Hill, Catholic Diocese, spoke in opposition to the bill.

Ms. Alice Lappe spoke in favor of the bill.

**MOTION:** Rep. Ward moved to pass H.B. 76 out favorably.

**SUBSTITUTE MOTION:** Rep. Ray moved to table H.B. 76. The motion passed with a vote of 9-3-0.

Yeas:

Rep. S. Barlow  
Rep. B. Daw  
Rep. C. Hall  
Rep. M. Kennedy  
Rep. K. Miles  
Rep. P. Ray  
Rep. E. Redd  
Rep. R. Spendlove  
Rep. N. Thurston

Nays:

Rep. R. Chavez-Houck  
Rep. S. Hollins  
Rep. R. Ward

Abs:

**3. H.B. 50 Opioid Prescribing Regulations (*Ward, R.*)**

Rep. Raymond P. Ward continued his presentation of the bill.

Ms. Michelle McOmber, Utah Medical Association, spoke in favor of Second Substitute H.B. 50, with Amendment #3.

**MOTION:** Rep. Spendlove moved to replace H.B. 50 with 2nd Substitute H.B. 50. The motion passed with a vote of 11-0-1.

Yeas:

Rep. S. Barlow  
Rep. B. Daw  
Rep. C. Hall  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. K. Miles  
Rep. P. Ray  
Rep. E. Redd  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

Nays:

Abs:

Rep. R. Chavez-Houck

**MOTION:** Rep. Spendlove moved to amend 2nd Substitute H.B. 50 with Amendment #3.

1. Page 8, Lines 231 through 232:

231 (B) Subsection (7)(f)(iii)(A) does not apply to a { ~~postsurgical~~ prescription

issued for  
232 { ~~surgeries~~ a surgery when the practitioner ~~records in the patient's~~  
medical record that the practitioner has }

2. Page 8, Line 236:

236 chronic conditions which are documented as being complex or chronic in the medical  
record. =

**(D) A pharmacist is not required to verify that a prescription is in compliance**  
**with Subsection (7)(f)(iii).**

3. Page 21, Lines 624 through 627:

624 (i) the prescription for a Schedule II opioid or a Schedule III opioid is for three days  
or

625 fewer on the daily dosage instructions on the prescription; { ~~or~~ }

626 (ii) the prescriber has prior knowledge of the patient's prescription history based on  
the

627 prescriber's review of the patient's health record ; or

**(iii) the prescription for a Schedule II opioid or a Schedule III opioid is a post**  
**surgical prescription and the total duration of opioid written after the surgery has**  
**been for thirty days or fewer** .

The motion passed with a vote of 11-0-1.

Yeas:

Rep. S. Barlow  
Rep. B. Daw  
Rep. C. Hall  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. K. Miles  
Rep. P. Ray  
Rep. E. Redd  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

Nays:

Abs:

Rep. R. Chavez-Houck

**MOTION:** Rep. Spendlove moved to pass 2nd Substitute H.B. 50 out favorably. The

motion passed with a vote of 11-0-1.

Yeas:

Rep. S. Barlow  
Rep. B. Daw  
Rep. C. Hall  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. K. Miles  
Rep. P. Ray  
Rep. E. Redd  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

Nays:

Abs:

Rep. R. Chavez-Houck

**4. H.B. 246 System of Care Development (*Edwards, R.*)**

Rep. Rebecca P. Edwards presented the bill with the assistance of Ms. Ann Williamsen, Executive Director, Department of Human Services

Ms. Kris Fawson, Coalition for People with Disabilities, spoke in favor of the bill.

**MOTION:** Rep Daw moved to amend H.B. 246 with Amendment #2.

*1. Page 5, Lines 125 through 127:*

125 (22) within appropriations authorized by the Legislature, promote and develop a

126 system of care { ~~++~~ { , } ~~++~~ as defined in Section 62A-104[ ~~+~~ , within

~~the department and with contractors~~

127 ~~that provide services to the department or any of the department's divisions.];~~

The motion passed with a vote of 9-0-3.

Yeas:

Rep. S. Barlow  
Rep. R. Chavez-Houck  
Rep. B. Daw  
Rep. C. Hall  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. E. Redd  
Rep. R. Spendlove  
Rep. N. Thurston

Nays:

Abs:

Rep. K. Miles  
Rep. P. Ray  
Rep. R. Ward

**MOTION:** Rep. Thurston moved to pass H.B. 246 out favorably. The motion passed with a vote of 9-0-3.

Yeas:

Rep. S. Barlow  
Rep. R. Chavez-Houck  
Rep. B. Daw  
Rep. C. Hall  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. E. Redd  
Rep. R. Spendlove  
Rep. N. Thurston

Nays:

Abs:

Rep. K. Miles  
Rep. P. Ray  
Rep. R. Ward

**5. H.C.R. 16 Concurrent Resolution Declaring Mental Health Issues to Be a Public Health Crisis At Utah Higher Education Institutions (*Redd, E.*)**

Rep. Edward H. Redd presented the bill with the assistance of Mr. Ty Aller.

Mr. Dave Buhler, Commissioner of Higher Education, spoke in favor of the bill.

Mr. Matthew Clewtt, Utah State University Student Association, spoke in favor of the bill.

**MOTION:** Rep. Thurston moved to replace H.C.R. 16 with 1st Substitute H.C.R. 16. The motion passed with a vote of 9-0-3.

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Yeas:

Rep. S. Barlow  
Rep. R. Chavez-Houck  
Rep. B. Daw  
Rep. C. Hall  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. E. Redd  
Rep. R. Spendlove  
Rep. N. Thurston

Nays:

Abs:

Rep. K. Miles  
Rep. P. Ray  
Rep. R. Ward

**MOTION:** Chair Daw moved to pass 1st Substitute H.C.R. 16 out favorably. The motion passed with a vote of 9-0-3.

Yeas:

Rep. S. Barlow  
Rep. R. Chavez-Houck  
Rep. B. Daw  
Rep. C. Hall  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. N. Thurston

Nays:

Abs:

Rep. K. Miles  
Rep. E. Redd  
Rep. R. Ward

**MOTION:** Rep. Thurston moved to place 1st Substitute H.C.R. 16 on the Consent Calendar. The motion passed with a vote of 8-0-4.

Yeas:

Rep. S. Barlow  
Rep. R. Chavez-Houck  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. E. Redd  
Rep. R. Spendlove  
Rep. N. Thurston

Nays:

Abs:

Rep. C. Hall  
Rep. K. Miles  
Rep. P. Ray  
Rep. R. Ward

**6. H.B. 260 Drug and Alcohol Treatment Related to Bail Amendments (*Redd, E.*)**

Rep. Edward H. Redd presented the bill.

**MOTION:** Chair Daw moved to hold H.B 260. The motion passed with a vote of 8-0-4.

Yeas:

Rep. S. Barlow  
Rep. R. Chavez-Houck  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. P. Ray  
Rep. E. Redd  
Rep. N. Thurston

Nays:

Abs:

Rep. C. Hall  
Rep. K. Miles  
Rep. R. Spendlove  
Rep. R. Ward

**7. H.C.R. 19 Concurrent Resolution on Health Sciences (*Redd, E.*)**

**MOTION:** Rep. Ray moved to pass H.C.R. 19 out favorably. The motion passed with a vote of 8-0-4.



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Yeas:

Rep. S. Barlow  
Rep. R. Chavez-Houck  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. P. Ray  
Rep. E. Redd  
Rep. N. Thurston

Nays:

Abs:

Rep. C. Hall  
Rep. K. Miles  
Rep. R. Spendlove  
Rep. R. Ward

**MOTION:** Rep. Thurston moved to adjourn. The motion passed with a vote of 8-0-4.

Yeas:

Rep. S. Barlow  
Rep. R. Chavez-Houck  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. P. Ray  
Rep. E. Redd  
Rep. N. Thurston

Nays:

Abs:

Rep. C. Hall  
Rep. K. Miles  
Rep. R. Spendlove  
Rep. R. Ward

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Rep. Brad M. Daw, Chair