

Health and Human Services Legislation

2019 General Session of the Utah Legislature | April 3, 2019

OVERVIEW

For the 2019 General Session of the Utah Legislature, legislators submitted requests for 1,338 bills. Ultimately, 842 of the bills drafted were introduced for consideration. 239 (28%) were related to health and human services. 150 passed the Senate and the House. 89 did not. None of the 239 were vetoed.

PASSED	NOT PASSED	TOTAL	
150	89	239	
2	0	2	Abortion
2	3	5	Adoption
14	5	19	Behavioral Health
3	2	5	Cannabis
3	1	4	Child Care
16	6	22	Child Welfare
12	5	17	Disability, Persons With A
3	3	6	Diseases
0	1	1	End Of Life
1	0	1	Health Care Facilities
3	1	4	Health Care Information
8	4	12	Health Care Insurance
0	1	1	Health Care Products
20	4	24	Health Care Professions
4	3	7	Health Promotion
7	3	10	Homelessness
8	8	16	Injury Prevention – Domestic Violence
4	7	11	Injury Prevention – Firearms
2	3	5	Injury Prevention – Motor Vehicles
4	1	5	Injury Prevention – Other
1	3	4	Intergenerational Poverty
1	0	1	Maternal And Child Health
5	3	8	Medicaid
3	1	4	Miscellaneous
2	2	4	Nicotine Products
2	2	4	Pharmaceuticals
3	1	4	Public Health
2	1	3	Reproductive Health
11	12	23	Substance/Alcohol Misuse
1	1	2	Suicide
0	1	1	Vital Statistics
3	1	4	Vulnerable Adults

BILL SUMMARIES

In the summaries below, **green headings** denote bills that passed both houses; **red headings** denote bills that did not.

Headings highlight the primary topic related to health and human services and are not the titles of bills. Each bill is listed under only one topic heading. Summaries are based on the latest version of the bill.

Summaries do not include appropriations bills, generally exclude legislation related to environmental quality, child support, and juvenile justice, and do not necessarily include all legislation related to affordable housing, firearms, domestic violence, workers' compensation, and alcohol.

ABORTION

Down Syndrome

After expressly permitted by a court of binding authority, prohibits a person from performing, inducing, or attempting to perform or induce an abortion on a pregnant woman who is seeking the abortion solely because an unborn child has or may have Down syndrome. Requires certain information and reports relating to Down syndrome be provided by the Department of Health and a physician.
(H.B. 166, Lisonbee)

Gestational Time Limit

Prohibits an abortion from being performed after 18 weeks, except under certain circumstances, and modifies the circumstances under which an abortion may be performed after 18 weeks.
(H.B. 136, Acton)

ADOPTION

Agencies

Clarifies provisions prohibiting advertisements for certain adoption-related services and requires the Office of Licensing within the Department of Human Services to provide notice to certain persons upon finding certain adoption-related services are being provided without a license.
(S.B. 215, Escamilla)

Miscellaneous

Modifies the definition of "adoption related expenses" and provisions related to background checks, the Interstate Compact on Placement of Children, and adoption proceedings.
(S.B. 243, Weiler)

Paid Leave

Requires higher education and executive branch entities to provide paid parental leave upon the birth or adoption of an employee's child.
(H.B. 442, Weight)

Residency and Notice

Requires that at least one party in an adoption proceeding is a resident of Utah and increases the minimum time for notice of an adoption proceeding from 30 days to 60 days in certain instances.
(S.B. 199, Harper)

Tax Credit

Replaces the refundable individual income tax credit for adopting a special needs child with a nonrefundable individual income tax credit for adoption expenses.
(H.B. 447, Shipp)

BEHAVIORAL HEALTH

Assisted Outpatient Treatment

Requires assistant outpatient treatment to be considered when an individual is evaluated for civil commitment and describes the process whereby an individual may be ordered by a court to receive assisted outpatient treatment.
(S.B. 39, Fillmore)

Civil Commitment – Patient History

When evaluating a patient for civil commitment, requires an examiner to consider the patient's mental health history and makes other changes relating to civil commitment.
(S.B. 38, Fillmore)

Competency

Amends procedures and requirements for an evaluation of a minor for competency.
(H.B. 330, Hawkins)

First Responders

Establishes a temporary workgroup to study a first responder's workers' compensation claim due to mental stress.
(H.B. 154, Kwan)

Institutions for Mental Illness

Urges Congress to extend Medicaid coverage beyond 15 days for services provided in certain settings to adults with serious mental illness.
(S.C.R. 1, Fillmore)

Jail Policies and Procedures

Authorizes a PA, APRN, or RN to dispense methadone at an opioid treatment program under a pharmacist's supervision; expands annual jail reporting requirement to include policies, procedures, and protocols that relate to screening, assessment, and treatment of an inmate for a substance use or mental health disorder; and requires a committee created by the Commission on Criminal and Juvenile Justice to study and make recommendations on specified health, mental health, and substance use policies, procedures, and protocols in state and county correctional facilities.
(H.B. 398, Daw)

Mobile Crisis Outreach Teams

Authorizes use of the Juvenile Justice Reinvestment Restricted Account for mobile crisis outreach teams, which provide services to minors or families of minors experiencing behavioral health or psychiatric emergencies.
(H.B. 404, Snow)

Private Counselors

Addresses licensure of a private mental health therapist who provides services to an individual who is incarcerated or required by a court or the Board of Pardons and Parole to participate in treatment.
(H.B. 104, Watkins)

Schools – Mental Health Services

Allows the state Medicaid program to be billed for certain mental health services in public schools.
(S.B. 106, Fillmore)

Schools – Mental Health Workers

Creates the Teacher and Student Success Program and specifies that a school's addition of mental health workers may be included in a local education agency's student success framework for purposes of the LEA receiving funding from the program.
(S.B. 149, Millner)

Schools – Safety

Provides the State Board of Education with a mental health therapist to assist with services for local education agencies, including recommendations for screenings and interventions, and directs the board to provide model policies, training, and technical assistance related to the development and implementation of school safety initiatives.
(H.B. 120, Ward)

Schools – School-Based Services

Authorizes the State Board of Education to distribute money to local education agencies for school-based mental health support, requires the Division of Substance Abuse and Mental Health to make recommendations related to Medicaid reimbursement for school-based health services, and makes related appropriations.
(H.B. 373, Eliason)

Schools – Students in Human Services Programs

Modifies educational service plan requirements for a student served by a human services program.
(H.B. 416, Owens)

Secure Transport

Adds a designation category for nonemergency secure behavioral health transport providers and vehicles and prohibits the state Medicaid program from reimbursing nonemergency secured behavioral health transports.
(S.B. 85, Vickers)

Civil Commitment

Modifies provisions relating to civil commitment, including provisions relating to discharge and periodic review of an individual who is civilly committed; modifies provisions relating to competency to stand trial, including provisions relating to a finding of competency and the process that follows a finding of competency; and adds additional members to the Forensic Mental Health Coordinating Council.
(H.B. 480, Ray)

Conversion Therapy

Prohibits certain mental health therapists from providing conversion therapy to a minor.
(H.B. 399, Hall)

Crisis Response

Creates a pilot program to fund a mental health receiving center for individuals experiencing a mental health crisis; requires the Department of Human Services to establish a statewide stabilization services plan and standards for providing stabilization services to a child or the child's parent or legal guardian; and makes appropriations.
(S.B. 219, Thatcher)

Insanity Defense

Modifies the circumstances under which a defendant may plead not guilty to a criminal offense by reason of insanity and modifies provisions relating to supervision, assessment, and release of a defendant committed to the Department of Human Services after being found not guilty of a criminal offense by reason of insanity.
(H.B. 225, Moss)

Treatment of Offenders

Allows the Board of Pardons to require an offender to participate in mental health treatment and allows an offender's sentence to be tolled during the time in which the offender refuses to participate in treatment. (H.B. 481, Ivory)

limits for possession during the decriminalization period. (H.B. 383, Dailey-Provost)

CANNABIS

Banking

Urges the President and Congress to remove the barriers that prohibit the medical cannabis industry from legally accessing banking services. (S.C.R. 7, Anderegg)

Hemp and Cannabinoid Products

Repeals a provision allowing the Department of Agriculture and Food to seize and destroy a cannabidiol product offered for sale that is not registered with the department; requires the department to establish requirements for a license to cultivate, process, or market industrial hemp; and makes other changes. (S.B. 105, Vickers)

Utah Medical Cannabis Act Amendments

Provides an exception allowing certain medical professionals to recommend medical cannabis before qualified medical provider registration is available, amends the request for proposal requirements for a third-party electronic verification system to ensure that the provider does not have an ownership interest in a cannabis production establishment or a medical cannabis pharmacy, clarifies quantity limits for possession during the decriminalization period, and makes other changes. (S.B. 161, Escamilla)

Qualifying Conditions

Amends the list of qualifying conditions for medical cannabis recommendations. (H.B. 106, Judkins)

Utah Medical Cannabis Act Amendments

Removes a requirement that unprocessed cannabis flower be in a blister pack, increases the limit on the number of patients for whom a qualified medical provider may recommend cannabis, removes a distinction between qualified medical providers and specialists regarding the limit on the number of patients for whom a qualified medical provider may recommend cannabis, reduces the age requirement for a medical cannabis card, removes a requirement that certain adults receive approval of the compassionate use board for a medical cannabis card, repeals elements required for protection from criminal conviction for the use or possession of medical cannabis, and clarifies quantity

CHILD CARE

Licensing Committee

Amends the composition of the Child Care Center Licensing Committee. (H.B. 117, Kwan)

School-Based Care

Exempts schools that provide child care from submitting background check information to the Department of Health. (H.B. 375, Hall)

Subsidies

Gives the Office of Child Care rulemaking authority to govern funds for child care subsidies. (S.B. 159, Weiler)

Tax Credits

When determining the amount and duration of a tax credit offered in an economic development zone, GOED may consider whether a commercial project will provide child-care benefits. (H.B. 333, Harrison)

CHILD WELFARE

Child Protection Registry

Requires the Internet Crimes Against Children (ICAC) unit within the Office of the Attorney General to establish and operate the Child Protection Registry. (S.B. 230, Weiler)

Child Welfare Workers

Makes it a crime to assault or threaten violence against a child welfare worker. (S.B. 59, Vickers)

Definitions

Clarifies the definition of chronic abuse and chronic neglect. (S.B. 57, Weiler)

Human Trafficking – Training

Expands periodic training by schools on child sexual abuse prevention to include human trafficking and commercial sexual exploitation. (S.B. 198, Weiler)

Human Trafficking – Victims

Clarifies that children who are engaged in commercial sex should be treated as victims. (H.B. 108, Romero)

Indigent Defense Act Amendments

Recodifies and amends the Indigent Defense Act.
(S.B. 32, Weiler)

Information About At-Risk Government Employees

Broadens the protection of personal information of an at-risk government employee to include a state or local government employee who, because of the nature of the employee's work, would be at immediate and substantial risk of physical harm if the employee's personal information is disclosed.
(H.B. 444, Perry)

Lewdness

Modifies language relating to lewdness involving a child.
(H.B. 396, Brooks)

Miscellaneous

Clarifies multiple child welfare provisions and makes other changes.
(S.B. 128, Harper)

Missing and Murdered Indigenous Women, Girls, and LGBT+

Designates May 5 as Missing and Murdered Indigenous Women, Girls, and LGBT+ Awareness Day.
(H.C.R. 6, Romero)

Office of Quality and Design

Creates and specifies the duties of the Office of Quality and Design within the Department of Human Services.
(H.B. 261, Hawkins)

Parental Defense

Changes the administration of the Child Welfare Parental Defense Program from the Department of Administrative Services to the Commission on Criminal and Juvenile Justice.
(S.B. 251, Harper)

Pilot Programs

Extends the sunset date for the psychotropic medication oversight pilot program until July 1, 2024, and the sunset date for the child protection unit pilot program until December 31, 2021. Requires DCFS to report every other year on the psychotropic medication program.
(S.B. 40, Christensen)

Placement of Minors

Gives added weight to a minor's desires in child welfare hearings and for placement decisions requires DCFS and the court to make findings explaining why their opinions differ from a minor's express wishes.
(S.B. 47, Fillmore)

School Employees – Governmental Immunity

Waives governmental immunity for an injury claim resulting from a sexual battery or sexual abuse of a child against a student by a school employee unless the school was subject to a specified policy and had taken reasonable steps to implement and enforce the policy.
(H.B. 391, Ivory)

Sexual Offenses

Modifies the definition of "sexual offense against a minor" as the term relates to a criminal investigation of an electronic communications record and modifies the penalties for dealing in material harmful to minors and for sexual exploitation of a minor.
(H.B. 298, Dunnigan)

Child Welfare in Custody Proceedings

Makes modifications to the state's supervised parent-time program and repeals the private attorney guardian ad litem program.
(S.B. 148, Davis)

Custody and Visitation Rights

Includes termination of parental rights as a necessary factor in determining whether custodial or visitation rights should be granted to a person other than parents who have abused or neglected a child and amends other provisions related to visitation rights.
(H.B. 492, Andersen)

Human Trafficking – School Instruction

Requires the State Board of Education to establish curriculum requirements that include instruction in human trafficking prevention.
(S.B. 261, Weiler)

In-Home Services

Except in certain cases, prohibits the Division of Child and Family Services from providing voluntary in-home services if a child's health and safety is not immediately endangered.
(H.B. 115, Watkins)

Sexual Exploitation of a Minor

Increases the penalty for sexual exploitation of a minor under certain circumstances.
(H.B. 141, Ray)

Shelter Hearings

Requires a juvenile court to consider the terms of any existing court order when determining at a shelter hearing whether to place a child with a parent with whom the child was not residing at a certain time. Also addresses modification of district court orders in cases of concurrent jurisdiction.
(H.B. 124, Watkins)

DISABILITY, PERSONS WITH A

Dandy-Walker Syndrome

Designates May 11 as Dandy-Walker Syndrome Awareness Day.
(H.B. 165, Coleman)

Grants for Recreation Facilities

Specifies that a recreation restoration infrastructure grant is available for rehabilitation or restoration projects for high demand outdoor recreation amenities and high priority trails that relate directly to the visitor, including recreation facilities that are accessible to visitors with disabilities.
(S.B. 249, Okerlund)

ICF/ID Transition Funds

Amends requirements for funds used to transition persons with an intellectual disability from an intermediate care facility and requires reporting to the Legislature when the Medicaid program applies for a change in a Medicaid capitated payment rate.
(H.B. 73, Ward)

Pediatric Neuro-rehabilitation Fund

Creates the Pediatric Neuro-Rehabilitation Fund and specifies its uses.
(H.B. 461, Hutchings)

Settlement Agreement

Gives legislative approval to the final draft of the settlement agreement and action plan in the case of Christensen et al. v. Miner et al, in which the Department of Health and other state entities and employees of Utah were sued by the Disability Law Center and a prospective class of Utah Medicaid eligible individuals with intellectual or developmental disabilities.
(H.J.R. 28, Ward)

Special Education

Recodifies Title 53E, Chapter 7, Special Education.
(H.B. 29, Peterson)

Student Data Privacy

Amends and repeals provisions related to the State Board of Education sharing student data with the Utah Registry of Autism and Developmental Disabilities.
(S.B. 164, Anderegg)

Students with Disabilities

Encourages the educational system to have and maintain high expectations for students with disabilities.
(H.C.R. 14, Spendlove)

Support Animals

Amends housing and criminal provisions relating to the

use of a service animal or a support animal.
(H.B. 43 Dunnigan)

Utah Schools for the Deaf and the Blind

Amends Utah Schools for the Deaf and the Blind provisions related to the agency of record, eligibility, cost sharing, and procurement.
(H.B. 409, Pulsipher)

Workers' Compensation – Adjudication

Enacts provisions related to add-on fees in workers' compensation cases.
(S.B. 76, Mayne)

Workers' Compensation – Utah National Guard

Provides that members of the Utah National Guard are covered under workers' compensation if injured or disabled while on state active duty.
(H.B. 232, Peterson)

Abuse of Process and Demand Letters

Enacts a cause of action for abuse of process and demands concerning the Americans with Disabilities Act.
(H.B. 308, Thurston)

Limited Support Services Waiver Amendments

Specifies that appropriations for a new limited support services program under Medicaid are not subject to certain provisions governing the use of other funds appropriated to serve individuals on the DSPD waiting list.
(S.B. 260, Hemmert)

Settings for Services and Employment

Urges the state to preserve the option for an individual with a disability to choose the setting in which the individual receives services and employment opportunities, including those in a center-based setting, and urges Congress to request that the Centers for Medicare and Medicaid Services reconsider changes concerning funding for participation in a program offered by a center-based employment provider.
(S.C.R. 14, Weiler)

Scholarships for Special Needs Students

Creates the Special Needs Opportunity Scholarship Program.
(S.B. 177, Fillmore)

School Bus Drivers

Recognizes the role of school bus drivers, including their knowing the needs of students with a disability.
(H.J.R. 27, Weight)

DISEASES

Asthma Medication at School

Allows a school to make stock albuterol available to certain employees for administering to certain students. (H.B. 344, Wheatley)

HIV Testing

Reduces from 24 hours to 2 hours the time for providing a blood specimen when ordered by a court or magistrate in response to a health care provider's, emergency services provider's, or first aid volunteer's significant exposure to the person's blood or body fluids. (H.B. 434, Stoddard)

Public Education Vision Screening

Shifts oversight of vision screening provided by public schools from the Utah State Office of Rehabilitation within the Department of Workforce Services to the Department of Health and amends vision screening requirements. (S.B. 143, Escamilla)

Autism

Creates the Adult Autism Treatment Program, which authorizes the granting of funds by the Department of Health to qualified providers for the treatment of qualified individuals with autism or certain other neurodevelopmental disorders. (H.B. 484, Hall)

Hepatitis C

Creates the Hepatitis C Outreach Pilot Program and requires the Department of Health to make grants to Hepatitis C outreach organizations. (H.B. 479, Eliason)

Rare Disease Advisory Council

Creates the Rare Disease Advisory Council within the Department of Health. (H.B. 211, Perry)

END OF LIFE

Prescription to End Life

Establishes a procedure for an individual with a terminal disease to obtain a prescription to end the individual's life. (H.B. 121, Dailey-Provost)

HEALTH CARE FACILITIES

Hospital Assessment

Reauthorizes and amends the Hospital Provider Assessment Act. (H.B. 37, Barlow)

HEALTH CARE INFORMATION

Availability of Health Data

Requires the Department of Health to make aggregated data produced under the Utah Health Data Authority Act available to the public through an application program interface. (S.B. 229, Weiler)

Electronic Exchange

Exempts certain persons from civil liability relating to the electronic access or review of clinical health information. (H.B. 77, Daw)

Price Transparency

Requires the state auditor to create a tool to present healthcare price information to consumers in a manner that is clear and accurate; authorizes the auditor to make the information available via an application program interface; and requires the Health Data Committee to annually publish the median amounts paid for the 50 most commonly performed medical procedures in the state. (H.B. 178, Daw)

Publication of Allowed Claims

Requires a health care provider to publish the charged price and the median amount paid by insurers for the provider's 25 most commonly performed procedures and prohibits a hospital from billing for anything not charged to the patient within 120 days. (H.B. 443, Winder)

HEALTH CARE INSURANCE

Autism

Beginning in 2020, expands the individual and large group health insurer mandate for coverage of autism services for children ages 2 through 9 to include all enrollees and prohibits limiting the number of hours covered. Also repeals the insurance commissioner's power to waive autism coverage requirements. (S.B. 95, Bramble)

Exome Sequencing

Requires PEHP and the state's Medicaid program to cover exome sequencing for persons under 21 who remain undiagnosed after exhausting all other appropriate diagnostic-related tests. (H.B. 435, Eliason)

Medicaid, CHIP, PEHP, Mental Health Professionals

Makes amendments related to Medicaid, CHIP, PEHP, and Mental Health Professionals. (H.B. 366, Dunnigan)

PEHP – Contribution to FSA in Lieu of HSA

Directs PEHP to allow an employee to elect that up to one-half of the amount that would be deposited into the employee's HSA will be deposited into a flexible spending account, renames the "Utah Basic Plus" plan as "Consumer Plus," and requires PEHP to cover certain preventive chronic disease medications before the deductible for HSA STAR Plan members. (S.C.R. 3, Hemmert)

PEHP – Value-Based Purchasing

Directs PEHP to issue a request for proposals for health care services using a value-based payment methodology. (S.C.R. 4, Millner)

Prior Authorization

Requires an insurer to post certain information regarding requirements for the authorization for health care, prohibits an insurer from denying certain requests for authorization of health care, requires an insurer to respond to a request for authorization for health care within a certain time period, creates requirements when an insurer changes certain policies in the middle of a plan year, and creates a reporting requirement. (S.B. 264, Vickers)

Short-Term Limited Duration Plans

Allows coverage under a short-term limited duration health insurance plan for up to three years, reauthorizes the Health Reform Task Force, and makes other amendments. (H.B. 55, Dunnigan)

Telemedicine

Broadens the PEHP and Medicaid coverage mandate to include all telemedicine services. (H.B. 392, Rep. K. Ivory)

In Vitro Fertilization and Genetic Testing

Requires PEHP to provide coverage of, and the Medicaid program to seek federal approval for coverage of, in vitro fertilization and genetic testing for certain individuals. (H.B. 475, Ward)

PEHP – Expanded Coverage for Certain Government Entities

Expands the scope of services that certain governmental entities can request from PEHP. (H.B. 455, Ray)

Products Related to an Institution of Higher Education

Prohibits a state institution of higher education from offering certain health insurance products and permitting a person to use the name, trademark, or trade name of the state institution of higher education

for the purpose of selling certain health insurance products. (S.B. 244, Hemmert)

Step Therapy – Cancer Drugs

Prohibits a health benefit plan from requiring step therapy for certain drugs used to treat stage-IV advanced metastatic cancer or associated conditions. (S.B. 241, Mayne)

HEALTH CARE PRODUCTS**Hygiene Tax Act**

Adds a sales tax exemption for certain incontinence care items, feminine hygiene products, and diapers. (H.B. 113, Duckworth)

HEALTH CARE PROFESSIONS**Anesthesia and Sedation – Reporting Extension**

Extends sunset dates for provisions related to reporting requirements for certain adverse anesthesia events and provisions related to what constitutes unprofessional conduct when administering anesthesia in an outpatient setting. (S.B. 30, Weiler)

Acupuncture – Injection Therapy

Adds injection therapy to the practice of acupuncture. (S.B. 157, Harper)

Age-Based Competency Testing

Amends the criteria for permissible age-based testing of a physician by a health care facility, managed care organization, or other third party. (H.B. 337, Dailey-Provost)

Air Ambulance Services

Reauthorizes the Air Ambulance Committee and requires an EMS provider to provide a patient in need of air medical transport with information collected by the committee specifying with whom each transport provider contracts, average out-of-network charges by each provider, and whether each provider balance bills. (S.B. 74, Harper)

APRN Prescribing Authority

Allows certain licensed nurse practitioners to prescribe a Schedule II controlled substance. (H.B. 336, Dunnigan)

Assault by a Prisoner

Increases the penalty for assault committed by a prisoner against a health care provider or others. (H.B. 62, Ray)

Consent for Examinations

Requires patient consent to perform certain examinations while a patient is unconscious or anesthetized.
(S.B. 188, McCay)

Debt Collection Notices

Allows a health care provider, prior to engaging in a debt collection action, to provide the required notice to the insured by first class mail and, for persons under 65, by email.
(H.B. 445, Miles)

EMS Service Levels

Removes a restriction on certain 911 ambulance or paramedic services providers from applying for a license to provide a higher level of service.
(H.B. 348, Christofferson)

EMS Volunteers

Prohibits termination of an employee for being an emergency services volunteer.
(H.B. 173, Snider)

Genital Mutilation

Provides that a medical professional who performs female genital mutilation shall permanently lose the ability to practice, declares mutilation to be a form of child abuse for reporting requirements, provides a cause of civil action, and requires the Department of Health to create a related education program.
(H.B. 430, Ivory)

Hospital Liens

Requires a hospital to provide notice of a release of lien to an individual.
(S.B. 51, Hillyard)

Malpractice Act – Extension

Extends the sunset date for provisions regarding medical malpractice arbitration agreements for ten years.
(S.B. 29, Christensen)

Massage Therapy

Exempts a bowerwork practitioner from being required to be licensed as a massage therapist.
(H.B. 18, Roberts)

Physical Therapists

Permits an individual in the final term of study as a physical therapist to take a licensing exam before graduation.
(H.B. 44 Dunnigan)

Physician Assistants

Adds "physician assistant" to many provisions of the Utah Code that currently refer to a "physician."
(S.B. 203, Bramble)

Psychiatry Medical Residents

Requires the University of Utah Health Sciences to select additional psychiatry residents.
(H.B. 174, Eliason)

Sexual Offenses

Modifies the definition of "health professional" as the term relates to certain sexual offenses.
(H.B. 40, Ray)

Speech Pathology and Audiology Licensing Act

Changes the sunset date to July 1, 2029.
(S.B. 31, Weiler)

Unprofessional Conduct

Modifies the definition of "unprofessional conduct" and addresses licensure of individuals with a criminal conviction.
(H.B. 90, Hutchings)

Athletic Trainers

Repeals exclusions of a licensed athletic trainer from preferred provider nondiscrimination provisions for a managed care organization.
(H.B. 368, Ray)

Dental Hygienist

Requires the Department of Health to reimburse a dental hygienist directly for certain services provided through the Medicaid program.
(H.B. 372, Watkins)

Disclosure of Health Care Costs

Requires certain health care providers to provide a patient with an itemized estimate of the cost of providing health care services before the patient receives the health care services and prohibits a health care provider from billing a patient in certain circumstances.
(S.B. 265, Anderegg)

Physician Certification

Prohibits a health care facility, a managed care organization, DOPL, and others from requiring a physician, for certain purposes, to maintain certain certifications.
(H.B. 147, McKell)

HEALTH PROMOTION

Daylight Saving Time – Federal Daylight Act

Discusses states' limited ability to take action on daylight saving time, describes negative effects of daylight saving time, and urges Congress to enact H.R. 1601, the Daylight Act.
(H.J.R. 15, Judkins)

Outdoor Recreation Program

Creates the Utah Children's Outdoor Recreation and Education Grant Program to promote the health and social benefits of outdoor recreation to children and encourage them to develop the skills and confidence to be physically active for life.
(S.B. 222, Sen. L. Fillmore)

Outdoors Initiative

Expresses support for Utah's Every Kid Outdoors Initiative.
(H.C.R. 4, Arent)

Safe Routes to School

Requires the Department of Transportation to establish a program to promote safe routes for walking and bicycling to schools.
(H.B. 208, Harrison)

Daylight Saving Time – Year-Round

Requires the state to use mountain daylight time year-round when authorized to do so by federal legislation.
(H.B. 66, Judkins)

Family Medical Unpaid Leave

Provides that an eligible employee of a state-eligible employer is entitled to three workweeks of Family and Medical Leave Act unpaid leave during a 12-month period.
(S.B. 110, Hemmert)

Partnerships for Healthy Communities

Creates a grant program to fund community-based coordination for improving the health of children ages 0-6.
(S.B. 83, Millner)

Grants

Provides that the Homeless Coordinating Committee may award money from the Homeless to Housing Reform Restricted Account for the purpose of providing medical respite care for homeless individuals and modifies the definition of the term "homeless shelter" to include emergency shelters and medical respite facilities for purposes of certain grants and contracts.
(S.B. 225, Escamilla)

Mitigation Account – Contribution Clarification

Clarifies how the State Tax Commission calculates a county's or municipality's contribution into the Homeless Shelter Cities Mitigation Restricted Account.
(S.B. 49, Davis)

Low-Income Housing

Specifies that money from the Olene Walker Housing Loan Fund may be used for the purchase of land that will be used as the site of low-income housing units to assist in minimizing homelessness.
(S.B. 34, Anderegg)

Shelter Funding – Contribution and Distribution

Provides a lower bed requirement for counties of the third through sixth class for purposes of certain distributions from the Homeless to Housing Reform Restricted Account and contributions to and distributions from the Homeless Shelter Cities Mitigation Restricted Account.
(H.B. 203, Rep. S. Chew)

Statewide Plan

Requires the Homeless Coordinating Committee to prepare and implement a statewide plan to minimize homelessness.
(H.B. 342, King)

Tax Credit

Modifies provisions related to the Tax Credit for Employment of Persons Who Are Homeless Act.
(H.B. 181, King)

Affordable Housing

Creates the Affordable Housing Preservation Fund and describes its uses. Modifies how money from the Economic Revitalization and Investment Fund may be used.
(H.B. 386, Briscoe)

Fee Waivers for Youth

Waives the fee for a certified copy of a birth certificate or an identification card for a youth who can show that he or she is homeless.
(H.B. 465, Stoddard)

HOMELESSNESS

Consent to Services by Youth

Allows a homeless youth to consent to temporary shelter, care, or services under certain circumstances and waives the fee for an identification card or a certified copy of a birth certificate for a youth who is homeless.
(H.B. 371, Weight)

Mitigation Account – Contribution Calculation

Modifies the calculation of a county's or municipality's annual contribution to the Homeless Shelter Cities Mitigation Restricted Account.
(S.B. 117, McCay)

cases where the perpetrator is not a cohabitant or a dating partner.
(H.B. 100, Snow)

Electronic Monitoring

Clarifies circumstances under which a court may require an individual who is arrested for or charged with a domestic violence offense to participate in a monitoring program.
(H.B. 253, Spendlove)

Expungement

Limits an individual's eligibility for expungement or for removing the link between personal information and dismissed court cases for domestic violence offenses.
(H.B. 111, Stoddard)

Extreme Risk Protective Order

Enables a family member or law enforcement to ask a court to restrain a person from possessing any firearms or ammunition for a specified length of time.
(H.B. 209, Handy)

Marriage Fee for Shelters

Increases the marriage license fee to provide funding for the operation of domestic violence shelters.
(H.B. 238, Romero)

Renters

Requires a rental owner to pay the cost of replacing locks for a renter who is a crime victim, amends payment provisions for a renter who is a domestic violence victim and is seeking to terminate a rental agreement, and prohibits a residential property management authority from prohibiting the lawful possession of a firearm for personal defense.
(H.B. 477, Weight)

Resource App for Victims

Requires the Department of Technology Services to develop a mobile app that connects sexual assault and domestic violence victims to services and resources.
(H.B. 427, Acton)

Victim Addresses

Creates an address confidentiality program for victims of domestic violence.
(H.B. 451, Pitcher)

Violence Study

Requires the state suicide prevention coordinator to award a grant to conduct a study on all forms of violence in the state.
(H.B. 92, Pulsipher)

INJURY PREVENTION – DOMESTIC VIOLENCE**Aggravated Cruelty to an Animal**

Adds aggravated cruelty to a pet to the list of offenses that may qualify as a domestic violence offense.
(S.B. 45, Christensen)

Campus Safety Plans

Requires higher education institutions to develop a campus safety plan and a campus safety training curriculum.
(S.B. 134, Iwamoto)

Concealed Firearm Exemptions

Provides that some penalties for carrying a concealed firearm without a permit do not apply to a victim of domestic violence after the victim is issued a protective order.
(H.B. 243, Watkins)

Penalty Enhancements

Increases the required time between domestic violence offenses required for application of a penalty enhancement from five years to ten years.
(H.B. 137, Pitcher)

Pretrial Release Agreements

Authorizes the court to deny bail for a domestic violence charge if the court finds that there is substantial evidence to support the charge and that the individual would pose a substantial threat to the alleged victim.
(H.B. 19, Romero)

Protective Orders

Makes the fear of future domestic violence a consideration for the dismissal or expiration of a protective order.
(S.B. 75, Christensen)

Reporting by Local Law Enforcement

Requires a local law enforcement agency to report the number of cases that involve an individual who is prohibited from purchasing or possessing a firearm as a result of a conviction for an offense involving domestic violence.
(H.B. 325, King)

Sexual Violence Protective Orders

Creates a sexual violence protective order and an ex parte sexual violence protective order for an individual that has been subjected to sexual violence in

INJURY PREVENTION – FIREARMS

Carrying While Intoxicated

Eliminates, under certain circumstances, an exemption that allows a peace officer to carry a dangerous weapon while intoxicated.

(H.B. 94, Thurston)

Firearm Violence and Suicide Prevention

Reenacts and modifies previously sunsetted provisions relating to a voluntary firearm safety program and a suicide prevention education course.

(H.B. 17, Eliason)

Firearm Purchasing

Requires reporting of information on individuals mentally unfit to purchase firearms or subject to protective orders to the Bureau of Criminal Identification and the National Crime Information Center.

(H.B. 36, Ward)

Voluntary Commitment of a Firearm

Defines "cohabitant" for the purpose of the voluntary commitment of a firearm to law enforcement.

(H.B. 152, Maloy)

Existing Weapons Restrictions

Provides an overview of weapons restrictions laws found in the Utah Code and recognizes that the best manner to protect the vulnerable without infringing on the right of the people to bear arms is to enforce the laws already found in the Utah Code.

(H.J.R. 7, Maloy)

Firearm Modifications

Prohibits the import, sale, manufacture, and possession of devices that modify a semiautomatic firearm to significantly increase the rate at which the firearm fires.

(H.B. 331, Arent)

Firearm Storage

Except under specified conditions, makes it a crime to store a loaded firearm in a place to which a minor or legally restricted person has access if a person is injured by the minor or restricted person.

(H.B. 87, Weight)

Open Carry Near Schools

Prohibits carrying a dangerous weapon within 500 feet of an elementary or secondary school.

(H.B. 217, Briscoe)

Prohibited Possession of Firearm

Requires a court to impose a protective order on a perpetrator of domestic violence as a condition of probation, prohibits the perpetrator from possessing a firearm, and requires the Bureau of Criminal

Identification to inform local law enforcement when a prohibited person attempts to purchase a weapon.
(H.B. 332, Duckworth)

Tax Credit for School Safety Expenses

Enacts a refundable individual income tax credit for expenses incurred by a public or higher education employee, including expenses for firearms, firearms training, and concealed firearms permits.

(H.B. 496, Seegmiller)

Universal Background Checks for Firearm Purchasers

Requires background checks for the transfer of a firearm between persons who are not federal firearms licensees.

(H.B. 418, King)

INJURY PREVENTION – MOTOR VEHICLES

Motor Assisted Scooters

Prohibits certain activities with regard to an alcohol product and a motor assisted scooter.

(S.B. 139, Cullimore)

Motorcycle Safety

Creates a license plate to promote and support motorcycle safety awareness.

(H.B. 65, Wheatley)

Carbon Monoxide on Boats

Requires certain new motorboats to have a carbon monoxide detection system and labels warning of carbon monoxide dangers.

(H.B. 271, Wilde)

Distracted Drivers

Prohibits certain uses of handheld wireless devices while operating a motor vehicle.

(H.B. 13, C. Moss)

School Bus Seat Belts

Requires a new school bus purchased after June 30, 2020, to be equipped with seatbelts for all passengers.

(H.B. 168, Hall)

INJURY PREVENTION – OTHER

Amusement Ride Safety

Provides for establishing safety standards for amusement rides.

(H.B. 381, Potter)

Avalanche Awareness

Designates Avalanche Awareness Month.

(H.B. 380, Lyman)

Campus Safety Plans

Requires higher education institutions to develop a campus safety plan and a campus safety training curriculum.

(S.B. 134, Iwamoto)

Trampoline Parks

Enacts licensing and operational standards for trampoline parks.

(H.B. 150, Thurston)

Threats Against Schools

Criminalizes threats against schools, including threatening to commit any offense involving bodily injury, death, or substantial property damage.

(H.B. 476, Stoddard)

the federal poverty level. For this expansion population, permits the Medicaid program to close enrollment if costs are projected to exceed appropriated funds, administer federal funding according to a per capita cap, impose a work requirement, and implement other provisions. If federal approval is not obtained for certain provisions by July 1, 2010, directs the state Medicaid program to expand eligibility to individuals at or below 138% of the federal poverty level.

(S.B. 96, Christensen)

Caregiver Compensation

Requires the Department of Health to provide a report relating to implementation of a program to reimburse a caregiver who provides extraordinary personal care services to a family member who is enrolled in an existing waiver to the state Medicaid plan.

(S.B. 237, Harper)

Incarcerated Persons

Prohibits termination of eligibility for the state Medicaid program solely because an individual is incarcerated.

(H.B. 460, Moss)

Medicaid Dental Coverage Amendments

Directs the Department of Health to apply for a waiver to expand Medicaid dental coverage to elderly Medicaid patients and provide coverage for porcelain and porcelain-to-metal crowns to certain enrollees.

(S.B. 11, Christensen)

Medicaid Inspector General

Amends budget, reporting, and other provisions related to the Office of Inspector General of Medicaid Services.

(S.B. 227, Anderegg)

2018 Ballot Proposal – Repeal

Repeals the expansion of Medicaid eligibility to adults in a household with income up to 138% of the federal poverty level who were not previously eligible for coverage.

(S.B. 97, Anderegg)

2018 Ballot Proposal Expansion – Amendments

Eliminates the requirement for automatic annual provider payment increases and allows two existing and pending hospital assessments to be used for the expansion.

(H.B. 210, Ward)

Use of Medicaid Reimbursements by Public Schools

Beginning January 1, 2021, authorizes the State Board of Education to submit requests for Medicaid reimbursement of administrative costs on behalf of a local education agency.

(H.B. 385, Moss)

INTERGENERATIONAL POVERTY**High-Need Schools**

Provides for grants to local education agencies to employ additional educators in high-need schools.

(S.B. 115, Riebe)

Incentive Program

Creates the Earned Income and Education Savings Incentive Program, which allows the state to match contributions to 529 savings accounts by individuals who receive a federal earned income tax credit.

(H.B. 379, Thurston)

Tax Credit

Enacts a refundable state earned income tax credit for certain individuals who are experiencing intergenerational poverty.

(H.B. 103, Spendlove)

Tax Credit

Enacts a refundable state earned income tax credit for certain individuals experiencing intergenerational poverty.

(H.B. 441, Quinn)

MATERNAL AND CHILD HEALTH**Early Childhood**

Creates the Early Childhood Utah Advisory Council and the Governor's Early Childhood Commission.

(H.B. 47, Snow)

MEDICAID**2018 Ballot Proposal – Modifications**

Amends the Medicaid expansion approved by voters in the 2018 general election by directing the state Medicaid program to expand eligibility for the state Medicaid program to individuals at or below 100% of

MISCELLANEOUS

Boards and Commissions

Requires board and commissions to submit annual reports, addresses legislator membership, and establishes sunset dates for certain entities. (H.B. 387, Knotwell)

Stop the Bleed Initiative

Addresses the health dangers of uncontrolled bleeding and encourages participation in and recognition of the Stop the Bleed initiative and campaign. (H.C.R. 8, Spendlove)

Refugee Crises –Supporting Humane Response

Recognizes the plight of millions of people who fled their country seeking relief from civil conflict or other hardships and opposes separating children from their families at the U.S.-Mexico border. (H.R. 3, Dailey-Provost)

Migrant Families – Separation of Parents and Children

Recognizes the role of government to support and preserve families and to act in the best interests of a child and urges the United States Congress and federal policymakers to end the practice of separating children from migrant families and to reunite children who have already been separated. (S.R. 1, Davis)

of age; and prohibits certain discounts or giveaways of electronic cigarette. (H.B. 274, Dailey-Provost)

PHARMACEUTICALS

Pharmacy Benefit Managers

Requires a PBM to report rebate information to the Insurance Department, requires the department to publish the information, requires a PBM to be licensed by the department, amends the limit on the amount a PBM may require an insured customer to pay for a covered prescription drug, and prohibits certain actions by a PBM. (H.B. 370, Ray)

Practice of Pharmacy and Marijuana Products

Amends the definition of “closed-door pharmacy” to include certain telepharmacies, eliminates certain pharmacy technician prohibitions, authorizes a pharmacist to administer the long-acting injectable atypical antipsychotic aripiprazole lauroxil intramuscularly, amends supervising pharmacist provisions, authorizes certain urologists to dispense certain cancer treatment drugs, and expands scheduling of FDA approved cannabidiol products in Schedules II through IV to include all FDA approved marijuana products, (S.B. 170, Vickers)

Cost Transparency

Requires a pharmacy benefit manager to be licensed by the Insurance Department, requires reporting by certain entities on costs and spending on prescription drugs, requires other reporting related to prescription drugs, and enacts or amends other provisions related to health care services or prescription drugs. (S.B. 223, Cullimore)

Importation

Directs the Department of Health to request that the U.S. Secretary of Health and Human Services certify to Congress that a prescription drug wholesale importation program can be implemented. (H.B. 267, Thurston)

NICOTINE PRODUCTS

Tobacco Retail Permits

Amends the community location grandfathering exception for a retail tobacco specialty business. (H.B. 338, Roberts)

Tobacco/Vaping Age

Raises the age for tobacco and e-cigarette use to 21 over two years. (H.B. 324, Eliason)

Electronic Cigarettes and Other Products

Requires a permit for the sale of an alternative nicotine product or a nontherapeutic nicotine product; imposes an excise tax on the sale of an electronic cigarette substance, a prefilled electronic cigarette, an alternative nicotine product, a nontherapeutic nicotine device substance, and a prefilled nontherapeutic nicotine device; and specifies use of the tax. (H.B. 252, Ray)

Tobacco Retailers

Creates requirements regarding the storage, display, and verification of age for the sale of an electronic cigarette product; prohibits the fraudulent use of proof

PUBLIC HEALTH

Domesticated Game Slaughter

Addresses the slaughter and processing of domesticated game. (H.B. 412, Roberts)

Farm Inspection

Expands the definition of "food establishment" to include a farm and allows inspection by the Department

of Agriculture and Food under certain circumstances.
(H.B. 33, Stratton)

Food Trucks

Amends provisions regarding food truck licensing and political subdivision regulation.
(S.B. 71, Henderson)

Farm-to-Fork

Addresses farm-to-fork events and restricts local government regulation.
(H.B. 216, Stratton)

drug paraphernalia.
(H.B. 410, Pitcher)

Ignition Interlock

Amends provisions related to ignition interlock devices for an individual whose offense for driving under the influence did not involve alcohol.
(S.B. 131, Harper)

Kratom

Creates the Kratom Consumer Protection Act.
(S.B. 58, Bramble)

Opiate Prescriptions

Requires a prescriber to discuss the risks of using an opiate before issuing an initial opiate prescription.
(H.B. 191, Eliason)

Pharmaceutical Drop Boxes

Urges the DEA to approve a pilot program for pharmaceutical drop boxes that are controlled by local law enforcement agencies.
(H.C.R. 1, Daw)

Prescriber Education by DOPL

Authorizes DOPL to consult with a prescriber regarding evidence-based guidelines for prescribing a controlled substance and to provide an educational visit following an overdose or overdose death of a patient.
(H.B. 186, Ward)

THC, Counterfeit Opioids, and Clandestine Drug Labs

Addresses concentrated THC and counterfeit opioids and modifies criminal offenses and penalties relating to clandestine drug labs.
(S.B. 43, Mayne)

Tramadol and Noncontrolled Substances

Reschedules Tramadol from Schedule V to Schedule IV and authorizes DOPL to require pharmacists to submit information about noncontrolled substances to the controlled substance database.
(H.B. 449, Ray)

Assessment and Treatment

Under certain circumstances, prohibits a private entity that conducts a substance use disorder assessment from subsequently providing treatment to the individual assessed.
(H.B. 359, Shurtliff)

Asset Forfeiture

Modifies provisions related to asset forfeiture.
(S.B. 109, Weiler)

REPRODUCTIVE HEALTH

Health Education

Allows health education instruction to include information about the medical characteristics, effectiveness, limitations, and risks of contraceptive methods or devices.
(H.B. 71, Ward)

Pregnant Inmates

Provides that the least restrictive restraints are to be used on a pregnant inmate and prohibits the use of shackles or other restraints during labor and delivery.
(H.B. 318, Pitcher)

Contraception for Female Prisoners

Requires a jail to provide a female prisoner with the option of continuing any medically prescribed method of contraception.
(H.B. 275, Dailey-Provost)

SUBSTANCE/ALCOHOL MISUSE

Driver License and Implied Consent

Amends provisions related to a temporary driver license and procedures involving law enforcement when an individual suspected of driving under the influence refuses to submit to a chemical test.
(S.B. 68, Mayne)

Drug Test Fraud

Makes it a criminal offense to distribute, possess, or sell an adulterant or synthetic urine.
(H.B. 16, Eliason)

Drug Diversion

Makes it a class B misdemeanor to knowingly fail to report known or suspected drug diversion to law enforcement, unless reporting would violate HIPAA.
(H.B. 251, Eliason)

Drug Paraphernalia Penalties

Removes certain enhancements for offenses related to

CSD – Alerting Users to Patients at Elevated Risk

Authorizes a practitioner to request that DOPL alert users of the Controlled Substance Database that a patient is at elevated risk of misusing a prescription drug.

(H.B. 469, Coleman)

CSD – Buprenorphine Exemption

Exempts a prescriber from the requirement to check the controlled substance database when prescribing buprenorphine.

(H.B. 169, Dailey-Provost)

CSD – Medication Management Program Access

Authorizes a managed care organization to access the controlled substance database if it believes an enrollee has violated a medication management program.

(H.B. 417, Hall)

CSD – Opioid Treatment Program Access

For a person undergoing treatment with methadone for a substance use disorder, requires a pharmacist to check the controlled substance database before the first time methadone is dispensed and to check the database or other dispensing records each month during the course of the treatment; authorizes an opioid treatment program employee to access the controlled substance database; and requires the Division of Substance Abuse and Mental Health to establish a registry of persons participating in opioid treatment programs and, if the division is properly designated, coordinate patient access to medication during a crisis or emergency and govern the treatment of opioid use disorder with an opioid drug.

(H.B. 419, Daw)

CSD – Record Retention

Prohibits DOPL from retaining personally identifiable information in the controlled substances database for more than two years beginning July 1, 2020, and requires DOPL to study and report on the issue by November 1, 2019.

(H.B. 362, Seegmiller)

Drug-free Zone for Homeless Resource Centers

Modifies penalties for certain prohibited acts related to a controlled substance when committed in or on the grounds of a homeless shelter.

(H.B. 317, Eliason)

DUI Drivers

Amends the definition of a "probation provider" and allows a person with a suspended driver license due to a first offense of driving under the influence of alcohol to elect to become an interlock restricted driver under

certain circumstances

(H.B. 405, Brammer)

Post-Surgery Opioids

Decreases the quantity of a Schedule II or Schedule III opiate that may be prescribed following surgery from 30 days to 14 days.

(H.B. 471, Dailey-Provost)

Treatment of Inmates

Creates the County Jail Drug Treatment Pilot Program to provide Naltrexone to an inmate suffering from alcohol or opiate addiction immediately before release and for five months afterward.

(H.B. 487, Moss)

Veterans Treatment Court

Authorizes the Judicial Council to create veterans treatment courts to integrate alcohol, drug and mental health treatment with the justice system for veterans and active or reserve servicemembers.

(H.B. 436, Snow)

SUICIDE**Suicide Prevention Programs**

Expands the scope of suicide prevention programs in a school, establishes the Survivors of Suicide Loss Account, establishes the Psychiatric Consultation Program Account, requires certain primary care providers to view a suicide prevention video created by DOPL in order to renew a medical license, and makes appropriations relating to suicide prevention.

(H.B. 393, Eliason)

Overdose and Suicide Reviews

Funds an overdose and suicide fatality examiner and creates the Opioid and Overdose Fatality Review Committee.

(H.B. 58, Eliason)

VITAL STATISTICS**Birth Certificates**

Amends provisions regarding the completion and amendment of a birth certificate.

(H.B. 153, Nelson)

VULNERABLE ADULTS**Human Trafficking**

Makes trafficking a vulnerable adult a first degree felony, clarifies that human trafficking of a child is an offense for which no statute of limitations applies, clarifies that those who knowingly benefit from human trafficking of a child can be charged as perpetrators, and clarifies that victims of human trafficking may

pursue civil actions against anyone who knowingly benefitted from the trafficking.
(H.B. 20, Romero)

Personal Dignity Exploitation

Amends definitions applicable to abuse, neglect, or exploitation of a vulnerable adult, modifies penalties, authorizes a court to order counseling, and criminalizes personal dignity exploitation of a vulnerable adult.
(S.B. 202, Weiler)

Silver Alert Program

Requires the Department of Public Safety to develop an Amber Alert System for individuals 60 years of age or older with dementia.
(H.B. 215, Perry)

Guardianship, Conservatorship, and Other Protective Arrangements

Enacts the Uniform Guardianship, Conservatorship, and Other Protective Arrangements Act and repeals the Protection of Persons Under Disability and Their Property chapter.
(S.B. 53, Hillyard)