



MINUTES

HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Monday, February 3, 2020 | 2:00 p.m. | 210 Senate Building

Members Present:

Rep. Brad M. Daw, Chair
Rep. Kelly B. Miles, Vice Chair
Rep. Stewart E. Barlow
Rep. Jennifer Dailey-Provost
Rep. Steve Eliason
Rep. Marsha Judkins
Rep. Candice B. Pierucci
Rep. Paul Ray
Rep. Rex P. Shipp

Rep. Robert M. Spendlove
Rep. Norman K. Thurston
Rep. Raymond P. Ward

Members Absent:

Rep. Sandra Hollins

Staff Present:

Mark D. Andrews, Policy Analyst
Brodi Ashton, Committee Secretary

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

Chair Miles called the meeting to order at 2:13 p.m.

MOTION: Rep. Spendlove moved to approve the minutes. The motion passed with a vote of 10 - 0 - 3.

Yeas-10

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-3

Rep. S. Barlow
Rep. S. Hollins
Rep. M. Judkins

1 . H.B. 86 Adult Autism Treatment Program (Hall, C.)

Rep. Craig Hall presented the bill with the assistance of Cheryl Smith, mother of Carson Smith.

[Adult Autism Center Packet](#)

[Adult Autism Center Video](#)

Jackie Warren, parent of an autistic adult, spoke in favor of the bill.

Colin Kingsbury, Autism Systems Development Coordinator, Utah Department of Health, spoke to the bill.

MOTION: Rep. Ray moved to pass H.B. 86 out favorably. The motion passed with a vote of 9 - 0 - 4.

Yeas-9

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-4

Rep. S. Barlow
Rep. S. Hollins
Rep. M. Judkins
Rep. R. Shipp

2 . H.B. 106 Rare Disease Advisory Council (Perry, L.)

Rep. Lee Perry presented the bill.

MOTION: Rep. Dailey-Provost moved to pass H.B. 106 out favorably. The motion passed with a vote of 11 - 0 - 2.

Yeas-11

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-2

Rep. S. Barlow
Rep. S. Hollins

3 . H.B. 119 Child Care Amendments (Kwan, K.)

[List of Reasons to Support HB 119](#)

Rep. Karen Kwan presented the bill with the assistance of Simon Bolivar, Child Care Licensing, Bureau of Licensing and Certification, Utah Department of Health.

Kory Holdaway, Utah Private Child Care Association, spoke in favor of the bill

MOTION: Rep. Dailey-Provost moved to pass H.B. 119 out favorably. The motion passed with a vote of 11 - 0 - 2.

Yeas-11

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-2

Rep. S. Barlow
Rep. S. Hollins

4 . H.B. 209 Health Data Authority Amendments (Ward, R.)

Rep. Ward presented the bill.

MOTION: Rep. Thurston moved to amend the bill as follows. The motion passed with a vote of 11 - 0 - 2.
Amendment 3
H.B. 209

- 1. Page 1, Line 28 through Page 2, Line 40:
- 28 26-33a-109. Exceptions to prohibition on disclosure of identifiable health data.
- 29 (1) The committee may not disclose any identifiable health data unless:
- 30 (a) the individual has authorized the disclosure; [øf]
- 31 (b) the disclosure is to the department or a public health authority to accomplish the
- 32 department or public health authority's duties and responsibilities under this title;
- 33 ~~{ (c) the disclosure is to the department for the purpose of filling gaps in health data~~
- 34 ~~collected by the department under this title; } or~~
- 35 ~~[(b)] [(d)]~~ (c) the disclosure complies with the provisions of:
- 36 ~~[(i) this section;]~~
- 37 (i) Subsection (2);
- 38 (ii) insurance enrollment and coordination of benefits under Subsection
- 39 26-33a-106.1(1)(d); or
- 40 (iii) risk adjusting under Subsection 26-33a-106.1(1)(b).

Yeas-11

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-2

Rep. S. Barlow
Rep. S. Hollins

MOTION: Rep. Eliason moved to pass H.B. 209 out favorably. The motion passed with a vote of 11 - 0 - 2.

Yeas-11

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-2

Rep. S. Barlow
Rep. S. Hollins

5 . H.B. 177 Prescription Revisions (Harrison, S.)

MOTION: Rep. Dailey-Provost moved to adopt Amendment #1. The motion passed with a vote of 12 - 0 - 1.
Amendment 1
H.B. 0177

- 1. Page 10, Lines 297 through 299:
- 297 (ii) The division, in collaboration with the appropriate boards that govern the licensure of the
- 298 licensees who are authorized by the division to prescribe or to dispense controlled substances, shall make

299 rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act to:

2. Page 11, Lines 310 through 311:

310 (F) establish requirements that comply with federal laws and regulations for software used to issue and
dispense electronic
311 prescriptions.

Yeas-12

Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-1

Rep. S. Hollins

Rep. Harrison presented the bill with the assistance of Sen. Evan Vickers.

Michelle McOmber, Utah Medical Association, spoke in favor of the bill.

Dave Davis, President, Utah Retail Merchants Association, spoke in favor of the bill.

MOTION: Rep. Dailey-Provost moved to pass H.B. 177 out favorably. The motion passed with a vote of 11 - 0 - 2.

Yeas-11

Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-2

Rep. S. Hollins
Rep. P. Ray

**6 . H.C.R. 3 Concurrent Resolution Encouraging Consideration of a Later Start Time for High School
(Harrison, S.)**

[Facts about School Start Times](#)

Rep. Harrison presented the bill with the assistance of Dr. Kelly Baron.

Katherine Kennedy spoke in favor of the bill.

Todd Hougaard, Student Leadership Commissioner, Utah PTA, spoke in favor of the bill.

MOTION: Rep. Daw moved to pass H.C.R. 3 out favorably. The motion passed with a vote of 11 - 0 - 2.

Yeas-11

Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove
Rep. R. Ward

Nays-0

Absent-2

Rep. S. Hollins
Rep. N. Thurston

7 . H.B. 35 Mental Health Treatment Access Amendments (*Eliason, S.*)

[Bedlam Trailer](#)

Rep. Eliason presented the bill.

[Rep. Eliason's Slides Presenting HB 35](#)

[News Article about need for new Treatment Facilities](#)

David Gessel, Executive Vice President, Utah Hospital Association, spoke in favor of the bill.

Nate Crippes, Legislative and Policy Counsel, Disability Law Center, spoke in favor of the bill.

MOTION: Rep. Dailey-Provost moved to replace H.B. 35 with 1st Substitute H.B. 35. The motion passed with a vote of 9 - 0 - 4.

Yeas-9

Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. R. Shipp
Rep. R. Spendlove
Rep. R. Ward

Nays-0

Absent-4

Rep. B. Daw
Rep. S. Hollins
Rep. P. Ray
Rep. N. Thurston

MOTION: Rep. Ward moved to pass 1st Substitute H.B. 35 out favorably. The motion passed with a vote of 9 - 0 - 4.

Yeas-9

Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. R. Shipp
Rep. R. Spendlove
Rep. R. Ward

Nays-0

Absent-4

Rep. B. Daw
Rep. S. Hollins
Rep. P. Ray
Rep. N. Thurston

MOTION: Chair Miles moved to adjourn. The motion passed with a vote of 9 - 0 - 4.



Yeas-9

Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. R. Shipp
Rep. R. Spendlove
Rep. R. Ward

Nays-0

Absent-4

Rep. B. Daw
Rep. S. Hollins
Rep. P. Ray
Rep. N. Thurston

Chair Miles adjourned the meeting at 4:17.