



# MINUTES

## HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Thursday, January 21, 2021 | 2:00 p.m. | 445 State Capitol

**Members Present:**

Rep. Merrill F. Nelson, Chair  
Rep. Candice B. Pierucci, Vice Chair  
Rep. Cheryl K. Acton  
Rep. Stewart E. Barlow  
Rep. Jennifer Dailey-Provost  
Rep. Steve Eliason  
Rep. Sandra Hollins  
Rep. Marsha Judkins

Rep. Rosemary T. Lesser  
Rep. Kelly B. Miles  
Rep. Paul Ray  
Rep. Robert M. Spendlove  
Rep. Raymond P. Ward

**Staff Present:**

Karin M. Rueff, Policy Analyst  
Rafaela Eguiguren, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Nelson called the meeting to order at 2:06 p.m.

Chair Nelson had the committee introduce themselves.

**1 . H.B. 34 Medical Respite Care Pilot Program (Dunnigan, J.)**

Rep. James A. Dunnigan presented the bill with the assistance of Kim Correa, Executive Director, Inn Between.

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

**MOTION:** Rep. Pierucci moved to pass H.B. 34 out favorably. The motion passed with a vote of 12 - 0 - 1.

Yeas-12

Rep. C. Acton  
Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. R. Lesser  
Rep. K. Miles  
Rep. M. Nelson  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

Nays-0

Absent-1

Rep. S. Eliason

**2 . H.B. 99 Public Employees Health Program Amendments (Harrison, S.)**

Rep. Suzanne Harrison presented the bill with the assistance of Chet Loftis, Managing Director, PEHP.

Danny Harris, Advocacy Director, AARP Utah, spoke in favor of the bill.

**MOTION:** Rep. Dailey-Provost moved to pass H.B. 99 out favorably. The motion passed with a vote of 12 - 0 - 1.

Yeas-12

Rep. C. Acton  
Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. R. Lesser  
Rep. K. Miles  
Rep. M. Nelson  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

Nays-0

Absent-1

Rep. S. Eliason

**3 . H.B. 15 Controlled Substance Amendments (Ward, R.)**

Rep. Raymond Ward presented the bill.

Maryann Martindale, Utah Academy of Family Physicians, spoke in favor of the bill.

Michelle McOmber, CEO, UMA, spoke to the bill.

**MOTION:** Rep. Ray moved to amend the draft legislation with Amendment #2 in Rep. Ward's name. The motion passed with a vote of 12 - 0 - 1.

Amendment 2  
H.B. 15

1. Page 1, Line 16:

16 substances after a surgery{-}; and

► requires a practitioner to check the controlled substance database and consult with other practitioners when issuing a long-term prescription for an opiate or a benzodiazepine under certain circumstances.

2. Page 12, Line 353:

353 a controlled substance listed in Section 58-37-4.2.

(11) (a) As used in this Subsection (11):

(i) "High risk prescription" means a prescription for an opiate or a benzodiazepine that is written to continue for longer than 30 consecutive days.

(ii) "Database" means the controlled substance database created in Section 58-37f-201.

(b) A practitioner who issues a high risk prescription to a patient shall, before issuing the high risk prescription to the patient, verify in the database that the patient does not have a high risk prescription from a different practitioner that is currently active.

(c) If the database shows that the patient has received a high risk prescription that is currently active from a different practitioner, the practitioner may not issue a high risk prescription to the patient unless the practitioner:

(i) contacts and consults with each practitioner who issued a high risk prescription that is currently active to the patient;

(ii) documents in the patient's medical record that the practitioner made contact with each practitioner in accordance with Subsection (11)(c)(i); and

(iii) documents in the patient's medical record the reason why the practitioner believes that the patient needs multiple high risk prescriptions from different practitioners.

(d) A practitioner shall satisfy the requirement described in Subsection (11)(c) in a timely manner, which may be after the practitioner issues the high risk prescription to the patient.

(e) Failure to comply with the requirements in this Subsection (11) is unprofessional conduct.

Yeas-12

Rep. C. Acton  
Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. R. Lesser  
Rep. K. Miles  
Rep. M. Nelson  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

Nays-0

Absent-1

Rep. S. Eliason

**MOTION:** Rep. Miles moved to pass H.B. 15 as amended with a favorable recommendation. The motion passed with a vote of 13 - 0 - 0.

Yeas-13

Rep. C. Acton  
Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. R. Lesser  
Rep. K. Miles  
Rep. M. Nelson  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

Nays-0

Absent-0

**4 . H.B. 117 Vaccine Reporting Requirements (Ward, R.)**

Rep. Raymond Ward presented the bill.

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

Maryann Martindale, Utah Academy of Family Physicians, spoke in favor of the bill.

Kristen Chevrier, Utah Eagle Forum, spoke against the bill.

Hayley Alberts, Council Member, South Weber City, spoke to the bill.

Francesca Lanier, Chief Privacy Officer and Chief Security Officer, Utah Department of Health, explained the security protocols in the Utah Statewide Immunization Information System (USIIS).

Kris Kimball, United Women's Forum of Utah, spoke to the bill.

Sarah Woolsey, Director, Utah Department of Health, spoke in favor of the bill.

**MOTION:** Rep. Ray moved to amend the draft legislation with Amendment #1 in Rep. Ward's name. The motion passed with a vote of 13 - 0 - 0.

Amendment 1  
H.B. 0117

1. Page 2, Line 57 through Page 3, Line 65:  
57 (iv) a school, as defined in Section 26-6-2; or

58 {~~(v) a physician's office; or~~  
59 ~~(vi) a dental office.~~}

(v) a health professional office as defined in Section 26-21-25.

60 (2) A vaccine provider shall register with USIIS.

61 (3) ~~{(a) Except as described in subsection (3)(b), a}~~ A vaccine provider shall regularly  
62 provide vaccine information to USIIS.

~~{~~63 ~~—(b) Before providing a student's vaccine information to USIIS, a school that is a~~  
64 ~~vaccine provider shall comply with Title 53E, Chapter 9, Student Privacy and Data Protection,~~  
65 ~~and the Family Educational Rights and Privacy Act, 20 U.S.C. Sec. 1232g.}~~

Yeas-13

Nays-0

Absent-0

Rep. C. Acton  
Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. R. Lesser  
Rep. K. Miles  
Rep. M. Nelson  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

**MOTION:** Rep. Dailey-Provost moved to pass out H.B. 117 as amended with a favorable recommendation.  
The motion passed with a vote of 13 - 0 - 0.

Yeas-13

Nays-0

Absent-0

Rep. C. Acton  
Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. R. Lesser  
Rep. K. Miles  
Rep. M. Nelson  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

### **5 . H.C.R. 6 Concurrent Resolution Recognizing COVID-19 Efforts (Ward, R.)**

Rep. Raymond Ward presented the resolution.

Rich Saunders, Executive Director, Utah Department of Health, spoke to the resolution.

**MOTION:** Rep. Dailey-Provost moved to pass H.C.R. 6 out favorably.

**SUBSTITUTE MOTION:** Rep. Ray moved to verbally amend the bill by adding in line 33, "State and Local Health Department Directors". The substitute motion passed with a vote of 12 - 0 - 1.

Amendment 1  
H.C.R. 006

1. Page 2, Lines 31 through 38:  
31 WHEREAS, these individuals include:

- 32 ● the state epidemiologist;  
● state and local health department directors;
- 33 ● local epidemiologists;
- 34 ● contact tracers;
- 35 ● data analysts;
- 36 ● web designers;
- 37 ● communication specialists; and
- 38 ● public information officers;

Yeas-12

Nays-0

Absent-1

Rep. C. Acton  
Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. R. Lesser  
Rep. K. Miles  
Rep. M. Nelson  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

Rep. S. Eliason

**MOTION:** Rep. Dailey-Provost moved to pass out H.C.R. 6 as amended with a favorable recommendation. The motion passed with a vote of 12 - 0 - 1.

Yeas-12

Nays-0

Absent-1

Rep. C. Acton  
Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. R. Lesser  
Rep. K. Miles  
Rep. M. Nelson  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

Rep. S. Eliason

**MOTION:** Rep. Dailey-Provost moved to adjourn. The motion passed with a vote of 12 - 0 - 1.

Yeas-12

Nays-0

Absent-1

Rep. C. Acton  
Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. R. Lesser  
Rep. K. Miles  
Rep. M. Nelson  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

Rep. S. Eliason

Chair Nelson adjourned the meeting at 3:56 p.m.