



DRAFT MINUTES

SENATE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Monday, March 1, 2021 | 4:00 p.m. | 110 Senate Building

Members Present:

Sen. Michael S. Kennedy, Chair
Sen. Jacob L. Anderegg
Sen. Luz Escamilla
Sen. Keith Grover
Sen. Jani Iwamoto
Sen. Evan J. Vickers

Sen. Chris H. Wilson

Members Absent:

Sen. David G. Buxton

Staff Present:

Mark D. Andrews, Policy Analyst
Kristen Anderson, Committee Secretary

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

Chair Kennedy called the meeting to order at 4:05 p.m.

MOTION: Sen. Wilson moved to approve the minutes of the February 18, 23, 24, and 26, 2021 meetings. The motion passed with a vote of 4 - 0 - 4.

Yeas-4

Sen. J. Anderegg
Sen. L. Escamilla
Sen. M. Kennedy
Sen. C. Wilson

Nays-0

Absent-4

Sen. D. Buxton
Sen. K. Grover
Sen. J. Iwamoto
Sen. E. Vickers

1 . H.B. 333 Medicaid Amendments (Eliason, S.)

Rep. Eliason presented the bill.

Dirk Anjewierden, Utah Health Care Association, assisted with the presentation of the bill.

Tonya Hales, Assistant Director, Division of Medicaid and Health Financing, Utah Department of Health, assisted with the presentation of the bill.

MOTION: Sen. Wilson moved to pass H.B. 333 out favorably. The motion passed with a vote of 5 - 0 - 3.

Yeas-5

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. M. Kennedy
Sen. C. Wilson

Nays-0

Absent-3

Sen. D. Buxton
Sen. J. Iwamoto
Sen. E. Vickers

MOTION: Sen. Anderegg moved to place H.B. 333 on the Consent Calendar. The motion passed with a vote of 5 - 0 - 3.

Yeas-5

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. M. Kennedy
Sen. C. Wilson

Nays-0

Absent-3

Sen. D. Buxton
Sen. J. Iwamoto
Sen. E. Vickers

2 . H.B. 350 Mental Health Records Confidentiality Amendments (*Eliason, S.*)

Rep. Eliason presented the bill.

Geoffrey Landward, Deputy Commissioner, Utah System of Higher Education, assisted with the presentation of the bill.

MOTION: Sen. Wilson moved to pass H.B. 350 out favorably. The motion passed with a vote of 5 - 0 - 3.

Yeas-5

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. M. Kennedy
Sen. C. Wilson

Nays-0

Absent-3

Sen. D. Buxton
Sen. J. Iwamoto
Sen. E. Vickers

MOTION: Sen. Anderegg moved to place H.B. 350 on the Consent Calendar. The motion passed with a vote of 5 - 0 - 3.

Yeas-5

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. M. Kennedy
Sen. C. Wilson

Nays-0

Absent-3

Sen. D. Buxton
Sen. J. Iwamoto
Sen. E. Vickers

3 . H.C.R. 17 Concurrent Resolution Recognizing August 31 as Overdose Awareness Day (*Eliason, S.*)

Rep. Eliason presented the bill.

Taryn Hiatt, American Foundation for Suicide Prevention, spoke in favor of the bill.

Lisa Thompson, spoke in favor of the bill.

MOTION: Sen. Wilson moved to pass H.C.R. 17 out favorably. The motion passed with a vote of 5 - 0 - 3.

Yeas-5

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. M. Kennedy
Sen. C. Wilson

Nays-0

Absent-3

Sen. D. Buxton
Sen. J. Iwamoto
Sen. E. Vickers

MOTION: Sen. Wilson moved to place H.C.R. 17 on the Consent Calendar. The motion passed with a vote of 5 - 0 - 3.

Yeas-5

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. M. Kennedy
Sen. C. Wilson

Nays-0

Absent-3

Sen. D. Buxton
Sen. J. Iwamoto
Sen. E. Vickers

4 . 2nd Sub. H.B. 93 Youth Suicide Prevention Programs Amendments (*King, B. S.*)

Rep. King presented the bill.

Jennie Earl, Utah State Board of Education, spoke to the bill.

Taryn Hiatt, American Foundation for Suicide Prevention, spoke in favor of the bill.

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

MOTION: Sen. Escamilla moved to pass 2nd Substitute H.B. 93 out favorably. The motion passed with a vote of 4 - 2 - 2.

Yeas-4

Sen. J. Anderegg
Sen. L. Escamilla
Sen. J. Iwamoto
Sen. C. Wilson

Nays-2

Sen. K. Grover
Sen. M. Kennedy

Absent-2

Sen. D. Buxton
Sen. E. Vickers

5 . S.B. 229 Healthy Lifestyles Amendments (Riebe, K.)

Sen. Riebe presented the bill.

[5 SB 229 Fact Sheet \(Source Sen. Riebe\)](#)

Gail Ruzicka, Utah Eagle Forum, spoke to the bill.

Jennie Earl spoke in opposition to the bill.

Nicholeen Peck, President, Worldwide Organization of Women, spoke in opposition to the bill.

Brooke Stephens, Utah Parents United, spoke in opposition to the bill.

Shannon Wilson, spoke to the bill.

Merrilee Boyack, Strengthen Utah Families, spoke in opposition to the bill.

Alison Barrington, spoke in favor of the bill.

Emory Bouffard, spoke in favor of the bill.

Kris Kimball, United Women's Forum, spoke in opposition to the bill.

McCall James, spoke in favor of the bill.

Jacquie Ostler, spoke in opposition to the bill.

MOTION: Sen. Escamilla moved to pass S.B. 229 out favorably. The motion failed with a vote of 2 - 4 - 2.

Yeas-2

Sen. L. Escamilla
Sen. J. Iwamoto

Nays-4

Sen. J. Anderegg
Sen. K. Grover
Sen. M. Kennedy
Sen. C. Wilson

Absent-2

Sen. D. Buxton
Sen. E. Vickers

6 . H.B. 288 Education and Mental Health Coordinating Council (Peterson, V.)

Rep. Peterson presented the bill.

Sydnee Dixon, State Superintendent of Public Instruction, assisted in presenting the bill.

MOTION: Sen. Wilson moved to pass H.B. 288 out favorably. The motion passed with a vote of 7 - 0 - 1.

Yeas-7

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. J. Iwamoto
Sen. M. Kennedy
Sen. E. Vickers
Sen. C. Wilson

Nays-0

Absent-1

Sen. D. Buxton

7 . H.B. 332 Medicaid Fraud Control Unit Amendments (Last, B.)

Rep. Last presented the bill.

Kaye Lynn Wooten, Medicaid Fraud Control Unit, Office of the Utah Attorney General, spoke in favor of the bill.

MOTION: Sen. Wilson moved to pass H.B. 332 out favorably. The motion passed with a vote of 7 - 0 - 1.

Yeas-7

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. J. Iwamoto
Sen. M. Kennedy
Sen. E. Vickers
Sen. C. Wilson

Nays-0

Absent-1

Sen. D. Buxton

8 . H.B. 262 Children's Health Insurance Amendments (Welton, D.)

Rep. Welton presented the bill.

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

Jessie Mandle, Voices for Utah Children, spoke in favor of the bill.

Sarah Leetham, Program Director, Take Care Utah, spoke in favor of the bill.

MOTION: Sen. Wilson moved to amend H.B. 262 with Amendment #1. The motion passed with a vote of 6 - 0 - 2.

Amendment 1
H.B. 262

1. Page 1, Lines 18 through 26:
18 Money Appropriated in this Bill:
19 This bill appropriates in fiscal year 2022:
20 ~~{~~ ~~20~~ ~~}~~ ~~{~~ ~~→~~ ~~→~~ ~~to General Fund Restricted~~ ~~Children's Health Care Coverage Program Restricted~~
21 ~~Account, as an ongoing appropriation:~~
22 ~~→~~ ~~●~~ ~~from the General Fund, Ongoing, \$172,500.~~
23 ▶ to Department of Health - Children's Health Insurance Program, as an ongoing
24 appropriation:
25 ● from the General Fund { ~~Restricted~~ ~~Children's Health Care Coverage Program~~
26 ~~Restricted Account~~ }, Ongoing, \$172,500.
2. Page 2, Line 56 through Page 3, Line 62:

56 (1) As used in this section:
57 ~~{(a) "Account" means the Children's Health Care Coverage Program Restricted Account~~
58 ~~created in Subsection (4).}~~
59 ~~{(b) (a) "CHIP" means the Children's Health Insurance Program created in Section~~
60 ~~26-40-103.~~
61 ~~{(c) (b) "Program" means the Children's Health Care Coverage Program created in~~
62 ~~Subsection (2).}~~

3. Page 3, Line 89 through Page 4, Line 103:
89 ~~{(3) (a) The program shall be funded solely with:~~
90 ~~— (i) money from the account; and~~
91 ~~— (ii) any federal matching funds that may be available through money from the account.}~~
92 ~~{(b) (3) (a) The department may not delegate implementation of the program to a private entity.~~
93 ~~{(c) (b) Notwithstanding Subsection (3) (a), the department may contract with a media~~
94 ~~agency to conduct the activities described in Subsection (2)(b)(iv) and (vii).}~~
95 ~~{(4) (a) There is created a restricted account within the General Fund known as the~~
96 ~~"Children's Health Insurance Coverage Program Restricted Account."~~
97 ~~— (b) The restricted account consists of:~~
98 ~~— (i) money appropriated to the restricted account by the Legislature;~~
99 ~~— (ii) private donations; and~~
100 ~~— (iii) all income and interest derived from the deposit and investment of money in the~~
101 ~~account.~~
102 ~~— (c) Subject to legislative appropriations, money in the restricted account may only be~~
103 ~~used to fund activities related to the program.}~~

4. Page 6, Lines 157 through 177:
157 ~~{Subsection 4(a). Restricted Fund and Account Transfers:~~
158 ~~— The Legislature authorizes the State Division of Finance to transfer the following~~
159 ~~amounts between the following funds or accounts as indicated. Expenditures and outlays from~~
160 ~~the funds to which the money is transferred must be authorized by an appropriation:~~
161 ITEM 1
162 ~~— To General Fund Restricted — Children's Health Care Coverage Program Restricted~~
163 ~~Account~~
164 ~~— From General Fund, Ongoing ————— \$172,500~~
165 ~~— Schedule of Programs:~~
166 ~~— General Fund Restricted — Children's Health Care~~
167 ~~Coverage Program Restricted Account ————— \$172,500}~~
168 Subsection ~~{4(b)}~~ 4(a). Operating and Capital Budgets.
169 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
170 Legislature appropriates the following sums of money from the funds or accounts indicated for
171 the use and support of the government of the state of Utah.
172 ITEM {2} 1
173 To Department of Health — Children's Health Insurance Program
174 From General Fund {Restricted — Children's Health Care
175 Coverage Program Restricted Account}, Ongoing

\$172,500

176 Schedule of Programs:
177 Children's Health Care Coverage Program \$172,500

Yeas-6
Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. M. Kennedy
Sen. E. Vickers
Sen. C. Wilson

Nays-0

Absent-2
Sen. D. Buxton
Sen. J. Iwamoto

MOTION: Sen. Wilson moved to pass H.B. 262 out favorably. The motion passed with a vote of 5 - 1 - 2.

Yeas-5

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. E. Vickers
Sen. C. Wilson

Nays-1

Sen. M. Kennedy

Absent-2

Sen. D. Buxton
Sen. J. Iwamoto

9 . 1st Sub. H.B. 287 Nurse Practice Act Amendments (Welton, D.)

Rep. Welton presented the bill.

Michelle McOmber, Utah Medical Association, spoke to the bill.

MOTION: Sen. Wilson moved to replace 1st Substitute H.B. 287 with 2nd Substitute H.B. 287. The motion passed with a vote of 4 - 0 - 4.

Yeas-4

Sen. K. Grover
Sen. M. Kennedy
Sen. E. Vickers
Sen. C. Wilson

Nays-0

Absent-4

Sen. J. Anderegg
Sen. D. Buxton
Sen. L. Escamilla
Sen. J. Iwamoto

MOTION: Sen. Kennedy moved to pass 2nd Substitute H.B. 287 out favorably. The motion passed with a vote of 6 - 0 - 2.

Yeas-6

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. M. Kennedy
Sen. E. Vickers
Sen. C. Wilson

Nays-0

Absent-2

Sen. D. Buxton
Sen. J. Iwamoto

MOTION: Sen. Wilson moved to adjourn. The motion passed with a vote of 6 - 0 - 2.

Yeas-6

Sen. J. Anderegg
Sen. L. Escamilla
Sen. K. Grover
Sen. M. Kennedy
Sen. E. Vickers
Sen. C. Wilson

Nays-0

Absent-2

Sen. D. Buxton
Sen. J. Iwamoto

Chair Kennedy adjourned the meeting at 5:52 p.m.