



Health And Human Services Legislation

2023 General Session of the Utah Legislature | March 23, 2023

OVERVIEW

For the 2023 General Session of the Utah Legislature, legislators submitted requests for 1,377 bills. Ultimately, 929 of those bills were drafted and introduced for consideration. Of all bills introduced, **293 (32%) were broadly related to health and human services**. Of all bills broadly related to health and human services, **165 (56%) passed** the Senate and the House; **128 (44%) did not**.

Passed	Not Passed	Total	
165	128	293	Click topic for bill summaries
2	4	6	Abortion
3	0	3	Adoption
2	2	4	Aging
9	5	14	Alcohol/Substance Misuse
3	1	4	Child Care
17	26	43	Child Welfare
9	1	10	Department of Health and Human Services
10	8	18	Disability, Persons with a
4	5	9	Diseases
2	2	4	Emergency Medical Services
21	12	33	Health and Human Services Professions
3	3	6	Health Data
9	3	12	Health Insurance
3	0	3	Healthcare Facilities
1	1	2	Healthcare Services
7	5	12	Injury Prevention
8	0	8	Injury Prevention -- Domestic Violence
5	8	13	Injury Prevention -- Firearms
2	1	3	Intergenerational Poverty/Homelessness
2	4	6	Maternal and Child Health
9	6	15	Medicaid
5	1	6	Medical Cannabis
13	10	23	Mental Health
2	6	8	Miscellaneous
4	1	5	Pharmaceuticals
7	6	13	Public Health
2	5	7	Tobacco/Nicotine
1	2	3	Vital Records



BILL SUMMARIES

In the summaries below, **green headings** denote bills that passed the House and the Senate; **red headings** denote bills that did not. Each bill is listed under only one topic, by pass/fail status, and in numerical order. Summaries do not include appropriations bills.

ABORTION

[H.B. 297](#) **Victim Services Amendments** (Rep. K. Birkeland)

This bill modifies provisions related to certain victims of sexual crimes including an abortion based upon rape or incest.

This bill:

- ▶ creates and modifies definitions;
- ▶ provides that a person operating a sexual assault hotline service may, when applicable, provide a victim of sexual assault with information on how to access free emergency contraception and other services;
- ▶ requires the Department of Health and Human Services to provide to certain entities information about how a victim of sexual assault may access emergency contraception and other services;
- ▶ requires a law enforcement officer's annual training to include training on responses to sexual trauma and investigations of sexual assault and sexual abuse;
- ▶ establishes law enforcement agency policy, public information, and reporting requirements concerning sexual assault offenses and investigations;
- ▶ requires the State Commission on Criminal and Juvenile Justice (commission) to receive, compile, and publish data concerning sexual assault offenses;
- ▶ provides that a law enforcement agency not in compliance with sexual assault offense reporting requirements may not receive grants from the commission;
- ▶ provides for a victim reparation award for a victim of sexual assault who becomes pregnant from the sexual assault, health care for the victim during the duration of the victim's pregnancy and for the victim and the victim's child for one year after the child is born;
- ▶ restricts an abortion based upon rape or incest to a pregnancy in which the unborn child has not reached 18 weeks gestational age;
- ▶ amends verification and reporting procedures for abortions based upon rape or incest;
- ▶ requires the department to receive, compile, and create a report concerning certain information regarding abortions based upon rape or incest and provide the report to the Health and Human Services Interim Committee; and
- ▶ makes technical and conforming changes.

This bill appropriates in fiscal year 2024:

- ▶ to Department of Public Safety - Peace Officer Standards and Training, as a One-time appropriation:
 - from the General Fund, One-time, \$10,000.

[H.B. 467](#) **Abortion Changes** (Rep. K. Lisonbee)

This bill modifies provisions related to abortion.

This bill:

- ▶ modifies definitions;
- ▶ requires abortions to be performed in a hospital, with some exceptions;
- ▶ prohibits licensing of abortion clinics after May 2, 2023, but allows licensing of certain



- ▶ clinics for providing an abortion if the clinic meets certain standards;
- ▶ removes certain references to abortion clinics;
- ▶ provides that inducing or performing an abortion contrary to statutory requirements is unprofessional conduct for a physician, osteopathic physician, physician assistant, advanced practice registered nurse, certified nurse midwife, and direct-entry midwife;
- ▶ modifies provisions that govern what constitutes a medical emergency in relation to an abortion;
- ▶ modifies the conditions under which an abortion may be performed to protect the life or health of the mother;
- ▶ amends language related to medical defects of a fetus;
- ▶ repeals the statute that established a prohibition on abortions after 18 weeks and incorporates its contents into existing statute, replacing language that established now-superseded viability standards;
- ▶ standardizes language between various statutes that regulate abortion;
- ▶ requires a physician, in the case of a diagnosis of a lethal fetal anomaly, to give notice of the availability of perinatal hospice and perinatal palliative care services as an alternative to abortion;
- ▶ treats an individual who becomes pregnant at a certain age as having the same access to abortion services as rape or incest situations;
- ▶ prohibits the ability to receive an abortion due to rape or incest if the unborn child has reached 18 weeks gestational age;
- ▶ requires updates to abortion information modules to match current law;
- ▶ modifies state of mind standards for criminal acts;
- ▶ provides for severability;
- ▶ provides for regulation of drugs that are known to be used in relation to an abortion;
- ▶ creates a criminal offense for prescribing a drug for the purpose of causing an abortion, unless the prescriber is licensed as a physician under the laws of this state; and
- ▶ makes technical changes.

H.B. 153 *Abortion Revisions* (Rep. R. Ward)

This bill amends provisions regulating an abortion.

This bill:

- ▶ modifies and consolidates definitions;
- ▶ repeals the statute that established a prohibition on abortions after 18 weeks and incorporates its contents into existing statute, replacing language that established now-superseded viability standards;
- ▶ standardizes language between various statutes that regulate abortion;
- ▶ clarifies the conditions under which an abortion may be performed to protect the health of the mother;
- ▶ amends language related to medical defects of a fetus; and
- ▶ makes technical corrections.

H.B. 310 *Abortion Penalty Amendments* (Rep. A. Romero)

This bill modifies provisions relating to abortions and criminal penalties.

This bill:

- ▶ makes revisions to the relationship between the issuance of civil penalties and actions that affect professional licensing status;
- ▶ moves provisions referencing criminal status in relation to abortion;
- ▶ removes criminal penalties related to abortion;



- ▶ requires the Department of Health and Human Services to impose civil penalties for violations of abortion-related regulations; and
- ▶ makes technical changes.

H.B. 356 *Abortion Modifications* (Rep. J. Dailey-Provost)

This bill modifies provisions regulating an abortion.

This bill:

- ▶ corrections technical errors;
- ▶ amends procedures relating to a physician's obligation to report abortions related to rape or incest;
- ▶ permits a victim of rape or incest who is seeking an abortion to file a restricted law enforcement report in order to comply with the physician reporting requirements;
- ▶ permits a victim to make a non-binding request that law enforcement not pursue charges or investigate such a report; and
- ▶ provides that a restricted statement filed under these provisions is a protected record under the Government Records and Access Management Act.

S.B. 88 *Abortion Amendments* (Sen. K. Riebe)

This bill modifies provisions relating to physician reporting requirements in connection with providing an abortion.

This bill:

- ▶ removes a provision requiring a physician to verify a report has been made to law enforcement before the physician performs an abortion on a woman who is pregnant as a result of rape or incest.

ADOPTION

H.B. 130 *Adoption Tax Credit* (Rep. R.P. Shipp)

This bill enacts individual income tax credits for adoption expenses.

This bill:

- ▶ defines terms;
- ▶ enacts a nonrefundable and a refundable individual income tax credit for expenses related to the adoption of a child, for which eligibility depends on the individual's income;
- ▶ provides for apportionment of the tax credit;
- ▶ requires the Department of Workforce Services to certify certain information regarding an individual's eligibility for an adoption expense tax credit and to share that information with the State Tax Commission;
- ▶ repeals an individual income tax credit for adoption of a child with special needs; and
- ▶ makes technical and conforming changes.

H.B. 350 *Adoption Modifications* (Rep. S. Gricius)

This bill amends provisions related to adoption.

This bill:

- ▶ requires a clerk of the court to provide a report of adoption, upon request, to an attorney or child-placing agency in certain circumstances;
- ▶ amends the circumstances under which the consent of an unmarried biological father is required in relation to the adoption of a child;
- ▶ clarifies who must sign an affidavit of fees or expenses filed with the court before a final decree of adoption is entered; and



- ▶ makes technical and conforming changes.

S.B. 154 ***Adoption Amendments*** (Sen. C. Wilson)

This bill addresses adoptions.

This bill:

- ▶ defines terms;
- ▶ addresses Medicaid coverage and payments related to a birth mother who considers or proceeds with an adoptive placement for a child;
- ▶ prohibits a child-placing agency from charging for services that are not actually rendered or for medical or hospital expenses that were paid for with public funds;
- ▶ requires certain child-placing agencies to join a child-placing consortium by which the consortium can serve all birth mothers and all prospective adoptive parents;
- ▶ provides protections for consortium-member child-placing agencies that cannot participate in child placing that is contrary to the agency's religious teachings, practices, or beliefs, or certain wishes of the birth mother;
- ▶ requires the Judicial Council to create a uniform fee and expense form for adoption proceedings;
- ▶ with certain conditions and exceptions:
 - requires a prospective adoptive parent to file a fee and expense form with the court prior to the finalization of an adoption;
 - requires the court to review a fee and expense form for completeness;
 - requires a child placing agency to file a fee and expense form with the Office of Licensing within the Department of Health and Human Services; and
 - requires the Department of Health and Human Services to provide an annual report to the Health and Human Services Interim Committee and Judicial Council regarding adoption costs in the state; and
- ▶ makes technical and conforming changes.

AGING

S.B. 104 ***Master Plan for Aging*** (Sen. K. Kwan)

This bill amends provisions governing the Utah Commission on Aging.

This bill:

- ▶ amends the duties and powers of the Utah Commission on Aging (commission);
- ▶ directs the commission to prepare and publish a 10-year master plan for aging; and
- ▶ makes technical corrections.

S.B. 140 ***Adult Protective Services Amendments*** (Sen. K. Kwan)

This bill amends provisions regarding the powers of Adult Protective Services.

This bill:

- ▶ expands the circumstances under which Adult Protective Services may issue an administrative subpoena in relation to a vulnerable adult who is the subject of an investigation; and
- ▶ makes technical and conforming changes.

H.B. 128 ***Master Plan on Aging*** (Rep. A. Stoddard)

This bill amends provisions governing the Utah Commission on Aging.

This bill:

- ▶ amends the duties and powers of the Utah Commission on Aging (commission);
- ▶ directs the commission to prepare and publish a 10-year master plan for aging; and



- ▶ makes technical corrections.

H.B. 454 *Property Tax Requirements* (Rep. K. Birkeland)

This bill modifies property tax provisions.

This bill:

- ▶ limits the amount of property tax owed by senior homeowners under a certain income; and
- ▶ establishes penalties for providing false information to or failing to notify a county related to an application to limit a senior's property tax.

ALCOHOL/SUBSTANCE MISUSE

H.B. 16 *Block Grant Funding for Prevention Programs in Public Education* (Rep. S. Pulsipher)

This bill establishes block grant funding for the implementation of comprehensive prevention programs in local education agencies.

This bill:

- ▶ defines terms;
- ▶ establishes block grant funding for the implementation of comprehensive prevention programs in local education agencies (LEAs);
- ▶ requires the State Board of Education (State Board) to:
 - make rules to establish and administer the grant application process; and
 - provide LEAs with certain resources and support;
- ▶ provides for the allowable uses of the block grant funding;
- ▶ allows LEAs to:
 - choose to implement a comprehensive prevention plan with block grant funding or implement individual prevention plans with existing funding restrictions; and
 - submit one comprehensive report instead of individually required reports if the LEA implements a comprehensive prevention plan;
- ▶ amends existing prevention programs to accommodate the opportunity for block grant funding;
- ▶ authorizes the use of certain excess funds in the Underage Drinking and Substance Abuse Prevention Program Restricted Account for distribution through block grant funding; and
- ▶ makes technical and conforming changes.

H.B. 62 *Driving Under the Influence Modifications* (Rep. R. Wilcox)

This bill amends provisions related to an ignition interlock system and driving under the influence.

This bill:

- ▶ prohibits the Driver License Division from suspending a driver license unless the person fails to complete certain requirements as an ignition interlock restricted driver;
- ▶ amends offenses eligible for the 24-7 sobriety program;
- ▶ prohibits a court from ordering an ignition interlock system from a specific provider;
- ▶ imposes certain monitoring requirements for an ignition interlock system;
- ▶ amends administrative rule requirements regarding ignition interlock system providers;
- ▶ provides procedures for a person to petition to remove an ignition interlock restriction due to a medical condition;
- ▶ amends the revocation period for a refusal to submit to a chemical test under certain



- circumstances;
- ▶ provides in some circumstances that a person may elect to become an ignition interlock restricted driver after:
 - a refusal of a chemical test; or
 - a criminal conviction based on a refusal to submit to a chemical test;
- ▶ provides in some circumstances that a license revocation period may be shortened based on participation in a 24-7 sobriety program;
- ▶ amends individuals who are eligible for the 24-7 sobriety program;
- ▶ removes the requirement for a person to complete a risk assessment in connection with certain ignition interlock requirements;
- ▶ amends provisions relating to ignition interlock system providers; and
- ▶ makes technical and conforming changes.

H.B. 111 *Inmate Treatment Amendments* (Rep. C. Watkins)

This bill requires county and municipal jails to allow medication assisted treatment by a state-approved entity for inmates who were active clients prior to incarceration.

This bill:

- ▶ defines terms;
- ▶ requires a county or municipal jail to allow the continuation of medication assisted treatment plans for inmates who were active clients prior to incarceration;
- ▶ provides that a county may pay for medications used for medication assisted treatment plans;
- ▶ provides that a jail may, at the discretion of the sheriff, store medications used for medication assisted treatment plans; and
- ▶ makes technical and conforming changes.

H.B. 223 *Drug and Alcohol Enforcement Amendments* (Rep. J. Burton)

This bill addresses enforcement of drug- and alcohol-related provisions.

This bill:

- ▶ defines terms;
- ▶ requires the Department of Public Safety to use the Alcoholic Beverage Control Act Enforcement Fund to maintain a certain number of drug enforcement officers, State Bureau of Investigation officers, and social workers;
- ▶ increases the deposits made into the Alcoholic Beverage Control Act Enforcement Fund and the Alcoholic Beverage Enforcement and Treatment Restricted Account; and
- ▶ makes technical changes.

This bill appropriates in fiscal year 2024:

- ▶ Department of Public Safety - Alcoholic Beverage Control Act Enforcement Fund, as an ongoing appropriation:
 - from the General Fund, (\$1,320,000).

H.B. 236 *Driving Under the Influence Testing Amendments* (Rep. J. Burton)

This bill amends provisions related to immunity from civil or criminal liability arising from drawing a blood sample from a person whom a peace officer has reason to believe is driving under the influence.

This bill:

- ▶ extends to a law enforcement agency immunity to civil and criminal liability arising from drawing a blood sample from a person whom a peace officer has reason to believe is driving under the influence if the blood draw is performed in a secure area within a law



enforcement facility and in accordance with standard medical practice.

H.B. 369 *DUI Amendments (Rep. S. Eliason)*

This bill amends provisions related to driving under the influence and refusal of a chemical test.

This bill:

- ▶ combines separate sections that include the elements of a driving under the influence offense into a single section;
- ▶ combines separate sections that include the elements of a refusal of a chemical test offense into a single section; and
- ▶ makes technical changes.

S.B. 80 *Driver License Suspension and Revocation Amendments (Sen. S. Pitcher)*

This bill modifies provisions related to driver license suspension and revocation requirements.

This bill:

- ▶ provides for the shortening of the driver license suspension or revocation period required for certain traffic violations if an individual participates in a problem solving court program and meets specified probationary conditions;
- ▶ limits the types of offenses for which a court is authorized to shorten an individual's driver license suspension or revocation period; and
- ▶ makes technical corrections.

S.B. 86 *Drug Testing and Paraphernalia Amendments (Sen. J. Plumb)*

This bill concerns drug testing and paraphernalia.

This bill:

- ▶ creates an exemption from liability under the Utah Controlled Substances Act for certain entities that temporarily possess a controlled or counterfeit substance in order to conduct a test on the substance for a certain reason;
- ▶ modifies the definition of "drug paraphernalia" to exclude certain testing products or equipment; and
- ▶ makes technical and conforming changes.

S.B. 155 *Litigation Proceed Fund Amendments (Sen. J. Plumb)*

This bill enacts requirements for the use of funds received from opioid litigation proceeds.

This bill:

- ▶ designates the Office of Substance Use and Mental Health as the reporting entity for any settlement or other agreement that requires reporting on the use of opioid funds and describes the reporting requirements for governmental entities that receive opioid funds; and
- ▶ modifies the Opioid Litigation Proceeds Restricted Account.

H.B. 254 *Penalty for False Statement During Drug Arrest (Rep. K. Ivory)*

This bill modifies offenses related to giving false information to law enforcement officers.

This bill:

- ▶ makes it a crime for an actor arrested for a crime to falsely claim the actor ingested drugs before the arrest; and
- ▶ makes technical and conforming changes.



H.B. 387 *Suspended Driver License Appeals Amendments* (Rep. Q. Kotter)

This bill amends provisions related to an administrative hearing to determine whether to suspend a driver license of an individual accused of driving under the influence.

This bill:

- ▶ amends provisions regarding the timing of notice and a hearing with the Driver License Division for a person accused of driving under the influence;
- ▶ requires certain evidence be provided before the administrative hearing to a person accused of driving under the influence;
- ▶ classifies as a protected record certain video evidence provided to a person accused of driving under the influence; and
- ▶ makes technical changes.

H.B. 517 *Inmate Program Amendments* (Rep. M.G. Ballard)

This bill concerns programs for inmates.

This bill:

- ▶ defines terms;
- ▶ requires the Sentencing Commission, the Board of Pardons and Parole, and the Department of Corrections (department) to develop a procedure that will provide the department with the ability to determine an inmate's earliest estimated release date from a correctional facility;
- ▶ requires the department to:
 - report on the department's inmate program implementation progress;
 - use an inmate's earliest estimated release date when determining the timing of an inmate's programs;
 - create an incentive program to encourage an inmate to complete the inmate's programs by the inmate's earliest estimated release date;
 - ensure that an inmate may continue participating in programs in certain circumstances;
 - start an inmate in at least two of the inmate's programs as soon as the inmate's case action plan is created;
 - allow an inmate to participate in more than one program at a time throughout the inmate's time within the correctional facility; and
 - periodically confer with an inmate to determine whether an inmate is on track to complete the inmate's programs by the inmate's earliest estimated release date; and
- ▶ makes technical and conforming changes.

S.B. 122 *Drug Paraphernalia Amendments* (Sen. J. Plumb)

This bill concerns possession of certain types of drug paraphernalia.

This bill:

- ▶ creates an affirmative defense to a charge of possession of certain types of drug paraphernalia under specified conditions; and
- ▶ makes technical and conforming changes.

S.B. 254 *Drug-induced Homicide Amendments* (Sen. T. Weiler)

This bill concerns the offense of drug-induced homicide.

This bill:

- ▶ defines terms;
- ▶ creates the offense of drug-induced homicide; and
- ▶ makes technical and conforming changes.



CHILD CARE

[H.B. 167](#) ***State Child Care Amendments*** (Rep. A. Matthews)

This bill addresses on-site child care for state employees.

This bill:

- ▶ defines terms;
- ▶ allows an agency to establish an on-site child care center for the benefit of the agency's employees;
- ▶ requires a child care provider that operates an on-site child care center to maintain liability insurance coverage;
- ▶ allows an agency to charge a reasonable fee for the use of the agency's facility as an on-site child care center;
- ▶ provides for agency consultation in establishing an on-site child care center; and
- ▶ provides that the state is not liable for civil damages resulting from the operation of an on-site child care center.

[H.B. 429](#) ***Pregnant and Postpartum Inmate Amendments*** (Rep. C. Pierucci)

This bill amends requirements relating to pregnant and postpartum inmates.

This bill:

- ▶ defines terms;
- ▶ specifies that if the Department of Corrections creates a nursery, the nursery is subject to rules established by the Department of Health and Human Services;
- ▶ establishes the Correctional Postnatal and Early Childhood Advisory Board (board);
- ▶ provides that the Department of Health and Human Services shall, after consulting with the board, make rules governing any nursery established by the Department of Corrections;
- ▶ modifies requirements relating to the use of restraints on a pregnant inmate;
- ▶ requires access to postpartum care and certain social services for an inmate who has recently given birth;
- ▶ includes a sunset date; and
- ▶ makes technical changes.

[S.B. 258](#) ***Upstart Program Amendments*** (Sen. M. McKell)

This bill amends and enacts provisions of the UPSTART program.

This bill:

- ▶ defines terms;
- ▶ moves the UPSTART program into the Economic Opportunity Act, under the Governor's Office of Economic Opportunity (office);
- ▶ amends procurement standards for a home-based technology program for the UPSTART program;
- ▶ requires the office to use procurement processes to contract with certain providers;
- ▶ amends criteria for evaluating home-based technology program providers;
- ▶ expands program participation to:
 - all Utah preschool children;
 - residential certificate preschool providers; and
 - the Head Start program;
- ▶ amends standards and requirements for home-based educational technology providers;
- ▶ requires school boards to make the program accessible for schools that seek to participate in the program;



- ▶ provides for an existing contract between the State Board of Education and a contractor to be transferred to the office;
- ▶ requires the Department of Workforce Services to identify families for the program;
- ▶ requires the office to determine costs associated with the program, including:
 - implementing campaigns and referrals to solicit families to participate in the program; and
 - technology costs;
- ▶ amends audit reporting requirements; and
- ▶ makes technical and conforming changes.

H.B. 282 *Child Care Center Sales Tax Exemption* (Rep. C. Watkins)

This bill enacts a sales and use tax exemption related to certain child care programs.

This bill:

- ▶ exempts from sales and use tax amounts paid or charged for construction materials used to open or expand a child care program; and
- ▶ provides a repeal date for the exemption following legislative committee review.

CHILD WELFARE

H.B. 60 *Juvenile Justice Modifications* (Rep. C.K. Acton)

This bill amends provisions related to juvenile justice.

This bill:

- ▶ addresses the use of juvenile delinquency records by public and private employers;
- ▶ requires the State Board of Education to include information about dangerous weapons in an annual report on school discipline and law enforcement action;
- ▶ modifies a reporting requirement regarding a minor found with a dangerous weapon on school grounds;
- ▶ modifies the jurisdiction of the juvenile court;
- ▶ amends provisions related to the inspection of juvenile records when a minor who is 14 years old or older is charged with a felony offense;
- ▶ defines terms related to juvenile records;
- ▶ amends and clarifies provisions regarding the vacatur of an adjudication in the juvenile court;
- ▶ clarifies the release of certain juvenile records;
- ▶ amends provisions regarding a petition for expungement of a juvenile court record with an adjudication, including the notice and hearing requirements for the petition;
- ▶ allows for a petition for expungement of a juvenile court record consisting of nonjudicial adjustments;
- ▶ allows for a petition for expungement of a juvenile court record consisting of records of arrest, investigation, detention, and delinquency petitions;
- ▶ allows for a petition for expungement of records regarding a petition where the allegations of delinquency were found to be not true;
- ▶ allows for the automatic expungement of a successful nonjudicial adjustment completed on or after October 1, 2023;
- ▶ provides the requirements for expunging juvenile records;
- ▶ addresses the distribution of an expungement order;
- ▶ addresses agency duties regarding expungement orders;
- ▶ addresses records in the custody of the Board of Pardons and Parole, the Department of Corrections, or the Division of Child and Family Services;



- ▶ addresses the effect of an expungement order;
- ▶ provides that certain individuals may view or inspect expunged juvenile records;
- ▶ repeals statutes related to the expungement of juvenile records; and
- ▶ makes technical and conforming changes.

H.B. 108 *Child Sex Doll Prohibition* (Rep. M. Gwynn)

This bill enacts provisions relating to child sex dolls.

This bill:

- ▶ defines terms; and
- ▶ makes it a crime to possess, purchase, or distribute a child sex doll.

H.B. 122 *Sex Offender Registry Amendments* (Rep. M. Judkins)

This bill amends provisions related to individuals required to register for the sex offender registry.

This bill:

- ▶ defines terms;
- ▶ clarifies that juveniles committing qualifying offenses are still required to comply with registry requirements;
- ▶ adds attempt, solicitation, and conspiracy to commit certain human trafficking offenses to the offenses that qualify for the sex offender registry;
- ▶ clarifies that for purposes of determining a lifetime registration requirement for an offender under 21 years old, a sentencing court may determine at any time after a conviction that the offense did not involve force or coercion;
- ▶ enacts provisions related to juveniles transferred from the custody of the Division of Juvenile Justice Services to the Department of Corrections;
- ▶ specifies the number of days an offender may drive a particular car before that car's information must be reported;
- ▶ requires the Department of Corrections to maintain, but not publish, information on individuals who were under 18 years old when they committed a qualifying offense, unless the offender committed an offense requiring lifetime registration; and
- ▶ makes technical and conforming changes.

H.B. 146 *Sex Offender Restricted Area Amendments* (Rep. A. Cory Maloy)

This bill amends the restrictions placed on an offender who is on the Sex and Kidnap Offender Registry.

This bill:

- ▶ restricts an offender on the Sex and Kidnap Offender Registry from entering a homeowners' association, condominium project, or apartment complex swimming pool, park, or playground; and
- ▶ makes technical changes.

H.B. 156 *Sex and Kidnap Offender Registry and Child Abuse Offender Registry Administration Amendments* (Rep. A. Stoddard)

This bill addresses the administration of the Sex and Kidnap Offender Registry and the Child Abuse Offender Registry.

This bill:

- ▶ moves the administration of the Sex and Kidnap Registry and the Child Abuse Offender Registry from the Department of Corrections to the Department of Public Safety; and
- ▶ makes technical and conforming changes.



H.B. 204 ***Child Welfare Proceedings Testing Requirements*** (Rep. C. Watkins)

This bill addresses drug testing for certain individuals.

This bill:

- ▶ defines terms;
- ▶ provides that a guardian ad litem may not refer an individual for drug testing that is administered through a sample of hair, fingernails, or saliva;
- ▶ provides that an individual who is receiving services from the Division of Child and Family Services, or is a party to an abuse, neglect, or dependency proceeding, may not be ordered or referred for drug testing that is administered through a sample of saliva, with certain exceptions; and
- ▶ makes technical and conforming changes.

H.B. 266 ***Amber Alert Amendments*** (Rep. R. Wilcox)

This bill addresses the Amber Alert System.

This bill:

- ▶ defines terms;
- ▶ specifies the criteria for when an Amber Alert may be issued; and
- ▶ gives the Department of Public Safety rulemaking authority to administer the Amber Alert System.

H.B. 305 ***Child Abuser Education Restrictions*** (Rep. T. Clancy)

This bill prohibits an individual who has committed child abuse from the exempting the individual's child from required school attendance.

This bill:

- ▶ prohibits an individual who has committed child abuse from exempting the individual's child from required school attendance; and
- ▶ makes technical and conforming changes.

H.B. 311 ***Social Media Usage Amendments*** (Rep. J. Teuscher)

This bill regulates social media companies and the use and design of social media platforms.

This bill:

- ▶ defines terms;
- ▶ enacts the Utah Social Media Regulation Act;
- ▶ prohibits a social media company from using a design or feature that causes a minor to have an addiction to the company's social media platform;
- ▶ grants the Division of Consumer Protection enforcement and auditing authority to enforce requirements under the act;
- ▶ authorizes a private right of action to collect attorney fees and damages from a social media company for harm incurred by a minor's use of the company's social media platform;
- ▶ creates a rebuttable presumption that harm and causation occurred in some circumstances;
- ▶ prohibits certain waivers;
- ▶ provides a severability clause; and
- ▶ makes technical and conforming changes.

S.B. 52 ***Parental Indigent Defense Amendments*** (Sen. T. Weiler)

This bill modifies provisions relating to indigent defense in parental rights actions.

This bill:



- ▶ modifies the definition of appellate defense services; and
- ▶ expands the services provided by the Indigent Appellate Defense Division to include representation for appeals of certain actions relating to the termination or restoration of parental rights.

S.B. 54 ***Child Welfare Parental Representation Amendments*** (Sen. W. Harper)

This bill amends provisions related to parental representation in child welfare cases.

This bill:

- ▶ defines terms;
- ▶ amends provisions related to the Child Welfare Parental Representation Fund;
- ▶ amends provisions related to the Interdisciplinary Parental Representation Pilot Program; and
- ▶ makes technical and conforming changes.

S.B. 56 ***Child Welfare Amendments*** (Sen. W. Harper)

This bill amends provisions of the Utah Juvenile Code related to child welfare.

This bill:

- ▶ defines terms;
- ▶ modifies the requirements for a member of the oversight team managing the psychotropic medication oversight pilot program for children in foster care;
- ▶ allows the Division of Child and Family Services to establish citizen review panels;
- ▶ describes the duties of a citizen review panel and authorizes a citizen review panel to access certain records and information to fulfill the panel's duties;
- ▶ establishes the Child Welfare Improvement Council as a citizen review panel;
- ▶ provides that, while an interstate compact request is ordered or pending, the court may not finalize a non-relative placement unless the court makes certain considerations;
- ▶ modifies the preferential consideration granted to a relative for placement of a child;
- ▶ removes a limit on the preferential consideration granted to a natural parent after 120 days following a shelter hearing;
- ▶ amends the circumstances under which the division is required to notify former foster parents when a child reenters temporary custody or the custody of the division;
- ▶ removes a provision related to the primary permanency plan for a child who is three years old or younger;
- ▶ repeals a provision related to the development of a volunteer network by the Division of Child and Family Services; and
- ▶ makes technical and conforming changes.

S.B. 57 ***Sexual Abuse Material Amendments*** (Sen. C. Wilson)

This bill addresses the reproduction and possession of sexual abuse material.

This bill:

- ▶ changes the term "child pornography" to "child sexual abuse material" in the Utah Code;
- ▶ changes the term "vulnerable adult pornography" to "vulnerable adult sexual abuse material" in the Utah Code;
- ▶ prohibits the reproduction of child sexual abuse material evidence;
- ▶ allows a defendant's attorney or a defendant's expert to inspect child sexual abuse material evidence at a government facility before trial;
- ▶ allows a victim, the victim's attorney, or the victim's expert to inspect child sexual abuse material evidence at a government facility before trial upon a showing of good cause; and



- ▶ makes technical and conforming changes.

S.B. 152 *Social Media Regulation Amendments* (Sen. M. McKell)

This bill enacts provisions related to the regulation of social media companies and social media platforms.

This bill:

- ▶ defines terms;
- ▶ enacts the Utah Social Media Regulation Act;
- ▶ requires a social media company to verify the age of a Utah resident seeking to maintain or open a social media account;
- ▶ requires a social media company to obtain the consent of a parent or guardian before a Utah resident under the age of 18 may maintain or open an account;
- ▶ prohibits a social media company from permitting a Utah resident to open an account if that person does not meet age requirements under state or federal law;
- ▶ requires that for accounts held by a Utah minor, certain social media companies:
 - shall prohibit direct messaging with certain accounts;
 - may not show the minor's account in search results;
 - may not display advertising;
 - may not collect, share, or use personal information from the account, with certain exceptions;
 - may not target or suggest ads, accounts, or content; and
 - shall limit hours of access, subject to parental or guardian direction;
- ▶ requires a social media company to provide a parent or guardian access to the content and interactions of an account held by a Utah resident under the age of 18;
- ▶ directs the Division of Consumer Protection to receive and investigate complaints of violations of the requirements established under the act and impose administrative fines for violations;
- ▶ authorizes the division to seek enforcement through an injunction, civil penalties, and other relief through the judicial process;
- ▶ requires fines and civil penalties to be deposited into the Consumer Protection Education and Training Fund;
- ▶ requires an annual report from the division;
- ▶ authorizes a private right of action to collect attorney fees and damages from a social media company for harm incurred in relation to a violation of the requirements established by the act;
- ▶ prohibits certain waivers; and
- ▶ provides a severability clause.

S.B. 163 *Child Welfare Modifications* (Sen. W. Harper)

This bill amends provisions regarding the placement of a child.

This bill:

- ▶ defines terms;
- ▶ provides that it is the public policy of the state that, with certain conditions:
 - a parent retains the right to have contact with a child when the child is placed outside of the home; and
 - a child has the right to have contact with siblings when the child is placed apart from the child's siblings;
- ▶ directs a juvenile court to make certain findings regarding parent-time;
- ▶ requires that parent-time be under the least restrictive conditions necessary to protect



- the child;
- ▶ removes a provision related to the primary permanency plan for a child who is three years old or younger; and
- ▶ makes technical and conforming changes.

S.B. 287 *Online Pornography Viewing Age Requirements* (Sen. T. Weiler)

This bill creates obligations and liabilities for a commercial entity that provides pornography or other materials harmful to minors.

This bill:

- ▶ provides definitions;
- ▶ requires a commercial entity that provides pornography and other materials defined as being harmful to minors as a substantial portion of the entity's content to verify the age of individuals accessing the material;
- ▶ establishes requirements and liability for retention of data;
- ▶ imposes liability for publishers and distributors of material harmful to minors who fail to comply with verification requirements; and
- ▶ provides that an Internet service provider or hosting entity is not liable for hosting or transmitting material harmful to minors to the extent that it is not the creator of the material.

S.B. 290 *Juvenile Court Modifications* (Sen. T. Weiler)

This bill amends provisions related to the juvenile court.

This bill:

- ▶ amends the original jurisdiction of the juvenile court;
- ▶ allows for the juvenile court to enter an order with special findings regarding the abuse, neglect, or dependence of a noncitizen child; and
- ▶ makes technical and conforming changes.

H.B. 40 *Native American Child and Family Amendments* (Rep. C. Watkins)

This bill addresses the protection of Indian children and families.

This bill:

- ▶ enacts the Native American Child and Family Protection Act, including:
 - defining terms;
 - addressing effective date and severability;
 - explaining reconciliation with title;
 - addressing jurisdiction over child custody proceedings;
 - providing for actions related to pending court proceedings;
 - stating parental rights;
 - providing for voluntary termination;
 - establishing how consent or other actions are invalidated;
 - addressing placement of Indian children;
 - creating a process to return custody of an Indian child;
 - addressing information related to tribal affiliation;
 - authorizing agreements between the state and Indian tribes under certain circumstances;
 - addressing improper removal of an Indian child;
 - explaining the application of state or federal standards;
 - providing for emergency removal or placement of an Indian child; and
 - addressing recordkeeping and information availability;



- ▶ replaces cites to the federal Indian Child Welfare Act with cites to the Native American Child and Family Protection Act;
- ▶ addresses right to counsel;
- ▶ addresses sharing of information by agreements;
- ▶ exempts from certain time frames preferences under the Native American Child and Family Protection Act; and
- ▶ makes technical and conforming changes.

H.B. 115 *Child Abuse Reporting Revisions* (Rep. A. Romero)

This bill modifies provisions relating to reporting requirements for child abuse and neglect.

This bill:

- ▶ deletes provisions that exempt, under certain circumstances, a member of the clergy from being required to report child abuse and neglect; and
- ▶ makes technical changes.

H.B. 138 *Sensitive Material Requirements* (Rep. M.G. Ballard)

This bill amends requirements and prohibitions regarding sensitive material within the public school system.

This bill:

- ▶ defines terms;
- ▶ requires a local education agency (LEA) to:
 - complete the LEA's review of instructional material that is alleged to violate state law; and
 - report instructional material that violates state law to the State Board of Education (state board);
- ▶ requires the state board to engage in a review in certain circumstances involving statewide curriculum or program materials;
- ▶ provides for the the termination of contracts with vendors for instructional material if the material includes sensitive material; and
- ▶ makes technical and conforming changes.

H.B. 180 *Child Welfare Placement Review Amendments* (Rep. S. Gricius)

This bill amends provisions of the Utah Juvenile Code related to the termination of parental rights.

This bill:

- ▶ addresses the analysis a juvenile court undertakes when evaluating whether to terminate parental rights; and
- ▶ makes technical and conforming changes.

H.B. 212 *Clergy Child Abuse Reporting Requirements* (Rep. Brian S. King)

This bill modifies provisions relating to reporting requirements for child abuse and neglect.

This bill:

- ▶ clarifies that a member of the clergy may report suspected child abuse or neglect in certain circumstances; and
- ▶ makes technical corrections.

H.B. 329 *Event Permit Notification Amendments* (Rep. C. Jack)

This bill requires a public entity to provide public notice for a permitted event with an adult theme.



This bill:

- ▶ defines terms;
- ▶ requires a public entity to provide public notice under certain conditions for a permitted event with an adult theme; and
- ▶ provides liability presumptions and limitations.

H.B. 333 *Sexual Abuse Statutes of Limitation* (Rep. K. Ivory)

This bill addresses criminal and civil statutes of limitation for certain sex crimes.

This bill:

- ▶ addresses criminal and civil statutes of limitation for certain sex crimes; and
- ▶ makes technical and conforming changes.

H.B. 334 *Health Education Amendments* (Rep. C. Moss)

This bill amends provisions related to health education.

This bill:

- ▶ defines terms;
- ▶ requires the State Board of Education to establish curriculum requirements that include instruction in:
 - sexual assault resource strategies;
 - sexual violence behavior prevention; and
 - the legal implications of electronically distributing sexually explicit images;
- ▶ amends provisions related to when a student receives health education instruction;
- ▶ requires a local education agency (LEA) to:
 - review data, including data on sexual assault, for each county in which the LEA is located;
 - use the reviewed data to inform the LEA's policies on health education; and
 - as appropriate, incorporate the data into health education; and
- ▶ makes technical and conforming changes.

H.B. 434 *Parent and Student Rights and School Safety Amendments* (Rep. S. Hollins)

This bill amends requirements for a local education agency (LEA) to address bullying incidents.

This bill:

- ▶ defines terms;
- ▶ clarifies that a school may share certain information regarding an incident of bullying, cyber-bullying, hazing, abusive conduct, or retaliation with a parent upon request;
- ▶ requires a school to provide regular communication updates to a parent regarding the implementation of an action plan to address an incident of bullying, cyber-bullying, hazing, abusive conduct, or retaliation;
- ▶ requires an LEA to designate an individual for bullying incident response and outlines the individual's duties;
- ▶ requires civil rights law training for LEA employees; and
- ▶ makes technical changes.

H.B. 459 *Governmental Immunity Amendments* (Rep. Q. Kotter)

This bill modifies provisions related to governmental immunity.

This bill:

- ▶ modifies the requirements for causation in relation to waiving a local education agency's governmental immunity for sexual battery or abuse committed by an employee against a



- student;
- ▶ removes a local education agency's immunity from suit if the local education agency has failed to provide ongoing supervision of employees for compliance with a code of conduct; and
- ▶ requires a local education agency to pay any attorney fees and court costs incurred by an injured student if immunity is waived.

H.B. 464 *School Materials Amendments* (Rep. K. Ivory)

This bill amends provisions regarding student access to pornographic or indecent materials within the public education system.

This bill:

- ▶ requires local education agencies (LEAs) to:
 - engage in certain review processes when a parent communicates an allegation that an instructional material is prohibited by state law; and
 - publicly vote on and explain a determination to reinstate or preserve student access to challenged instructional material;
- ▶ establishes the precedential effect of LEA and state board determinations;
- ▶ requires the State Board of Education (state board) to:
 - review LEA determinations regarding certain sensitive material; and
 - make rules, including to establish an age-appropriateness rating system for instructional materials;
- ▶ amends a state board reporting requirement; and
- ▶ makes technical and conforming changes.

H.B. 504 *Child Welfare Investigations Amendments* (Rep. C. Watkins)

This bill modifies provisions regarding child welfare procedures.

This bill:

- ▶ requires a child welfare caseworker to obtain a warrant before entering a private premises under certain circumstances; and
- ▶ requires that when a child is removed from the child's home, that the removal is recorded.

H.B. 515 *Child Abuse Reporting Amendments* (Rep. P. Lyman)

This bill amends provisions related to the reporting of child abuse or neglect.

This bill:

- ▶ defines terms;
- ▶ requires an individual to report information about heinous child abuse or heinous child neglect, with certain exceptions;
- ▶ requires the Division of Child and Family Services (division) and a law enforcement agency that investigates a report of child abuse or neglect to include certain information in their final report;
- ▶ requires the division to make reports about investigations into reported child abuse or neglect available to the Legislature, under certain conditions;
- ▶ amends provisions related to the investigation of an individual who fails to report abuse or neglect, or who makes a false report of abuse or neglect; and
- ▶ makes technical and conforming changes.

H.B. 518 *Human Trafficking Prevention Program* (Rep. R. Wilcox)

This bill creates a human trafficking educational program in an institution of higher



education.

This bill:

- ▶ directs the Office of the Attorney General to create an educational program regarding human trafficking;
- ▶ directs each institution of higher education to provide the educational program to first year students;
- ▶ requires the program be taught by individuals with certain expertise; and
- ▶ describes the required components of the program.

H.B. 520 *Child Welfare Changes* (Rep. C. Watkins)

This bill amends provisions of the Utah Juvenile Code.

This bill:

- ▶ amends the definition of "abuse" as used in the Utah Juvenile Code;
- ▶ amends the circumstances where there is a presumption that reunification services should not be provided to a parent; and
- ▶ makes technical and conforming changes.

H.B. 524 *Social Media Usage Modifications* (Rep. K. Ivory)

This bill establishes the Utah Digital Expression Act.

This bill:

- ▶ authorizes the Division of Consumer Protection to administer and enforce the Utah Digital Expression Act;
- ▶ provides definitions;
- ▶ requires a social media company to publicly disclose information regarding its information management and its content moderation practices;
- ▶ requires a social media company to publish an acceptable use policy on prohibited material and content compliance;
- ▶ requires a social media company to have an easily accessible complaint and appeal process for complaint resolution;
- ▶ prohibits a social media company from taking certain adverse actions against a user in certain circumstances, including:
 - suspending, locking, or disabling a user account;
 - banning a user;
 - removing, demonetizing, or deprioritizing content; and
 - adding an assessment to user content, including fact or accuracy checks;
- ▶ establishes a complaint and enforcement process through the Division of Consumer Protection;
- ▶ requires a social media company to collect data for and publish a biannual transparency report;
- ▶ prohibits a social media company from censoring user expression, with certain exceptions;
- ▶ details the Division of Consumer Protection's investigative and enforcement powers in enforcing the act;
- ▶ permits a private right of action for enforcement of the act;
- ▶ prohibits requirements of the act from being waived by a contract or choice-of-law provision; and
- ▶ provides for severability.



H.B. 526 *Unlawful Kissing of a Minor* (Rep. A. Stoddard)

This bill makes changes to what qualifies as sexual abuse of a child.

This bill:

- ▶ adds forcibly kissing a child to the list of actions that may qualify as sexual abuse of a child; and
- ▶ makes technical and conforming changes.

H.C.R. 1 *Concurrent Resolution Encouraging Discussion about Prevention of Child Sexual Abuse* (Rep. A. Stoddard)

This concurrent resolution encourages discussion about the effects and prevention of child sexual abuse.

This resolution:

- ▶ acknowledges the widespread nature of child sexual abuse in Utah;
- ▶ explains the impact of child sexual abuse on survivors and communities;
- ▶ encourages discussion about the effects and prevalence of child sexual abuse; and
- ▶ encourages discussion about ways in which the government, communities, and citizens of Utah can prevent child sexual abuse and support those affected.

H.J.R. 7 *Proposal to Amend Utah Constitution - Legislative Power Relating to Civil Action for Child Sexual Abuse* (Rep. K. Ivory)

This joint resolution of the Legislature proposes to amend the Utah Constitution to address legislative power relating to causes of action for child sexual abuse.

This resolution proposes to amend the Utah Constitution to:

- ▶ provide that the legislative power of the state includes the power to provide for the revival of a cause of action for child sexual abuse after expiration of the cause of action because of a statute of limitations.

S.B. 60 *Sex Offender Restrictions Revisions* (Sen. J. Anderegg)

This bill amends the restrictions placed on offenders who are on the sex offender registry.

This bill:

- ▶ restricts individuals on the sex offender registry from entering a private or homeowners' association park or playground; and
- ▶ makes technical changes.

S.B. 72 *Child Abuse Reporting Requirements* (Sen. S. Pitcher)

This bill modifies the clergy exemption related to reporting requirements for child abuse and neglect.

This bill:

- ▶ provides that the clergy exemption for the required reporting of child abuse or neglect does not apply if a clergy member has reason to believe that abuse or neglect is ongoing or is likely to occur again;
- ▶ requires a member of the clergy to report information about child abuse or neglect if the clergy member discloses the information to a third party in certain circumstances; and
- ▶ makes technical and conforming changes.

S.B. 74 *Digital Wellness, Citizenship, and Safe Technology Commission Amendments* (Sen. D.R. Owens)

This bill amends provisions related to the Digital Wellness, Citizenship, and Safe Technology Commission.



This bill:

- ▶ requires the Digital Wellness, Citizenship, and Safe Technology Commission (commission) to study and prepare a report on age-appropriate social media use;
- ▶ extends the repeal date for the commission from July 1, 2023, to July 1, 2025;
- ▶ defines terms; and
- ▶ makes technical and conforming changes.

S.B. 109 *Child Health Medical Amendments* (Sen. J. Plumb)

This bill creates the position of medical director within the Department of Health and Human Services, with a focus on children, youth, and families.

This bill:

- ▶ creates the position of medical director within the Department of Health and Human Services, with a focus on children, youth, and families;
- ▶ establishes certain qualifications for the medical director position; and
- ▶ defines the duty and authority of the medical director position.

S.B. 110 *Background Check Modifications* (Sen. K. Grover)

This bill requires background checks for certain individuals who have direct contact with children.

This bill:

- ▶ defines terms;
- ▶ requires an employee, independent contractor, or volunteer who has direct contact with a child to obtain a background check every 60 months, unless otherwise required by state or federal law;
- ▶ requires a person to obtain a background check for an individual before deciding whether to engage that individual in a position where the individual will have direct contact with children;
- ▶ classifies certain background check information as a protected record under the Government Records Access and Management Act;
- ▶ limits the sharing and use of certain background check information; and
- ▶ makes it a class C misdemeanor for a person who fails to obtain or maintain a background check for an employee, contractor, or volunteer who has direct contact with children.

S.B. 134 *Sex and Kidnap Offender Registry Amendments* (Sen. T. Weiler)

This bill address registration on the Sex and Kidnap Offender Registry.

This bill:

- ▶ removes a felony conviction for enticing a minor from the list of crimes that require an offender to register on the Sex and Kidnap Offender Registry for the offender's lifetime; and
- ▶ makes technical changes.

S.B. 282 *Sex and Kidnap Offender Registry Access Amendments* (Sen. C. Wilson)

This bill addresses access to information included on the Sex and Kidnap Offender Registry.

This bill:

- ▶ requires the Department of Corrections to make certain information collected by the department for the purpose of registering sex and kidnap offenders searchable on the Sex Offender and Kidnap Offender Notification and Registration website;
- ▶ clarifies that the Department of Corrections is not required to report the results of



- searches to law enforcement;
- ▶ prohibits the department from disclosing the name or other identifying information of a sex or kidnap offender; and
- ▶ makes technical and conforming changes.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

[H.B. 71](#) ***Local Health Department Revisions*** (Rep. K. Peterson)

This bill enacts provisions related to local health department governance.

This bill:

- ▶ requires the Department of Health and Human Services and the Department of Environmental Quality, when reviewing policies or rules that affect local health departments, to make certain determinations;
- ▶ requires the Department of Health and Human Services and local health departments to report on funding received from each county to accomplish minimum performance standards;
- ▶ clarifies that the Department of Health and Human Services and the Department of Environmental Quality must have a funding formula for allocating contract funds outlined in administrative rule;
- ▶ creates a reporting requirement; and
- ▶ makes technical changes.

[S.B. 38](#) ***Health and Human Services Recodification - Administration, Licensing, and Recovery Services*** (Sen. J. Anderegg)

This bill recodifies portions of the Utah Health Code and Utah Human Services Code.

This bill:

- ▶ recodifies provisions regarding:
 - the Department of Health and Human Services;
 - licensing and certifications; and
 - recovery services and child support administration; and
- ▶ makes technical and corresponding changes.

[S.B. 39](#) ***Health and Human Services Recodification - Health Care Assistance and Data*** (Sen. J. Anderegg)

This bill recodifies portions of the Utah Health Code and Utah Human Services Code.

This bill:

- ▶ recodifies provisions regarding:
 - health care administration and assistance; and
 - vital statistics, health data, and the Utah Medical Examiner; and
- ▶ makes technical and corresponding changes.

[S.B. 40](#) ***Health and Human Services Recodification - Health Care Delivery and Repeals*** (Sen. J. Anderegg)

This bill recodifies and repeals portions of the Utah Health Code and Utah Human Services Code.

This bill:

- ▶ recodifies provisions regarding health care delivery and access;
- ▶ repeals certain sections in the Utah Health Code and Utah Human Services Code that are no longer needed following the recodification; and



- ▶ makes technical and corresponding changes.

S.B. 41 *Health and Human Services Recodification - Prevention, Supports, Substance Use and Mental Health* (Sen. J. Anderegg)

This bill recodifies portions of the Utah Health Code and Utah Human Services Code.

This bill:

- ▶ recodifies provisions regarding:
 - substance use and mental health;
 - long term services and supports, aging, and disabilities; and
 - public health and prevention; and
- ▶ makes technical and corresponding changes.

S.B. 206 *Health and Human Services Recodification - Cross References, Titles 4-31a* (Sen. J. Anderegg)

This bill updates cross references to the Utah Health and Human Services Code in Titles 4 through 31A.

This bill:

- ▶ makes technical updates in Titles 4 through 31A to cross references to the Utah Health and Human Services Code that are renumbered and amended in:
 - S.B. 38, Health and Human Services Recodification - Administration, Licensing, and Recovery Services;
 - S.B. 39, Health and Human Services Recodification - Health Care Assistance and Data;
 - S.B. 40, Health and Human Services Recodification - Health Care Delivery and Repeals; and
 - S.B. 41, Health and Human Services Recodification - Prevention, Supports, Substance Use and Mental Health; and
- ▶ makes technical and corresponding changes.

S.B. 207 *Health and Human Services Recodification - Cross References, Titles 31a-58* (Sen. J. Anderegg)

This bill updates cross references to the Utah Health and Human Services Code in Titles 31A through 58.

This bill:

- ▶ makes technical updates in Titles 31A through 58 to cross references to the Utah Health and Human Services Code that are renumbered and amended in:
 - S.B. 38, Health and Human Services Recodification - Administration, Licensing, and Recovery Services;
 - S.B. 39, Health and Human Services Recodification - Health Care Assistance and Data;
 - S.B. 40, Health and Human Services Recodification - Health Care Delivery and Repeals; and
 - S.B. 41, Health and Human Services Recodification - Prevention, Supports, Substance Use and Mental Health; and
- ▶ makes technical and corresponding changes.

S.B. 208 *Health and Human Services Recodification - Cross References, Titles 58-63j* (Sen. J. Anderegg)

This bill updates cross references to the Utah Health and Human Services Code in Titles 58



through 63J.

This bill:

- ▶ makes technical updates in Titles 58 through 63J to cross references to the Utah Health and Human Services Code that are renumbered and amended in:
 - S.B. 38, Health and Human Services Recodification - Administration, Licensing, and Recovery Services;
 - S.B. 39, Health and Human Services Recodification - Health Care Assistance and Data;
 - S.B. 40, Health and Human Services Recodification - Health Care Delivery and Repeals; and
 - S.B. 41, Health and Human Services Recodification - Prevention, Supports, Substance Use and Mental Health; and
- ▶ makes technical and corresponding changes.

S.B. 209 *Health and Human Services Recodification - Cross References, Titles 63j-80* (Sen. J. Anderegg)

This bill updates cross references to the Utah Health and Human Services Code in Titles 63J through 80.

This bill:

- ▶ makes technical updates in Titles 63J through 80 to cross references to the Utah Health and Human Services Code that are renumbered and amended in:
 - S.B. 38, Health and Human Services Recodification - Administration, Licensing, and Recovery Services;
 - S.B. 39, Health and Human Services Recodification - Health Care Assistance and Data;
 - S.B. 40, Health and Human Services Recodification - Health Care Delivery and Repeals; and
 - S.B. 41, Health and Human Services Recodification - Prevention, Supports, Substance Use and Mental Health; and
- ▶ makes technical and corresponding changes.

H.B. 561 *Department of Health and Human Services Procurement Amendments* (Rep. A. Stoddard)

This bill addresses procurements by the Department of Health and Human Services (department).

This bill:

- ▶ creates and modifies definitions;
- ▶ provides that the department is an independent procurement unit under the Utah Procurement Code for certain human services procurements;
- ▶ exempts the department from the Utah Procurement Code for certain medical supply purchases;
- ▶ addresses the following for human services procurements:
 - public notice;
 - protest appeals;
 - direct purchases without solicitation;
 - invitations for contract awards through an open enrollment, noncompetitive process; and
 - determining debarment and suspension;
- ▶ authorizes the executive director of the department to appoint a procurement advisory



- council;
- ▶ grants administrative rulemaking authority; and
- ▶ makes technical and conforming changes.

DISABILITY, PERSONS WITH A

[H.B. 13](#) ***Governor's Committee on Employment of People with Disabilities Amendments*** (Rep. J. Stenquist)

This bill addresses the Governor's Committee on Employment of People with Disabilities.

This bill:

- ▶ extends the sunset date of the Governor's Committee on Employment of People with Disabilities from 2023 to 2028; and
- ▶ makes technical changes.

[H.B. 41](#) ***Utah Retirement Systems Revisions*** (Rep. W. Brooks)

This bill amends the Utah State Retirement and Insurance Benefit Act (the Act).

This bill:

- ▶ authorizes the docketing of an abstract of a final administrative order with the court for purposes of creating a lien and other collection remedies against a person who owes money under the Act;
- ▶ clarifies whose decision triggers the time period for a person to request a review of a decision related to a benefit, right, obligation, or employment right under the Act;
- ▶ updates terminology to reflect defined terms;
- ▶ creates review and compliance requirements for an individual receiving a long-term disability benefit; and
- ▶ makes technical and conforming changes.

[H.B. 105](#) ***Public Employee Disability Benefits Amendments*** (Rep. Brian S. King)

This bill amends the Public Employees' Long-Term Disability Act.

This bill:

- ▶ establishes a three-year pilot period during which an eligible employee with a mental objective medical impairment qualifies for the same disability benefit as the eligible employee would receive for a physical objective medical impairment;
- ▶ creates review and compliance requirements for an individual receiving a disability benefit; and
- ▶ makes technical and corresponding changes.

[H.B. 151](#) ***Veteran Property Tax Revisions*** (Rep. K. Lisonbee)

This bill amends provisions related to the veterans armed forces property tax exemption.

This bill:

- ▶ increases the amount of taxable value that a disabled veteran may have exempted from property tax.

[H.B. 235](#) ***Accessible Parking Spaces Amendments*** (Rep. J. Stenquist)

This bill addresses parking privileges for persons with disabilities.

This bill:

- ▶ requires the Motor Vehicle Division to include a statement on removable windshield placards describing certain prohibitions;
- ▶ requires the State Tax Commission to establish standards for the statement in rule; and



- ▶ makes technical changes.

H.B. 398 *Special Needs Opportunity Scholarship Program Amendments* (Rep. N. Abbott)

This bill amends provisions related to the Special Needs Opportunity Scholarship Program.

This bill:

- ▶ modifies defined terms;
- ▶ expands the expenses for which a scholarship recipient may use a scholarship award;
- ▶ amends the formula for calculating a scholarship amount for an eligible student;
- ▶ increases the amount of donations a scholarship granting organization may carry forward in a fiscal year; and
- ▶ makes technical changes.

H.B. 539 *Veteran Property Tax Exemption* (Rep. J. Hawkins)

This bill amends the veteran armed forces property tax exemption.

This bill:

- ▶ creates a process for a veteran with a 100% service-connected disability that is permanent and total to apply for a veteran armed forces property tax exemption before the veteran purchases a residence.

S.B. 77 *Education Scholarship Amendments* (Sen. L. Fillmore)

This bill amends provisions related to scholarships for elementary and secondary education.

This bill:

- ▶ amends a scholarship granting organization's time period for submitting an audit report to the State Board of Education (state board);
- ▶ requires the state auditor to perform regular audits of certain scholarships;
- ▶ prohibits private schools from charging a scholarship student more in fees than other students based solely upon the scholarship student being a scholarship recipient;
- ▶ provides the state board additional time to fulfill procurement and contract obligations under certain circumstances; and
- ▶ makes technical and conforming changes.

S.B. 198 *Human Services Fund and Account Amendments* (Sen. M. McKell)

This bill creates a new fund and account related to human services.

This bill:

- ▶ defines terms;
- ▶ creates the Licensed Provider Assessment Fund and describes how the fund is funded and how the fund may be used; and
- ▶ creates the Division of Services for People with Disabilities Restricted Account and describes how the fund is funded and how the fund may be used.

This bill appropriates in fiscal year 2024:

- ▶ to the Department of Health and Human Services -- Long-term Services & Support -- Services for People with Disabilities:
 - from Division of Services for People with Disabilities Restricted Account, \$3,904,800.

S.B. 267 *Brain Injury and Neuro-rehabilitation Funds* (Sen. C. Bramble)

This bill amends provisions related to the Traumatic Brain Injury Fund, the Spinal Cord and Brain Injury Rehabilitation Fund, and related advisory committees.

This bill:

- ▶ renames the Traumatic Brain Injury Fund as the "Brain Injury Fund" and amends fund



- provisions;
- ▶ renames the Traumatic Brain Injury Advisory Committee as the "Brain Injury Advisory Committee" and amends committee membership requirements;
- ▶ renames the Spinal Cord and Brain Injury Rehabilitation Fund as the "Neuro-Rehabilitation Fund" and amends fund provisions;
- ▶ renames the Spinal Cord and Brain Injury Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund Advisory Committee as the "Neuro-Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund Advisory Committee" and amends committee provisions; and
- ▶ makes technical changes.

H.B. 109 *Veteran Dependent Tuition Amendments* (Rep. C.R. Musselman)

This bill creates a financial assistance program for dependents of disabled veterans who enroll at a state institution of higher education.

This bill:

- ▶ defines terms;
- ▶ provides the requirements for a dependent of a disabled veteran to receive financial assistance;
- ▶ grants rulemaking authority to the Department of Veterans and Military Affairs, in coordination with the Utah Board of Higher Education, to make rules governing the financial assistance program; and
- ▶ establishes reporting requirements and a cap on administrative costs.

This bill appropriates in fiscal year 2024:

- ▶ to Department of Veterans and Military Affairs -- DVMA Pass Through -- DVMA Pass Through as an ongoing appropriation:
 - from the General Fund, \$100,000.

H.B. 178 *Post-employment Restrictions Revisions* (Rep. A. Loubet)

This bill amends the Post-employment Restrictions Act.

This bill:

- ▶ defines terms;
- ▶ prohibits certain agreements between a disability service provider and an employee or independent contractor that impact the employee's or independent contractor's ability to provide certain disability services after employment with the disability service provider ends; and
- ▶ makes technical and conforming changes.

H.B. 242 *Services for People with Disabilities Amendments* (Rep. R. Ward)

This bill creates a consensus process related to the funding of services for persons with disabilities.

This bill:

- ▶ defines terms;
- ▶ at certain times, requires the Governor's Office of Planning and Budget, the Office of the Legislative Fiscal Analyst, and the Division of Services for People with Disabilities (division) to estimate, for the next fiscal year:
 - the number of high-priority individuals who will be on the division's waiting list for services; and
 - the amount that would be required to provide services to the lesser of all high-priority individuals on the waiting list or 200 high-priority individuals; and
- ▶ at certain times, requires the base budget to include an appropriation to the Department



of Health and Human Services equal to the amount estimated to provide services to certain high-priority individuals.

H.B. 252 Disability Coverage Amendments (Rep. J. Dailey-Provost)

This bill amends the Medical Assistance Act.

This bill:

- ▶ defines terms;
- ▶ requires the Department of Health and Human Services (department) to apply for a Medicaid waiver or state plan amendment to provide wraparound services to qualified individuals with a disability;
- ▶ requires qualified individuals who receive services under the waiver or state plan amendment to make cost sharing payments according to a sliding scale established by the department;
- ▶ specifies certain percentages and maximum payment amounts for the sliding scale established by the department; and
- ▶ requires the department to make rules.

H.B. 270 School Cellphone Usage Amendments (Rep. T. Lee)

This bill addresses the use of cellphones and smart watches in classrooms.

This bill:

- ▶ subject to certain exceptions, prohibits a student from possessing a cellphone or smart watch in a classroom; and
- ▶ requires a local education agency (LEA) to enforce the provisions of this bill, in the manner determined by the LEA.

H.B. 298 Veteran Property Tax Amendments (Rep. C. Pierucci)

This bill amends the veteran armed forces property tax exemption.

This bill:

- ▶ defines terms;
- ▶ increases the amount of taxable value that a disabled veteran may have exempted from property tax;
- ▶ provides that a veteran with a 100% service-connected disability that is permanent and total may choose between the existing exemption from property tax or an exemption equal to 100% of the taxable value of the veteran's primary residence;
- ▶ provides the circumstances under which a veteran who exercises a choice between the existing property tax exemption and a 100% primary residential exemption has to reapply for the exemption; and
- ▶ makes technical and conforming changes.

H.B. 474 Paratransit Services Amendments (Rep. R. Wilcox)

This bill requires a public transit district to provide alternative services if the public transit district discontinues paratransit services.

This bill:

- ▶ defines terms;
- ▶ requires a public transit district to provide alternative services if the public transit district discontinues paratransit services; and
- ▶ makes technical changes.



H.B. 510 *Requirements for Supported Decision-making Agreements* (Rep. M. Judkins)

This bill addresses supported decision-making agreements.

This bill:

- ▶ defines terms;
- ▶ prescribes the principles by which provisions related to supported decision-making agreements should be interpreted;
- ▶ describes the requirements for a supported decision-making agreement;
- ▶ describes the duties of an individual who is a supporter under a supported decision-making agreement;
- ▶ provides that a supported decision-making agreement may be revoked or terminated, with certain conditions;
- ▶ describes how a supported decision-making agreement interacts with and affects other laws and principles; and
- ▶ provides protections for a person who relies, in good faith, on the provisions of a supported decision-making agreement.

DISEASES

H.B. 487 *Sickle Cell Disease* (Rep. S. Hollins)

This bill addresses sickle cell disease among residents of the state.

This bill:

- ▶ requires the Division of Population Health (division) in collaboration with others within the Department of Health and Human Services to review and develop recommendations for improving the surveillance, screening, diagnosis, and treatment of sickle cell disease among residents of the state;
- ▶ requires the division to report the recommendations to the Health and Human Services Interim Committee;
- ▶ establishes a repeal date; and
- ▶ makes technical changes.

S.B. 159 *Occupational Injuries Amendments* (Sen. C. Bramble)

This bill addresses provisions related to occupational injuries and diseases.

This bill:

- ▶ modifies requirements for calculating add-on fees under a medical workers' compensation claim;
- ▶ modifies the circumstances under which a firefighter is presumed to have contracted certain cancers during the course of the firefighter's employment;
- ▶ requires the Division of Industrial Accidents to conduct a study regarding cancers commonly caused in the course of a firefighter's employment;
- ▶ includes a sunset date and reporting requirements for the study; and
- ▶ makes technical changes.

S.B. 201 *Radon Notice Amendments* (Sen. M. Kennedy)

This bill allows for educational information about radon to be provided to residential property owners.

This bill:

- ▶ requires the Division of Waste Management and Radiation Control (division) to provide information to a county treasurer about the effects of radon in the home, the presence of radon in some homes, and the availability of radon testing;



- ▶ authorizes a county treasurer to include the radon information from the division with a property tax notice provided this year; and
- ▶ schedules the repeal of these requirements at the end of 2023.

S.C.R. 4 *Concurrent Resolution Encouraging Hypertrophic Cardiomyopathy Awareness and Screening* (Sen. D. Ipson)

This resolution encourages the promotion of hypertrophic cardiomyopathy awareness and screening.

This resolution:

- ▶ recognizes undiagnosed and untreated hypertrophic cardiomyopathy as a significant public health issue; and
- ▶ encourages healthcare providers, public health departments, health insurers, employers, education institutions, the media, and others to promote awareness of the disease and encourage individuals to seek appropriate screening from qualified healthcare professionals.

H.B. 87 *Youth Sport Safety Amendments* (Rep. M.G. Ballard)

This bill addresses cardiac safety for participants in school athletic activities and organized youth sporting events.

This bill:

- ▶ defines terms;
- ▶ requires the State Board of Education (state board) to establish a committee or workgroup to develop training and informational materials regarding warning signs of cardiac arrest or sudden cardiac arrest;
- ▶ requires the board to make available the training and informational materials online;
- ▶ requires a youth sports coach to annually participate in the training;
- ▶ allows an amateur sports organization to hold an informational meeting regarding warning signs of cardiac arrest or sudden cardiac arrest before the beginning of an athletic season;
- ▶ requires a participant in an athletic activity and the participant's parent to sign an acknowledgment of receipt of information on the warning signs of cardiac arrest or sudden cardiac arrest;
- ▶ requires a coach and certain other individuals to remove a participant from an athletic activity if the participant shows certain warning signs or symptoms;
- ▶ limits the liability of the coach or other individual for certain action or inaction;
- ▶ requires a physician evaluation of a participant who is removed from participation in an athletic activity before returning to participation; and
- ▶ provides rulemaking authority.

H.B. 106 *HIV Testing Modifications* (Rep. M. Judkins)

This bill creates a procedure for HIV testing of an alleged sexual offender if the alleged sexual offender refuses testing.

This bill:

- ▶ provides a process to obtain a court order if an alleged sexual offender refuses an HIV test at the request of an alleged victim.

H.B. 142 *Kidney Health Task Force* (Rep. M. Wheatley)

This bill creates the Kidney Health Task Force (task force).

This bill:



- ▶ creates the task force;
- ▶ requires the task force to provide recommendations on how to improve kidney health in Utah;
- ▶ creates a repeal date; and
- ▶ makes technical changes.

H.C.R. 3 *Concurrent Resolution Recognizing Hepatitis Awareness Month and National Hepatitis Day* (Rep. J. Dailey-Provost)

This resolution recognizes July 28, 2023, as National Hepatitis Day, and May 2023 as Hepatitis Awareness Month.

This resolution:

- ▶ recognizes the impact of the hepatitis A, B, and C virus on the people of Utah;
- ▶ highlights the impact of screening, education, and treatment on reducing the effects of hepatitis; and
- ▶ joins the nationwide movement to raise awareness of hepatitis by recognizing in the state of Utah:
 - July 28, 2023, as National Hepatitis Day; and
 - the month of May as Hepatitis Awareness Month.

S.B. 28 *Radon Related Amendments* (Sen. S. Sandall)

This bill addresses issues related to radon gas.

This bill:

- ▶ defines terms;
- ▶ directs the Division of Waste Management and Radiation Control to develop an online radon gas test data collection mechanism and map;
- ▶ addresses testing and mitigation in public buildings, including reporting; and
- ▶ repeals the study requirement that has been completed.

EMERGENCY MEDICAL SERVICES

S.B. 64 *Bureau of Emergency Medical Services Amendments* (Sen. D.R. Owens)

This bill moves responsibilities regarding emergency medical services from the Department of Health and Human Services to the Department of Public Safety.

This bill:

- ▶ moves responsibilities and oversight regarding emergency medical services from the Department of Health and Human Services to the Department of Public Safety;
- ▶ establishes the Bureau of Emergency Medical Services in statute; and
- ▶ makes technical changes.

H.B. 392 *Rural County Health Care Facilities Tax Amendments* (Rep. J. Elison)

This bill modifies provisions related to the rural county health care facilities tax.

This bill:

- ▶ defines terms;
- ▶ clarifies that a third, fourth, fifth, or sixth class county may use revenue from a rural county health care facilities tax to fund rural emergency medical services;
- ▶ allows certain second class counties to impose a rural county health care facilities tax within all or a portion of the county to fund emergency medical services;
- ▶ establishes requirements for a second class county to impose a rural county health care facilities tax within a portion of that county; and



- ▶ makes technical corrections.

H.B. 76 *Tourism Fund Amendments* (Rep. T. Jimenez)

This bill addresses the transient room tax.

This bill:

- ▶ defines terms; and
- ▶ authorizes counties of the third class to expend revenue generated by the transient room tax to pay for on-site emergency medical services in certain areas of the county.

H.B. 391 *Rural Emergency Medical Services* (Rep. P. Lyman)

This bill addresses the rural county health care facilities tax.

This bill:

- ▶ clarifies that a third, fourth, fifth, or sixth class county may use revenue from a rural county facilities health care tax to fund rural emergency medical services in that county; and
- ▶ makes technical changes.

HEALTH AND HUMAN SERVICES PROFESSIONS

H.B. 11 *Volunteer Government Workers Amendments* (Rep. J. Dunnigan)

This bill amends provisions of the Volunteer Government Workers Act.

This bill:

- ▶ defines terms; and
- ▶ amends the definition of a volunteer to describe the fees, expenses, and other benefits that may be provided to a volunteer.

H.B. 127 *Reauthorization of Administrative Rules* (Rep. K. Birkeland)

This bill provides legislative action regarding administrative rules.

This bill:

- ▶ reauthorizes all state agency administrative rules except for the rules specifically listed in this bill.

H.B. 159 *Health Care Professional Licensing Requirements* (Rep. N. Thurston)

This bill creates an exemption for professional licensing.

This bill:

- ▶ defines terms; and
- ▶ allows an individual who holds a health care license from a different state to provide telemedicine services to individuals located in Utah under certain circumstances.

H.B. 166 *Mental Health Professional Licensing Amendments* (Rep. S. Gricius)

This bill amends provisions of the Mental Health Professional Practice Act.

This bill:

- ▶ amends the requirements for the provision of remote, transitional mental health therapy and substance use disorder counseling;
- ▶ allows for the provision of remote mental health therapy and substance use disorder counseling, subject to certain conditions;
- ▶ modifies requirements related to the training hours required for licensure as a:
 - clinical social worker;
 - marriage and family therapist; or



- clinical mental health counselor; and
- ▶ makes technical and conforming changes.

H.B. 228 *Unprofessional Conduct Amendments* (Rep. M. Petersen)

This bill modifies and enacts provisions relating to the provision of conversion therapy to minors.

This bill:

- ▶ defines terms;
- ▶ prohibits certain health care professionals from providing conversion therapy to a minor client;
- ▶ includes a severability clause; and
- ▶ makes technical and conforming changes.

H.B. 250 *Social Worker Licensing Amendments* (Rep. M. Judkins)

This bill amends provisions of the Social Worker Licensing Act.

This bill:

- ▶ removes an examination requirement for licensure as a certified social worker or social service worker;
- ▶ repeals provisions creating and related to the position of certified social worker intern; and
- ▶ makes technical and conforming changes.

H.B. 264 *Certified Nursing Assistants Amendments* (Rep. A. Cory Maloy)

This bill allows a certified nurse aide to obtain experience at a health care facility that is designated by the Division of Professional Licensing.

This bill:

- ▶ allows a certified nurse aide to obtain experience at a health care facility that is designated by the Division of Professional Licensing; and
- ▶ allows the certified nurse aide applicant to obtain a letter of recommendation from a health care facility administrator.

H.B. 377 *Prison Health Care Services Retirement Amendments* (Rep. C.K. Acton)

This bill modifies membership provisions of the public safety retirement systems to include certain employees of the Department of Health and Human Services.

This bill:

- ▶ provides the circumstances under which an employee who was employed by the Department of Corrections and now is an employee of the Department of Health and Human Services shall continue to earn public safety service credit in the public safety retirement systems; and
- ▶ makes technical changes.

H.B. 468 *Employment Screening Requirements* (Rep. M. Judkins)

This bill addresses employment background screening requirements.

This bill:

- ▶ creates and modifies definitions;
- ▶ when hiring a mental health professional, prohibits certain public employers and public employer contractors from:
 - considering certain arrests or criminal convictions; or
 - denying employment based on certain criminal convictions or participation in



- substance use treatment;
- ▶ when hiring a mental health professional, prohibits a private employer from excluding an applicant from an interview for a juvenile adjudication, certain arrests, or an expunged criminal offense;
- ▶ modifies the Office of Licensing's (office) background and screening processes for an individual applying to work in a program with direct access to a child or vulnerable adult;
- ▶ exempts certain individuals employed by the Department of Health and Human Services from the office's background and screening processes;
- ▶ requires the office to conduct a comprehensive review of an applicant's background check if the applicant is applying to work in a program as a peer support provider or mental health professional;
- ▶ requires the office to deny an applicant's application upon certain background check findings;
- ▶ provides administrative rulemaking authority; and
- ▶ makes technical and conforming changes.

S.B. 12 *Hearing Instrument Specialist Licensing Amendments* (Sen. C. Bramble)

This bill addresses hearing instrument specialist licensing requirements.

This bill:

- ▶ extends the sunset date for the Hearing Instrument Specialist Licensing Act;
- ▶ modifies licensing requirements for a hearing instrument intern who applies for licensure as a hearing instrument specialist;
- ▶ permits renewal of a license for a hearing instrument intern under certain circumstances;
- ▶ provides administrative rulemaking authority; and
- ▶ makes technical and conforming changes.

S.B. 16 *Transgender Medical Treatments and Procedures Amendments* (Sen. M. Kennedy)

This bill enacts provisions regarding transgender medical treatments and procedures.

This bill:

- ▶ defines terms;
- ▶ requires the Department of Health and Human Services to conduct a systematic review of the medical evidence regarding hormonal transgender treatments and provide recommendations to the Legislature;
- ▶ requires the Division of Professional Licensing to create a certification for providing hormonal transgender treatments;
- ▶ requires a health care provider to meet certain requirements before providing a hormonal transgender treatment;
- ▶ prohibits a health care provider from providing a hormonal transgender treatment to new patients who were not diagnosed with gender dysphoria before a certain date;
- ▶ prohibits performing sex characteristic surgical procedures on a minor for the purpose of effectuating a sex change;
- ▶ specifies that an individual may bring a medical malpractice action related to certain medical treatments and procedures;
- ▶ specifies that an individual may disaffirm consent under certain circumstances;
- ▶ allows an individual to bring a medical malpractice action for treatment provided to the individual as a minor if the individual later disaffirms consent;
- ▶ extends the medical malpractice statute of limitations related to providing certain medical treatments and procedures; and
- ▶ makes technical changes.



S.B. 35 ***Reciprocal Professional Licensing Amendments*** (Sen. C. Bramble)

This bill addresses reciprocal professional licensing and certification by certain state agencies. This bill:

- ▶ defines terms;
- ▶ enacts the Interstate Teacher Mobility Compact;
- ▶ enacts the PA Licensure Compact;
- ▶ creates a process for the following state agencies to issue certain professional licenses and certificates by endorsement:
 - the Department of Agriculture and Food;
 - the Pete Suazo Utah Athletic Commission within the Department of Cultural and Community Engagement;
 - the Department of Commerce;
 - the Department of Environmental Quality;
 - the Department of Health and Human Services;
 - the Utah State Office of Rehabilitation within the Department of Workforce Services;
 - the Labor Commission;
 - the State Board of Education; and
 - the Department of Transportation;
- ▶ provides administrative rulemaking authority; and
- ▶ makes technical and conforming changes.

S.B. 36 ***Professional Licensing Amendments*** (Sen. C. Bramble)

This bill modifies provisions related to professional licensing.

This bill:

- ▶ creates and modifies definitions;
- ▶ clarifies the purpose of recommendations provided by a professional licensing board to the director of the Division of Professional Licensing (division);
- ▶ authorizes the director of the division to designate certain professional licensing board members to preside over adjudicative proceedings concerning professional licenses;
- ▶ creates a process for review of the designated professional licensing board members' recommended order after an adjudicative proceeding;
- ▶ modifies professional license application requirements regarding proof of identity;
- ▶ allows the division to designate information regarding proof of identity that is included with a professional license application as a private government record;
- ▶ clarifies supervision requirements for a physician assistant performing a cosmetic medical procedure;
- ▶ removes provisions requiring the division to administer a radiology practical technician examination for radiology-related license applicants;
- ▶ modifies penalties for unlawful conduct by a person licensed to engage in a construction trade;
- ▶ removes requirements a licensed advanced practice registered nurse is required to meet before prescribing or administering a Schedule II controlled substance;
- ▶ removes provisions prohibiting the division from issuing or renewing a nurse's license for past criminal convictions;
- ▶ modifies licensing requirements for certain funeral service establishments and professionals, landscape architects, security personnel, and deception detection examiners;
- ▶ modifies background check requirements for licensed pharmacies, alarm companies, security car companies, and deception detector examiners;



- ▶ grants administrative rulemaking authority; and
- ▶ makes technical changes.

S.B. 42 ***Massage Therapy Practice Act Amendments*** (Sen. C. Bramble)

This bill amends the Massage Therapy Practice Act.

This bill:

- ▶ creates and amends definitions;
- ▶ creates a license classification for a massage assistant and a massage assistant in-training;
- ▶ establishes the qualifications and scope of practice for a massage assistant and a massage assistant in-training;
- ▶ amends massage therapist examination and background check requirements;
- ▶ addresses supervision of a massage apprentice, massage assistant, and massage assistant in-training;
- ▶ requires certain signage and disclosures when a massage assistant or massage assistant in-training provides a massage service;
- ▶ clarifies consent requirements for certain massage services; and
- ▶ makes technical and conforming changes.

S.B. 78 ***Naturopathic Physician Licensing Amendments*** (Sen. K. Grover)

This bill repeals and enacts provisions related to naturopathic physicians.

This bill:

- ▶ defines terms;
- ▶ repeals the prohibition on a naturopathic physician from having an ownership interest in certain entities;
- ▶ prohibits a naturopathic physician from referring an individual to entities where the naturopathic physician or the physician's immediate family member has an ownership interest unless certain requirements are met;
- ▶ requires a naturopathic physician to comply with relevant federal laws regarding patient referrals and kick-backs; and
- ▶ makes technical changes.

S.B. 123 ***Boards and Commissions Modifications*** (Sen. W. Harper)

This bill repeals and amends provisions related to certain boards and commissions.

This bill:

- ▶ repeals the following entities and amends provisions related to the following entities:
 - the Residential Child Care Licensing Advisory Committee;
 - the Dietitian Board;
 - the Genetic Counselors Licensing Board;
 - the Online Prescribing, Dispensing, and Facilitation Licensing Board;
 - the Licensed Direct Entry Midwife Board;
 - the Naturopathic Physicians Licensing Board;
 - the Utah Health Advisory Council;
 - the Transparency Advisory Board; and
 - the Western States Transportation Alliance;
- ▶ modifies provisions related to the Motor Carrier Advisory Board;
- ▶ modifies provisions related to the Geographic Names Board;
- ▶ modifies provisions related to the criminal justice coordinating councils;
- ▶ renames and modifies provisions related to the Child Care Center Licensing Committee;



- and
- ▶ makes technical changes.

S.B. 171 *Health Care Practitioner Liability Amendments* (Sen. K. A. Cullimore)

This bill modifies a health care provider's liability under certain circumstances.

This bill:

- ▶ modifies the duty of care, under certain circumstances, for a health care provider who deviates from medical norms or established practices;
- ▶ prohibits the Division of Professional Licensing from sanctioning a health care provider's license for deviating from medical norms or established practices under certain circumstances;
- ▶ allows a health care provider who deviates from medical norms or established practices to advertise if certain criteria are met; and
- ▶ makes technical changes.

S.B. 214 *Utah False Claims Act Amendments* (Sen. T. Weiler)

This bill amends provisions of the Utah False Claims Act.

This bill:

- ▶ amends the definition of a medical benefit to include payments made to any licensed health care provider.

S.B. 230 *Kickback Prohibition Amendments* (Sen. K. A. Cullimore)

This bill amends prohibitions on kickbacks.

This bill:

- ▶ amends the definition of "kickback or bribe"; and
- ▶ makes technical and conforming changes.

S.B. 237 *Dental Hygienist Amendments* (Sen. M. McKell)

This bill amends provisions related to the practice of dental hygiene.

This bill:

- ▶ authorizes the practice of dental hygiene in a public health setting without general supervision and without a collaborative practice agreement with a dentist under certain conditions.

S.B. 247 *Medical Malpractice Amendments* (Sen. M. McKell)

This bill clarifies what health care means in the context of a medical malpractice action.

This bill:

- ▶ clarifies what health care means in the context of a medical malpractice action.

H.B. 124 *Salary Supplement for School Speech-language Pathologists and Audiologists* (Rep. D.N. Johnson)

This bill makes certain speech-language pathologists and audiologists eligible for the Teacher Salary Supplement Program.

This bill:

- ▶ defines terms;
- ▶ makes certain speech-language pathologists and audiologists eligible for the Teacher Salary Supplement Program; and
- ▶ makes technical and conforming changes.



H.B. 132 *Prohibiting Sex Transitioning Procedures on Minors* (Rep. R.P. Shipp)

This bill prohibits a health care provider from performing a medical procedure on a minor for the purpose of attempted sex transitioning or attempted sex change.

This bill:

- ▶ defines terms;
- ▶ makes it unprofessional conduct for a health care provider to perform a medical procedure on a minor for the purpose of attempted sex transitioning or attempted sex change under most circumstances; and
- ▶ makes technical changes.

H.B. 160 *Contact Lens Purchase Amendments* (Rep. J. Teuscher)

This bill requires certain information to be communicated to a patient receiving a contact lens prescription.

This bill:

- ▶ requires an optometrist or physician who is prescribing a contact lens to:
 - provide certain information to the patient during the patient consultation;
 - document certain information related to the patient interaction; and
 - provide a patient with a prescription for a specific brand or manufacturer, if medically appropriate, at the patient's request.

H.B. 326 *Physician Licensing Amendments* (Rep. J. Cobb)

This bill addresses the licensing of physicians who have practiced in a country outside of the United States.

This bill:

- ▶ allows an individual to receive a provisional license to practice medicine in the state if the applicant meets the requirements created in this bill;
- ▶ describes the information that must be provided by an individual to obtain a provisional license; and
- ▶ directs the department to convert a provisional license created in this bill into a full, unrestricted license after the physician practices in the state for three years.

H.B. 386 *Clinical Health Care Provider Grant Amendments* (Rep. A. Cory Maloy)

This bill creates a grant program for healthcare providers that provide opportunities for clinical experience to healthcare students.

This bill:

- ▶ defines terms;
- ▶ creates a grant program to establish new clinical experience opportunities for healthcare students; and
- ▶ creates a reporting requirement.

This bill appropriates in fiscal year 2024:

- ▶ To the Department of Health and Human Services -- Clinical Services, as a one-time appropriation:
 - from the Income Tax Fund, \$1,000,000; and
- ▶ To the Department of Health and Human Services -- Clinical Services, as an ongoing appropriation:
 - from the Income Tax Fund, \$500,000.

H.B. 431 *Advertisement of Personal Care Services* (Rep. A. Loubet)

This bill addresses advertisements for certain personal care services.



This bill:

- ▶ defines terms;
- ▶ prohibits an entity that is not licensed by the Department of Health and Human Services (department) from advertising certain personal care services;
- ▶ requires the department to:
 - solicit information regarding prohibited advertisements from the public; and
 - provide notice to an entity regarding the entity's prohibited advertisements; and
- ▶ provides injunctive relief and civil penalties for engaging in prohibited advertisements.

H.B. 502 *Social Work Licensure Compact Amendments* (Rep. S. Hollins)

This bill enacts the Social Work Licensure Compact.

This bill:

- ▶ enacts the Social Work Licensure Compact; and
- ▶ provides rulemaking authority.

H.B. 530 *Nursing Education Program Amendments* (Rep. R. Lesser)

This bill makes amendments related to the practice of nursing.

This bill:

- ▶ amends definitions;
- ▶ amends Board of Nursing (board) duties; and
- ▶ requires nursing education programs to meet minimum education standards in order for the education program to qualify graduates of the program for the various nursing licenses.

S.B. 130 *Social Care Information Privacy Requirements* (Sen. K. A. Cullimore)

This bill creates requirements for a person who collects, processes, shares, or provides individually identifiable social care information.

This bill:

- ▶ defines terms;
- ▶ enacts requirements that certain entities must follow when obtaining consent to access or share individually identifiable social care information;
- ▶ requires consent to share an individual's individually identifiable social care information; and
- ▶ requires a person who collects, processes, shares, or provides individually identifiable social care information to meet certain information privacy and security requirements with respect to that information.

S.B. 170 *Post-employment Restrictions Modifications* (Sen. K. A. Cullimore)

This bill amends the Post-employment Restrictions Act.

This bill:

- ▶ defines terms;
- ▶ provides that a post-employment restrictive covenant related to certain health care services is void; and
- ▶ makes technical and conforming changes.

S.B. 182 *Mental Health Professional Licensing Modifications* (Sen. M. Kennedy)

This bill creates substance use disorder counselor licenses.

This bill:

- ▶ defines terms;



- ▶ creates licenses for a clinical master's substance use disorder counselor and associate master's substance use disorder counselor;
- ▶ describes the qualifications for licensure under the new licenses;
- ▶ describes the scope of practice under the new licenses; and
- ▶ makes technical and conforming changes.

S.B. 285 *Social Work Licensure Compact* (Sen. T. Weiler)

This bill enacts the Social Work Licensure Compact.

This bill:

- ▶ enacts the Social Work Licensure Compact; and
- ▶ provides rulemaking authority.

HEALTH DATA

H.B. 312 *Patient Medical Record Access Amendments* (Rep. J. Dunnigan)

This bill modifies the fee a person may charge for providing medical records if the medical records are not provided in a certain amount of time.

This bill:

- ▶ defines terms;
- ▶ modifies the fee an entity may charge for providing medical records if the medical records are not provided in a certain amount of time;
- ▶ requires the Division of Professional Licensing to maintain an index of third party services that provide medical records on behalf of health care providers; and
- ▶ makes technical and conforming changes.

H.B. 343 *Government Records Modifications* (Rep. J. Moss)

This bill amends provisions relating to government records, including provisions relating to the Division of Archives and Records Service, the Government Records Access and Management Act, and a chief privacy officer.

This bill:

- ▶ defines terms;
- ▶ permits the Division of Archives and Records Service to require a background check of employees and volunteers who have direct access to vulnerable records;
- ▶ modifies the duties of a records officer;
- ▶ grants rulemaking authority to the state archivist, the executive director of the Department of Government Operations, and other departments, in relation to government records and the provisions of this bill;
- ▶ requires executive branch agencies to:
 - make and maintain an inventory of records that contain personal identifying information; and
 - prepare and maintain a privacy annotation for each record series collected, maintained, or used by the executive branch agency that discloses whether the record series contains personal identifying information, describes the type of personal identifying information contained in the record series, and provides other information regarding the personal identifying information contained in the record series;
- ▶ requires the executive director of the Department of Government Operations to make rules for identifying personal identifying information, inventorying the information, and reporting regarding the information;



- ▶ modifies individual rights with respect to records that may be classified as private or controlled or that may contain personal identifying information;
- ▶ changes the title of the "government operations privacy officer" to the "chief privacy officer"; and
- ▶ makes technical and conforming changes.

S.B. 156 *Investigative Genetic Genealogy Modifications* (Sen. T. Weiler)

This bill concerns the use of investigative genetic genealogy.

This bill:

- ▶ defines and modifies terms;
- ▶ establishes requirements that a law enforcement agency is required to meet in order to:
 - request an investigative genetic genealogy service or a genetic genealogy database utilization from a genetic genealogy company or the Bureau of Forensic Services; and
 - obtain and process a third-party DNA specimen for information regarding the third-party individual's potential biological relatives;
- ▶ provides limitations on:
 - arrests and charges based on certain types of genetic information; and
 - uses of certain genetic information;
- ▶ establishes procedural requirements for retention and destruction of certain types of genetic information;
- ▶ establishes remedies for certain law enforcement investigation violations;
- ▶ establishes law enforcement reporting requirements for certain investigative genetic genealogy database utilizations;
- ▶ requires the State Commission on Criminal and Juvenile Justice to receive, compile, and publish data concerning certain law enforcement genetic genealogy utilizations;
- ▶ creates provisions concerning postconviction relief involving an investigative genetic genealogy service or a genetic genealogy database utilization; and
- ▶ makes technical and conforming changes.

H.B. 239 *Medical Record Access Amendments* (Rep. R. Ward)

This bill enacts provisions related to a patient's health information contained by hospital systems.

This bill:

- ▶ defines terms;
- ▶ requires certain hospital systems to collectively select a method that allows a health care provider to access patient information for the patient the health care provider is treating; and
- ▶ requires the Department of Health and Human Services to facilitate discussions between the hospital systems and other entities for improving patient access and patient control of medical information.

This bill appropriates in fiscal year 2024:

- ▶ to the Department of Health and Human Services - Operations - Data, Systems, & Evaluations, as an ongoing appropriation:
 - from the General Fund, \$300,000.

S.B. 176 *Student Athlete Privacy Protections* (Sen. K. Kwan)

This bill enacts provisions requiring schools to protect student athletic participation forms.

This bill:

- ▶ defines terms;



- ▶ requires schools and athletic associations to protect student athletic participation forms by complying with state and federal laws and rules; and
- ▶ requires athletic associations to prominently place a notice on student athlete participation forms that:
 - comply with state and federal laws; and
 - provide specific notice to schools and associations on privacy data protection.

S.B. 299 *Family Planning Data Privacy Amendments* (Sen. K. A. Cullimore)

This bill amends and enacts provisions related to reproductive health data.

This bill:

- ▶ amends the Utah Consumer Privacy Act (act) to make reproductive health data subject to the provisions of the act;
- ▶ enacts provisions prohibiting government entities from, in the course of an investigation into a potential violation of or prosecution of state law, seeking or using reproductive health data, except with the consent of the consumer;
- ▶ defines terms; and
- ▶ makes technical and conforming changes.

HEALTH INSURANCE

H.B. 14 *Insurance Commissioner Authority Sunset Amendments* (Rep. A. Cory Maloy)

This bill extends the sunset date for provisions authorizing the insurance commissioner to coordinate with other entities regarding certain insurance regulations.

This bill:

- ▶ extends the sunset date for provisions authorizing the insurance commissioner to:
 - adopt an agreement with certain entities within or outside the state to address certain insurance regulations; and
 - negotiate an interstate compact to address issuance of certain insurance certificates of authority; and
- ▶ makes technical changes.

H.B. 78 *Behavioral Health Treatment Access Amendments* (Rep. S. Eliason)

This bill addresses insurance coverage for behavioral health services.

This bill:

- ▶ defines terms; and
- ▶ subject to certain conditions and exceptions, requires certain health benefit plans to:
 - upon request of an enrollee who is a health care provider, offer a single case agreement for covered behavioral health treatment; and
 - include certain terms in the single case agreement.

H.B. 410 *Insurance Amendments* (Rep. J. Dunnigan)

This bill amends the Insurance Code, the Public Employees' Benefit and Insurance Program Act, and related provisions.

This bill:

- ▶ makes changes to provisions of the Insurance Code to:
 - amend what is considered protected work papers when the commissioner conducts an examination;
 - amend requirements for service of process;
 - increase the amount of the annual appropriation for the Captive Insurance Division;



- amend the required process for insurers to file certain documents;
- specify the filing requirements for insurers to submit annual statements with the National Association of Insurance Commissioners;
- prohibit insurance credit when a risk is ceded to an out-of-state captive;
- eliminate certain requirements for a title insurance licensee to submit certain filings;
- enacts provisions requiring certain reporting for insurers that offer large employer health benefit plans;
- add a limited line insurance producer license for pet insurance;
- permit the Department of Insurance (department) to take action against licensees if the licensee enters a plea in abeyance to certain crimes;
- clarify provisions related to title insurance companies' deposit of trust money in federally-insured depository institutions in Utah;
- eliminate the requirement that the Title and Escrow Commission (commission) establish in rule an amount of costs and expenses that are covered by the annual assessment on agency title insurance producers and title insurers (annual assessment);
- allow the commission to approve costs and expenses covered by the annual assessment for the prior fiscal year;
- eliminate the limitation on the amount of costs covered by the annual assessment;
- create the State Mandated Insurer Payments Restricted Account (account) and provide that appropriations from the account are nonlapsing;
- amend requirements for the method of reporting insurance fraud;
- eliminate the requirement that an association of captives be in continuous existence for at least one year;
- change requirements for a captive insurer's paid-in capital;
- prohibit insuring an award of punitive damages against a third party; and
- amend the requirements for pure captive insurance companies to which the commissioner issues a certificate of authority;
- ▶ amends provisions related to certain recommendations for benefit and rate adjustments for state employees that the Public Employees' Benefit and Insurance Program is required to submit;
- ▶ makes technical and conforming changes; and
- ▶ defines terms.

H.B. 415 *Maternal Coverage Amendments* (Rep. A. Matthews)

This bill requires the Public Employees' Benefit and Insurance Program to cover pregnancy and childbirth services.

This bill:

- ▶ defines terms;
- ▶ requires coverage of pregnancy and childbirth services by the Public Employees' Benefit and Insurance Program, including:
 - doula services;
 - services by a licensed direct-entry midwife; and
 - services at a free-standing birthing center;
- ▶ requires the program to report on its coverage of pregnancy and childbirth services to the Health and Human Services Interim Committee; and
- ▶ provides a repeal date.



H.J.R. 8 *Joint Resolution for Fertility Preservation Coverage* (Rep. R. Ward)

This resolution directs the Public Employees' Benefit and Insurance Program (PEHP) to provide fertility preservation coverage.

This resolution:

- ▶ directs the Public Employees' Benefit and Insurance Program (PEHP) to provide fertility preservation coverage.

S.B. 22 *State Employee Benefits Amendments* (Sen. L. Fillmore)

This bill creates the State Employee Benefits Advisory Commission.

This bill:

- ▶ defines terms;
- ▶ creates the State Employee Benefits Advisory Commission;
- ▶ describes the commission's membership, quorum requirements, duties, and other requirements;
- ▶ establishes reporting requirements for the commission;
- ▶ provides a sunset date for the commission; and
- ▶ makes technical and conforming changes.

S.B. 217 *Children's Health Coverage Amendments* (Sen. L. Escamilla)

This bill creates alternative eligibility requirements for the Children's Health Insurance Program.

This bill:

- ▶ modifies definitions;
- ▶ creates alternative eligibility requirements for the Children's Health Insurance Program;
- ▶ allows the department to create a waiting list for applicants eligible under the alternative eligibility requirements;
- ▶ specifies what benefits a child may receive if eligible under the alternative eligibility requirements;
- ▶ limits enrollment for children who are eligible under the alternative eligibility requirements;
- ▶ creates the Alternative Eligibility Expendable Revenue Fund; and
- ▶ makes technical changes.

This bill appropriates in fiscal year 2024:

- ▶ to the Department of Health and Human Services -- Alternative Eligibility Expendable Revenue Fund as an ongoing appropriation:
 - from General Fund, \$4,500,000.

S.B. 229 *Child Support Insurance Coverage Amendments* (Sen. T. Weiler)

This bill amends the Utah Child Support Act as it relates to insurance coverage for a child.

This bill:

- ▶ mandates that a child support order include language requiring both parents to provide health care and insurance coverage for the medical expenses of a child;
- ▶ requires both parents to provide health care and insurance coverage for the medical expenses of a child even if language to that effect does not appear in the child support order;
- ▶ authorizes a court to deviate from these requirements only for good cause or agreement of the parents; and
- ▶ makes technical and conforming changes.



S.B. 233 ***Portable Benefit Plan*** (Sen. J. Johnson)

This bill enacts provisions related to portable benefit plans.

This bill:

- ▶ provides that government entities or private entities may offer a portable benefit plan;
- ▶ requires contributions to a portable benefit plan be voluntary;
- ▶ provides that contributions to a portable benefit plan:
 - are not evidence of an employment relationship or employer liability; and
 - may not be used as criteria in determining employment classifications; and
- ▶ defines terms.

H.B. 81 ***Mental Health Treatment Amendments*** (Rep. Brian S. King)

This bill addresses mental health coverage requirements for health plans offered by certain governmental entities.

This bill:

- ▶ defines terms;
- ▶ requires health plans offered by a governmental entity that opts out of the federal Mental Health Parity and Addiction Equity Act (the act) to substantially comply with the act, including the act's financial requirements and treatment limitations;
- ▶ provides limitations that a governmental entity may place on residential treatment coverage; and
- ▶ makes technical changes.

H.B. 534 ***Telemedicine Amendments*** (Rep. M.G. Ballard)

This bill amends provisions relating to reimbursement for telemedicine services.

This bill:

- ▶ requires a health insurer to reimburse for telemedicine services at 90% or more of the rate that is paid for the equivalent in-person service if the network provider also provides the health care service in-person in the state.

H.J.R. 5 ***Joint Resolution for Gender Reassignment Surgical Health Benefits*** (Rep. S. Hayes)

This resolution directs the Public Employees' Benefit and Insurance Program (PEHP) to provide gender reassignment surgical benefits to state employees and beneficiaries.

This resolution:

- ▶ directs PEHP to provide gender reassignment surgical benefits to state employees and beneficiaries under certain circumstances.

HEALTHCARE FACILITIES

H.B. 36 ***Long Term Care Ombudsman Amendments*** (Rep. S. Eliason)

This bill amends requirements relating to assisted living facilities.

This bill:

- ▶ amends requirements for certain facility-initiated transfers or discharges of a resident;
- ▶ removes a sunset date; and
- ▶ makes technical changes.

H.B. 70 ***Continuing Care Retirement Facilities Amendments*** (Rep. J. Dunnigan)

This bill modifies provisions related to the regulation of continuing care facilities.

This bill:

- ▶ defines terms;



- ▶ modifies the processes through which the Insurance Department regulates continuing care facilities; and
- ▶ makes technical and conforming changes.

H.B. 133 *Health Care Facility Visitation Amendments* (Rep. C.K. Acton)

This bill establishes requirements for health care facilities related to patient visitation.

This bill:

- ▶ requires health care facilities to allow a patient to see visitors under certain circumstances;
- ▶ requires health care facilities to establish visitation policies;
- ▶ requires a health care facility to publish the health care facility's visitation policies; and
- ▶ requires the Department of Health and Human Services (department) to:
 - publish information related to the visitation requirements on the department's website; and
 - provide a method for the public to report a violation to the department.

HEALTHCARE SERVICES

S.B. 188 *Inmate Amendments* (Sen. L. Escamilla)

This bill amends and enacts provisions related to inmates in correctional facilities.

This bill:

- ▶ defines terms;
- ▶ requires the Department of Health and Human Services to establish a pilot program for medical monitoring;
- ▶ requires the notification of an inmate's designated medical contact in certain circumstances; and
- ▶ makes technical and conforming changes.

H.B. 525 *Eyewear Sales Tax Amendments* (Rep. A. Cory Maloy)

This bill amends provisions related to the sales and use tax on corrective eyeglasses and contact lenses.

This bill:

- ▶ amends definitions to include corrective eyeglasses and contact lenses within the definition of "prosthetic device," which has the effect of exempting these items from sales and use tax.

INJURY PREVENTION

H.B. 61 *School Safety Requirements* (Rep. R. Wilcox)

This bill addresses school safety and security issues.

This bill:

- ▶ defines terms;
- ▶ creates a state security chief position within the Department of Public Safety;
- ▶ requires each county sheriff to identify an individual within the sheriff's office to coordinate between the county sheriff's office, the state security chief, and certain police chiefs within the county;
- ▶ creates the School Security Task Force;
- ▶ requires the task force to develop the qualifications, duties, and scope of authority of the state security chief;
- ▶ requires the board to issue a request for proposals for firearm detection software and



- allows an LEA to enter into a contract to use the software;
- ▶ provides for the board to administer a grant program for certain school safety and security services and materials;
- ▶ requires every public primary and secondary school to conduct a threat assessment and designate a school safety specialist;
- ▶ modifies certain contracts concerning school resource officers, including the handling of certain student offenses;
- ▶ creates requirements for policies concerning school resource officers;
- ▶ adds components to the board's model critical response training program; and
- ▶ makes technical and conforming amendments.

This bill appropriates in fiscal year 2024:

- ▶ to the State Board of Education - Contracted Initiatives and Grants, as a one-time appropriation:
 - from the Income Tax Fund, One-Time, \$75,000,000;
- ▶ to the State Board of Education - Policy, Communication, & Oversight:
 - from the Income Tax Fund, \$3,660,000; and
- ▶ to the Department of Public Safety - Programs and Operations:
 - from the General Fund, \$283,000.

H.B. 140 *Standard Response Protocol to Active Threats in Schools* (Rep. D.N. Johnson)

This bill codifies and expands on existing administrative rules related to required emergency drills in public schools.

This bill:

- ▶ defines terms;
- ▶ codifies portions of existing administrative rules made by the State Board of Education (state board) regarding required emergency preparedness plans, emergency response plans, training, and drills; and
- ▶ grants certain rulemaking authority to the state board.

H.B. 259 *Suicide Prevention in Correctional Facilities* (Rep. C. Moss)

This bill addresses suicide prevention in county jails.

This bill:

- ▶ defines terms; and
- ▶ requires the Department of Public Safety to administer the Suicide Deterrence Grant Program to provide suicide barriers in county jails.

H.B. 324 *Workplace Violence Protective Orders Amendments* (Rep. T. Clancy)

This bill creates a workplace violence protective order.

This bill:

- ▶ defines terms;
- ▶ allows an employer to petition for a workplace violence protective order;
- ▶ requires an employer to notify certain individuals when seeking a workplace violence protective order;
- ▶ establishes relief a court may include as part of a workplace violence protective order;
- ▶ requires a court to take certain action after issuing a workplace violence protective order;
- ▶ establishes circumstances under which a court may modify or vacate a workplace violence protective order;
- ▶ requires a court to set a date for a hearing on a workplace violence protective order within a certain time period;



- ▶ establishes provisions related to the service, expiration, modification, and extension of a workplace violence protective order;
- ▶ provides a penalty for violating a workplace violence protective order;
- ▶ limits liability of an employer for seeking or failing to seek a workplace violence protective order; and
- ▶ makes technical and conforming changes.

H.B. 509 *Criminal Protective Order Amendments* (Rep. A. Stoddard)

This bill modifies provisions related to criminal protective orders.

This bill:

- ▶ modifies definitions;
- ▶ allows a victim to request a hearing regarding a continuous protective order for domestic violence;
- ▶ requires notice to be provided to a victim for a hearing regarding a continuous protective order; and
- ▶ includes criminal protective order hearings as "important criminal justice hearings."

H.J.R. 26 *Joint Resolution on Transit Operator Safety Awareness* (Rep. P. Cutler)

This resolution recognizes the importance of transit operators and highlights the need to protect transit operators from assaults.

This resolution:

- ▶ acknowledges the important role transit operators play as part of the state's infrastructure;
- ▶ expresses concern for the rise in assaults on transit operators; and
- ▶ calls for perpetrators of assaults on transit workers to be prosecuted to the fullest extent of the law.

S.B. 148 *Invisible Condition Information Amendments* (Sen. J. Anderegg)

This bill concerns individuals with an invisible condition.

This bill:

- ▶ defines terms;
- ▶ requires the Department of Public Safety and the Department of Health and Human Services to develop outreach materials concerning the invisible condition alert program;
- ▶ amends provisions relating to vehicle registration information concerning an individual with an invisible condition;
- ▶ amends provisions relating to license certificates, driving privilege cards, and identification cards concerning an individual with an invisible condition;
- ▶ requires the Department of Public Safety to provide a form and information concerning participation in the invisible condition alert program;
- ▶ requires local law enforcement agencies to input certain information regarding an individual with an invisible condition and ensure that certain information is immediately available to a dispatcher under certain circumstances;
- ▶ provides rulemaking authority to the Department of Public Safety to implement provisions of the invisible condition alert program;
- ▶ requires the Division of Professional Licensing to provide informational materials to health care professionals regarding the invisible condition alert program;
- ▶ provides governmental immunity with respect to the invisible condition alert program; and
- ▶ makes technical and conforming changes.



H.B. 136 *Safe School Route Evaluations* (Rep. M.G. Ballard)

This bill requires a school traffic safety committee to include recommendations for infrastructure improvements in a child access routing plan.

This bill:

- ▶ defines terms;
- ▶ requires a school traffic safety committee to:
 - submit a child access routing plan to the Department of Transportation and municipal and county highway authorities; and
 - include recommendations for infrastructure improvements in a child access routing plan;
- ▶ requires a highway authority to provide feedback on:
 - the estimated time and cost to complete infrastructure improvements recommended by a school traffic safety committee; and
 - infrastructure improvements the highway authority has prioritized for the following year;
- ▶ requires school traffic safety committees to make recommendations to the State Board of Education and the Transportation Advisory Committee for new approved bus routes; and
- ▶ makes technical and conforming changes.

H.B. 336 *Distracted Driving Amendments* (Rep. C. Moss)

This bill amends provisions related to the use of a wireless communication device while operating a motor vehicle.

This bill:

- ▶ defines terms related to the use of a wireless communication device;
- ▶ prohibits certain uses of a wireless communication device while operating a motor vehicle on a roadway;
- ▶ provides limited exceptions to the prohibition on the use of a wireless communication device while operating a motor vehicle on a roadway;
- ▶ amends penalties for a violation; and
- ▶ makes technical changes.

H.B. 395 *Cyclist Road Use Requirements* (Rep. M. Kohler)

This bill requires an individual operating a bicycle or moped to use a designated bicycle path if available.

This bill:

- ▶ requires an individual operating a bicycle or moped to operate the bicycle or moped in a designated bicycle path if available on the roadway; and
- ▶ makes technical changes.

H.B. 483 *Health Evaluations for Driving Amendments* (Rep. R. Ward)

This bill requires the Driver License Division to disclose the purpose and ramifications of health-related questions on a driver license application.

This bill:

- ▶ prohibits the Driver License Division from including questions on a driver license application that pertain to health conditions that are unlikely to impact the applicant's fitness to operate a motor vehicle; and
- ▶ requires the Driver License Division to include a statement with each question on the driver license application pertaining to a medical condition indicating that the applicant may be subject to regular evaluations of the medical condition to ensure fitness to



operate a motor vehicle.

S.B. 232 *Bicycle Roadway Requirements* (Sen. N. Blouin)

This bill amends provisions related to a motor vehicle passing a bicycle.

This bill:

- requires a person operating a motor vehicle to move the vehicle to the lane to the left of the lane the vehicle is traveling in when passing a bicycle under certain circumstances.

INJURY PREVENTION – DOMESTIC VIOLENCE

H.B. 43 *Domestic Violence Modifications* (Rep. C. Pierucci)

This bill addresses domestic violence.

This bill:

- defines terms;
- creates the Domestic Violence Data Task Force (task force) and describes the duties of the task force;
- includes a sunset date for the task force;
- requires the Department of Public Safety to staff the task force;
- removes provisions requiring the Department of Public Safety and the State Commission on Criminal and Juvenile Justice to collect certain domestic violence data; and
- makes technical and conforming changes.

H.B. 53 *Protective Order Amendments* (Rep. M. Gwynn)

This bill concerns pretrial protective orders, jail release agreements, and jail release court orders.

This bill:

- amends the definitions of "jail release agreement" and "jail release court order";
- amends expiration provisions for certain pretrial protective orders;
- provides expiration provisions for certain pretrial protective orders; and
- makes technical and conforming changes.

H.B. 120 *Weapon Possession Amendments* (Rep. K. Lisonbee)

This bill amends provisions relating to the possession of a weapon.

This bill:

- amends the definition of a Category II restricted person relating to domestic violence.

H.B. 199 *Voluntary Firearm Safekeeping Amendments* (Rep. P. Cutler)

This bill addresses the voluntary commitment of a firearm in cases of domestic violence.

This bill:

- defines terms;
- prohibits a law enforcement agency that receives a firearm from the owner or the owner's cohabitant for safekeeping from returning the firearm to the owner if the owner:
 - is a restricted person; or
 - has been arrested and booked into jail on a class A misdemeanor or felony domestic violence offense, has had a court review the probable cause statement and determine that probable cause existed for the arrest, and is subject to a jail release agreement or a jail release court order;
- directs the Department of Public Safety to create a pamphlet detailing a domestic violence victim's rights to commit the perpetrator's firearm to a law enforcement agency



- under certain circumstances; and
- ▶ makes technical changes.

H.B. 244 *Utah Victim Services Commission and Victim Services* (Rep. K. Ivory)

This bill addresses the Utah Victim Services Commission and victim services.

This bill:

- ▶ modifies the membership of the State Commission on Criminal and Juvenile Justice, the Utah Substance Use and Mental Health Advisory Council, the Utah Council on Victims of Crime, and the Domestic Violence Offender Treatment Board;
- ▶ creates the Victim Services Restricted Account;
- ▶ addresses the funding and distribution of the Victim Services Restricted Account;
- ▶ creates the Utah Victim Services Commission (commission);
- ▶ addresses membership, appointment, terms, and vacancies for the commission;
- ▶ addresses expenses for members of the commission;
- ▶ addresses the procedure and structure of the commission, including the appointment of a chair, the election of a vice chair, and the establishment of subcommittees;
- ▶ provides the duties of the commission, including the duties of the commission in regard to the Victim Services Restricted Account;
- ▶ addresses staffing of the commission;
- ▶ allows the commission to contract with a third party for certain services; and
- ▶ makes technical and conforming changes.

This bill appropriates in fiscal year 2024:

- ▶ to Governor's Office - State Commission on Criminal and Juvenile Justice - Utah Victim Services Commission, as an ongoing appropriation:
 - from the General Fund, \$550,000; and
- ▶ to Governor's Office - State Commission on Criminal and Juvenile Justice - Utah Victim Services Commission, as a one-time appropriation:
 - from the General Fund, \$500,000.

H.B. 314 *Remedies for Victims of Domestic Violence Amendments* (Rep. M. Judkins)

This bill amends provisions related to victims of domestic violence.

This bill:

- ▶ defines terms;
- ▶ amends the requirements for terminating a rental agreement when a renter is a victim of domestic violence; and
- ▶ makes technical and conforming changes.

S.B. 117 *Domestic Violence Amendments* (Sen. T. Weiler)

This bill amends provisions relating to domestic violence.

This bill:

- ▶ requires a law enforcement officer to conduct a lethality assessment when responding to a report of domestic violence between intimate partners;
- ▶ describes the protocol for a lethality assessment;
- ▶ requires a law enforcement officer who conducts a lethality assessment to:
 - include the results of the assessment with a probable cause statement and incident report; and
 - submit the results to the Department of Public Safety;
- ▶ requires the Department of Public Safety to:
 - develop and maintain a reporting mechanism by which law enforcement can submit



- lethality assessment data;
- provide analytical support to a law enforcement officer who submits the results of a lethality assessment;
- create and maintain a database of lethality assessment data; and
- in coordination with the Administrative Office of the Courts, provide information and training to certain court personnel regarding lethality assessments;
- ▶ includes a lethality assessment as part of the information that may be considered as part of pretrial processes; and
- ▶ makes technical and conforming changes.

This bill appropriates:

- ▶ to the Department of Public Safety -- Programs and Operations -- Department Intelligence Center, as a one-time appropriation:
 - from the General Fund, One-time, \$100,000; and
- ▶ to the Department of Public Safety -- Programs and Operations -- Department Intelligence Center, as an ongoing appropriation:
 - from the General Fund, \$1,205,000.

S.J.R. 11 *Joint Resolution Approving Zhifan Dong Proposed Settlement Agreement* (Sen. J. Stevenson)

This resolution approves a settlement agreement to resolve claims against the state, the University of Utah, and individual employees of the University of Utah.

This resolution:

- ▶ approves a settlement agreement for claims related to the death of Zhifan Dong.

INJURY PREVENTION – FIREARMS

H.B. 300 *Voluntary Firearm Restrictions Amendments* (Rep. S. Eliason)

This bill addresses provisions regarding voluntary firearm restrictions.

This bill:

- ▶ creates a voluntary firearm restricted list that allows an individual to request:
 - to be restricted from purchasing or possessing firearms indefinitely; and
 - removal from the list after 90 days;
- ▶ directs the Bureau of Criminal Identification (bureau) to create a process for an individual to request to be placed on or removed from the voluntary firearm restricted list;
- ▶ allows an individual seeking to be placed on a voluntary firearm restricted list to direct the individual's health care provider to deliver the individual's forms for inclusion on the list to the bureau;
- ▶ directs that when the bureau receives a request from an individual to be removed from a voluntary firearm restricted list, the bureau shall remove the individual after a certain time period after the day on which the individual requests the removal;
- ▶ removes the requirement for the bureau to enter the information received from an individual requesting to be placed on a voluntary firearm restricted list into the National Instant Criminal Background Check System; and
- ▶ makes technical and conforming changes.

H.B. 304 *Juvenile Justice Revisions* (Rep. K. Lisonbee)

This bill amends provisions related to juvenile justice.

This bill:

- ▶ defines terms;



- ▶ requires the State Board of Education to provide a report on certain law enforcement and disciplinary actions on school grounds to the State Commission on Criminal and Juvenile Justice;
- ▶ creates a juvenile gang and other violent crime prevention and intervention program to be administered by the State Board of Education;
- ▶ modifies requirements related to referrals for offenses committed by minors on school property;
- ▶ requires a school to develop a reintegration plan for a minor alleged to have committed a violent felony offense or a weapons offense;
- ▶ amends the requirements for the criminal justice database;
- ▶ removes a repeal date relating to referrals for offenses committed by minors on school property;
- ▶ modifies the duties of the State Commission on Criminal and Juvenile Justice in regards to juvenile justice;
- ▶ makes it a crime for a minor to possess a machinegun firearm attachment;
- ▶ modifies the notification requirements to schools regarding a minor who committed, or is alleged to have committed, a violent felony offense or a weapons offense;
- ▶ enacts data collection and reporting requirements for the State Commission on Criminal and Juvenile Justice and the Administrative Office of the Courts in regards to offenses committed, or allegedly committed, by minors;
- ▶ clarifies provisions relating to a nonjudicial adjustment;
- ▶ modifies the eligibility requirements for a nonjudicial adjustment; and
- ▶ makes technical and conforming changes.

H.B. 481 *Firearm Safety and Suicide Prevention Education Requirements* (Rep. S. Hayes)

This bill modifies the suicide prevention information a school is required to provide a parent in certain circumstances.

This bill:

- ▶ requires a school to provide suicide prevention materials and information, including information on firearm safety, to a parent of a child who has threatened suicide or has been involved in an incident of bullying or other abusive conduct; and
- ▶ makes technical and conforming changes.

H.B. 485 *Restricted Persons Amendments* (Rep. A. Stoddard)

This bill concerns notification procedures for an individual who becomes a restricted person.

This bill:

- ▶ defines terms;
- ▶ amends provisions relating to firearm notifications for an individual who becomes a restricted person as a result of certain types of protective orders; and
- ▶ makes technical and conforming changes.

H.B. 507 *Firearm Possession Revisions* (Rep. P. Lyman)

This bill amends the definition of a restricted person.

This bill:

- ▶ defines terms;
- ▶ amends the definition of a restricted person; and
- ▶ makes technical and conforming changes.



H.B. 27 ***Drug Possession Penalty Amendments*** (Rep. G. Bennion)

This bill amends provisions relating to the possession of a weapon.

This bill:

- ▶ amends the definition of a restricted person in possession of a dangerous weapon and a controlled substance; and
- ▶ reduces the penalty, in certain circumstances, for a restricted person in possession of marijuana.

H.B. 86 ***Firearm Reporting Requirements*** (Rep. Brian S. King)

This bill requires the Bureau of Criminal Identification to collect statistics on the source of firearms recovered from restricted persons.

This bill:

- ▶ requires the Bureau of Criminal Identification to collect statistics on the source of firearms recovered from restricted persons.

H.B. 89 ***Gun Safety Amendments*** (Rep. A. Stoddard)

This bill concerns a waiting period for the sale of a firearm.

This bill:

- ▶ defines terms;
- ▶ creates a waiting period between the purchase of a firearm from a dealer and the delivery of the firearm to the purchaser;
- ▶ creates exceptions to the waiting period; and
- ▶ makes technical and conforming changes.

H.B. 148 ***Firearm Amendments*** (Rep. Brian S. King)

This bill amends provisions relating to firearms and ammunition.

This bill:

- ▶ defines terms;
- ▶ amends offenses related to a restricted person in possession of a dangerous weapon to include ammunition;
- ▶ makes possession of a firearm on which the identifying marks have been altered or removed a crime;
- ▶ requires the Bureau of Criminal Identification to inform local law enforcement when a prohibited person attempts to purchase a firearm from a firearm dealer;
- ▶ requires a firearm dealer to distribute a firearm safety brochure at the time of the transfer of a firearm;
- ▶ requires a firearm dealer to post a written notice of potential liability for the negligent storage of a firearm and provides a penalty for failure to post the notice; and
- ▶ makes technical and conforming changes.

H.B. 354 ***Firearm Access Amendments*** (Rep. A. Stoddard)

This bill provides that a firearm shall be stored securely and provides penalties.

This bill:

- ▶ defines terms;
- ▶ provides that a firearm shall be securely stored or rendered inoperable by a locking device;
- ▶ sets penalties for violations; and
- ▶ provides that if a person accesses an unlocked firearm and commits a crime, the owner may be criminally liable.



S.B. 50 ***Weapon Purchase Amendments*** (Sen. K. Riebe)

This bill creates a waiting period for the delivery of an assault weapon.

This bill:

- ▶ defines terms;
- ▶ creates a waiting period between the purchase of an assault weapon from a dealer and the delivery of the assault weapon to the purchaser;
- ▶ creates exceptions to the waiting period; and
- ▶ makes technical and conforming changes.

S.B. 68 ***Restricted Person Possession Amendments*** (Sen. S. Pitcher)

This bill concerns offenses and penalties related to a restricted person in possession of a dangerous weapon or ammunition.

This bill:

- ▶ defines terms;
- ▶ amends offenses related to a restricted person in possession of a dangerous weapon to include ammunition; and
- ▶ makes technical and conforming changes.

S.B. 69 ***Firearm Identification Amendments*** (Sen. S. Pitcher)

This bill concerns a firearm on which an identifying mark has been altered or removed.

This bill:

- ▶ makes possession of a firearm on which the identifying marks have been altered or removed a crime; and
- ▶ makes technical and conforming changes.

INTERGENERATIONAL POVERTY/HOMELESSNESS

H.B. 116 ***Intergenerational Poverty Solution*** (Rep. N. Thurston)

This bill creates the Education Savings Incentive Program.

This bill:

- ▶ defines terms;
- ▶ creates the Education Savings Incentive Program (the program), including:
 - providing a process for an individual identified by the Department of Workforce Services as experiencing intergenerational poverty to receive a state match of deposits into certain 529 savings accounts;
 - providing for the sharing of information between the Department of Workforce Services, the Utah Educational Savings Plan, and the State Tax Commission; and
 - requiring the Department of Workforce Services and the Utah Educational Savings Plan to provide information about the program to the Legislature through the department's annual report; and
- ▶ sets a termination date for the program but requires legislative review before the termination date to determine whether the Legislature should extend the program.

This bill appropriates in fiscal year 2024:

- ▶ to Income Tax Fund Restricted -- Education Savings Incentive Restricted Account, as an ongoing appropriation:
 - from Income Tax Fund, \$870,800;
- ▶ to Income Tax Fund Restricted -- Education Savings Incentive Restricted Account, as a one-time appropriation:
 - from Income Tax Fund, \$6,900;



- ▶ to Department of Workforce Services -- Administration, as an ongoing appropriation:
 - from Income Tax Fund Restricted -- Education Savings Incentive Restricted Account, \$870,800; and
- ▶ to Department of Workforce Services -- Operations and Policy, as a one-time appropriation:
 - from Income Tax Fund Restricted -- Education Savings Incentive Restricted Account, \$6,900.

H.B. 499 *Homeless Services Amendments* (Rep. S. Eliason)

This bill modifies provisions related to the oversight and provision of services for individuals experiencing homelessness.

This bill:

- ▶ defines terms;
- ▶ modifies the formula used by the Office of Homeless Services (office) to disburse funds from the Homeless Shelter Cities Mitigation Restricted Account (account) to municipalities to mitigate the impacts of homeless shelters;
- ▶ prohibits a municipality from receiving funds from the account if the municipality does not enforce an ordinance that prohibits camping, except in certain circumstances;
- ▶ modifies the annual local contribution amount that certain local governments are required to provide from the local government's collected sales tax revenue for deposit into the account;
- ▶ provides for the State Tax Commission to subtract a certain amount from a local government's annual local contribution to the account based on the availability of homeless shelter beds within the local government's boundaries;
- ▶ requires certain counties to convene a county winter response task force for the purpose of preparing a county winter response plan, formerly known as a county overflow plan;
- ▶ describes the membership of a county winter response task force;
- ▶ expands the county winter response plan requirements to counties of the second class;
- ▶ modifies the process and requirements for a county winter response plan and the consequences of noncompliance during the winter response period;
- ▶ requires the Department of Health and Human Services to issue a code blue alert for certain weather events that may pose a danger to individuals experiencing homelessness;
- ▶ provides for certain requirements and limitations to take effect within a county that is impacted by a code blue alert; and
- ▶ makes technical and conforming changes.

H.B. 292 *Poverty Mitigation Program Amendments* (Rep. N. Thurston)

This bill modifies provisions related to poverty mitigation programs.

This bill:

- ▶ defines terms;
- ▶ establishes the County Poverty Mitigation Grant Program (grant program) for the purpose of assisting counties that develop and administer certain county poverty mitigation programs;
- ▶ requires the Department of Workforce Services (department) to administer the grant program and solicit noncompetitive grant proposals;
- ▶ requires a county to enter into a contract with the department before receiving a grant;
- ▶ provides for a county's use of grant funds and the department's determination of grant amounts; and



- ▶ requires the department to report annually to the Legislature regarding the grant program.

This bill appropriates in fiscal year 2024:

- ▶ to Department of Workforce Services -- Operations and Policy, as a one-time appropriation:
 - from Federal Funds, \$35,000,000.

MATERNAL AND CHILD HEALTH

[H.B. 48](#) **Early Childhood Amendments** (Rep. S. Pulsipher)

This bill addresses state programs and services for children in early childhood.

This bill:

- ▶ defines terms;
- ▶ repeals the Governor's Early Childhood Commission (the commission);
- ▶ requires the Department of Health and Human Services to provide administrative and staff support to the Early Childhood Utah Advisory Council (the council);
- ▶ expands the duties of the council to include duties previously fulfilled by the commission;
- ▶ requires the council to report certain information to the executive officers of the Department of Health and Human Services, the Department of Workforce Services, and the State Board of Education;
- ▶ extends the sunset date of the council from 2026 to 2029; and
- ▶ makes technical changes.

[S.B. 261](#) **Infant At Work Pilot Program Sunset Extension** (Sen. S. Pitcher)

This bill addresses the sunset date of the Infant at Work Pilot Program.

This bill:

- ▶ extends the sunset date of the Infant at Work Pilot Program; and
- ▶ makes technical changes.

[H.B. 229](#) **Teacher Parental and Postpartum Recovery Leave** (Rep. M.G. Ballard)

This bill requires local education agencies to provide paid parental and postpartum recovery leave to employees of a local education agency and establish a leave sharing mechanism.

This bill:

- ▶ defines terms; and
- ▶ requires local education agencies to:
 - provide certain paid leave to employees of a local education agency that is at a minimum equivalent to leave provided to state employees;
 - establish a leave sharing mechanism;
 - establish certain leave policies, including the establishment of a leave sharing mechanism; and
 - provide certain notice to qualified employees.

[H.B. 256](#) **Carpool Lane Usage Modifications** (Rep. S. Gricius)

This bill amends provisions related to high occupancy vehicle lanes on a highway to consider a vehicle with a pregnant individual as containing two occupants for purposes of high occupancy vehicle lane purposes.

This bill:

- ▶ amends provisions related to high occupancy vehicle lanes on a highway to count a pregnant individual as two occupants for purposes of high occupancy vehicle lane



- purposes; and
- ▶ enacts an affirmative defense provision that allows a pregnant individual to provide evidence of pregnancy as cause for citation dismissal.

S.B. 164 *Food Tax Amendments* (Sen. L. Escamilla)

This bill modifies the sales and use tax exemptions.

This bill:

- ▶ exempts from sales and use tax amounts paid or charged for an item eligible for purchase by any purchaser under the Special Supplemental Nutrition Program for Women, Infants, and Children.

S.B. 234 *Maternal and Child Health Services Amendments* (Sen. L. Escamilla)

This bill addresses recipients of maternal and child health services.

This bill:

- ▶ creates definitions;
- ▶ requires the Department of Health and Human Services to ensure that a recipient of maternal and child health services is informed of other services funded by the department, including evidence-based early childhood home visiting services;
- ▶ requires the department to develop a system that will allow follow-up with a recipient to determine the degree to which the recipient's needs have been addressed by the services; and
- ▶ requires the department to report each year to the Legislature.

MEDICAID

H.B. 290 *Medicaid Waiver for Medically Complex Children Amendments* (Rep. S. Eliason)

This bill amends the Medicaid waiver program for children with disabilities and complex medical conditions.

This bill:

- ▶ amends the Medicaid waiver program for children with disabilities and complex medical conditions.

This bill appropriates in fiscal year 2024:

- ▶ to the Department of Health and Human Services - Integrated Health Care Services, Medicaid Home and Community Based Services, as an ongoing appropriation:
 - from the General Fund, \$901,100;
- ▶ to the Department of Health and Human Services - Health Care Administration, Integrated Health Care Administration, as an ongoing appropriation:
 - from the General Fund, \$94,200; and
- ▶ to the Department of Workforce Services - Operations and Policy, Eligibility Services, as an ongoing appropriation:
 - from the General Fund, \$4,700.

H.B. 315 *Recreational Therapy Medicaid Coverage Amendments* (Rep. J. Dunnigan)

This bill enacts provisions relating to recreational therapy coverage under Medicaid.

This bill:

- ▶ defines terms; and
- ▶ requires the Department of Health and Human Services to apply for a Medicaid waiver or state plan amendment to expand coverage for recreational therapy services.



H.B. 437 *Health Services Amendments* (Rep. J. Dunnigan)

This bill is related to certain health care services.

This bill:

- ▶ requires the Department of Health and Human Services to report to the Health and Human Services Interim Committee on tardive dyskinesia;
- ▶ requires the Medicaid program to reimburse for audio-only telehealth services as specified by division rule;
- ▶ requires the Department of Health and Human Services to report to the Health and Human Services Interim Committee on payment by the Medicaid program for long-acting injectable typical and atypical antipsychotics; and
- ▶ establishes repeal dates.

S.B. 19 *Medicaid Dental Waiver Amendments* (Sen. E. Vickers)

This bill amends the Medical Assistance Act.

This bill:

- ▶ requires the Department of Health and Human Services to request authorization to provide dental services to Medicaid-eligible adults not already eligible for dental services; and
- ▶ makes technical amendments.

S.B. 106 *Caregiver Compensation Amendments* (Sen. W. Harper)

This bill addresses reimbursement for certain personal care services under Medicaid.

This bill:

- ▶ defines terms;
- ▶ directs the Department of Health and Human Services to:
 - apply for an amendment to an existing waiver to the state Medicaid plan to implement a program to reimburse a parent or guardian who provides extraordinary personal care services to a waiver enrollee; and
 - make administrative rules defining personal care services that are extraordinary; and
- ▶ makes technical and conforming changes.

This bill appropriates in fiscal year 2023:

- ▶ to the Department of Health and Human Services -- Long-term Services & Support -- Community Supports Waiver Services:
 - from Closing Nonlapsing, (\$1,734,500).

This bill appropriates in fiscal year 2024:

- ▶ to the Department of Health and Human Services -- Long-term Services & Support -- Community Supports Waiver Services:
 - from Beginning Nonlapsing \$1,734,500.

S.B. 126 *Hospital Assessment Amendments* (Sen. E. Vickers)

This bill amends the hospital provider assessment.

This bill:

- ▶ amends factors that the Medicaid program incorporates into the accountable care organization payment rate structure; and
- ▶ extends the sunset for the hospital provider assessment.

S.B. 133 *Modifications to Medicaid Coverage* (Sen. W. Harper)

This bill addresses Medicaid for pregnant and postpartum women.

This bill:



- ▶ defines terms; and
- ▶ requires the state Medicaid program to request one or more Medicaid waivers or state plan amendments from the Centers for Medicare and Medicaid Services to:
 - expand eligibility for certain limited family planning services; and
 - extend the duration of postpartum coverage for certain women.

S.B. 204 *Autism Coverage Amendments* (Sen. C. Bramble)

This bill requires the Department of Health and Human Services to request a state plan amendment for the Medicaid program to provide coverage for autism treatment services.

This bill:

- ▶ defines terms; and
- ▶ requires the Department of Health and Human Services to request a state plan amendment for the Medicaid program to provide coverage for autism treatment services.

S.B. 269 *Chronic Conditions Support Amendments* (Sen. D. Hinkins)

This bill requires the Department of Health and Human Services to apply for a Medicaid waiver to provide additional services for individuals with certain conditions.

This bill:

- ▶ defines terms;
- ▶ requires the Department of Health and Human Services to apply for a Medicaid waiver to provide additional services for individuals with certain conditions; and
- ▶ creates a reporting requirement.

H.B. 79 *Family Planning Services Revisions* (Rep. R. Ward)

This bill amends provisions relating to family planning services within the state Medicaid program.

This bill:

- ▶ requires the Medicaid program to apply for a waiver or a state plan amendment to extend family planning services to certain low-income individuals.

H.B. 84 *Postpartum Medicaid Coverage Amendments* (Rep. R. Lesser)

This bill addresses Medicaid coverage for postpartum women.

This bill:

- ▶ defines terms; and
- ▶ requires the Division of Medicaid and Health Financing to request a Medicaid waiver or state plan amendment from Centers for Medicare and Medicaid Services to extend the duration of postpartum coverage.

H.B. 85 *Pregnancy Medicaid Coverage Amendments* (Rep. R. Lesser)

This bill extends eligibility for pregnant women under Medicaid.

This bill:

- ▶ authorizes the Medicaid program to extend Medicaid coverage to pregnant women with a household income at or below the levels established in this bill.

H.B. 287 *Medicaid Coverage Amendments* (Rep. R. Ward)

This bill authorizes programs for medical assistance provided by the state.

This bill:

- ▶ requires the Medicaid program to apply for a waiver of state plan amendment with the Centers for Medicare and Medicaid Services to provide:



- 12 month continuous eligibility for children enrolled in Medicaid;
 - 12 months of postpartum coverage for women who are enrolled in Medicaid;
 - family planning assistance for individuals at or below 250% of federal poverty level; and
 - coverage for certain pregnant women who are lawfully residing in the United States;
- ▶ directs the Department of Health and Human Services to implement any coverage for which a waiver or state plan amendment authorized under this bill is approved; and
 - ▶ requires the department to report annually to the Health and Human Services Interim Committee on medical assistance authorized under this bill.

H.B. 558 *Medicaid Disability Coverage Amendments* (Rep. M.G. Ballard)

This bill addresses Medicaid coverage for children under age 19 with a disability.

This bill:

- ▶ defines terms; and
- ▶ requires the Department of Health and Human Services to submit a Medicaid state plan amendment to provide treatment to qualified enrollees who live at home and meet the financial eligibility criteria established in the state plan.

S.B. 192 *Medicaid Doula Services* (Sen. L. Escamilla)

This bill authorizes the Medicaid program to apply for a state plan amendment to cover doula services.

This bill:

- ▶ requires the Department of Health and Human Services to submit, in consultation with certain stakeholders, a state plan amendment to cover doula services; and
- ▶ if approved, requires the Medicaid program to cover doula services.

MEDICAL CANNABIS

H.B. 72 *Medical Cannabis Governance Revisions* (Rep. W. Brooks)

This bill enacts provisions regarding medical cannabis governance.

This bill:

- ▶ defines terms;
- ▶ moves most oversight and regulation of medical cannabis pharmacies and couriers from the Department of Health and Human Services to the Department of Agriculture and Food;
- ▶ creates a transition period where the Department of Agriculture and Food may seek assistance from the Department of Health and Human Services;
- ▶ authorizes the Department of Health and Human Services to revoke a pharmacy medical provider registration;
- ▶ creates a Medical Cannabis Policy Advisory Board (board);
- ▶ outlines the duties of board;
- ▶ modifies the duties and membership of the medical cannabis governance working group (working group);
- ▶ extends a sunset date for the working group; and
- ▶ makes technical changes.

H.B. 227 *Hemp Amendments* (Rep. J. Dailey-Provost)

This bill amends provisions related to hemp.

This bill:



- ▶ defines terms;
- ▶ modifies definitions;
- ▶ allows the Department of Agriculture and Food (department) to require the registration of non-cannabinoid hemp products;
- ▶ creates an industrial hemp producer registration process;
- ▶ prohibits the sale of a cannabinoid product that contains THC or a THC analog to an individual who is not at least 21 years old;
- ▶ allows a cannabinoid processor to produce products that may not be sold in the state;
- ▶ requires a warning label to be added to all cannabinoid products that are designed to be inhaled;
- ▶ expands the authority of the department to keep certain fines;
- ▶ authorizes rulemaking for the department:
 - to test a cannabinoid processor's cannabinoid at the processor's expense; and
 - to ban or limit the presence of a substance if the department receives a recommendation from the public health authority; and
- ▶ makes technical changes.

H.B. 230 *Center for Medical Cannabis Research* (Rep. J. Dailey-Provost)

This bill creates the Center for Medical Cannabis Research.

This bill:

- ▶ defines terms;
- ▶ modifies membership requirements for members of the Cannabis Research Review Board;
- ▶ creates the Center for Medical Cannabis Research (center) within the University of Utah;
- ▶ requires the Department of Health and Human Services to work with the center to create guidance on medical cannabis use;
- ▶ allows the center to be funded by the Qualified Patient Enterprise Fund; and
- ▶ establishes the center's duties.

This bill appropriates in fiscal year 2024:

- ▶ to the University of Utah - Education and General - Center for Medical Cannabis Research, as an ongoing appropriation:
 - from the Qualified Patient Enterprise Fund, \$650,000.

S.B. 91 *Medical Cannabis Regulation Amendments* (Sen. E. Vickers)

This bill amends provisions related to medical cannabis production.

This bill:

- ▶ creates and modifies definitions;
- ▶ removes the cap on licenses for independent testing laboratories that test medical cannabis;
- ▶ repeals provisions related to industrial hemp waste;
- ▶ modifies labeling requirements including requiring additional warning labels for certain products;
- ▶ allows a cannabis production establishment to maintain a liquid cash account instead of a surety bond;
- ▶ requires heavy metal testing for medical cannabis vaporizer cartridges;
- ▶ allows the Department of Agriculture and Food to ban ingredients found in medical cannabis upon the recommendation of a public health authority;
- ▶ removes the requirement that a cannabis production establishment agent be employed by a cannabis production establishment in order to hold a cannabis production



- ▶ establishment agent registration card; and
- ▶ makes technical changes.

S.B. 137 *Medical Cannabis Amendments* (Sen. L. Escamilla)

This bill enacts provisions related to medical cannabis.

This bill:

- ▶ defines terms;
- ▶ requires the testing for terpene profiles for certain cannabis products;
- ▶ requires medical cannabis pharmacies to provide terpene information for certain cannabis products;
- ▶ modifies patient caps for qualified medical providers;
- ▶ for the initial issuance of a medical cannabis card, extends the expiration date from six months to one year unless the recommending medical provider provides a shorter expiration date;
- ▶ allows the Department of Health and Human Services to revoke a medical cannabis patient card if the recommending medical provider withdraws the provider's recommendation for medical cannabis;
- ▶ allows certain physician assistants to diagnose post-traumatic stress syndrome for the purpose of recommending medical cannabis;
- ▶ allows medical cannabis pharmacies to maintain a liquid cash account instead of a surety bond;
- ▶ allows the Compassionate Use Board to review the recommendation of a cannabis product that must be vaporized under certain circumstances;
- ▶ allows a recommending medical provider to provide an initial recommendation for medical cannabis virtually under certain circumstances;
- ▶ modifies continuing education requirements for qualified medical providers;
- ▶ allows an individual residing in certain care facilities to use an expired license to obtain medical cannabis;
- ▶ consolidates certain criminal background check requirements for guardians and caregivers;
- ▶ for publicly traded medical cannabis pharmacies, changes the ownership percentage an individual must have to be:
 - listed in an application for a license; or
 - required to submit a background check;
- ▶ repeals provisions related to the state central patient portal medical provider;
- ▶ removes the requirement that before an individual obtains a medical cannabis pharmacy agent card that the individual be employed by a medical cannabis pharmacy;
- ▶ removes the requirement that before an individual obtains a medical cannabis courier agent card that the individual be employed by a medical cannabis courier;
- ▶ authorizes a medical cannabis pharmacy to engage in targeted marketing; and
- ▶ makes technical changes.

S.B. 278 *Cannabis Business Tax Credit Amendments* (Sen. E. Vickers)

This bill enacts a cannabis business expenses income tax credit.

This bill:

- ▶ enacts a nonrefundable income tax credit for business expenses related to transporting or selling medical cannabis within the state.



MENTAL HEALTH

[H.B. 23](#) ***Forensic Mental Health Amendments*** (Rep. S. Eliason)

This bill modifies the duties of the Utah Substance Use and Mental Health Advisory Council (council) regarding forensic mental health.

This bill:

- ▶ modifies the council's membership to include an individual that represents the Utah State Hospital;
- ▶ moves responsibilities from the Forensic Mental Health Coordinating Council to the council;
- ▶ authorizes the council to determine and collect data from the Department of Corrections regarding mental health services; and
- ▶ requires the council to report on the adequacy of employee pay at the Utah State Hospital.

[H.B. 59](#) ***First Responder Mental Health Amendments*** (Rep. R. Wilcox)

This bill concerns mental health services for first responders and spouses of first responders.

This bill:

- ▶ creates and modifies definitions;
- ▶ requires the Department of Health and Human Services to reimburse certain expenses incurred by volunteers who provide critical incident stress management services to emergency service workers;
- ▶ broadens the scope of individuals who are considered to be eligible for mental health services;
- ▶ modifies the entities that are included as first responder agencies;
- ▶ modifies provisions regarding mental health services for retired first responders;
- ▶ adds spouses of retired first responders and certain other first responders to the list of those who qualify for mental health services;
- ▶ provides that mental health services shall be provided on a regular and continuing basis;
- ▶ requires the Department of Public Safety to provide certain information about the mental health resources grant program;
- ▶ adds a dispatch executive director to the list of those who may designate a member of a peer support team;
- ▶ allows a public safety answering point to create a peer support team; and
- ▶ makes technical and conforming changes.

[H.B. 66](#) ***Behavioral Health Crisis Response Commission Amendments*** (Rep. S. Eliason)

This bill amends provisions related to the Behavioral Health Crisis Response Commission.

This bill:

- ▶ requires the Behavioral Health Crisis Response Commission (commission) to make recommendations regarding, and the Division of Integrated Healthcare to administer grant programs for the development of:
 - mobile crisis outreach teams;
 - one behavioral health receiving center in a county of the third class; and
 - a virtual crisis outreach team that will primarily serve counties of the third, fourth, fifth, or sixth class;
- ▶ requires the Division of Integrated Healthcare to consult with the commission regarding use of funds from the Statewide Behavioral Health Crisis Response Account, and amends provisions related to the use of those funds;



- ▶ amends provisions regarding the membership of the commission;
- ▶ repeals outdated language and makes corresponding modifications;
- ▶ directs the commission to coordinate services by local mental health crisis lines and mobile crisis outreach teams;
- ▶ extends the sunset of the commission to December 31, 2026, and modifies corresponding and related sunset provisions;
- ▶ provides sunset dates for the mobile crisis outreach team and virtual crisis outreach team grant programs;
- ▶ repeals codified title provisions; and
- ▶ makes technical corrections.

H.B. 231 *Low Income Housing Property Tax Exemption* (Rep. S. Eliason)

This bill amends the definitions related to property tax exemptions in the Property Tax Act. This bill:

- ▶ provides the circumstances under which a private owner of property used as permanent supportive housing qualifies as a "nonprofit entity" for purposes of the exclusive use property tax exemption.

H.B. 248 *Mental Health Services for Adults* (Rep. M. Judkins)

This bill amends provisions related to the provision of mental health services for adults. This bill:

- ▶ requires the Department of Health and Human Services (department) to create a long-term, statewide assertive community treatment (ACT) team plan;
- ▶ modifies a grant program for the development of ACT teams;
- ▶ requires the department to report to the Health and Human Services Interim Committee regarding the long-term, statewide ACT team plan and ACT team grant program; and
- ▶ creates a sunset date for provisions relating to the creation of the statewide ACT team plan.

This bill appropriates:

- ▶ to the Department of Health and Human Services -- Integrated Health Care Services -- Non-Medicaid Behavioral Health Treatment & Crisis Response, as a one-time appropriation:
 - from the General Fund, One-time, \$1,000,000.

H.B. 278 *First Responder Mental Health Services Grant Program* (Rep. R. Wilcox)

This bill creates the First Responder Mental Health Services Grant Program to be administered by the Utah Board of Higher Education.

This bill:

- ▶ creates the First Responder Mental Health Services Grant Program to be administered by the Utah Board of Higher Education to provide grants for specific individuals who are studying at certain educational institutions to become mental health therapists.

H.B. 330 *Civil Commitment Amendments* (Rep. R. Wilcox)

This bill modifies provisions relating to competency to stand trial.

This bill:

- ▶ defines terms and modifies definitions;
- ▶ modifies procedures and requirements for finding a defendant incompetent to stand trial in a criminal proceeding, including provisions relating to:
 - the court in which a petition to determine competency may be filed;



- the information and circumstances on which the forensic evaluation of a defendant may be based;
 - the number of forensic evaluators required to evaluate a defendant;
 - the court's findings regarding a defendant's competency; and
 - commitment of an incompetent defendant for restoration treatment; and
- ▶ makes technical changes.

H.B. 380 *Competency to Stand Trial Amendments* (Rep. C. Snider)

This bill addresses petitions to find a defendant incompetent to stand trial in a criminal action.

This bill:

- ▶ requires a court to consider certain factors when determining whether a defendant is incompetent;
- ▶ prohibits a court from granting a petition of incompetency based solely on the defendant having previously been released from custody due to incompetency in an unrelated criminal action, if the release occurred more than a year before the petition is filed; and
- ▶ makes technical and conforming changes.

H.B. 385 *Mentally Ill Offenders Amendments* (Rep. N. Abbott)

This bill concerns offenders with a mental condition.

This bill:

- ▶ defines and modifies terms;
- ▶ modifies when certain defendants are eligible for a criminal defense based on a mental condition;
- ▶ modifies when certain defendants may receive probation, supervised release, or a reduction to a lower category of offense under specified circumstances;
- ▶ changes "guilty with a mental illness" to "guilty with a mental condition";
- ▶ amends eligibility, procedures, and requirements concerning a plea of guilty with a mental condition;
- ▶ amends certain provisions concerning the sentencing and commitment of an offender with a mental condition; and
- ▶ makes technical and conforming changes.

H.B. 403 *Student Mental Health Amendments* (Rep. S. Eliason)

This bill amends provisions of public education student mental health screening.

This bill:

- ▶ defines "non-participating LEA" (non-participating local education agency);
- ▶ requires an LEA to determine whether the LEA will be a participating or non-participating LEA;
- ▶ requires a non-participating LEA to report each year whether the LEA will change or maintain the LEA's participation status;
- ▶ amends participating LEA mental health screening and parental notification requirements;
- ▶ amends the annual mental health screening report requirements for the State Board of Education; and
- ▶ amends the uses for which an LEA may use State Board of Education funds and when the board may distribute those funds.

H.B. 411 *Student Behavioral Health Services Amendments* (Rep. K. Peterson)

This bill amends provisions for supporting student mental health in schools.



This bill:

- ▶ defines terms;
- ▶ allows behavioral health support personnel to support school mental health professionals;
- ▶ requires the State Board of Education to provide guidance to local education agencies for staffing structure and support; and
- ▶ makes technical and conforming changes.

H.C.R. 6 *Concurrent Resolution Regarding Mental Health Support in Schools* (Rep. S. Eliason)

This resolution recognizes the crucial contributions of school nurses, psychologists, social workers, and counselors in Utah schools.

This resolution:

- ▶ highlights the critical role of school nurses, psychologists, social workers, and counselors in education;
- ▶ recognizes the inadequacy of current funding streams to meet demand for school-based mental health professionals;
- ▶ supports the creation and adoption of school formulas for staffing school-based mental health professionals at appropriate levels; and
- ▶ commits to exploring legislative options for increased funding allocations for school-based mental health positions.

S.B. 218 *Private Probation and Court Ordered Services Amendments* (Sen. J. Plumb)

This bill amends provisions related to persons providing certain services to criminal defendants.

This bill:

- ▶ prohibits private probation providers and other court ordered service providers from soliciting clients on court property, with some exceptions;
- ▶ requires a criminal justice coordinating council to prepare a list of private probation providers;
- ▶ requires a court that orders probation to make available to a defendant a list of private probation providers under certain circumstances;
- ▶ requires assessors to provide a list of licensed providers of required treatment and services, with some exceptions;
- ▶ requires private probation providers to notify the court if the private probation provider is providing supervision services to a defendant;
- ▶ prohibits a private probation provider from simultaneously providing other services except in certain circumstances;
- ▶ defines terms; and
- ▶ makes technical and conforming changes.

H.B. 29 *Mental Health Support and Law Enforcement Co-response* (Rep. A. Stoddard)

This bill requires the Division of Integrated Healthcare to establish a grant program to fund best practice crisis intervention teams.

This bill:

- ▶ requires the Division of Integrated Healthcare to establish a grant program to fund best practice crisis intervention teams; and
- ▶ requires tracking and reporting of activities and outcomes funded through the grant program.

This bill appropriates for fiscal year 2024:



- ▶ to the Department of Health and Human Services - Integrated Health Care Services, as a one-time appropriation:
 - from the General Fund, One-time, \$2,000,000.

H.B. 82 *School Assembly Notice Requirements* (Rep. M.G. Ballard)

This bill requires prior parental notice of certain school assemblies.

This bill:

- ▶ defines terms; and
- ▶ requires local education agencies to provide prior notice of certain school assemblies to parents and guardians in certain circumstances.

H.B. 129 *Prohibited Correctional Facility Items* (Rep. J. Burton)

This bill enacts provisions related to communication devices in correctional facilities.

This bill:

- ▶ defines terms;
- ▶ makes it a crime to transport, provide, sell, or possess a communication device at a correctional facility or secure area of a mental health facility in violation of facility policy; and
- ▶ makes technical changes.

H.B. 177 *State Hospital Amendments* (Rep. J. Hawkins)

This bill creates the State Mental Health System Commission.

This bill:

- ▶ defines terms;
- ▶ creates the advisory State Mental Health System Commission (commission);
- ▶ directs the commission to evaluate and make recommendations about the state's mental health system and model;
- ▶ requires the Department of Health and Human Services and the Division of Integrated Healthcare to work with the commission;
- ▶ requires the commission to submit the commission's recommendations in a written report to certain legislative committees; and
- ▶ provides a repeal date for the commission.

H.B. 293 *Licensed School Psychological Practitioner Amendments* (Rep. S. Barlow)

This bill enacts provisions relating to the licensure of a licensed school psychological practitioner.

This bill:

- ▶ creates a new license category under the Psychologist Licensing Act for a licensed school psychological practitioner;
- ▶ defines the scope of practice for a licensed school psychological practitioner; and
- ▶ specifies the requirements to receive a license as a licensed school psychological practitioner.

H.B. 342 *Behavioral Health Services Access Amendments* (Rep. M.G. Ballard)

This bill addresses access to behavioral health resources and services.

This bill:

- ▶ defines terms;
- ▶ renames the Utah Substance Use and Mental Health Advisory Council as the Utah Behavioral Health Advisory Commission (commission);



- ▶ amends the duties of the commission;
- ▶ requires the commission to:
 - study issues related to public access to behavioral health resources and services;
 - create and maintain a website to improve public access to behavioral health resources and services;
 - establish certain goals and metrics; and
 - report annually to the Health and Human Services Interim Committee;
- ▶ amends provisions relating to the duties of the Education and Mental Health Coordinating Council; and
- ▶ makes technical and conforming changes.

H.B. 473 *Civil Commitment Examiner Requirements* (Rep. N. Abbott)

This bill amends provisions related to designated examiners.

This bill:

- ▶ related to civil commitments, adds certain psychiatric mental health nurse practitioners and psychiatric mental health clinical nurse specialists to the use of the term "designated examiner"; and
- ▶ makes technical and conforming changes.

H.B. 516 *Mental Health Treatment Study* (Rep. M. Judkins)

This bill requires a study of mental health treatment and supports.

This bill:

- ▶ defines terms;
- ▶ requires the Office of Substance Use and Mental Health (office) to conduct a study on the delivery and accessibility of mental health treatment and supports in the state;
- ▶ describes the requirements of the study; and
- ▶ requires the office to present a report on the results of the study to the Health and Human Services Interim Committee by December 31, 2024.

S.B. 150 *School Employee Licensing Amendments* (Sen. K. Riebe)

This bill addresses the use of money appropriated for targeted school-based mental health support.

This bill:

- ▶ allows a local education agency to pay licensure costs for certain mental health personnel with money appropriated for targeted school-based mental health support.

S.B. 200 *Psilocybin Recommendation Pilot Program Amendments* (Sen. L. Escamilla)

This bill authorizes the production and medical use of psilocybin in the state.

This bill:

- ▶ defines terms;
- ▶ authorizes the production of psilocybin and psilocybin products;
- ▶ requires the Department of Agriculture and Food (UDAF) to regulate psilocybin production establishments;
- ▶ authorizes the Department of Health and Human Services (DHHS) to register psilocybin medical providers and therapy providers;
- ▶ allows an individual who is at least 21 years old to receive a psilocybin treatment directly from a psilocybin therapy provider;
- ▶ caps the number of individuals who may receive a psilocybin treatment;
- ▶ decriminalizes psilocybin possession under certain circumstances;



- ▶ creates a repeal date with legislative review; and
- ▶ modifies the uses of certain statutorily created funds overseen by UDAF and DHHS.

MISCELLANEOUS

[H.B. 34](#) **Boards and Commissions Amendments** (Rep. J. Stenquist)

This bill amends provisions relating to boards and commissions.

This bill:

- ▶ addresses reporting requirements relating to an executive board; and
- ▶ requires an interim committee to review, for potential repeal, an executive board that fails to comply with the five-year reporting requirement for an executive board.

[S.B. 272](#) **Funds Amendments** (Sen. D. Ipson)

This bill modifies provisions related to various funds and repeals contribution dependent accounts that have not received a sufficient level of contributions, together with those accounts' associated programs, where applicable.

This bill:

- ▶ repeals the Utah Intracurricular Student Organization Support for Agricultural Education and Leadership Restricted Account;
- ▶ repeals the Survivors of Suicide Loss Account and makes technical amendments to the program;
- ▶ repeals the Psychiatric Consultation Program Account and makes technical adjustments to the program;
- ▶ repeals the Choose Life Adoption Support Restricted Account;
- ▶ repeals the Mule Deer Protection Restricted Account;
- ▶ repeals the Automatic External Defibrillator Restricted Account;
- ▶ repeals the Children's Hearing Aid Program Restricted Account;
- ▶ repeals the Children with Cancer Support Restricted Account;
- ▶ repeals the Children with Heart Disease Support Restricted Account;
- ▶ repeals the Drinking While Pregnant Prevention Media and Education Campaign Restricted Account and the Drinking While Pregnant Prevention Media and Education Campaign;
- ▶ repeals the West Traverse Sentinel Landscape Fund;
- ▶ repeals the Prison Development Restricted Account;
- ▶ repeals the State Capitol Fund;
- ▶ repeals the Child Care Fund;
- ▶ repeals the Invest More for Education Account and its associated tax return contribution option;
- ▶ modifies the purposes of the State Disaster Recovery Restricted Account to add payment of state earthquake deductibles as a permitted use;
- ▶ permits the State Employees' Annual Leave Trust Fund to be used for the purpose of reimbursing overpayments; and
- ▶ changes lapsing procedures for the Commerce Electronic Payment Fee Restricted Account.

[H.B. 279](#) **DNA Collection Amendments** (Rep. S. Chew)

This bill requires DNA to be collected from human remains that will be destroyed.

This bill:

- ▶ requires the Department of Health and Human Services (department) to determine an



- effective method for obtaining and transferring DNA from human remains that will be destroyed;
- ▶ allows the department to provide the DNA to a law enforcement agency under certain circumstances; and
- ▶ requires a funeral service director to obtain the DNA from human remains if the remains will be destroyed.

H.B. 479 ***Corrections Task Force*** (Rep. J. Burton)

This bill creates the Corrections Task Force.

This bill:

- ▶ creates the Corrections Task Force;
- ▶ includes a sunset date; and
- ▶ makes technical and conforming changes.

S.B. 99 ***Office of Student Health Affairs*** (Sen. K. Riebe)

This bill creates the Office of Student Health Affairs (office) within the Department of Health and Human Services (department).

This bill:

- ▶ defines terms;
- ▶ creates the office within the department;
- ▶ creates a director to oversee the office;
- ▶ establishes the office's duties;
- ▶ creates a reporting requirement;
- ▶ establishes a repeal date for some of the office's duties.

This bill appropriates in fiscal year 2024:

- ▶ to the Department of Health and Human Services - Operations - Office of Student Health Affairs, as an ongoing appropriation:
 - from the General Fund, \$436,500.

S.B. 178 ***Sexual Crime Modifications*** (Sen. M. McKell)

This bill creates the offense of nonconsensual removal of a sexually protective device.

This bill:

- ▶ defines terms;
- ▶ creates the criminal offense of nonconsensual removal of a sexually protective device; and
- ▶ imposes criminal penalties.

S.B. 195 ***Medical Debt Relief*** (Sen. N. Blouin)

This bill requires the Department of Workforce Services to contract with one or more medical debt relief entities for the purchase and forgiveness of medical debt.

This bill:

- ▶ defines terms;
- ▶ creates the Medical Debt Relief Restricted Account;
- ▶ requires the Department of Workforce Services to contract with one or more medical debt relief entities for the purchase and forgiveness of medical debt; and
- ▶ requires the Department of Workforce Services to report to the Health and Human Services Interim Committee on medical debts forgiven.

This bill appropriates in fiscal year 2024:

- ▶ to the Department Workforce Services – Medical Debt Relief – Medical Debt Relief – as a



one-time appropriation:

- from the General Fund, One-time, \$100,000.

S.B. 196 *Medical Expense Liability Amendments* (Sen. S. Pitcher)

This bill exempts a spouse's medical expenses from being considered a family expense.

This bill:

- defines terms;
- exempts a deceased spouse's medical expenses from being considered a family expense; and
- makes technical changes.

PHARMACEUTICALS

H.B. 24 *Prescription Discount Program Amendments* (Rep. R. Ward)

This bill allows the Public Employees' Benefit and Insurance Program (program) to add additional drugs to the prescription discount program.

This bill:

- modifies definitions;
- allows the Public Employees' Benefit and Insurance Program to add additional drugs to the prescription discount program;
- requires the program to notify the Legislature when an additional drug is added to the program; and
- makes technical changes.

H.B. 152 *Online Prescribing, Dispensing, and Facilitation Licensing Act Repealer* (Rep. J. Dunnigan)

This bill repeals the Online Prescribing, Dispensing, and Facilitation Licensing Act.

This bill:

- repeals Title 58, Chapter 83, Online Prescribing, Dispensing, and Facilitation Licensing Act; and
- makes conforming changes.

H.B. 288 *Opioid Dispensing Requirements* (Rep. D. Welton)

This bill creates certain requirements for the dispensing of opioids.

This bill:

- requires a pharmacist who dispenses opioids to a patient to:
 - provide patient counseling on the use and availability of opioid antagonists; and
 - offer an opioid antagonist to the patient or the patient's representative for certain opiate prescriptions;
- requires a health care provider who prescribes opioids to include a prescription for an opioid antagonist under certain circumstances; and
- implements these requirements on January 1, 2024.

S.B. 193 *Pharmaceutical Amendments* (Sen. E. Vickers)

This bill addresses certain prescription drugs.

This bill:

- defines terms;
- prohibits a health insurer from taking certain actions with respect to a clinician-administered drug; and



- ▶ authorizes a physician to issue orders regarding methadone under certain circumstances.

S.B. 184 Prescription Cost Amendments (Sen. C. Bramble)

This bill enacts provisions related to health benefit plan cost sharing.

This bill:

- ▶ defines terms;
- ▶ requires an insurer to calculate any amounts paid on behalf of an individual towards the individual's cost sharing requirement;
- ▶ requires a pharmacy benefit manager to calculate any amounts paid on behalf of an individual towards the individual's cost sharing requirement; and
- ▶ makes technical changes.

PUBLIC HEALTH

H.B. 131 Vaccine Passport Prohibition (Rep. W. Brooks)

This bill enacts a prohibition on the use of an individual's immunity status by places of public accommodation, governmental entities, and employers.

This bill:

- ▶ defines terms;
- ▶ makes it unlawful for a place of public accommodation to discriminate against an individual based on the individual's immunity status;
- ▶ with certain exceptions, prohibits a governmental entity from requiring proof of immunity status;
- ▶ with certain exceptions, makes it unlawful discrimination for an employer to require proof of immunity status; and
- ▶ prohibits a governmental entity or employer from requiring an individual to receive a vaccine.

H.B. 320 Sale of Dairy Amendments (Rep. C.K. Acton)

This bill amends provisions related to the sale of raw milk products.

This bill:

- ▶ amends the definition of "raw milk product" for provisions regulating the sale of raw milk products.

H.B. 408 Mobile Business Licensing Amendments (Rep. R. Spendlove)

This bill establishes an enclosed mobile business as a specific type of business, and clarifies and amends a political subdivision's authority to regulate mobile businesses.

This bill:

- ▶ defines terms;
- ▶ establishes an enclosed mobile business as a specific type of business;
- ▶ subjects enclosed mobile businesses to statutory provisions governing food trucks, food carts, and ice cream trucks; and
- ▶ modifies a political subdivision's authority to regulate mobile businesses.

H.J.R. 3 Joint Resolution Recognizing School Teachers (Rep. J. Burton)

This resolution recognizes Utah's public school educators for their extraordinary efforts to educate students during a public health crisis.

This resolution:

- ▶ acknowledges the challenges educators in Utah's public schools faced in providing



- instruction during a public health crisis, including the challenges of remote instruction;
- ▶ highlights Utah's history of education innovation; and
- ▶ declares that curricular decisions should be made at the local level.

S.B. 33 ***Disaster Amendments*** (Sen. R. Winterton)

This bill concerns funding for a disaster.

This bill:

- ▶ creates and modifies definitions;
- ▶ modifies provisions related to the State Disaster Recovery Restricted Account including to:
 - allow for certain emergency management expenses under certain conditions; and
 - provide funding for the Response, Recovery, and Post-disaster Mitigation Restricted Account;
- ▶ renames the Post Disaster and Mitigation Restricted Account as Response, Recovery, and Post-disaster Mitigation Restricted Account;
- ▶ modifies the procedures and requirements for funds in the Response, Recovery, and Post-disaster Mitigation Restricted Account;
- ▶ modifies standards and requirements for receiving a grant from funds originating from the Response, Recovery, and Post-disaster Mitigation Restricted Account;
- ▶ grants rulemaking authority to the Division of Emergency Management; and
- ▶ makes technical and conforming changes.

This bill appropriates in fiscal year 2023:

- ▶ to Response, Recovery, and Post-disaster Mitigation Restricted Account:
 - from State Disaster Recovery Restricted Account, One-time, \$10,000,000.
- ▶ to Department of Public Safety - Emergency Management:
 - from Response, Recovery, and Post-disaster Mitigation Restricted Account, One-time, \$10,000,000.

This bill appropriates in fiscal year 2024:

- ▶ to Department of Public Safety - Emergency Management:
 - from State Disaster Recovery Restricted Account, \$750,000.

S.B. 151 ***Food Preparation Amendments*** (Sen. J. Anderegg)

This bill amends provisions of the Home Consumption and Homemade Food Act related to homemade food produced by minors.

This bill:

- ▶ defines terms;
- ▶ exempts a direct-to-sale farmers market comprising only minor producers or minor-operated businesses from certain regulations; and
- ▶ makes technical and conforming changes.

S.C.R. 8 ***Concurrent Resolution Promoting Kindness in Utah*** (Sen. C. Bramble)

This resolution expresses recognition of, and support for, kindness throughout the state of Utah.

This resolution:

- ▶ emphasizes the importance of kindness in Utah;
- ▶ recognizes Utah citizen's inherent proclivity to be kind to their fellow citizens; and
- ▶ urges continued support for proactive acts of kindness to foster a healthier society for our citizens.



H.B. 331 *Microenterprise Home Kitchen Amendments* (Rep. C. Watkins)

This bill amends the Microenterprise Home Kitchen Act.

This bill:

- ▶ requires a political subdivision to allow a microenterprise home kitchen to operate within the political subdivision if the microenterprise home kitchen meets the requirements for a permit;
- ▶ allows a political subdivision to establish certain regulations regarding microenterprise home kitchen operations; and
- ▶ specifies that the Microenterprise Home Kitchen Act supersedes regulation of any political subdivision to the extent there is a conflict with the local regulation.

H.B. 476 *Food Truck Regulations* (Rep. K. Birkeland)

This bill modifies provisions regarding food truck permitting.

This bill:

- ▶ provides that a food truck that is designated as a tier-one food truck by the permitting local health department is not required to use a commissary if it meets specific conditions.

H.B. 505 *Feral Cat Amendments* (Rep. K. Ivory)

This bill modifies provisions regarding stray animals and community cats.

This bill:

- ▶ authorizes a municipal or county animal control officer to refuse to release a stray animal that is determined to be carrying a disease or to be a threat to the health, safety, or welfare of persons, property, or other domesticated animals; and
- ▶ requires community cat caretakers or sponsors to feed community cats only during daylight hours.

H.B. 529 *Food Shopping History Requirements* (Rep. S. Chew)

This bill allows certain government agencies to obtain records related to a customer's shopping history from food establishments.

This bill:

- ▶ allows the Department of Health and Human Services and local health departments to obtain records related to a customer's shopping history.

S.B. 116 *Local Health Department Modifications* (Sen. M. Kennedy)

This bill removes the authority of local health departments to isolate and quarantine an individual.

This bill:

- ▶ removes the authority of a local health department to isolate or quarantine an individual; and
- ▶ allows a local health department to recommend that an individual isolate or quarantine.

S.B. 166 *Education Entity Amendments* (Sen. L. Fillmore)

This bill provides a home-based education entity and micro-education entity with certain similar duties, requirements, waivers, and rights as private and charter schools.

This bill:

- ▶ defines terms;
- ▶ requires a county and municipality to consider micro-education and home-based education entities as a permitted use in all zoning districts within a county and



- ▶ municipality;
- ▶ identifies the occupancy requirements to which a micro-education entity is subject;
- ▶ requires a local school board to excuse a student of a micro-education entity or home-based education entity under certain circumstances;
- ▶ provides that an instructor of a school-age child who attends a micro-education entity or home-based education entity is solely responsible for instruction, materials, and evaluation;
- ▶ prohibits a local school board from requiring a micro-education entity or home-based education entity to provide teaching credentials, submit to inspection, and conduct testing;
- ▶ prevents government entities from regulating micro-education entity and home-based education entity food preparation and distribution under certain circumstances;
- ▶ allows students in a micro-education entity or home-based education entity to participate in extracurricular activities in a public school;
- ▶ exempts a student of a micro-education entity or a home-based education entity from immunization requirements; and
- ▶ makes technical changes.

TOBACCO/NICOTINE

[H.B. 460](#) *Settlement Fund Amendments (Rep. R. Ward)*

This bill addresses the state's proceeds from certain settlement agreements related to electronic cigarette products.

This bill:

- ▶ renames the Electronic Cigarette Substance and Nicotine Product Tax Restricted Account to the Electronic Cigarette Substance and Nicotine Product Proceeds Restricted Account;
- ▶ specifies that proceeds from certain settlements regarding the manufacture, marketing, distribution, or sale of electronic cigarette products be deposited into the restricted account amended in this bill; and
- ▶ makes technical and corresponding changes.

[S.B. 263](#) *Electronic Cigarette and Other Nicotine Product Tax Amendments (Sen. C. Bramble)*

This bill modifies tax provisions in the Electronic Cigarette and Nicotine Product Taxation and Licensing Act.

This bill:

- ▶ provides for proportional reductions in the amounts distributed from the Electronic Cigarette Substance and Nicotine Product Tax Restricted Account (the account) if the revenue deposited into the account is insufficient to fund the statutory amounts;
- ▶ extends the use of the account revenue to include funding compliance personnel within the State Tax Commission; and
- ▶ requires the State Tax Commission to:
 - increase enforcement of the collection of the electronic cigarette and nicotine product tax;
 - conduct a study on enforcement and collection of the electronic cigarette and nicotine product tax; and
 - report the State Tax Commission's findings and recommendations to the Revenue and Taxation Interim Committee.



H.B. 419 *Tobacco Regulation Amendments* (Rep. J. Dailey-Provost)

This bill relates to the regulation of tobacco products, electronic cigarette products, and nicotine products.

This bill:

- ▶ amends definitions;
- ▶ changes certain penalties for violating a regulation regarding tobacco products, electronic cigarette products, or nicotine products;
- ▶ adds a hazardous waste disposal fee for electronic cigarette products; and
- ▶ enacts new requirements and restrictions on the sale of tobacco products, electronic cigarette products, and nicotine products.

H.B. 438 *Electronic Cigarette Requirements* (Rep. B. Brammer)

This bill amends provisions relating to the provision of electronic cigarette products.

This bill:

- ▶ sets a limit for nicotine content for an electronic cigarette product that may be sold in the state.

H.B. 536 *Student Drug Possession Amendments* (Rep. D. Welton)

This bill addresses public education discipline policies related to the possession or use of tobacco, electronic cigarette, or nicotine products.

This bill:

- ▶ requires a local education agency (LEA) to amend the LEA's conduct and discipline policies to address the possession or use of certain tobacco or nicotine products;
- ▶ allows a school to issue a citation to a student who possesses a tobacco product, an electronic cigarette product, or a nicotine product on school property; and
- ▶ makes technical changes.

H.B. 544 *Tobacco Cessation Amendments* (Rep. T. Peterson)

This bill permits a minor to consent to and participate in tobacco and nicotine cessation services.

This bill:

- ▶ permits a minor to consent to and participate in tobacco and nicotine cessation services that are delivered or contracted for by the Department of Health and Human Services or a local health department.

S.B. 248 *Tobacco Amendments* (Sen. K. A. Cullimore)

This bill enacts provisions related to tobacco products and other nicotine products.

This bill:

- ▶ creates a temporary events permit for the sale of tobacco and nicotine products;
- ▶ authorizes telephone, mail, Internet, and other remote orders of a cigar or pipe tobacco;
- ▶ provides for the licensing, bonding, and taxation of cigar and pipe tobacco transactions between a remote seller and a consumer in the state;
- ▶ establishes a criminal penalty for failing to comply with the licensing requirement; and
- ▶ makes technical and conforming changes.

VITAL RECORDS

S.B. 93 *Birth Certificate Modifications* (Sen. D. McCay)

This bill enacts provisions regarding amending birth certificates.



This bill:

- ▶ modifies the rulemaking authority of the Department of Health and Human Services (department) regarding when an error or omission to a vital record may be corrected;
- ▶ allows the department to amend a birth certificate without a court order under certain circumstances;
- ▶ creates the procedure a court must follow to grant a petition to amend the sex designation of a birth certificate;
- ▶ requires the court to appoint a guardian ad litem before granting a petition to amend the sex designation of a birth certificate;
- ▶ requires the department to issue an amended birth certificate that does not identify the fields that were amended; and
- ▶ requires the department to issue an amendment history with a birth certificate.

H.B. 423 *Birth Certificate Amendments* (Rep. K. Hall)

This bill enacts provisions related to the Office of Vital Records and Statistics.

This bill:

- ▶ defines terms;
- ▶ clarifies what type of information the Office of Vital Records and Statistics must delete;
- ▶ clarifies who must submit a certificate of live birth;
- ▶ clarifies when a certificate of live birth must be submitted; and
- ▶ makes technical changes.

H.B. 463 *High School Sports Amendments* (Rep. K. Birkeland)

This bill prohibits a public school from participation in an athletics association in certain circumstances.

This bill:

- ▶ prohibits a public school from participation in an athletics association that does not collect and review an athlete's birth certificate or other identifying documents during the registration process.