

REHABILITATION SERVICES AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

LONG TITLE**General Description:**

This bill modifies provisions regarding neurological and brain injury rehabilitation services, funds, and committees.

Highlighted Provisions:

This bill:

- ▶ combines the Pediatric Neuro-Rehabilitation Fund, the Neuro-Rehabilitation Fund (formerly the Spinal Cord & Brain Injury Rehab Fund), and the Brain Injury Fund into a single fund called the Brain Injury and Neuro-Rehabilitation Fund (the fund);
- ▶ combines the Brain Injury Advisory Committee and the Neuro-Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund Advisory Committee into a single advisory committee called the Brain Injury and Neuro-Rehabilitation Advisory Committee (advisory committee);
- ▶ creates the membership and duties of the advisory committee; and
- ▶ creates a sunset date for the fund and the advisory committee.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2024:

- ▶ to Department of Health and Human Services - Brain Injury and Neuro-Rehabilitation Fund as a one-time appropriation:
 - from the Pediatric Neuro-Rehabilitation Fund, One-time, \$39,900; and
 - from the Spinal Cord & Brain Injury Rehab Fund, One-time, \$1,170,500.

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

26B-1-318 (Effective upon governor's approval), as last amended by Laws of Utah 2023, Chapter 335 and renumbered and amended by Laws of Utah 2023, Chapter 305

41-1a-1201 (Effective upon governor's approval), as last amended by Laws of Utah 2023, Chapters 33, 212, 219, 335, and 372

41-6a-1406 (Effective upon governor's approval), as last amended by Laws of Utah 2023, Chapter 335

41-22-8 (Effective upon governor's approval), as last amended by Laws of Utah 2023, Chapters 328, 335

63I-1-226 (Effective upon governor's approval) (Superseded 07/01/24), as last amended by Laws of Utah 2023, Chapters 249, 269, 270, 275, 332, 335, 420, and 495 and repealed and reenacted by Laws of Utah 2023, Chapter 329

63I-1-226 (Effective 07/01/24), as last amended by Laws of Utah 2023, Chapters 249, 269, 270, 275, 310, 332, 335, 420, and 495 and repealed and reenacted by Laws of Utah 2023, Chapter 329 and last amended by Coordination Clause, Laws of Utah 2023, Chapters 329, 332

63I-1-241 (Effective upon governor's approval), as last amended by Laws of Utah 2023, Chapters 33, 212, 219, and 335

REPEALS AND REENACTS:

26B-1-417 (Effective upon governor's approval), as last amended by Laws of Utah 2023, Chapter 335 and renumbered and amended by Laws of Utah 2023, Chapter 305

REPEALS:

26B-1-319 (Effective upon governor's approval), as last amended by Laws of Utah 2023, Chapters 33, 212 and 335 and renumbered and amended by Laws of Utah 2023, Chapter 305

26B-1-320 (Effective upon governor's approval), as renumbered and amended by Laws of Utah 2023, Chapter 305

26B-1-418 (Effective upon governor's approval), as last amended by Laws of Utah 2023, Chapter 335 and renumbered and amended by Laws of Utah 2023, Chapter 305

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **26B-1-318 (Effective upon governor's approval)** is amended to

read:

26B-1-318 (Effective upon governor's approval). Brain Injury and Neuro-Rehabilitation Fund.

(1) As used in this section:

(a) "Advisory committee" means the Brain Injury and Neuro-Rehabilitation Advisory Committee created in Section 26B-1-417.

(b) "Qualified charitable clinic" means a professional medical clinic that:

(i) provides therapeutic services;

(ii) employs licensed therapy clinicians;

(iii) has at least five years experience operating a post-acute care rehabilitation clinic in the state; and

(iv) has obtained tax-exempt status under Internal Revenue Code, 26 U.S.C. Sec. 501(c)(3).

(c) (i) "Therapeutic services" means:

(A) rehabilitation services to individuals who have a spinal cord or brain injury that tends to be non-progressive or non-deteriorating and require post-acute care; or

(B) rehabilitation services for children with neurological conditions and who require post-acute care.

(ii) "Therapeutic services" include:

(A) physical, occupational, and speech therapy; and

(B) other services as determined by the department, in consultation with the advisory committee, through rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

(2) There is created an expendable special revenue fund known as the "Brain Injury and Neuro-Rehabilitation Fund."

~~[(2)]~~ (3) The fund shall consist of:

(a) gifts, grants, donations, or any other conveyance of money that may be made to the fund from private sources; ~~and~~

(b) additional amounts as appropriated by the Legislature[-];

(c) a portion of the impound fee as designated in Section 41-6a-1406; and

(d) the fees collected by the Motor Vehicle Division under Subsections 41-1a-1201(8)

95 and 41-22-8(3).

96 ~~[(3)]~~ (4) The fund shall be administered by the executive director, in consultation with
97 the advisory committee.

98 ~~[(4)]~~ (5) Fund money may be used to:

99 (a) educate the general public and professionals regarding understanding, treatment,
100 and prevention of brain injury;

101 (b) provide access to evaluations and coordinate short-term care to assist an individual
102 in identifying services or support needs, resources, and benefits for which the individual may
103 be eligible;

104 (c) develop and support an information and referral system for persons with a brain
105 injury and their families; ~~[and]~~

106 (d) provide grants to persons or organizations to provide the services described in
107 Subsections ~~[(4)(a)]~~ (5)(a), (b), and (c);

108 (e) assist one or more qualified charitable clinics to provide therapeutic services; and

109 (f) purchase equipment for use in the qualified charitable clinic.

110 ~~[(5)]~~ (6) ~~[Not less than 50% of the fund shall be used each fiscal year to directly assist~~
111 ~~individuals who meet the qualifications described in Subsection (6).]~~ Each year, approximately
112 no less than:

113 (a) 40% of the fund shall be used for programs and services described in Subsections
114 (5)(a) through (d);

115 (b) 25% of the fund shall be used to assist adults with brain or spinal cord injuries
116 under Subsections (5)(e) and (f); and

117 (c) 10% of the fund shall be used to assist children with neurological conditions under
118 Subsections (5)(e) and (f).

119 ~~[(6)]~~ (7) An individual who receives services either paid for from the fund, or through
120 an organization under contract with the fund, shall:

121 (a) be a resident of Utah;

122 (b) have been diagnosed by a qualified professional as having a ~~[brain injury]~~ brain
123 injury, spinal cord injury, or other neurological condition which results in impairment of
124 cognitive or physical function; and

125 (c) have a need that can be met within the requirements of this section.

126 ~~[(7)] (8)~~ The fund may not duplicate any services or support mechanisms being
127 provided to an individual by any other government or private agency.

128 ~~[(8)] (9)~~ All actual and necessary operating expenses for the Brain Injury Advisory
129 Committee created in Section 26B-1-417 and staff shall be paid by the fund.

130 ~~[(9) The fund may not be used for medical treatment, long-term care, or acute care.]~~

131 Section 2. Section **26B-1-417 (Effective upon governor's approval)** is repealed and
132 reenacted to read:

133 **26B-1-417 (Effective upon governor's approval). Brain Injury and**
134 **Neuro-Rehabilitation Advisory Committee -- Membership -- Duties.**

135 (1) There is created the Brain Injury and Neuro-Rehabilitation Advisory Committee
136 within the department.

137 (2) (a) The advisory committee shall be composed of the following members:

138 (i) an individual employed with the Department of Health and Human Services;

139 (ii) an individual who has experienced a neurological condition;

140 (iii) an individual who has experienced a brain injury;

141 (iv) an individual who has experienced a spinal cord injury;

142 (v) a parent of a child who has a neurological condition;

143 (vi) a parent or caretaker of an individual who has experienced a brain or spinal cord
144 injury;

145 (vii) a professional who:

146 (A) provides services to adults who have experienced brain or spinal cord injuries; and

147 (B) does not receive a financial benefit from the fund described in Section 26B-1-318;

148 (viii) a professional who:

149 (A) provides services to children who have a neurological condition; and

150 (B) does not receive a financial benefit from the fund described in Section 26B-1-318;

151 (ix) an individual licensed as a speech-language pathologist under Title 58, Chapter 41,
152 Speech-Language Pathology and Audiology Licensing Act, who works with individuals who
153 have experienced a brain injury;

154 (x) a representative of an association that advocates for individuals with brain injuries;

155 (xi) a member of the House of Representatives appointed by the speaker of the House
156 of Representatives; and

157 (xii) a member of the Senate appointed by the president of the Senate.

158 (b) Except for members described in Subsections (2)(a)(xi) and (xii), the executive
159 director shall appoint members of the advisory committee.

160 (c) Except as provided in Subsection (2)(d), members appointed by the executive
161 director shall serve four year terms.

162 (d) The executive director shall stagger the terms of members appointed by the
163 executive director to ensure that approximately half of the membership of the committee is
164 appointed every two years.

165 (3) (a) The term of advisory committee members shall be four years.

166 (b) If a vacancy occurs in the committee membership for any reason, a replacement
167 shall be appointed for the unexpired term in the same manner as the original appointment.

168 (c) The committee shall elect a chairperson from the membership.

169 (d) A majority of the committee constitutes a quorum at any meeting, and, if a quorum
170 is present at an open meeting, the action of the majority of members shall be the action of the
171 advisory committee.

172 (4) The advisory committee shall comply with the procedures and requirements of:

173 (a) Title 52, Chapter 4, Open and Public Meetings Act;

174 (b) Title 63G, Chapter 2, Government Records Access and Management Act; and

175 (c) Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

176 (5) (a) A member who is not a legislator may not receive compensation or benefits for
177 the member's service, but, at the executive director's discretion, may receive per diem and
178 travel expenses as allowed in:

179 (i) Section 63A-3-106;

180 (ii) Section 63A-3-107; and

181 (iii) rules adopted by the Division of Finance according to Sections 63A-3-106 and
182 63A-3-107.

183 (b) Compensation and expenses of a member who is a legislator are governed by
184 Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

185 (6) The advisory committee shall:

186 (a) adopt rules and procedures in accordance with Title 63G, Chapter 3, Utah
187 Administrative Rulemaking Act, that establish priorities and criteria for the advisory committee

188 to follow in recommending distribution of money from the Brain Injury and

189 Neuro-Rehabilitation Fund created in Section 26B-1-318;

190 (b) identify, evaluate, and review the quality of care:

191 (i) available to:

192 (A) individuals with spinal cord and brain injuries; or

193 (B) children with non-progressive neurological conditions; and

194 (ii) that is provided through qualified charitable clinics, as defined in Section

195 26B-1-318; and

196 (c) explore, evaluate, and review other possible funding sources and make a

197 recommendation to the Legislature regarding sources that would provide adequate funding for

198 the advisory committee to accomplish its responsibilities under this section.

199 (7) Operating expenses for the advisory committee, including the committee's staff,

200 shall be paid for only with money from the Brain Injury and Neuro-Rehabilitation Fund created

201 in Section 26B-1-318.

202 Section 3. Section **41-1a-1201 (Effective upon governor's approval)** is amended to
203 read:

204 **41-1a-1201 (Effective upon governor's approval). Disposition of fees.**

205 (1) All fees received and collected under this part shall be transmitted daily to the state
206 treasurer.

207 (2) Except as provided in Subsections (3), (5), (6), (7), (8), and (9) and Sections
208 41-1a-1205, 41-1a-1220, 41-1a-1221, 41-1a-1222, 41-1a-1223, and 41-1a-1603, all fees
209 collected under this part shall be deposited into the Transportation Fund.

210 (3) Funds generated under Subsections 41-1a-1211(1)(b)(ii), (6)(b)(ii), (7), and (9), and
211 Section 41-1a-1212 shall be deposited into the License Plate Restricted Account created in
212 Section 41-1a-122.

213 (4) (a) Except as provided in Subsections (3) and (4)(b) and Section 41-1a-1205, the
214 expenses of the commission in enforcing and administering this part shall be provided for by
215 legislative appropriation from the revenues of the Transportation Fund.

216 (b) Three dollars of the registration fees imposed under Subsections 41-1a-1206(2)(a)
217 and (b) for each vehicle registered for a six-month registration period under Section
218 41-1a-215.5 may be used by the commission to cover the costs incurred in enforcing and

219 administering this part.

220 (c) Fifty cents of the registration fee imposed under Subsection 41-1a-1206(1)(i) for
221 each vintage vehicle that has a model year of 1981 or newer may be used by the commission to
222 cover the costs incurred in enforcing and administering this part.

223 (5) (a) The following portions of the registration fees imposed under Section
224 41-1a-1206 for each vehicle shall be deposited into the Transportation Investment Fund of
225 2005 created in Section 72-2-124:

226 (i) \$30 of the registration fees imposed under Subsections 41-1a-1206(1)(a), (1)(b),
227 (1)(f), (4), and (7);

228 (ii) \$21 of the registration fees imposed under Subsections 41-1a-1206(1)(c)(i) and
229 (1)(c)(ii);

230 (iii) \$2.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(ii);

231 (iv) \$23 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(i);

232 (v) \$24.50 of the registration fee imposed under Subsection 41-1a-1206(1)(e)(i); and

233 (vi) \$1 of the registration fee imposed under Subsection 41-1a-1206(1)(d)(ii).

234 (b) The following portions of the registration fees collected for each vehicle registered
235 for a six-month registration period under Section 41-1a-215.5 shall be deposited into the
236 Transportation Investment Fund of 2005 created in Section 72-2-124:

237 (i) \$23.25 of each registration fee collected under Subsection 41-1a-1206(2)(a)(i); and

238 (ii) \$23 of each registration fee collected under Subsection 41-1a-1206(2)(a)(ii).

239 (6) (a) Ninety-four cents of each registration fee imposed under Subsections
240 41-1a-1206(1)(a) and (b) for each vehicle shall be deposited into the Public Safety Restricted
241 Account created in Section 53-3-106.

242 (b) Seventy-one cents of each registration fee imposed under Subsections
243 41-1a-1206(2)(a) and (b) for each vehicle registered for a six-month registration period under
244 Section 41-1a-215.5 shall be deposited into the Public Safety Restricted Account created in
245 Section 53-3-106.

246 (7) (a) One dollar of each registration fee imposed under Subsections 41-1a-1206(1)(a)
247 and (b) for each vehicle shall be deposited into the Motor Vehicle Safety Impact Restricted
248 Account created in Section 53-8-214.

249 (b) One dollar of each registration fee imposed under Subsections 41-1a-1206(2)(a)

and (b) for each vehicle registered for a six-month registration period under Section 41-1a-215.5 shall be deposited into the Motor Vehicle Safety Impact Restricted Account created in Section 53-8-214.

(8) Fifty cents of each registration fee imposed under Subsection 41-1a-1206(1)(a) for each motorcycle shall be deposited into the ~~[Neuro-Rehabilitation]~~ Brain Injury and Neuro-Rehabilitation Fund created in Section ~~[26B-1-319]~~ 26B-1-318.

(9) (a) Beginning on January 1, 2024, subject to Subsection (9)(b), \$2 of each registration fee imposed under Section 41-1a-1206 shall be deposited into the Rural Transportation Infrastructure Fund created in Section 72-2-133.

(b) Beginning on January 1, 2025, and each January 1 thereafter, the amount described in Subsection (9)(a) shall be annually adjusted by taking the amount deposited the previous year and adding an amount equal to the greater of:

(i) an amount calculated by multiplying the amount deposited by the previous year by the actual percentage change during the previous fiscal year in the Consumer Price Index; and

(ii) 0.

(c) The amounts calculated as described in Subsection (9)(b) shall be rounded up to the nearest 1 cent.

Section 4. Section **41-6a-1406 (Effective upon governor's approval)** is amended to read:

41-6a-1406 (Effective upon governor's approval). Removal and impoundment of vehicles -- Reporting and notification requirements -- Administrative impound fee -- Refunds -- Possessory lien -- Rulemaking.

(1) If a vehicle, vessel, or outboard motor is removed or impounded as provided under Section 41-1a-1101, 41-6a-527, 41-6a-1405, 41-6a-1408, or 73-18-20.1 by an order of a peace officer or by an order of a person acting on behalf of a law enforcement agency or highway authority, the removal or impoundment of the vehicle, vessel, or outboard motor shall be at the expense of the owner.

(2) The vehicle, vessel, or outboard motor under Subsection (1) shall be removed or impounded to a state impound yard.

(3) The peace officer may move a vehicle, vessel, or outboard motor or cause it to be removed by a tow truck motor carrier that meets standards established:

281 (a) under Title 72, Chapter 9, Motor Carrier Safety Act; and
282 (b) by the department under Subsection (10).

283 (4) (a) A report described in this Subsection (4) is required for a vehicle, vessel, or
284 outboard motor that is:

285 (i) removed or impounded as described in Subsection (1); or
286 (ii) removed or impounded by any law enforcement or government entity.

287 (b) Before noon on the next business day after the date of the removal of the vehicle,
288 vessel, or outboard motor, a report of the removal shall be sent to the Motor Vehicle Division
289 by:

290 (i) the peace officer or agency by whom the peace officer is employed; and
291 (ii) the tow truck operator or the tow truck motor carrier by whom the tow truck
292 operator is employed.

293 (c) The report shall be in a form specified by the Motor Vehicle Division and shall
294 include:

295 (i) the operator's name, if known;
296 (ii) a description of the vehicle, vessel, or outboard motor;
297 (iii) the vehicle identification number or vessel or outboard motor identification
298 number;
299 (iv) the license number, temporary permit number, or other identification number
300 issued by a state agency;
301 (v) the date, time, and place of impoundment;
302 (vi) the reason for removal or impoundment;
303 (vii) the name of the tow truck motor carrier who removed the vehicle, vessel, or
304 outboard motor; and
305 (viii) the place where the vehicle, vessel, or outboard motor is stored.

306 (d) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
307 State Tax Commission shall make rules to establish proper format and information required on
308 the form described in this Subsection (4).

309 (e) Until the tow truck operator or tow truck motor carrier reports the removal as
310 required under this Subsection (4), a tow truck motor carrier or impound yard may not:
311 (i) collect any fee associated with the removal; and

(ii) begin charging storage fees.

(5) (a) Except as provided in Subsection (5)(e) and upon receipt of the report, the Motor Vehicle Division shall give notice, in the manner described in Section 41-1a-114, to the following parties with an interest in the vehicle, vessel, or outboard motor, as applicable:

(i) the registered owner;

(ii) any lien holder; or

(iii) a dealer, as defined in Section 41-1a-102, if the vehicle, vessel, or outboard motor is currently operating under a temporary permit issued by the dealer, as described in Section 41-3-302.

(b) The notice shall:

(i) state the date, time, and place of removal, the name, if applicable, of the person operating the vehicle, vessel, or outboard motor at the time of removal, the reason for removal, and the place where the vehicle, vessel, or outboard motor is stored;

(ii) state that the registered owner is responsible for payment of towing, impound, and storage fees charged against the vehicle, vessel, or outboard motor;

(iii) state the conditions that must be satisfied before the vehicle, vessel, or outboard motor is released; and

(iv) inform the parties described in Subsection (5)(a) of the division's intent to sell the vehicle, vessel, or outboard motor, if, within 30 days after the day of the removal or impoundment under this section, one of the parties fails to make a claim for release of the vehicle, vessel, or outboard motor.

(c) Except as provided in Subsection (5)(e) and if the vehicle, vessel, or outboard motor is not registered in this state, the Motor Vehicle Division shall make a reasonable effort to notify the parties described in Subsection (5)(a) of the removal and the place where the vehicle, vessel, or outboard motor is stored.

(d) The Motor Vehicle Division shall forward a copy of the notice to the place where the vehicle, vessel, or outboard motor is stored.

(e) The Motor Vehicle Division is not required to give notice under this Subsection (5) if a report was received by a tow truck operator or tow truck motor carrier reporting a tow truck service in accordance with Subsection 72-9-603(1)(a)(i).

(6) (a) The vehicle, vessel, or outboard motor shall be released after a party described

343 in Subsection (5)(a):

344 (i) makes a claim for release of the vehicle, vessel, or outboard motor at any office of
345 the State Tax Commission;

346 (ii) presents identification sufficient to prove ownership of the impounded vehicle,
347 vessel, or outboard motor;

348 (iii) completes the registration, if needed, and pays the appropriate fees;

349 (iv) if the impoundment was made under Section 41-6a-527, pays an administrative
350 impound fee of \$400; and

351 (v) pays all towing and storage fees to the place where the vehicle, vessel, or outboard
352 motor is stored.

353 (b) (i) Twenty-nine dollars of the administrative impound fee assessed under
354 Subsection (6)(a)(iv) shall be dedicated credits to the Motor Vehicle Division;

355 (ii) \$147 of the administrative impound fee assessed under Subsection (6)(a)(iv) shall
356 be deposited into the Department of Public Safety Restricted Account created in Section
357 53-3-106;

358 (iii) \$20 of the administrative impound fee assessed under Subsection (6)(a)(iv) shall
359 be deposited into the [~~Neuro-Rehabilitation~~] Brain Injury and Neuro-Rehabilitation Fund
360 created in Section [~~26B-1-319~~] 26B-1-318; and

361 (iv) the remainder of the administrative impound fee assessed under Subsection
362 (6)(a)(iv) shall be deposited into the General Fund.

363 (c) The administrative impound fee assessed under Subsection (6)(a)(iv) shall be
364 waived or refunded by the State Tax Commission if the registered owner, lien holder, or
365 owner's agent presents written evidence to the State Tax Commission that:

366 (i) the Driver License Division determined that the arrested person's driver license
367 should not be suspended or revoked under Section 53-3-223 or 41-6a-521 as shown by a letter
368 or other report from the Driver License Division presented within 180 days after the day on
369 which the Driver License Division mailed the final notification; or

370 (ii) the vehicle was stolen at the time of the impoundment as shown by a copy of the
371 stolen vehicle report presented within 180 days after the day of the impoundment.

372 (d) A tow truck operator, a tow truck motor carrier, and an impound yard shall accept
373 payment by cash and debit or credit card for a removal or impoundment under Subsection (1)

or any service rendered, performed, or supplied in connection with a removal or impoundment under Subsection (1).

(e) The owner of an impounded vehicle may not be charged a fee for the storage of the impounded vehicle, vessel, or outboard motor if:

(i) the vehicle, vessel, or outboard motor is being held as evidence; and

(ii) the vehicle, vessel, or outboard motor is not being released to a party described in Subsection (5)(a), even if the party satisfies the requirements to release the vehicle, vessel, or outboard motor under this Subsection (6).

(7) (a) For an impounded vehicle, vessel, or outboard motor not claimed by a party described in Subsection (5)(a) within the time prescribed by Section 41-1a-1103, the Motor Vehicle Division shall issue a certificate of sale for the impounded vehicle, vessel, or outboard motor as described in Section 41-1a-1103.

(b) The date of impoundment is considered the date of seizure for computing the time period provided under Section 41-1a-1103.

(8) A party described in Subsection (5)(a) that pays all fees and charges incurred in the impoundment of the owner's vehicle, vessel, or outboard motor has a cause of action for all the fees and charges, together with damages, court costs, and attorney fees, against the operator of the vehicle, vessel, or outboard motor whose actions caused the removal or impoundment.

(9) Towing, impound fees, and storage fees are a possessory lien on the vehicle, vessel, or outboard motor.

(10) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the department shall make rules setting the performance standards for towing companies to be used by the department.

(11) (a) The Motor Vehicle Division may specify that a report required under Subsection (4) be submitted in electronic form utilizing a database for submission, storage, and retrieval of the information.

(b) (i) Unless otherwise provided by statute, the Motor Vehicle Division or the administrator of the database may adopt a schedule of fees assessed for utilizing the database.

(ii) The fees under this Subsection (11)(b) shall:

(A) be reasonable and fair; and

(B) reflect the cost of administering the database.

Section 5. Section **41-22-8 (Effective upon governor's approval)** is amended to read:

41-22-8 (Effective upon governor's approval). Registration fees.

(1) The division, after notifying the commission, shall establish the fees that shall be paid in accordance with this chapter, subject to the following:

(a) (i) Except as provided in Subsection (1)(a)(ii) or (iii), the fee for each off-highway vehicle registration may not exceed \$35.

(ii) The fee for each snowmobile registration may not exceed \$26.

(iii) The fee for each street-legal all-terrain vehicle may not exceed \$72.

(b) The fee for each duplicate registration card may not exceed \$3.

(c) The fee for each duplicate registration sticker may not exceed \$5.

(2) A fee may not be charged for an off-highway vehicle that is owned and operated by the United States Government, this state, or its political subdivisions.

(3) (a) In addition to the fees under this section, Section 41-22-33, and Section 41-22-34, the Motor Vehicle Division shall require a person to pay one dollar to register an off-highway vehicle under Section 41-22-3.

(b) The Motor Vehicle Division shall deposit the fees the Motor Vehicle Division collects under Subsection (3)(a) into the ~~[Neuro-Rehabilitation]~~ Brain Injury and Neuro-Rehabilitation Fund described in Section ~~[26B-1-319]~~ 26B-1-318.

Section 6. Section **63I-1-226 (Effective upon governor's approval) (Superseded 07/01/24)** is amended to read:

63I-1-226 (Effective upon governor's approval) (Superseded 07/01/24). Repeal dates: Titles 26A through 26B.

(1) Subsection 26B-1-204(2)(i), related to the Primary Care Grant Committee, is repealed July 1, 2025.

(2) Section 26B-1-315, which creates the Medicaid Expansion Fund, is repealed July 1, 2024.

(3) Section 26B-1-318, which creates the Brain Injury and Neuro-Rehabilitation Fund, is repealed July 1, 2034.

~~[(3) Section 26B-1-319, which creates the Neuro-Rehabilitation Fund, is repealed January 1, 2025.]~~

~~[(4) Section 26B-1-320, which creates the Pediatric Neuro-Rehabilitation Fund, is~~

436 ~~repealed January 1, 2025.]~~

437 ~~[(5)]~~ (4) Subsection 26B-1-324(4), the language that states "the Behavioral Health
438 Crisis Response Commission, as defined in Section 63C-18-202," is repealed December 31,
439 2026.

440 ~~[(6)]~~ (5) Subsection 26B-1-329(6), related to the Behavioral Health Crisis Response
441 Commission, is repealed December 31, 2026.

442 ~~[(7)]~~ (6) Section 26B-1-402, related to the Rare Disease Advisory Council Grant
443 Program, is repealed July 1, 2026.

444 ~~[(8)]~~ (7) Section 26B-1-409, which creates the Utah Digital Health Service
445 Commission, is repealed July 1, 2025.

446 ~~[(9)]~~ (8) Section 26B-1-410, which creates the Primary Care Grant Committee, is
447 repealed July 1, 2025.

448 ~~[(10)]~~ (9) Section 26B-1-416, which creates the Utah Children's Health Insurance
449 Program Advisory Council, is repealed July 1, 2025.

450 ~~[(11)]~~ (10) Section 26B-1-417, which creates the ~~[Brain Injury]~~ Brain Injury and
451 Neuro-Rehabilitation Advisory Committee, is repealed July 1, ~~[2025]~~ 2034.

452 ~~[(12)]~~ ~~Section 26B-1-418, which creates the Neuro-Rehabilitation Fund and Pediatric~~
453 ~~Neuro-Rehabilitation Fund Advisory Committee, is repealed January 1, 2025.]~~

454 ~~[(13)]~~ (11) Section 26B-1-422, which creates the Early Childhood Utah Advisory
455 Council, is repealed July 1, 2029.

456 ~~[(14)]~~ (12) Section 26B-1-428, which creates the Youth Electronic Cigarette,
457 Marijuana, and Other Drug Prevention Program, is repealed July 1, 2025.

458 ~~[(15)]~~ (13) Section 26B-1-430, which creates the Coordinating Council for Persons
459 with Disabilities, is repealed July 1, 2027.

460 ~~[(16)]~~ (14) Section 26B-1-431, which creates the Forensic Mental Health Coordinating
461 Council, is repealed July 1, 2023.

462 ~~[(17)]~~ (15) Section 26B-1-432, which creates the Newborn Hearing Screening
463 Committee, is repealed July 1, 2026.

464 ~~[(18)]~~ (16) Section 26B-1-434, regarding the Correctional Postnatal and Early
465 Childhood Advisory Board, is repealed July 1, 2026.

466 ~~[(19)]~~ (17) Section 26B-2-407, related to drinking water quality in child care centers, is

467 repealed July 1, 2027.

468 ~~[(20)]~~ (18) Subsection 26B-3-107(9), which addresses reimbursement for dental
469 hygienists, is repealed July 1, 2028.

470 ~~[(21)]~~ (19) Section 26B-3-136, which creates the Children's Health Care Coverage
471 Program, is repealed July 1, 2025.

472 ~~[(22)]~~ (20) Section 26B-3-137, related to reimbursement for the National Diabetes
473 Prevention Program, is repealed June 30, 2027.

474 ~~[(23)]~~ (21) Subsection 26B-3-213(2), the language that states "and the Behavioral
475 Health Crisis Response Commission created in Section 63C-18-202" is repealed December 31,
476 2026.

477 ~~[(24)]~~ (22) Sections 26B-3-302 through 26B-3-309, regarding the Drug Utilization
478 Review Board, are repealed July 1, 2027.

479 ~~[(25)]~~ (23) Title 26B, Chapter 3, Part 5, Inpatient Hospital Assessment, is repealed July
480 1, 2024.

481 ~~[(26)]~~ (24) Title 26B, Chapter 3, Part 6, Medicaid Expansion Hospital Assessment, is
482 repealed July 1, 2024.

483 ~~[(27)]~~ (25) Title 26B, Chapter 3, Part 7, Hospital Provider Assessment, is repealed July
484 1, 2028.

485 ~~[(28)]~~ (26) Section 26B-3-910, regarding alternative eligibility, is repealed July 1,
486 2028.

487 ~~[(29)]~~ (27) Section 26B-4-136, related to the Volunteer Emergency Medical Service
488 Personnel Health Insurance Program, is repealed July 1, 2027.

489 ~~[(30)]~~ (28) Section 26B-4-710, related to rural residency training programs, is repealed
490 July 1, 2025.

491 ~~[(31)]~~ (29) Subsections 26B-5-112(1) and (5), the language that states "In consultation
492 with the Behavioral Health Crisis Response Commission, established in Section 63C-18-202,"
493 is repealed December 31, 2026.

494 ~~[(32)]~~ (30) Section 26B-5-112.5 is repealed December 31, 2026.

495 ~~[(33)]~~ (31) Section 26B-5-114, related to the Behavioral Health Receiving Center
496 Grant Program, is repealed December 31, 2026.

497 ~~[(34)]~~ (32) Section 26B-5-118, related to collaborative care grant programs, is repealed

498 December 31, 2024.

499 ~~[(35)]~~ (33) Section 26B-5-120 is repealed December 31, 2026.

500 ~~[(36)]~~ (34) In relation to the Utah Assertive Community Treatment Act, on July 1,
501 2024:

502 (a) Subsection 26B-5-606(2)(a)(i), the language that states "and" is repealed; and

503 (b) Subsections 26B-5-606(2)(a)(ii), 26B-5-606(2)(b), and 26B-5-606(2)(c) are
504 repealed.

505 ~~[(37)]~~ (35) In relation to the Behavioral Health Crisis Response Commission, on
506 December 31, 2026:

507 (a) Subsection 26B-5-609(1)(a) is repealed;

508 (b) Subsection 26B-5-609(3)(a), the language that states "With recommendations from
509 the commission," is repealed;

510 (c) Subsection 26B-5-610(1)(b) is repealed;

511 (d) Subsection 26B-5-610(2)(b), the language that states "and in consultation with the
512 commission," is repealed; and

513 (e) Subsection 26B-5-610(4), the language that states "In consultation with the
514 commission," is repealed.

515 ~~[(38)]~~ (36) Subsections 26B-5-611(1)(a) and (10), in relation to the Utah Substance
516 Use and Mental Health Advisory Council, are repealed January 1, 2033.

517 ~~[(39)]~~ (37) Section 26B-5-612, related to integrated behavioral health care grant
518 programs, is repealed December 31, 2025.

519 ~~[(40)]~~ (38) Subsection 26B-7-119(5), related to reports to the Legislature on the
520 outcomes of the Hepatitis C Outreach Pilot Program, is repealed July 1, 2028.

521 ~~[(41)]~~ (39) Section 26B-7-224, related to reports to the Legislature on violent incidents
522 and fatalities involving substance abuse, is repealed December 31, 2027.

523 ~~[(42)]~~ (40) Title 26B, Chapter 8, Part 5, Utah Health Data Authority, is repealed July 1,
524 2024.

525 ~~[(43)]~~ (41) Section 26B-8-513, related to identifying overuse of non-evidence-based
526 health care, is repealed December 31, 2023.

527 Section 7. Section **63I-1-226 (Effective 07/01/24)** is amended to read:

528 **63I-1-226 (Effective 07/01/24). Repeal dates: Titles 26A through 26B.**

529 (1) Subsection 26B-1-204(2)(i), related to the Primary Care Grant Committee, is
530 repealed July 1, 2025.

531 (2) Section 26B-1-315, which creates the Medicaid Expansion Fund, is repealed July 1,
532 2024.

533 (3) Section 26B-1-318, which creates the Brain Injury and Neuro-Rehabilitation Fund,
534 is repealed July 1, 2034.

535 ~~[(3) Section 26B-1-319, which creates the Neuro-Rehabilitation Fund, is repealed~~
536 ~~January 1, 2025.]~~

537 ~~[(4) Section 26B-1-320, which creates the Pediatric Neuro-Rehabilitation Fund, is~~
538 ~~repealed January 1, 2025.]~~

539 ~~[(5)]~~ (4) Subsection 26B-1-324(4), the language that states "the Behavioral Health
540 Crisis Response Commission, as defined in Section 63C-18-202," is repealed December 31,
541 2026.

542 ~~[(6)]~~ (5) Subsection 26B-1-329(6), related to the Behavioral Health Crisis Response
543 Commission, is repealed December 31, 2026.

544 ~~[(7)]~~ (6) Section 26B-1-402, related to the Rare Disease Advisory Council Grant
545 Program, is repealed July 1, 2026.

546 ~~[(8)]~~ (7) Section 26B-1-409, which creates the Utah Digital Health Service
547 Commission, is repealed July 1, 2025.

548 ~~[(9)]~~ (8) Section 26B-1-410, which creates the Primary Care Grant Committee, is
549 repealed July 1, 2025.

550 ~~[(10)]~~ (9) Section 26B-1-416, which creates the Utah Children's Health Insurance
551 Program Advisory Council, is repealed July 1, 2025.

552 ~~[(11)]~~ (10) Section 26B-1-417, which creates the Brain Injury and
553 Neuro-Rehabilitation Advisory Committee, is repealed July 1, ~~[2025]~~ 2034.

554 ~~[(12) Section 26B-1-418, which creates the Neuro-Rehabilitation Fund and Pediatric~~
555 ~~Neuro-Rehabilitation Fund Advisory Committee, is repealed January 1, 2025.]~~

556 ~~[(13)]~~ (11) Section 26B-1-422, which creates the Early Childhood Utah Advisory
557 Council, is repealed July 1, 2029.

558 ~~[(14)]~~ (12) Section 26B-1-428, which creates the Youth Electronic Cigarette,
559 Marijuana, and Other Drug Prevention Program, is repealed July 1, 2025.

560 ~~[(15)]~~ (13) Section 26B-1-430, which creates the Coordinating Council for Persons
561 with Disabilities, is repealed July 1, 2027.

562 ~~[(16)]~~ (14) Section 26B-1-431, which creates the Forensic Mental Health Coordinating
563 Council, is repealed July 1, 2023.

564 ~~[(17)]~~ (15) Section 26B-1-432, which creates the Newborn Hearing Screening
565 Committee, is repealed July 1, 2026.

566 ~~[(18)]~~ (16) Section 26B-1-434, regarding the Correctional Postnatal and Early
567 Childhood Advisory Board, is repealed July 1, 2026.

568 ~~[(19)]~~ (17) Section 26B-2-407, related to drinking water quality in child care centers, is
569 repealed July 1, 2027.

570 ~~[(20)]~~ (18) Subsection 26B-3-107(9), which addresses reimbursement for dental
571 hygienists, is repealed July 1, 2028.

572 ~~[(21)]~~ (19) Section 26B-3-136, which creates the Children's Health Care Coverage
573 Program, is repealed July 1, 2025.

574 ~~[(22)]~~ (20) Section 26B-3-137, related to reimbursement for the National Diabetes
575 Prevention Program, is repealed June 30, 2027.

576 ~~[(23)]~~ (21) Subsection 26B-3-213(2), the language that states "and the Behavioral
577 Health Crisis Response Commission created in Section 63C-18-202" is repealed December 31,
578 2026.

579 ~~[(24)]~~ (22) Sections 26B-3-302 through 26B-3-309, regarding the Drug Utilization
580 Review Board, are repealed July 1, 2027.

581 ~~[(25)]~~ (23) Title 26B, Chapter 3, Part 5, Inpatient Hospital Assessment, is repealed July
582 1, 2024.

583 ~~[(26)]~~ (24) Title 26B, Chapter 3, Part 6, Medicaid Expansion Hospital Assessment, is
584 repealed July 1, 2024.

585 ~~[(27)]~~ (25) Title 26B, Chapter 3, Part 7, Hospital Provider Assessment, is repealed July
586 1, 2028.

587 ~~[(28)]~~ (26) Section 26B-3-910, regarding alternative eligibility, is repealed July 1,
588 2028.

589 ~~[(29)]~~ (27) Section 26B-4-710, related to rural residency training programs, is repealed
590 July 1, 2025.

591 ~~[(30)]~~ (28) Subsections 26B-5-112(1) and (5), the language that states "In consultation
592 with the Behavioral Health Crisis Response Commission, established in Section 63C-18-202,"
593 is repealed December 31, 2026.

594 ~~[(31)]~~ (29) Section 26B-5-112.5 is repealed December 31, 2026.

595 ~~[(32)]~~ (30) Section 26B-5-114, related to the Behavioral Health Receiving Center
596 Grant Program, is repealed December 31, 2026.

597 ~~[(33)]~~ (31) Section 26B-5-118, related to collaborative care grant programs, is repealed
598 December 31, 2024.

599 ~~[(34)]~~ (32) Section 26B-5-120 is repealed December 31, 2026.

600 ~~[(35)]~~ (33) In relation to the Utah Assertive Community Treatment Act, on July 1,
601 2024:

602 (a) Subsection 26B-5-606(2)(a)(i), the language that states "and" is repealed; and

603 (b) Subsections 26B-5-606(2)(a)(ii), 26B-5-606(2)(b), and 26B-5-606(2)(c) are
604 repealed.

605 ~~[(36)]~~ (34) In relation to the Behavioral Health Crisis Response Commission, on
606 December 31, 2026:

607 (a) Subsection 26B-5-609(1)(a) is repealed;

608 (b) Subsection 26B-5-609(3)(a), the language that states "With recommendations from
609 the commission," is repealed;

610 (c) Subsection 26B-5-610(1)(b) is repealed;

611 (d) Subsection 26B-5-610(2)(b), the language that states "and in consultation with the
612 commission," is repealed; and

613 (e) Subsection 26B-5-610(4), the language that states "In consultation with the
614 commission," is repealed.

615 ~~[(37)]~~ (35) Subsections 26B-5-611(1)(a) and (10), in relation to the Utah Substance
616 Use and Mental Health Advisory Council, are repealed January 1, 2033.

617 ~~[(38)]~~ (36) Section 26B-5-612, related to integrated behavioral health care grant
618 programs, is repealed December 31, 2025.

619 ~~[(39)]~~ (37) Subsection 26B-7-119(5), related to reports to the Legislature on the
620 outcomes of the Hepatitis C Outreach Pilot Program, is repealed July 1, 2028.

621 ~~[(40)]~~ (38) Section 26B-7-224, related to reports to the Legislature on violent incidents

and fatalities involving substance abuse, is repealed December 31, 2027.

~~[(41)]~~ (39) Title 26B, Chapter 8, Part 5, Utah Health Data Authority, is repealed July 1, 2024.

~~[(42)]~~ (40) Section 26B-8-513, related to identifying overuse of non-evidence-based health care, is repealed December 31, 2023.

Section 8. Section **63I-1-241 (Effective upon governor's approval)** is amended to read:

63I-1-241 (Effective upon governor's approval). Repeal dates: Title 41.

(1) Subsection 41-1a-1201(8), related to the ~~[Neuro-Rehabilitation]~~ Brain Injury and Neuro-Rehabilitation Fund, is repealed ~~[January 1, 2025]~~ July 1, 2034.

(2) Section 41-3-106, which creates an advisory board related to motor vehicle business regulation, is repealed July 1, 2024.

(3) The following subsections addressing lane filtering are repealed on July 1, 2027:

(a) the subsection in Section 41-6a-102 that defines "lane filtering";

(b) Subsection 41-6a-704(5); and

(c) Subsection 41-6a-710(1)(c).

(4) Subsection 41-6a-1406(6)(b)(iii), related to the ~~[Neuro-Rehabilitation]~~ Brain Injury and Neuro-Rehabilitation Fund, is repealed ~~[January 1, 2025]~~ July 1, 2034.

(5) Subsections 41-22-2(1) and 41-22-10(1), which authorize an advisory council that includes in the advisory council's duties addressing off-highway vehicle issues, are repealed July 1, 2027.

(6) Subsection 41-22-8(3), related to the ~~[Neuro-Rehabilitation]~~ Brain Injury and Neuro-Rehabilitation Fund, is repealed ~~[January 1, 2025]~~ July 1, 2034.

Section 9. **Repealer.**

This bill repeals:

Section **26B-1-319 (Effective upon governor's approval), Neuro-Rehabilitation Fund -- Creation -- Administration -- Uses.**

Section **26B-1-320 (Effective upon governor's approval), Pediatric Neuro-Rehabilitation Fund -- Creation -- Administration -- Uses.**

Section **26B-1-418 (Effective upon governor's approval), Neuro-Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund Advisory Committee -- Creation --**

Membership -- Terms -- Duties.

Section 10. Appropriation.

The following sums of money are appropriated for the fiscal year beginning July 1, 2023, and ending June 30, 2024. These are additions to amounts previously appropriated for fiscal year 2024. The Legislature has reviewed the following expendable funds. The Legislature authorizes the State Division of Finance to transfer amounts between funds and accounts as indicated. Outlays and expenditures from the funds or accounts to which the money is transferred may be made without further legislative action, in accordance with statutory provisions relating to the funds or accounts.

ITEM 1

To Department of Health and Human Services - Brain Injury and Neuro-Rehabilitation Fund

<u>From Pediatric Neuro-Rehabilitation Fund, One-time</u>	<u>\$39,900</u>
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<u>From Spinal Cord & Brain Injury Rehab Fund, One-time</u>	<u>\$1,170,500</u>
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Schedule of Programs:

<u>Brain Injury and Neuro-Rehabilitation Fund</u>	<u>\$1,210,400</u>
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The Legislature intends that, if balances in the Neuro-Rehabilitation Fund (formerly the Spinal Cord and Brain Injury Rehab Fund) and Pediatric Neuro-Rehabilitation Fund exceed amounts appropriated in this legislation, the State Division of Finance is authorized to transfer all balances in those funds to the Brain Injury and Neuro-Rehabilitation Fund (formerly the Brain Injury Fund) in order to close the Neuro-Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund as required by this legislation.

Section 11. Effective date.

(1) Except as provided in Subsection (2), if approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

(2) The actions affecting Section 63I-1-226 (Effective 07/01/24) take effect on July 1, 2024.