



MINUTES

HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Tuesday, January 23, 2024 | 2:00 p.m. | 30 House Building

Members Present:

Rep. Ken Ivory, Chair
Rep. Cheryl K. Acton, Vice Chair
Rep. Stewart E. Barlow
Rep. Jennifer Dailey-Provost
Rep. Steve Eliason
Rep. Stephanie Gricius
Rep. Sandra Hollins
Rep. Tim Jimenez

Rep. Marsha Judkins
Rep. Rosemary T. Lesser
Rep. Anthony E. Loubet
Rep. Matt MacPherson
Rep. Robert M. Spendlove
Rep. Raymond P. Ward

Staff Present:

Lisa Sorensen, Policy Analyst
Karen C. Allred, Committee Secretary

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

Chair Acton called the meeting to order at 2:15 p.m.

1. H.B. 108 Alcohol Licensee Video Recording Requirements (*Rohner, J.*)

MOTION: Rep. Judkins moved to return H.B. 108 to the Rules Committee The motion passed with a vote of 9 - 0 - 5.

Yeas - 9

Rep. C. Acton
Rep. S. Barlow
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Ward

Nays - 0

Absent - 5

Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. M. MacPherson
Rep. R. Spendlove

2. H.B. 59 Federal Funds Contingency Planning (*Ivory, K.*)

Rep. Ken Ivory presented the bill.

Rachel Craig, Government Affairs Manager, Association for Utah Community Health, spoke in opposition to the bill.

MOTION: Rep. Acton moved to replace H.B. 59 with 1st Substitute H.B. 59. The motion passed with a vote of 13 - 0 - 1.

Yeas - 13

Nays - 0

Absent - 1

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. K. Ivory
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

Rep. T. Jimenez

MOTION: Rep. Judkins moved to replace H.B. 59 with 2nd Substitute H.B. 59.

Point of order from Rep. Daily-Provost.

Rep. Judkins withdrew the substitute motion.

MOTION: Rep. Judkins moved to amend 1st Substitute H.B. 59 with Amendment #1. The motion failed with a vote of 5 - 7 - 2.

Amendment 1
1st Sub. H.B. 59

1. Page 8, Lines 221 through 223:

221 (F) until July 1, 2027 for each federal funds reauthorization for qualifying federal funds and each new
222 federal funds request for qualifying federal funds, a contingency disclosure and plan, and a
223 state jurisdiction evaluation.

2. Page 14, Lines 423 through 424:

423 (1) ~~{A}~~ Until July 1, 2027, a qualifying agency shall prepare a federal funds contingency plan that meets
the
424 requirements described in Subsection (2).

Yeas - 5

Nays - 7

Absent - 2

Rep. J. Dailey-Provost
Rep. S. Hollins
Rep. M. Judkins
Rep. R. Lesser
Rep. R. Ward

Rep. C. Acton
Rep. S. Barlow
Rep. S. Gricius
Rep. K. Ivory
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove

Rep. S. Eliason
Rep. T. Jimenez

MOTION: Rep. Ward moved to pass 1st Substitute H.B. 59 out favorably. The motion passed with a vote of 10 - 3 - 1.

Yeas - 10

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Gricius
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

Nays - 3

Rep. J. Dailey-Provost
Rep. S. Hollins
Rep. R. Lesser

Absent - 1

Rep. T. Jimenez

MOTION:

Rep. Spendlove moved to approve the minutes of the January 17, 2023 meeting. The motion passed with a vote of 12 - 0 - 2.

Yeas - 12

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

Nays - 0

Absent - 2

Rep. K. Ivory
Rep. T. Jimenez

3. H.B. 71 Behavioral Health Crisis Response Modifications (*Eliason, S.*)

Rep. Eliason presented the bill with the assistance of Ross Van Vranken, Chair, Mental Health Crisis Response Team.

Elizabeth Klc, Director, Utah Substance Use Advisory and Mental Health Advisory Council, spoke in favor of the bill.

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

Katherine Rhodes, Utah Association of Counties and Utah Behavioral Health Care Committee, spoke in favor of the bill.

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

Kyle Snow, Executive Director, Northeastern Counseling Center and Chairman, Utah Behavioral Health Committee, spoke in favor of the bill.

MOTION:

Rep. Dailey-Provost moved to pass H.B. 71 out favorably. The motion passed with a vote of 12 - 0 - 2.

Yeas - 12

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

Nays - 0

Absent - 2

Rep. K. Ivory
Rep. T. Jimenez

4. H.B. 128 Tobacco Cessation Amendments (Peterson, T.)

Rep. Thomas Peterson presented the bill with the assistance of Jordan Mathis, Health Officer, Bear River Health Department, and Braden Ainsworth, Program Manager, Tobacco Prevention and Control Program, Utah Department of Health and Human Services.

Dani Palmer, Executive Vice President, Utah Eagle Forum, spoke in opposition to the bill.

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

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

MOTION: Rep. Judkins moved to pass H.B. 128 out favorably.

SUBSTITUTE MOTION: Rep. Gricius moved to amend H.B. 128 with Amendment #1. The substitute motion passed with a vote of 10 - 0 - 4.

Amendment 1
H.B. 128

1. Page 2, Lines 43 through 44:

43 (iii) "Tobacco and nicotine cessation services" does not include :

(A) offering or distributing

44 nicotine replacement therapy{.} : or

(B) any other service that is not described in Subsection (1)(b)(i).

Yeas - 10

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 4

Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. R. Spendlove

Braden Ainsworth, Program Manager, Tobacco Prevention and Control Program, Utah Department of Health and Human Services, spoke to the amendment to the bill.

MOTION: Rep. Judkins moved to pass H.B. 128 out favorably. The motion passed with a vote of 11 - 0 - 3.

Yeas - 11

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 3

Rep. K. Ivory
Rep. T. Jimenez
Rep. R. Spendlove

5. H.B. 132 Pharmacy Amendments (Ward, R.)

Rep. Raymond P. Ward presented the bill.

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

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

Stephanie Arceneaux, Outreach Lead and Member, Federal Working Group for T1 International, Utah #insulin4all Chapter, spoke in favor of the bill.

Adam Jones, Executive Director, Utah Pharmacy Association and representing Dave Davis, Utah Retail Merchants Association, spoke in favor of the bill.

Marion Furst, Member, Utah Rare Disease Advisory Council, spoke in favor of the bill.

MOTION: Rep. Dailey-Provost moved to replace H.B. 132 with 1st Substitute H.B. 132. The motion passed with a vote of 9 - 0 - 5.

Yeas - 9

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. S. Hollins
Rep. M. Judkins
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 5

Rep. S. Eliason
Rep. K. Ivory
Rep. T. Jimenez
Rep. A. Loubet
Rep. R. Spendlove

MOTION: Rep. Dailey-Provost moved to pass 1st Substitute H.B. 132 out favorably. The motion passed with a vote of 10 - 0 - 4.

Yeas - 10

Nays - 0

Absent - 4

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. S. Hollins
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Ward

Rep. S. Eliason
Rep. K. Ivory
Rep. T. Jimenez
Rep. R. Spendlove

6. H.B. 171 Death Certificate Amendments (Ward, R.)

Rep. Raymond P. Ward presented the bill.

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

MOTION: Rep. Judkins moved to amend H.B. 171 with Amendment #1. The motion passed with a vote of 12 - 0 - 2.

Amendment 1
H.B. 171

1. Page 1, Lines 11 through 13:

11 This bill:

12 ▸ allows a health care professional to indicate on a death certificate that an immediate
13 cause of death is unknown {~~under certain circumstances~~} if the immediate cause of death is unknown ;

2. Page 1, Lines 18 through 21:

18 cause of death is unknown on a death certificate; and

19 {~~—allows the department to modify an immediate cause of death that is listed as~~
20 ~~unknown on a death certificate; and~~}

21 ▸ makes technical changes.

3. Page 3, Line 87 through Page 4, Line 98:

87 (c) When completing the immediate cause of death section of a certificate of death, a

88 health care professional may indicate that the immediate cause of death is unknown if the immediate cause of
death is unknown. {~~if:~~

89 ~~—(i) the decedent died in a setting that did not have direct medical monitoring available;~~

—90 ~~and~~

91 ~~—(ii) the health care professional determines that the health care professional cannot~~
92 ~~easily ascertain the cause of death.~~}

93 (d) The department shall create instructions for completing a certificate of death that
94 inform a health care professional that the health care professional may indicate that the
95 immediate cause of death is unknown in accordance with Subsection (5)(c).

96 {~~—(e) The department may modify a response of unknown that is listed as an immediate~~
97 ~~cause of death on a certificate of death with an equivalent diagnosis code, including natural~~
98 ~~causes not otherwise specified.~~}

Yeas - 12

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 2

Rep. K. Ivory
Rep. R. Spendlove

MOTION: Rep. Judkins moved to pass H.B. 171 out favorably. The motion passed with a vote of 12 - 0 - 2.

Yeas - 12

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 2

Rep. K. Ivory
Rep. R. Spendlove

MOTION: Rep. Lesser moved to place H.B. 171 on the Consent Calendar.

Rep. Ward withdrew the request for the Consent Calendar motion.

7. S.B. 46 Health and Human Services Amendments (*Kennedy, M.*)

Rep. Steve Eliason presented the bill with the assistance of Amanda Slater, Assist Deputy Director, Department of Health and Human Services, and Sen. Michael Kennedy, Senate Sponsor of the bill.

MOTION: Rep. Dailey-Provost moved to replace S.B. 46 with 1st Substitute S.B. 46. The motion passed with a vote of 11 - 0 - 3.

Yeas - 11

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. M. Judkins
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 3

Rep. K. Ivory
Rep. R. Lesser
Rep. R. Spendlove

MOTION: Rep. Eliason moved to pass 1st Substitute S.B. 46 out favorably. The motion passed with a vote of 11 - 0 - 3.



Yeas - 11

- Rep. C. Acton
- Rep. S. Barlow
- Rep. J. Dailey-Provost
- Rep. S. Eliason
- Rep. S. Gricius
- Rep. S. Hollins
- Rep. T. Jimenez
- Rep. M. Judkins
- Rep. A. Loubet
- Rep. M. MacPherson
- Rep. R. Ward

Nays - 0

Absent - 3

- Rep. K. Ivory
- Rep. R. Lesser
- Rep. R. Spendlove

MOTION:

Rep. Eliason moved to adjourn. The motion passed with a vote of 11 - 0 - 3.

Yeas - 11

- Rep. C. Acton
- Rep. S. Barlow
- Rep. J. Dailey-Provost
- Rep. S. Eliason
- Rep. S. Gricius
- Rep. S. Hollins
- Rep. T. Jimenez
- Rep. M. Judkins
- Rep. A. Loubet
- Rep. M. MacPherson
- Rep. R. Ward

Nays - 0

Absent - 3

- Rep. K. Ivory
- Rep. R. Lesser
- Rep. R. Spendlove

Chair Acton adjourned the meeting at 4:33 p.m.