



MINUTES

HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Wednesday, January 31, 2024 | 3:40 p.m. | 30 House Building

Members Present:

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. Rosemary T. Lesser
Rep. Matt MacPherson

Rep. Raymond P. Ward

Members Absent:

Rep. Ken Ivory, Chair
Rep. Marsha Judkins
Rep. Anthony E. Loubet
Rep. Robert M. Spendlove

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 3:52 p.m.

MOTION: Rep. MacPherson moved to approve the minutes of the January 26, 2024 meeting. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 6

Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

1. H.B. 377 Podiatrist Practice Amendments (Cutler, P.)

Chair Acton announced that HB 377 would not be heard today.

2. H.B. 319 Exchange of Clinical Health Information Amendments (Johnson, D.N.)

Rep. Dan N. Johnson presented the bill with the assistance of Dean Penovich, Bureau Director, Utah Department of Health and Human Services; David Balkcom, Data Engineer, Utah Health Information Network; Dr. Peter Taillac, Emergency Physician and Medical Director, Bureau of Emergency, Utah Department of Health and Human Services; and Navina Forsythe, Chief Data and Privacy Officer, Utah Health Information Network.

MOTION: Rep. Ward moved to amend H.B. 319 with Amendment #1. The motion passed with a vote of 9 - 0 - 5.

Amendment 1
H.B. 319

1. Page 3, Lines 77 through 87:

77 (e) (i) Subject to the Health Insurance Portability and Accountability Act of 1996, Pub.

78 L. No. 104-191, 110 Stat. 1936, as amended:

79 (A) the department may submit clinical health information about a patient, to a
80 qualified network, via electronic exchange of clinical health information, if:

81 (l) the electronic exchange of clinical health information meets the standards

82 established by the department under Section 26B-8-411; and
83 (II) the clinical health information was collected by an emergency medical service
84 provider performing emergency medical services for the provider's patient;
85 (B) in connection with providing emergency medical services to a patient, an
86 emergency medical service provider may, through electronic exchange, access the patient's clinical health
information
87 ~~{through electronic exchange}~~ that is pertinent to the emergency medical services provided; and

Yeas - 9

Nays - 0

Absent - 5

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Ward

Rep. J. Dailey-Provost
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

MOTION: Rep. Ward moved to pass H.B. 319 out favorably. The motion passed with a vote of 9 - 0 - 5.

Yeas - 9

Nays - 0

Absent - 5

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Ward

Rep. J. Dailey-Provost
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

3. H.B. 387 Physician Workforce Amendments (Eliason, S.)

Rep. Steven Eliason presented the bill.

Rachel Craig, Government Affairs Manager, Association for Utah Community Health, and also representing the Utah Academy of Family Physicians, spoke in favor of the bill.

MOTION: Rep. Dailey-Provost moved to replace H.B. 387 with 1st Substitute H.B. 387. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Nays - 0

Absent - 6

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

Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove
Rep. R. Ward

MOTION: Rep. Dailey-Provost moved to pass 1st Substitute H.B. 387 out favorably. The motion passed with a vote of 9 - 0 - 5.

Yeas - 9
Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. R. Lesser
Rep. M. MacPherson

Nays - 0

Absent - 5
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove
Rep. R. Ward

MOTION: Rep. Dailey-Provost moved to place 1st Substitute H.B. 387 on the Consent Calendar. The motion passed with a vote of 10 - 0 - 4.

Yeas - 10
Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 4
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

4. H.B. 200 Order for Life Sustaining Treatment Amendments (*Gricius, S.*)

Rep. Stephanie Gricius presented the bill.

MOTION: Rep. Ward moved to amend H.B. 200 with Amendment #1. The motion passed with a vote of 10 - 0 - 4.

Amendment 1
H.B. 200

1. Page 1, Lines 13 through 16:
13 ▸ modifies professional conduct standards for physicians, advance practice registered
14 nurses, and physician assistants { ~~to include obtaining a parent or guardian signature~~
15 ~~when completing an order for life sustaining treatment for a minor~~ } related to do not resuscitate orders; and
16 ▸ makes technical and conforming changes related orders for life sustaining treatment.
2. Page 3, Lines 81 through 82:
81 (s) for an advance practice registered nurse, { ~~failing to comply with Subsection~~
82 ~~75-2a-106(3)(b)(iii) when completing an order for life sustaining treatment for the minor~~ } designating a child
as do not resuscitate without parental consent.
3. Page 4, Lines 114 through 115:
114 (h) { ~~failing to comply with Subsection 75-2a-106(3)(b)(iii) when completing an order~~
115 ~~for life sustaining treatment for the minor~~ } designating a child as do not resuscitate without parental consent
.
4. Page 6, Lines 156 through 157:
156 (h) { ~~failing to comply with Subsection 75-2a-106(3)(b)(iii) when completing an order~~
157 ~~for life sustaining treatment for the minor~~ } designating a child as do not resuscitate without parental
consent.
5. Page 7, Lines 199 through 200:
199 (h) { ~~failing to comply with Subsection 75-2a-106(3)(b)(iii) when completing an order~~
200 ~~for life sustaining treatment for the minor~~ } designating a child as do not resuscitate without parental
consent.

Yeas - 10
Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 4
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

MOTION: Rep. Ward moved to pass H.B. 200 out favorably. The motion passed with a vote of 10 - 0 - 4.

Yeas - 10
Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 4
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

MOTION: Rep. Dailey-Provost moved to place H.B. 200 on the Consent Calendar. The motion passed with a vote of 10 - 0 - 4.

Yeas - 10
Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. S. Hollins
Rep. T. Jimenez
Rep. R. Lesser
Rep. M. MacPherson
Rep. R. Ward

Nays - 0

Absent - 4
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

5. H.B. 392 Nursing Care Facility Modifications (Whyte, S.)

Rep. Stephen Whyte presented the bill with the assistance of Allison Spangler, Chief Executive Officer, Utah Health Care Association.

MOTION: Rep. Eliason moved to amend H.B. 392 with Amendment #1. The motion passed with a vote of 8 - 0 - 6.

Amendment 1
H.B. 0392

- 1. Page 3, Lines 83 through 85:
83 (1) The division shall require a nursing care facility that fails to pay an assessment due
84 under this part to pay to the division, in addition to the assessment, a penalty determined by the
85 division.

Yeas - 8

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

Nays - 0

Absent - 6

Rep. S. Gricius
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

MOTION: Rep. Eliason moved to pass H.B. 392 out favorably. The motion passed with a vote of 9 - 0 - 5.

Yeas - 9

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

Nays - 0

Absent - 5

Rep. S. Gricius
Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

Rep. Eliason assumed the chair.

6. H.B. 388 Division of Services for People with Disabilities Amendments (Acton, C.K.)

Rep. Cheryl K. Acton presented the bill with the assistance of Anita Bennett, Advocate for Individuals with Intellectual Disabilities.

Nicoleen Peck, President, World Wide Organization for Women, spoke in favor of the bill.

Pam Norton, Santaquin, UT Special Educator, spoke in favor of the bill.

MOTION: Rep. Lesser moved to pass H.B. 388 out favorably. The motion passed with a vote of 10 - 0 - 4.

Yeas - 10

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

Nays - 0

Absent - 4

Rep. K. Ivory
Rep. M. Judkins
Rep. A. Loubet
Rep. R. Spendlove

MOTION: Rep. Lesser moved to adjourn. The motion passed with a vote of 10 - 0 - 4.



Yeas - 10

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

Nays - 0

Absent - 4

- Rep. K. Ivory
- Rep. M. Judkins
- Rep. A. Loubet
- Rep. R. Spendlove

Acting Chair Eliason adjourned the meeting at 4:56 p.m.