

Effective 5/3/2023

Superseded 5/1/2024

26B-1-324 Statewide Behavioral Health Crisis Response Account -- Creation -- Administration -- Permitted uses -- Reporting.

- (1) There is created a restricted account within the General Fund known as the "Statewide Behavioral Health Crisis Response Account," consisting of:
 - (a) money appropriated or otherwise made available by the Legislature; and
 - (b) contributions of money, property, or equipment from federal agencies, political subdivisions of the state, or other persons.
- (2)
 - (a) Subject to appropriations by the Legislature and any contributions to the account described in Subsection (1)(b), the division shall disburse funds in the account only for the purpose of support or implementation of services or enhancements of those services in order to rapidly, efficiently, and effectively deliver 988 services in the state.
 - (b) Funds distributed from the account to county local mental health and substance abuse authorities for the provision of crisis services are not subject to the 20% county match described in Sections 17-43-201 and 17-43-301.
 - (c) After consultation with the Behavioral Health Crisis Response Commission created in Section 63C-18-202, and local substance use authorities and local mental health authorities described in Sections 17-43-201 and 17-43-301, the division shall expend funds from the account on any of the following programs:
 - (i) the Statewide Mental Health Crisis Line, as defined in Section 26B-5-610, including coordination with 911 emergency service, as defined in Section 69-2-102, and coordination with local substance abuse authorities as described in Section 17-43-201, and local mental health authorities, described in Section 17-43-301;
 - (ii) mobile crisis outreach teams as defined in Section 26B-5-609, distributed in accordance with rules made by the division in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;
 - (iii) behavioral health receiving centers as defined in Section 26B-5-114;
 - (iv) stabilization services as described in Section 26B-1-102;
 - (v) mental health crisis services, as defined in Section 26B-5-101, provided by local substance abuse authorities as described in Section 17-43-201 and local mental health authorities described in Section 17-43-301 to provide prolonged mental health services for up to 90 days after the day on which an individual experiences a mental health crisis as defined in Section 26B-5-101;
 - (vi) crisis intervention training for first responders, as that term is defined in Section 78B-4-501;
 - (vii) crisis worker certification training for first responders, as that term is defined in Section 78B-4-501;
 - (viii) frontline support for the SafeUT Crisis Line; or
 - (ix) suicide prevention gatekeeper training for first responders, as that term is defined in Section 78B-4-501.
 - (d) If the Legislature appropriates money to the account for a purpose described in Subsection (2)(c), the division shall use the appropriation for that purpose.
- (3) Subject to appropriations by the Legislature and any contributions to the account described in Subsection (1)(b), the division may expend funds in the account for administrative costs that the division incurs related to administering the account.
- (4) The division director shall submit and make available to the public a report before December of each year to the Behavioral Health Crisis Response Commission, as defined in Section

63C-18-202, the Social Services Appropriations Subcommittee, and the Legislative Management Committee that includes:

- (a) the amount of each disbursement from the account;
 - (b) the recipient of each disbursement, the goods and services received, and a description of the project funded by the disbursement;
 - (c) any conditions placed by the division on the disbursements from the account;
 - (d) the anticipated expenditures from the account for the next fiscal year;
 - (e) the amount of any unexpended funds carried forward;
 - (f) the number of Statewide Mental Health Crisis Line calls received;
 - (g) the progress towards accomplishing the goals of providing statewide mental health crisis service; and
 - (h) other relevant justification for ongoing support from the account.
- (5) Notwithstanding Subsection (2)(c), allocations made to local substance use authorities and local mental health authorities for behavioral health receiving centers or mobile crisis outreach teams before the end of fiscal year 2023 shall be maintained through fiscal year 2027, subject to appropriation.
- (6)
- (a) As used in this Subsection (6):
 - (i) "Health benefit plan" means the same as that term is defined in Section 31A-1-301.
 - (ii) "Mental health service provider" means a behavioral health receiving center or mobile crisis outreach team.
 - (b) The department shall coordinate with each mental health service provider that receives state funds to determine which health benefit plans, if any, have not contracted or have refused to contract with the mental health service provider at usual and customary rates for the services provided by the mental health service provider.
 - (c) In each year that the department identifies a health benefit plan that meets the description in Subsection (6)(b), the department shall provide a report on the information gathered under Subsection (6)(b) to the Health and Human Services Interim Committee at or before the committee's October meeting.