

**ALLOCATION OF STATE HOSPITAL BEDS**

2002 GENERAL SESSION

STATE OF UTAH

**Sponsor: Jack A. Seitz**

**This act amends the Human Services Code. The act amends the number of psychiatric and geriatric beds at the state hospital allocated to local mental health authorities. The act sunsets the reduced number on June 30, 2002 and requires the department to increase the number of beds allocated during fiscal year 2003 as funding permits. The act has an immediate effective date.**

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

**62A-12-209.5**, as last amended by Chapter 318, Laws of Utah 2000

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

Section 1. Section **62A-12-209.5** is amended to read:

**62A-12-209.5. Allocation of state hospital beds -- Formula.**

(1) As used in this section:

(a) "Adult beds" means the total number of patient beds located in the adult general psychiatric unit and the geriatric unit at the state hospital, as determined by the superintendent of the state hospital.

(b) "Mental health catchment area" means a county or group of counties governed by a local mental health authority.

(2) (a) The board shall establish by rule a formula to separately allocate to local mental health authorities adult beds for persons who meet the requirements of Subsection 62A-12-209(2)(a). [~~On July 1, 1993, two hundred twelve~~] Beginning on the effective date of this act and until June 30, 2002, one hundred eighty two beds shall be allocated to local mental health authorities under this section. [~~That~~]

(b) The number of beds shall be reviewed and adjusted as necessary;

(i) on July 1, 2002, to restore the number of beds allocated to 212 beds as funding permits;  
and

(ii) every three years thereafter according to the state's population.

(c) All population figures utilized shall reflect the most recent available population estimates from the Utah Population Estimates Committee.

(3) The formula established under Subsection (2) [~~becomes effective on July 1, 1993, and~~] shall provide for allocation of beds based on:

(a) the percentage of the state's adult population located within a mental health catchment area; and

(b) a differential to compensate for the additional demand for hospital beds in mental health catchment areas that are located in urban areas.

(4) A local mental health authority may sell or loan its allocation of beds to another local mental health authority.

(5) The division shall allocate [2+2] adult beds at the state hospital to local mental health authorities for their use in accordance with the formula established under this section. If a local mental health authority is unable to access a bed allocated to it under [~~that~~] the formula established under Subsection (2), the division shall provide that local mental health authority with funding equal to the reasonable, average daily cost of an acute care bed purchased by the local mental health authority.

(6) The board shall periodically review and make changes in the formula established under Subsection (2) as necessary to accurately reflect changes in population.

**Section 2. Effective date.**

If approved by two-thirds of all the members elected to each house, this act 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.