

SB0050S01 compared with SB0050

~~deleted text~~ shows text that was in SB0050 but was deleted in SB0050S01.

inserted text shows text that was not in SB0050 but was inserted into SB0050S01.

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Senator Evan J. Vickers proposes the following substitute bill:

HEALTH CODE REPEALER

2016 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Evan J. Vickers

House Sponsor: _____

LONG TITLE

General Description:

This bill modifies the Utah Health Code by repealing the Autism Treatment Account.

Highlighted Provisions:

This bill:

- ▶ repeals Title 26, Chapter 52, Autism Treatment Account; and
- ▶ provides that funds remaining in the Autism Treatment Account on June 30, 2016, shall be deposited into the state Medicaid plan for the autism spectrum disorder program.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

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Utah Code Sections Affected:

~~{REPEALS:~~

~~———— 26-52-101, as enacted by Laws of Utah 2010, Chapter 69~~

~~———— 26-52-102, as last amended by Laws of Utah 2014, Chapter 302}~~ AMENDS:

26-52-201, as last amended by Laws of Utah 2014, Chapter 302

~~{26-52-202}~~ 631-1-226, as last amended by Laws of Utah ~~{2014, Chapter 302}~~

~~———— 26-52-203, as last amended by Laws of Utah 2014, Chapter 302}~~ 2015, Chapters 16, 31, and 258

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

Section 1. ~~{Repealer:~~

~~———— This} {bill repeals:~~

~~———— }Section {26-52-101, Title:~~

~~———— Section 26-52-102, Definitions.}~~ 26-52-201 is amended to read:

~~{Section} 26-52-201 {,}~~ Autism Treatment Account -- Medical loss ratio

calculation -- Use of account.

~~{Section 26-52-202,}~~ (1) There is created within the General Fund a restricted account known as the Autism Treatment Account.

(2) The account shall consist of:

(a) gifts, grants, devises, donations, and bequests of real property, personal property, or services, from any source, or any other conveyance that may be made to the account from private sources;

(b) interest and other earnings derived from the account money; and

(c) any additional amounts as appropriated by the Legislature.

(3) If an insurer contributes to the account, for purposes of calculating an insurer's medical loss ratio under the PPACA, as defined in Section 31A-1-301, the insurance commissioner shall consider the contribution to the account to be a claims payment by the insurer.

(4) Except as provided in Subsection (5), the executive director of the department shall be responsible for administering the account.

(5) The committee shall, consistent with the requirements of this title:

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(a) prioritize spending of account funds, as permitted under Subsection (6);

(b) determine which treatment providers qualify for disbursements from the account for services rendered; and

(c) authorize all other distributions from the account, except that disbursements for expenses authorized under Subsections (6)(b) and (c) shall also require the approval of the executive director.

(6) Account money may be used to:

(a) evaluate and treat a qualified child by utilizing applied behavior analysis or other proven effective treatments as determined by the committee under Subsection 26-52-202(4)(b);

(b) pay all actual and necessary operating expenses for the committee and staff; and

(c) pay administrative or other expenses of the Department of Health related to the program, except where those expenses are greater than 9% of the total account funds.

(7) All interest and other earnings derived from the account money shall be deposited into the account.

(8) The state treasurer shall invest the money in the account under Title 51, Chapter 7, State Money Management Act.

(9) Any money remaining in the Autism Treatment Account ~~{Advisory Committee -- Membership -- Time limit.~~

~~Section 26-52-203, Administration of services for eligible individuals.~~

Legislative Review Note

~~Office of Legislative Research and General Counsel~~ on June 30, 2016, shall be deposited into the state Medicaid plan and shall be used for the autism spectrum disorder program described in Section 26-18-407.

Section 2. Section 63I-1-226 is amended to read:

63I-1-226. Repeal dates, Title 26.

(1) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed July 1, 2025.

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(2) Section 26-10-11 is repealed July 1, 2020.

(3) Section 26-21-23, Licensing of non-Medicaid nursing care facility beds, is repealed July 1, 2018.

(4) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1, 2024.

(5) Title 26, Chapter 36a, Hospital Provider Assessment Act, is repealed July 1, 2016.

(6) Section 26-38-2.5 is repealed July 1, 2017.

(7) Section 26-38-2.6 is repealed July 1, 2017.

(8) Title 26, Chapter 52, Autism Treatment Account, is repealed July 1, 2016.

~~(8)~~ (9) Title 26, Chapter 56, Hemp Extract Registration Act, is repealed July 1, 2016.