

HB0390S01 compared with HB0390

~~text~~ shows text that was in HB0390 but was deleted in HB0390S01.

Inserted text shows text that was not in HB0390 but was inserted into HB0390S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Don L. Ipson proposes the following substitute bill:

SUICIDE PREVENTION MODIFICATIONS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steve Eliason

Senate Sponsor: ~~_____~~ Don L. Ipson

LONG TITLE

General Description:

This bill creates a Suicide Prevention Education Program to be administered by the Bureau of Criminal Identification.

Highlighted Provisions:

This bill:

- ▶ creates a Suicide Prevention Education Program to be created by the state suicide prevention coordinator and the Bureau of Criminal Identification;
- ▶ allows the program to provide grants to federal firearms licensees to educate their employees regarding suicide prevention; and
- ▶ makes technical corrections.

Money Appropriated in this Bill:

This bill appropriates:

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- ▶ to the Department of Public Safety - Bureau of Criminal Identification, as an ongoing appropriation:
 - from the General Fund, \$9,800, ~~for~~to the ~~Swicide Prevention Education Program~~Firearm Safety Account.

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53-10-202, as last amended by Laws of Utah 2016, Chapter 144

53-10-202.1, as enacted by Laws of Utah 2014, Chapter 226

62A-15-1101, as last amended by Laws of Utah 2016, Chapters 144, 164, and 168

ENACTS:

53-10-202.3, Utah Code Annotated 1953

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

Section 1. Section **53-10-202** is amended to read:

53-10-202. Criminal identification -- Duties of bureau.

The bureau shall:

- (1) procure and file information relating to identification and activities of persons who:
 - (a) are fugitives from justice;
 - (b) are wanted or missing;
 - (c) have been arrested for or convicted of a crime under the laws of any state or nation;

and

- (d) are believed to be involved in racketeering, organized crime, or a dangerous offense;

- (2) establish a statewide uniform crime reporting system that shall include:

- (a) statistics concerning general categories of criminal activities;
- (b) statistics concerning crimes that exhibit evidence of prejudice based on race,

religion, ancestry, national origin, ethnicity, or other categories that the division finds appropriate; and

- (c) other statistics as required by the Federal Bureau of Investigation;

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- (3) make a complete and systematic record and index of the information obtained under this part;
- (4) subject to the restrictions in this part, establish policy concerning the use and dissemination of data obtained under this part;
- (5) publish an annual report concerning the extent, fluctuation, distribution, and nature of crime in Utah;
- (6) establish a statewide central register for the identification and location of missing persons, which may include:
 - (a) identifying data including fingerprints of each missing person;
 - (b) identifying data of any missing person who is reported as missing to a law enforcement agency having jurisdiction;
 - (c) dates and circumstances of any persons requesting or receiving information from the register; and
 - (d) any other information, including blood types and photographs found necessary in furthering the purposes of this part;
- (7) publish a quarterly directory of missing persons for distribution to persons or entities likely to be instrumental in the identification and location of missing persons;
- (8) list the name of every missing person with the appropriate nationally maintained missing persons lists;
- (9) establish and operate a 24-hour communication network for reports of missing persons and reports of sightings of missing persons;
- (10) coordinate with the National Center for Missing and Exploited Children and other agencies to facilitate the identification and location of missing persons and the identification of unidentified persons and bodies;
- (11) receive information regarding missing persons, as provided in Sections 26-2-27 and 53A-11-502, and stolen vehicles, vessels, and outboard motors, as provided in Section 41-1a-1401;
- (12) adopt systems of identification, including the fingerprint system, to be used by the division to facilitate law enforcement;
- (13) assign a distinguishing number or mark of identification to any pistol or revolver, as provided in Section 76-10-520;

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(14) check certain criminal records databases for information regarding motor vehicle salesperson applicants, maintain a separate file of fingerprints for motor vehicle salespersons, and inform the Motor Vehicle Enforcement Division when new entries are made for certain criminal offenses for motor vehicle salespersons in accordance with the requirements of Section 41-3-205.5;

(15) check certain criminal records databases for information regarding driving privilege card applicants or cardholders and maintain a separate file of fingerprints for driving privilege applicants and cardholders and inform the federal Immigration and Customs Enforcement Agency of the United States Department of Homeland Security when new entries are made in accordance with the requirements of Section 53-3-205.5.

(16) review and approve or disapprove applications for license renewal that meet the requirements for renewal;

(17) forward to the board those applications for renewal under Subsection (16) that do not meet the requirements for renewal; and

(18) within funds appropriated by the Legislature for the purpose, implement and manage the operation of [a] firearm safety [program] and suicide prevention education programs, in conjunction with the state suicide prevention coordinator, as described in this section and Section 62A-15-1101, including:

(a) coordinating with the Department of Health, local mental health and substance abuse authorities, ~~[the public education suicide prevention coordinator]~~ a nonprofit behavioral health advocacy group, and a representative from a Utah-based nonprofit organization with expertise in the field of firearm use and safety that represents firearm owners, to:

(i) produce a firearm safety brochure with information about the safe handling and use of firearms that includes:

(A) rules for safe handling, storage, and use of firearms in a home environment;

(B) information about at-risk individuals and individuals who are legally prohibited from possessing firearms;

(C) information about suicide prevention and awareness; and

(D) information about the availability of firearm safety packets;

(ii) procure cable-style gun locks for distribution pursuant to this section; ~~[and]~~

(iii) produce a firearm safety packet that includes both the firearm safety brochure

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described in Subsection (18)(a)(i) and the cable-style gun lock described in Subsection (18)(a)(ii); and

(iv) create a suicide prevention education course that:

(A) provides information that includes posters for display and pamphlets or brochures for distribution regarding firearm safety education;

(B) incorporates current information on how to recognize suicidal behaviors and identify persons who may be suicidal;

(C) provides information regarding crisis intervention resources; and

(D) provides continuing education in the area of suicide prevention;

(b) distributing, free of charge, the firearm safety packet to the following persons, who shall make the firearm safety packet available free of charge:

(i) health care providers, including emergency rooms;

(ii) mental health practitioners;

(iii) other public health suicide prevention organizations;

(iv) entities that teach firearm safety courses; and

(v) school districts for use in the seminar, described in Section 53A-15-1302, for parents of students in the school district;

(c) creating and administering a redeemable coupon program described in this section and Section 76-10-526, that may include:

(i) producing a redeemable coupon that offers between \$10 and \$200 off the purchase of a gun safe from a participating federally licensed firearms dealer, as defined in Section 76-10-501, by a Utah resident who has filed an application for a concealed firearm permit;

(ii) advertising the redeemable coupon program to all federally licensed firearms dealers and maintaining a list of dealers who wish to participate in the program;

(iii) printing or writing the name of a Utah resident who has filed an application for a concealed firearm permit on the redeemable coupon;

(iv) mailing the redeemable coupon and the firearm safety brochure to Utah residents who have filed an application for a concealed firearm permit; and

(v) collecting from the participating dealers receipts described in Section 76-10-526 and reimbursing the dealers;

(d) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,

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making rules that establish procedures for:

- (i) producing and distributing the firearm safety brochures and packets;
- (ii) procuring the cable-style gun locks for distribution; and
- (iii) administering the redeemable coupon program; and
- (e) reporting to the Law Enforcement and Criminal Justice Interim Committee

regarding implementation and success of the firearm safety program:

- (i) during the 2016 interim, before November 1; and
- (ii) during the 2018 interim, before June 1.

Section 2. Section 53-10-202.1 is amended to read:

53-10-202.1. Firearm Safety Account.

(1) There is created a restricted account within the General Fund known as the "Firearm Safety Account."

(2) The account shall be funded by appropriations from the Legislature.

(3) Funds in the account may only be used for the [Firearm Safety Program] programs established in Subsection 53-10-202(18).

Section ~~(2)~~3. Section 53-10-202.3 is enacted to read:

53-10-202.3. Suicide Prevention Education Program -- Definitions -- Grant requirements.

(1) As used in this section:

(a) "Bureau" means the Bureau of Criminal Identification created in Section 53-10-201 within the Department of Public Safety.

(b) "Coordinator" means the state suicide prevention coordinator designated in Section 62A-15-1101.

(c) "Course" means the suicide prevention education course created in Subsection 53-10-202(18)(a)(iv).

(2) There is created a Suicide Prevention Education Program to fund suicide prevention education opportunities for federally licensed firearms dealers who operate a retail establishment open to the public and the dealers' employees.

(3) The bureau shall provide a grant to an employer in Subsection (2) following the criteria provided in accordance with Subsection 62A-15-1101(8)(b).

(4) An employer may apply for a grant of up to \$2,500 under the program.

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Section ~~33~~4. Section **62A-15-1101** is amended to read:

62A-15-1101. Suicide prevention -- Reporting requirements.

(1) As used in the section:

(a) "Bureau" means the Bureau of Criminal Identification created in Section 53-10-201 within the Department of Public Safety.

(b) "Division" means the Division of Substance Abuse and Mental Health.

(c) "Intervention" means an effort to prevent a person from attempting suicide.

(d) "Postvention" means mental health intervention after a suicide attempt or death to prevent or contain contagion.

(e) "State suicide prevention coordinator" means an individual designated by the division as described in Subsections (2) and (3).

(2) The division shall appoint a state suicide prevention coordinator to administer a state suicide prevention program composed of suicide prevention, intervention, and postvention programs, services, and efforts.

(3) The state suicide prevention program may include the following components:

- (a) delivery of resources, tools, and training to community-based coalitions;
- (b) evidence-based suicide risk assessment tools and training;
- (c) town hall meetings for building community-based suicide prevention strategies;
- (d) suicide prevention gatekeeper training;
- (e) training to identify warning signs and to manage an at-risk individual's crisis;
- (f) evidence-based intervention training;
- (g) intervention skills training; and
- (h) postvention training.

(4) The state suicide prevention coordinator shall coordinate with the following to gather statistics, among other duties:

- (a) local mental health and substance abuse authorities;
- (b) the State Board of Education, including the public education suicide prevention coordinator described in Section 53A-15-1301;
- (c) the Department of Health;
- (d) health care providers, including emergency rooms;
- (e) federal agencies, including the Federal Bureau of Investigation;

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(f) other unbiased sources; and

(g) other public health suicide prevention efforts.

(5) The state suicide prevention coordinator shall provide a written report to the Health and Human Services Interim Committee, by the October meeting every year, on:

(a) implementation of the state suicide prevention program, as described in Subsections (2) and (3);

(b) data measuring the effectiveness of each component of the state suicide prevention program;

(c) funds appropriated for each component of the state suicide prevention program; and

(d) five-year trends of suicides in Utah, including subgroups of youths and adults and other subgroups identified by the state suicide prevention coordinator.

(6) The state suicide prevention coordinator shall report to the Legislature's:

(a) Education Interim Committee, by the October 2015 meeting, jointly with the State Board of Education, on the coordination of suicide prevention programs and efforts with the State Board of Education and the public education suicide prevention coordinator as described in Section 53A-15-1301; and

(b) Health and Human Services Interim Committee, by the October 2017 meeting, statistics on the number of annual suicides in Utah, including how many suicides were committed with a gun, and if so:

(i) where the victim procured the gun and if the gun was legally possessed by the victim;

(ii) if the victim purchased the gun legally and whether a background check was performed before the victim purchased the gun;

(iii) whether the victim had a history of mental illness or was under the treatment of a mental health professional;

(iv) whether any medication or illegal drugs or alcohol were also involved in the suicide; and

(v) if the suicide incident also involved the injury or death of another individual, whether the shooter had a history of domestic violence.

(7) The state suicide prevention coordinator shall consult with the bureau to implement and manage the operation of a firearm safety program, as described in Subsection

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53-10-202(18) [~~and~~], Section 53-10-202.1, and the Suicide Prevention Education Program described in Section 53-10-202.3.

(8) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division shall make rules:

(a) governing the implementation of the state suicide prevention program, consistent with this section[-]; and

(b) in conjunction with the ~~{Bureau of Criminal Identification}~~bureau, defining the criteria for employers to apply for grants under the Suicide Prevention Education Program in Section 53-10-202.3, which shall include:

(i) attendance at a suicide prevention education course; and

(ii) display of posters and distribution of the firearm safety brochures or packets created in Subsection 53-10-202(18)(a)(iii), but does not require the distribution of a cable-style gun lock with a firearm if the firearm already has a trigger lock or comparable safety mechanism.

Section ~~{4}~~5. **Appropriation.**

The following sums of money are appropriated for the fiscal year beginning July 1, 2017, and ending June 30, 2018. These are additions to amounts previously appropriated for fiscal year 2018. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

To Bureau of Criminal Identification - Department of Public Safety

From General Fund \$9,800

Schedule of Programs:

~~{Suicide Prevention Education Program~~ ~~\$9,800~~

Legislative Review Note

Office of Legislative Research and General Counsel; Firearm Safety Account

\$9,800

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