

28 AMENDS:

- 29 **26-55-108**, as enacted by Laws of Utah 2017, Chapter 228
- 30 **62A-4a-1008**, as last amended by Laws of Utah 2017, Chapter 231
- 31 **62A-15-1101**, as last amended by Laws of Utah 2017, Chapters 296 and 346
- 32 **63I-2-226**, as last amended by Laws of Utah 2017, Chapters 126, 155, 413, and 419
- 33 **63I-2-249**, as enacted by Laws of Utah 2015, Chapter 455
- 34 **63I-2-258**, as last amended by Laws of Utah 2015, Chapters 258 and 266
- 35 **63I-2-262**, as last amended by Laws of Utah 2017, Chapter 330
- 36 **63I-2-263**, as last amended by Laws of Utah 2017, First Special Session, Chapter 1
- 37 **63I-2-276**, as renumbered and amended by Laws of Utah 2008, Chapter 382
- 38 **63I-2-278**, as last amended by Laws of Utah 2015, Chapter 217

39 ENACTS:

- 40 **63I-2-251**, Utah Code Annotated 1953

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

43 Section 1. Section **26-55-108** is amended to read:

44 **26-55-108. Coprescription guidelines.**

45 (1) As used in this section:

46 (a) "Controlled substance prescriber" means the same as that term is defined in Section
47 **58-37-6.5**.

48 (b) "Coprescribe" means to issue a prescription for an opiate antagonist with a
49 prescription for an opiate.

50 (2) The department shall, in consultation with the Physicians Licensing Board created
51 in Section **58-67-201**, the Osteopathic Physician and Surgeon's Licensing Board created in
52 Section **58-68-201**, and the Department of Occupational and Professional Licensing created in
53 Section **58-1-103**, establish by rule, made in accordance with Title 63G, Chapter 3, Utah
54 Administrative Rulemaking Act, scientifically based guidelines for controlled substance
55 prescribers to coprescribe an opiate antagonist to a patient.

56 ~~[(3) The department shall report to the Health and Human Services Interim Committee~~
57 ~~before October 30, 2017, regarding the guidelines established under Subsection (2).]~~

58 ~~[(4) The report described in Subsection (3) shall include:]~~

59 ~~[(a) established rules regarding the coprescription of an opiate antagonist to a patient;~~
60 ~~and]~~

61 ~~[(b) an analysis of:]~~

62 ~~[(i) the application of the rules; and]~~

63 ~~[(ii) the impact of the rules.]~~

64 Section 2. Section **62A-4a-1008** is amended to read:

65 **62A-4a-1008. Time frames for deletion or expungement of specified information**
66 **or reports.**

67 (1) The division shall delete any reference in the Management Information System or
68 Licensing Information System to:

69 (a) a report that is determined by the division to be without merit, if no subsequent
70 report involving the same alleged perpetrator has occurred within one year; or

71 (b) a report that is determined by a court of competent jurisdiction to be
72 unsubstantiated or without merit, if no subsequent report involving the same alleged
73 perpetrator has occurred within five years.

74 (2) The division shall maintain a separation of reports as follows:

75 (a) those that are supported;

76 (b) those that are unsupported;

77 (c) those that are without merit;

78 (d) those that are unsubstantiated under the law in effect before May 6, 2002;

79 (e) those that are substantiated under the law in effect before May 6, 2002; and

80 (f) those that are consented-to supported findings under Subsection

81 [62A-4a-1005\(3\)\(a\)\(iii\)](#).

82 (3) On or before May 1, 2018, the division shall make rules, in accordance with Title
83 63G, Chapter 3, Utah Administrative Rulemaking Act, for the expungement of supported
84 reports or unsupported reports in the Management Information System and the Licensing
85 Information System.

86 ~~[(4) On or before November 1, 2017, the division director shall report to the Health and~~
87 ~~Human Services Interim Committee on the progress that the division is making toward the~~
88 ~~development and adoption of the administrative rules required under this section.]~~

89 ~~[(5)]~~ (4) The rules described in Subsection (3) shall:

90 (a) in relation to an unsupported report or a supported report, identify the types of child
91 abuse or neglect reports that:

92 (i) the division shall expunge within five years after the last date on which the
93 individual's name was placed in the information system, without requiring the subject of the
94 report to request expungement;

95 (ii) the division shall expunge within 10 years after the last date on which the
96 individual's name was placed in the information system, without requiring the subject of the
97 report to request expungement;

98 (iii) the division may expunge following an individual's request for expungement; and

99 (iv) the division may not expunge due to the serious nature of the specified types of
100 child abuse or neglect;

101 (b) establish an administrative process and a standard of review for the subject of a
102 report to make an expungement request; and

103 (c) define the term "expunge" or "expungement" to clarify the administrative process
104 for removing a record from the information system.

105 ~~[(6)]~~ (5) If an individual's name is in the information system for a type of child abuse or
106 neglect report identified under Subsection ~~[(5)]~~ (4)(a)(iii), the individual may request to have
107 the report expunged 10 years after the last date on which the individual's name was placed in
108 the information system for a supported or unsupported report.

109 ~~[(7)]~~ (6) If an individual's expungement request is denied, the individual shall wait at
110 least one year after the issuance of the denial before the individual may again request to have
111 the individual's report expunged.

112 ~~[(8)]~~ (7) Only persons with statutory authority may access the information contained in
113 any of the reports identified in Subsection (2).

114 Section 3. Section **62A-15-1101** is amended to read:

115 **62A-15-1101. Suicide prevention -- Reporting requirements.**

116 (1) As used in the section:

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

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

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

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

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

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

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

129 (a) delivery of resources, tools, and training to community-based coalitions;

130 (b) evidence-based suicide risk assessment tools and training;

131 (c) town hall meetings for building community-based suicide prevention strategies;

132 (d) suicide prevention gatekeeper training;

133 (e) training to identify warning signs and to manage an at-risk individual's crisis;

134 (f) evidence-based intervention training;

135 (g) intervention skills training; and

136 (h) postvention training.

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

139 (a) local mental health and substance abuse authorities;

140 (b) the State Board of Education, including the public education suicide prevention
141 coordinator described in Section [53A-15-1301](#);

142 (c) the Department of Health;

143 (d) health care providers, including emergency rooms;

144 (e) federal agencies, including the Federal Bureau of Investigation;

145 (f) other unbiased sources; and

146 (g) other public health suicide prevention efforts.

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

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

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

152 program;

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

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

156 (6) The state suicide prevention coordinator shall report to the Legislature's~~[(a)-~~
157 ~~Education Interim Committee, by the October 2015 meeting, jointly with the State Board of~~
158 ~~Education, on the coordination of suicide prevention programs and efforts with the State Board~~
159 ~~of Education and the public education suicide prevention coordinator as described in Section~~
160 ~~53A-15-1301, and (b)] Health and Human Services Interim Committee, by the October [2017]~~
161 2018 meeting, statistics on the number of annual suicides in Utah, including how many
162 suicides were committed with a gun, and if so:

163 [(i)] (a) where the victim procured the gun and if the gun was legally possessed by the
164 victim;

165 [(ii)] (b) if the victim purchased the gun legally and whether a background check was
166 performed before the victim purchased the gun;

167 [(iii)] (c) whether the victim had a history of mental illness or was under the treatment
168 of a mental health professional;

169 [(iv)] (d) whether any medication or illegal drugs or alcohol were also involved in the
170 suicide; and

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

173 (7) The state suicide prevention coordinator shall consult with the bureau to implement
174 and manage the operation of a firearm safety program, as described in Subsection
175 53-10-202(18), Section 53-10-202.1, and the Suicide Prevention Education Program described
176 in Section 53-10-202.3.

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

179 (a) governing the implementation of the state suicide prevention program, consistent
180 with this section; and

181 (b) in conjunction with the bureau, defining the criteria for employers to apply for
182 grants under the Suicide Prevention Education Program in Section 53-10-202.3, which shall

183 include:

- 184 (i) attendance at a suicide prevention education course; and
185 (ii) display of posters and distribution of the firearm safety brochures or packets
186 created in Subsection [53-10-202\(18\)\(a\)\(iii\)](#), but does not require the distribution of a
187 cable-style gun lock with a firearm if the firearm already has a trigger lock or comparable
188 safety mechanism.

189 ~~[(9) The state suicide prevention coordinator shall present to the Health and Human
190 Services Interim Committee, no later than November 2017, a 10-year statewide suicide
191 prevention plan.]~~

192 ~~[(10)]~~ (9) As funding by the Legislature allows, the state suicide prevention coordinator
193 shall award grants, not to exceed a total of \$100,000 per fiscal year, to suicide prevention
194 programs that focus on the needs of children who have been served by the Division of Juvenile
195 Justice Services.

196 Section 4. Section **63I-2-226** is amended to read:

197 **63I-2-226. Repeal dates -- Title 26.**

- 198 (1) Subsection [26-7-8\(3\)](#) is repealed January 1, 2027.
199 (2) Subsection [26-7-9\(5\)](#) is repealed January 1, 2019.
200 ~~[(1)]~~ (3) Section [26-8a-107](#) is repealed July 1, 2019.
201 (4) Subsection [26-8a-203\(3\)\(a\)\(i\)](#) is repealed January 1, 2023.
202 ~~[(2)]~~ (5) Subsections [26-10-12\(2\)](#) and (4) are repealed July 1, 2017.
203 (6) Subsection [26-18-2.3\(5\)](#) is repealed January 1, 2020.
204 (7) Subsection [26-18-2.4\(3\)\(e\)](#) is repealed January 1, 2023.
205 (8) Subsection [26-18-408\(6\)](#) is repealed January 2, 2019.
206 (9) Subsection [26-18-410\(5\)](#) is repealed January 1, 2026.
207 (10) Subsection [26-18-411\(5\)](#) is repealed January 1, 2023.
208 (11) Subsection [26-18-604\(2\)](#) is repealed January 1, 2020.
209 (12) Subsection [26-21-28\(2\)\(b\)](#) is repealed January 1, 2021.
210 (13) Subsection [26-33a-106.1\(2\)\(a\)](#) is repealed January 1, 2023.
211 (14) Subsection [26-33a-106.5\(6\)\(c\)\(iii\)](#) is repealed January 1, 2020.
212 ~~[(3)]~~ (15) Title 26, Chapter 46, Utah Health Care Workforce Financial Assistance
213 Program, is repealed July 1, 2027.

- 214 (16) Subsection 26-50-202(7)(b) is repealed January 1, 2020.
- 215 (17) Subsections 26-54-103(6)(d)(ii) and (iii) are repealed January 1, 2020.
- 216 (18) Subsection 26-55-107(8) is repealed January 1, 2021.
- 217 (19) Subsection 26-56-103(9)(d) is repealed January 1, 2020.
- 218 [~~4~~] (20) Title 26, Chapter 59, Telehealth Pilot Program, is repealed January 1, 2020.
- 219 (21) Subsection 26-61-202(4)(b) is repealed January 1, 2022.
- 220 (22) Subsection 26-61-202(5) is repealed January 1, 2022.
- 221 Section 5. Section **63I-2-249** is amended to read:
- 222 **63I-2-249. Repeal dates -- Title 49.**
- 223 (1) Section 49-20-106 is repealed January 1, 2021.
- 224 (2) Section 49-20-412 is repealed January 1, 2016.
- 225 (3) Subsection 49-20-417(5)(b) is repealed January 1, 2020.
- 226 Section 6. Section **63I-2-251** is enacted to read:
- 227 **63I-2-251. Repeal dates -- Title 51.**
- 228 Subsection 51-9-203(3) is repealed January 1, 2023.
- 229 Section 7. Section **63I-2-258** is amended to read:
- 230 **63I-2-258. Repeal dates -- Title 58.**
- 231 Subsection 58-37f-303(7) is repealed January 1, 2019.
- 232 Section 8. Section **63I-2-262** is amended to read:
- 233 **63I-2-262. Repeal dates, Title 62A.**
- 234 (1) Section 62A-1-111.5 is repealed July 1, 2018.
- 235 (2) Subsection 62A-5-103.1(6) is repealed January 1, 2023.
- 236 (3) Subsection 62A-15-1101(6) is repealed January 1, 2019.
- 237 (4) Section 62A-15-1102 is repealed January 1, 2019.
- 238 Section 9. Section **63I-2-263** is amended to read:
- 239 **63I-2-263. Repeal dates, Title 63A to Title 63N.**
- 240 (1) Section 63A-5-227 is repealed on January 1, 2018.
- 241 (2) Section 63H-7a-303 is repealed on July 1, 2022.
- 242 (3) On July 1, 2019:
- 243 (a) in Subsection 63J-1-206(3)(c)(i), the language that states "(i) Except as provided in
- 244 Subsection (3)(c)(ii)" is repealed; and

- 245 (b) Subsection [63J-1-206\(3\)\(c\)\(ii\)](#) is repealed.
- 246 (4) Section [63J-4-708](#) is repealed January 1, 2023.
- 247 [~~(4)~~] (5) Subsection [63N-3-109\(2\)\(f\)\(i\)\(B\)](#) is repealed July 1, 2020.
- 248 [~~(5)~~] (6) Section [63N-3-110](#) is repealed July 1, 2020.
- 249 Section 10. Section **63I-2-276** is amended to read:
- 250 **63I-2-276. Repeal dates -- Title 76.**
- 251 Section [76-7-305.7](#) is repealed January 1, 2023.
- 252 Section 11. Section **63I-2-278** is amended to read:
- 253 **63I-2-278. Repeal dates, Title 78A and Title 78B.**
- 254 (1) Title 78B, Chapter 3, Part 9, Expedited Jury Trial Act, is repealed January 1, 2017.
- 255 (2) Subsection [78B-6-144\(5\)](#) is repealed January 1, 2019.

Legislative Review Note
Office of Legislative Research and General Counsel